



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—40:

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

PRAYER

The following prayer was offered by Pastor Darin Canary, First Christian Church, Wauchula:

Dear Lord, we come to you this morning, and we just simply seek wisdom. Lord, this Capitol is full of men and women who have been entrusted to run this great state. As intelligent and hardworking as they are, God, your word says that we are nothing without you. I just pray that you would shower your wisdom upon them. Let them know in their spirits what you are for and what you are against. God, I just pray that you would give them boldness to stand for what is right.

Father, these men and women have a very difficult task of representing and leading their communities, cities, and state. Lord, as you know, in this room, decisions will be made that have the power to change people’s lives, and in some cases, even save lives. Bills will be discussed and voted on. At the end of the day, Lord, it is my prayer that you will be pleased with the end result—that what breaks your heart, God, would break the hearts of these that you have allowed to represent us all in this great State of Florida.

My prayer is that every time this room is brought to order, your presence would fill this place, your thoughts would be their thoughts, and your supreme wisdom would flow from their minds to their pens to their paper. I pray that bills will be created and signed to make us a

better state; one that sets an example for other states to follow; a state that would honor our pledge of one nation, under God, not over you but submitted to your will, your good, pleasing, and perfect will.

Lord, help us all in this place to be like Jesus: to put others before ourselves, to reach out to those in need, and to love one another with unconditional love. Bless these men and women, Lord. Protect them and their families as they do all they can to make this state better. I pray all of this in the powerful name of Jesus Christ. Amen.

PLEDGE

Senate Pages, Madelynn Duggar of Tallahassee and Steven Ferreiro of Miami, 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. Michael Swartzon of Plantation, sponsored by Senator Book, as the doctor of the day. Dr. Swartzon specializes in family and sports medicine.

BILLS ON THIRD READING

CS for HB 389—A bill to be entitled An act relating to the practice of pharmacy; amending s. 381.0031, F.S.; requiring specified licensed pharmacists to report certain information relating to public health to the Department of Health; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy”; creating s. 465.1865, F.S.; providing definitions; providing requirements for pharmacists to provide services under a collaborative pharmacy practice agreement; requiring the terms and conditions of such agreement to be appropriate to the training of the pharmacist and the scope of practice of the physician; requiring notification to the board upon practicing under a collaborative pharmacy practice agreement; requiring pharmacists to submit a copy of the signed collaborative pharmacy practice agreement to the Board of Pharmacy; providing for the maintenance of patient records for a certain period of time; providing for renewal of such agreement; requiring a pharmacist and the collaborating physician to maintain on file and make available the collaborative pharmacy practice agreement; prohibiting certain actions relating to such agreement; requiring specified continuing education for a pharmacist who practices under a collaborative pharmacy practice agreement; requiring the Board of Pharmacy to adopt rules; amending s. 465.189, F.S.; revising the recommended immunizations or vaccines a pharmacist or a certain registered intern may administer; authorizing a certified pharmacist to administer the influenza vaccine to specified persons; amending s. 465.1893, F.S.; authorizing pharmacists who meet certain requirements to administer certain extended release medications; creating s. 465.1895, F.S.; requiring the board to identify minor, nonchronic health conditions that a pharmacist may test or screen for and treat; providing requirements for a pharmacist to test or screen for and treat minor, nonchronic health conditions; requiring the board to develop a formulary of medicinal drugs that a pharmacist may prescribe; providing requirements for the written protocol between a pharmacist and a supervising physician; prohibiting a pharmacist from providing certain services under certain circumstances; requiring a pharmacist to complete a specified amount of continuing education; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Hutson, **CS for HB 389**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Diaz	Rodriguez
Albritton	Flores	Rouson
Bean	Gruters	Simmons
Benacquisto	Hutson	Simpson
Book	Lee	Stargel
Bracy	Mayfield	Stewart
Bradley	Passidomo	Thurston
Brandes	Perry	Wright
Braynon	Pizzo	
Broxson	Rader	

Nays—12

Baxley	Gainer	Montford
Berman	Gibson	Powell
Cruz	Harrell	Taddeo
Farmer	Hooper	Torres

CS for CS for HB 599—A bill to be entitled An act relating to consultant pharmacists; amending s. 465.003, F.S.; revising the definition of the term “practice of the profession of pharmacy”; amending s. 465.0125, F.S.; requiring a pharmacist to complete additional training to be licensed as a consultant pharmacist; authorizing a consultant pharmacist to perform specified services under certain conditions; prohibiting a consultant pharmacist from modifying or discontinuing medicinal drugs prescribed by a health care practitioner under certain conditions; revising the responsibilities of a consultant pharmacist; requiring a consultant pharmacist and a collaborating practitioner to maintain written collaborative practice agreements; requiring written collaborative practice agreements to be made available upon request from or upon inspection by the Department of Health; prohibiting a consultant pharmacist from diagnosing any disease or condition; defining the term “health care facility”; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **CS for CS for HB 599** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea to Nay—Gibson

CS for CS for HB 607—A bill to be entitled An act relating to health care practitioners; amending s. 409.905, F.S.; requiring the Agency for Health Care Administration to pay for services provided to Medicaid recipients by a licensed advanced practice registered nurse who is registered to engage in autonomous practice; amending s. 456.0391, F.S.; requiring an autonomous physician assistant to submit certain information to the Department of Health; requiring the department to send a notice to autonomous physician assistants regarding the required information; requiring autonomous physician assistants who

have submitted required information to update such information in writing; providing penalties; amending s. 456.041, F.S.; requiring the department to provide a practitioner profile for an autonomous physician assistant; amending ss. 458.347 and 459.022, F.S.; defining the term “autonomous physician assistant”; authorizing third-party payors to reimburse employers for services provided by autonomous physician assistants; deleting a requirement that a physician assistant must inform a patient of a right to see a physician before prescribing or dispensing a prescription; revising the requirements for physician assistant education and training programs; authorizing the Board of Medicine to impose certain penalties upon an autonomous physician assistant; requiring the board to register a physician assistant as an autonomous physician assistant if the applicant meets certain criteria; providing requirements; providing exceptions; requiring the department to distinguish such autonomous physician assistants’ licenses; authorizing such autonomous physician assistants to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal; requiring the Council on Physician Assistants to establish rules; revising the membership and duties of the council; prohibiting a person who is not registered as an autonomous physician assistant from using the title; providing for the denial, suspension, or revocation of the registration of an autonomous physician assistant; requiring the board to adopt rules; requiring autonomous physician assistants to report adverse incidents to the department; amending s. 464.012, F.S.; requiring applicants for registration as an advanced practice registered nurse to apply to the Board of Nursing; authorizing an advanced practice registered nurse to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, affidavit, or endorsement of a physician within the framework of an established protocol; providing an exception; creating s. 464.0123, F.S.; defining the term “autonomous practice”; providing for the registration of an advanced practice registered nurse to engage in autonomous practice; providing registration requirements; requiring the department to distinguish such advanced practice registered nurses’ licenses and include the registration in their practitioner profiles; authorizing such advanced practice registered nurses to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal and continuing education; authorizing the Board of Nursing to establish an advisory committee to determine the medical acts that may be performed by such advanced practice registered nurses; providing for appointment and terms of committee members; requiring the board to adopt rules; creating s. 464.0155, F.S.; requiring advanced practice registered nurses registered to engage in autonomous practice to report adverse incidents to the Department of Health; providing requirements; defining the term “adverse incident”; providing for department review of such reports; authorizing the department to take disciplinary action; amending s. 464.018, F.S.; providing additional grounds for denial of a license or disciplinary action for advanced practice registered nurses registered to engage in autonomous practice; amending s. 39.01, F.S.; revising the definition of the term “licensed health care professional” to include an autonomous physician assistant; amending s. 39.303, F.S.; authorizing a specified autonomous physician assistant to review certain cases of abuse or neglect and standards for face-to-face medical evaluations by a Child Protection Team; amending s. 39.304, F.S.; authorizing an autonomous physician assistant to perform or order an examination and diagnose a child without parental consent under certain circumstances; amending s. 110.12315, F.S.; revising requirements for reimbursement of pharmacies for specified prescription drugs and supplies under the state employees’ prescription drug program; amending s. 252.515, F.S.; providing immunity from civil liability for an autonomous physician assistant under the Postdisaster Relief Assistance Act; amending ss. 310.071, 310.073, and 310.081, F.S.; authorizing an autonomous physician assistant and a physician assistant to administer the physical examination required for deputy pilot certification and state pilot licensure; authorizing an applicant for a deputy pilot certificate or a state pilot license to use controlled substances prescribed by an autonomous physician assistant; amending s. 320.0848, F.S.; authorizing an autonomous physician assistant to certify that a person is disabled to satisfy requirements for certain permits; amending s. 381.00315, F.S.; providing for the temporary reactivation of the registration of an autonomous physician assistant in a public health emergency; amending s. 381.00593, F.S.; revising the definition of the term “health care practitioner” to include an autonomous physician assistant for purposes of the Public School Volunteer Health Care Practitioner Act; amending s. 381.026, F.S.; revising the definition of the term “health care provider” to include an advanced practice regis-

tered nurse and an autonomous physician assistant for purposes of the Florida Patient's Bill of Rights and Responsibilities; amending s. 382.008, F.S.; authorizing an autonomous physician assistant, a physician assistant, and an advanced practice registered nurse to file a certificate of death or fetal death under certain circumstances; authorizing a certified nurse midwife to provide certain information to the funeral director within a specified time period; replacing the term "primary or attending physician" with "primary or attending practitioner"; defining the term "primary or attending practitioner"; amending s. 382.011, F.S.; conforming a provision to changes made by the act; amending s. 383.14, F.S.; authorizing the release of certain newborn tests and screening results to an autonomous physician assistant; revising the definition of the term "health care practitioner" to include an autonomous physician assistant for purposes of screening for certain disorders and risk factors; amending s. 390.0111, F.S.; authorizing a certain action by an autonomous physician assistant before an abortion procedure; amending s. 390.012, F.S.; authorizing certain actions by an autonomous physician assistant during and after an abortion procedure; amending s. 394.463, F.S.; authorizing an autonomous physician assistant, a physician assistant, and an advanced practice registered nurse to initiate an involuntary examination for mental illness under certain circumstances; authorizing a physician assistant to examine a patient; amending s. 395.0191, F.S.; providing an exception to certain onsite medical direction requirements for a specified advanced practice registered nurse; amending 395.602, F.S.; authorizing the Department of Health to use certain funds to increase the number of autonomous physician assistants in rural areas; amending s. 397.501, F.S.; prohibiting the denial of certain services to an individual who takes medication prescribed by an autonomous physician assistant, a physician assistant, or an advanced practice registered nurse; amending ss. 397.679 and 397.6793, F.S.; authorizing an autonomous physician assistant to execute a certificate for emergency admission of a person who is substance abuse impaired; amending s. 400.021, F.S.; revising the definition of the term "geriatric outpatient clinic" to include a site staffed by an autonomous physician assistant; amending s. 400.172, F.S.; authorizing an autonomous physician assistant and an advanced practice registered nurse to provide certain medical information to a prospective respite care resident; amending s. 400.487, F.S.; authorizing an autonomous physician assistant to establish treatment orders for certain patients under certain circumstances; amending s. 400.506, F.S.; requiring an autonomous physician assistant to comply with specified treatment plan requirements; amending ss. 400.9973, 400.9974, 400.9976, and 400.9979, F.S.; authorizing an autonomous physician assistant to prescribe client admission to a transitional living facility and care for such client, order treatment plans, supervise and record client medications, and order physical and chemical restraints, respectively; amending s. 401.445, F.S.; prohibiting recovery of damages in court against a registered autonomous physician assistant under certain circumstances; requiring an autonomous physician assistant to attempt to obtain a person's consent before providing emergency services; amending ss. 409.906 and 409.908, F.S.; authorizing the agency to reimburse an autonomous physician assistant for providing certain optional Medicaid services; amending s. 409.973, F.S.; requiring managed care plans to cover autonomous physician assistant services; amending s. 429.26, F.S.; prohibiting autonomous physician assistants from having a financial interest in the assisted living facility at which they are employed; authorizing an autonomous physician assistant to examine an assisted living facility resident before admission; amending s. 429.918, F.S.; revising the definition of the term "ADRD participant" to include a participant who has a specified diagnosis from an autonomous physician assistant; authorizing an autonomous physician assistant to provide signed documentation to an ADRD participant; amending s. 440.102, F.S.; authorizing an autonomous physician assistant to collect a specimen for a drug test for specified purposes; amending s. 456.053, F.S.; revising definitions; authorizing an advanced practice registered nurse registered to engage in autonomous practice and an autonomous physician assistant to make referrals under certain circumstances; conforming a cross-reference; amending s. 456.072, F.S.; providing penalties for an autonomous physician assistant who prescribes or dispenses a controlled substance in a certain manner; amending s. 456.44, F.S.; revising the definition of the term "registrant" to include an autonomous physician assistant for purposes of controlled substance prescribing; providing requirements for an autonomous physician assistant who prescribes controlled substances for the treatment of chronic nonmalignant pain; amending ss. 458.3265 and 459.0137, F.S.; requiring an autonomous physician assistant to perform a physical examination of a patient at a pain-management clinic under

certain circumstances; amending ss. 458.331 and 459.015, F.S.; providing grounds for denial of a license or disciplinary action against an autonomous physician assistant for certain violations; amending s. 464.003, F.S.; revising the definition of the term "practice of practical nursing" to include an autonomous physician assistant for purposes of authorizing such assistant to supervise a licensed practical nurse; amending s. 464.0205, F.S.; authorizing an autonomous physician assistant to directly supervise a certified retired volunteer nurse; amending s. 480.0475, F.S.; authorizing the operation of a massage establishment during specified hours if the massage therapy is prescribed by an autonomous physician assistant; amending s. 493.6108, F.S.; authorizing an autonomous physician assistant to certify the physical fitness of a certain class of applicants to bear a weapon or firearm; amending s. 626.9707, F.S.; prohibiting an insurer from refusing to issue and deliver certain disability insurance that covers any medical treatment or service furnished by an autonomous physician assistant or an advanced practice registered nurse; amending s. 627.357, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistant for purposes of medical malpractice self-insurance; amending s. 627.736, F.S.; requiring personal injury protection insurance to cover a certain percentage of medical services and care provided by specified health care providers; providing for specified reimbursement of advanced practice registered nurses registered to engage in autonomous practice or autonomous physician assistants; amending s. 633.412, F.S.; authorizing an autonomous physician assistant to medically examine an applicant for firefighter certification; amending s. 641.495, F.S.; requiring certain health maintenance organization documents to disclose that certain services may be provided by autonomous physician assistants or advanced practice registered nurses; amending s. 744.2006, F.S.; authorizing an autonomous physician assistant to carry out guardianship functions under a contract with a public guardian; conforming terminology; amending s. 744.331, F.S.; authorizing an autonomous physician assistant or a physician assistant to be an eligible member of an examining committee; conforming terminology; amending s. 744.3675, F.S.; authorizing an advanced practice registered nurse, autonomous physician assistant, or physician assistant to provide the medical report of a ward in an annual guardianship plan; amending s. 766.103, F.S.; prohibiting recovery of damages against an autonomous physician assistant under certain conditions; amending s. 766.105, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistants for purposes of the Florida Patient's Compensation Fund; amending ss. 766.1115 and 766.1116, F.S.; revising the definitions of the terms "health care provider" and "health care practitioner," respectively, to include autonomous physician assistants for purposes of the Access to Health Care Act; amending s. 766.118, F.S.; revising the definition of the term "practitioner" to include an advanced practice registered nurse registered to engage in autonomous practice and an autonomous physician assistant; amending s. 768.135, F.S.; providing immunity from liability for an advanced practice registered nurse registered to engage in autonomous practice or an autonomous physician assistant who provides volunteer services under certain circumstances; amending s. 794.08, F.S.; providing an exception to medical procedures conducted by an autonomous physician assistant under certain circumstances; amending s. 893.02, F.S.; revising the definition of the term "practitioner" to include an autonomous physician assistant; amending s. 943.13, F.S.; authorizing an autonomous physician assistant to conduct a physical examination for a law enforcement or correctional officer to satisfy qualifications for employment or appointment; amending s. 945.603, F.S.; authorizing the Correctional Medical Authority to review and make recommendations relating to the use of autonomous physician assistants as physician extenders; amending s. 948.03, F.S.; authorizing an autonomous physician assistant to prescribe drugs or narcotics to a probationer; amending ss. 984.03 and 985.03, F.S.; revising the definition of the term "licensed health care professional" to include an autonomous physician assistant; amending ss. 1002.20 and 1002.42, F.S.; providing immunity from liability for autonomous physician assistants who administer epinephrine auto-injectors in public and private schools; amending s. 1006.062, F.S.; authorizing an autonomous physician assistant to provide training in the administration of medication to designated school personnel; requiring an autonomous physician assistant to monitor such personnel; authorizing an autonomous physician assistant to determine whether such personnel may perform certain invasive medical services; amending s. 1006.20, F.S.; authorizing an autonomous physician assistant to medically evaluate a student athlete; amending s. 1009.65, F.S.; authorizing an autonomous physician assistant to participate in the Medical Education Reim-

bursement and Loan Repayment Program; providing appropriations and authorizing positions; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Albritton, **CS for CS for HB 607**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Diaz	Powell
Albritton	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Book	Gruters	Simmons
Bracy	Hutson	Simpson
Bradley	Lee	Stargel
Brandes	Mayfield	Stewart
Braynon	Passidomo	Thurston
Broxson	Perry	Wright

Nays—10

Baxley	Harrell	Taddeo
Berman	Hooper	Torres
Cruz	Montford	
Farmer	Pizzo	

Vote after roll call:

Yea to Nay—Gainer

CS for CS for HB 763—A bill to be entitled An act relating to patient safety culture surveys; amending s. 395.1012, F.S.; requiring licensed facilities to biennially conduct an anonymous patient safety culture survey using an applicable federal publication; authorizing facilities to contract for the administration of such survey; requiring facilities to biennially submit patient safety culture survey data to the Agency for Health Care Administration; authorizing facilities to develop an internal action plan for a specified purpose and submit such plan to the agency; amending s. 395.1055, F.S.; conforming a cross-reference; amending s. 408.05, F.S.; requiring the agency to collect, compile, and publish patient safety culture survey data submitted by facilities; amending s. 408.061, F.S.; revising requirements for the submission of health care data to the agency; providing appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Harrell, **CS for CS for HB 763** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SPECIAL GUESTS

The President recognized Chief Financial Officer Jimmy Patronis who was present in the chamber.

SPECIAL RECOGNITION OF SENATOR BENACQUISTO

At the direction of the President, the Senate proceeded to the recognition of Senator Lizbeth Benacquisto, honoring her years of service to the Senate as she approaches the completion of her term for the 27th Senate District. A video tribute was played honoring Senator Benacquisto. The President recognized Senator Benacquisto for farewell remarks. On behalf of the Senate, Senator Passidomo presented Senator Benacquisto with a framed ceremonial copy of CS for CS for HB 1159 (2013) Health Care, ch. 2013-153, Laws of Florida, which included the substance of CS for SB 422 (2013) Cancer Treatment.

RECESS

The President declared the Senate in recess at 12:49 p.m. to reconvene at 3:15 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 3:26 p.m. A quorum present—39:

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

BILLS ON THIRD READING, continued

CS for HB 1179—A bill to be entitled An act relating to non-discrimination in organ transplants; creating s. 765.523, F.S.; providing definitions; prohibiting certain entities from making certain determinations or engaging in certain actions related to organ transplants solely on the basis of an individual’s disability; specifying an instance where certain entities may consider an individual’s disability, with an exception; requiring certain entities to make reasonable modifications in their policies, practices, and procedures under certain circumstances, with an exception; providing criteria for such modifications; requiring certain entities to take certain necessary steps to ensure an individual with a disability is not denied services, with exceptions; providing a cause of action for injunctive and other relief; providing construction; creating ss. 627.64197, 627.65736, and 641.31075, F.S.; prohibiting insurers, nonprofit health care service plans, and health maintenance organizations that provide coverage for organ transplants from denying coverage solely on the basis of an individual’s disability under certain circumstances; providing construction; defining the term “organ transplant”; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for HB 1179** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Book
Albritton	Benacquisto	Bradley
Baxley	Berman	Brandes

Braynon	Hooper	Rodriguez
Broxson	Hutson	Rouson
Cruz	Lee	Simmons
Diaz	Mayfield	Stargel
Farmer	Montford	Stewart
Flores	Passidomo	Taddeo
Gainer	Perry	Thurston
Gibson	Pizzo	Torres
Gruters	Powell	Wright
Harrell	Rader	

Nays—None

Vote after roll call:

Yea—Simpson

CS for CS for HB 133—A bill to be entitled An act relating to towing and immobilizing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; authorizing local governments to enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties or municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term “towing business”; providing exceptions; amending s. 323.002, F.S.; prohibiting counties or municipalities from adopting or maintaining in effect certain ordinances or rules that impose charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control or the lienholder of a vehicle or vessel under certain conditions; providing an exception; prohibiting counties or municipalities from enacting certain ordinances or rules that require authorized wrecker operators to accept a specified form of payment; providing exceptions; providing applicability; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; revising the timeframe within which the notice of sale must be sent to certain entities; amending s.715.07, F.S.; revising a requirement regarding notices and signs concerning the towing or removal of vehicles or vessels; prohibiting counties or municipalities from enacting certain ordinances or rules that require towing businesses to accept a specified form of payment; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for CS for HB 133** failed to pass. The action of the Senate was certified to the House. The vote was:

Yeas—18

Mr. President	Broxson	Mayfield
Albritton	Diaz	Passidomo
Baxley	Flores	Perry
Bean	Harrell	Simmons
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright

Nays—20

Berman	Gainer	Rodriguez
Book	Gibson	Rouson
Bracy	Gruters	Stewart
Brandes	Montford	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rader	

CS for HB 103—A bill to be entitled An act relating to subpoenas; amending s. 92.605, F.S.; revising the definition of the term “properly served”; authorizing an applicant to petition a court to compel compliance with a subpoena; authorizing a court to address noncompliance as indirect criminal contempt and impose a daily fine; providing an effective date.

—was read the third time by title.

On motion by Senator Rodriguez, **CS for HB 103** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

By direction of the President, there being no objection, the Senate proceeded to—

LOCAL BILL CALENDAR

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **HB 355, CS for HB 423, CS for HB 597, CS for HB 617, CS for CS for HB 925, CS for HB 927, HB 947, CS for HB 989, HB 1041, CS for HB 1215, CS for HB 1303, HB 1375, HB 1463, and HB 1465** on the Local Bill Calendar were withdrawn from the Committee on Rules, read a second and third time by title, and passed this day.

HB 355—A bill to be entitled An act relating to Pasco County; repealing ch. 70-876, Laws of Florida, relating to the meeting agenda of the board of county commissioners; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **HB 355** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 423—A bill to be entitled An act relating to the Town of Ocean Breeze, Martin County; providing legislative intent; providing an exception to general law; authorizing the Town of Ocean Breeze in Martin County to hold public meetings within specified mileage of its jurisdictional boundary under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for HB 423** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 597—A bill to be entitled An act relating to the Tri-Par Estates Park and Recreation District, Sarasota County; amending ch. 2001-343, Laws of Florida; authorizing the board of trustees to adopt and enforce certain rules and regulations governing the use of district facilities and prescribe penalties for violations of such rules and regulations; providing requirements for such penalties; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **CS for HB 597** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 617—A bill to be entitled An act relating to the Holiday Park Park and Recreation District, Sarasota County; amending ch. 2001-342, Laws of Florida; authorizing the Board of Trustees to adopt and enforce certain rules and regulations governing the use of district facilities and prescribe penalties for violations of such rules and regulations; providing requirements for such penalties; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **CS for HB 617** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Benacquisto	Bradley
Albritton	Berman	Brandes
Baxley	Book	Braynon
Bean	Bracy	Broxson

Cruz	Lee	Simmons
Diaz	Mayfield	Simpson
Farmer	Montford	Stargel
Flores	Passidomo	Stewart
Gainer	Perry	Taddeo
Gibson	Pizzo	Thurston
Gruters	Powell	Torres
Harrell	Rader	Wright
Hooper	Rodriguez	
Hutson	Rouson	

Nays—None

CS for CS for HB 925—A bill to be entitled An act relating to Manatee County; creating the North River Ranch Improvement Stewardship District; providing a short title, legislative findings and intent, and definitions; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board; providing for membership, election, and terms of office; providing for meetings; providing administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amending the charter; providing for required notices to purchasers of residential units within the district; defining the term “district public property”; providing for merger; providing for construction; providing severability; providing for a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **CS for CS for HB 925** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 927—A bill to be entitled An act relating to Lake County; authorizing the mobile home owner’s association to assess a capital contribution fee of specified amounts under certain circumstances; providing an exception to general law; requiring certain closing documents of a cooperative unit to include as a line item the capital contribution assessment; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Baxley, by two-thirds vote, **CS for HB 927** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

HB 947—A bill to be entitled An act relating to Volusia County; providing an exception to general law; authorizing Volusia County to permit vehicular traffic on a portion of coastal beach not previously permitted for vehicular traffic for a specified purpose; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **HB 947** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 989—A bill to be entitled An act relating to Broward County; providing legislative findings; providing for the transfer of certain county-related functions and duties, including ex officio clerk of the board of county commissioners, county recorder, auditor, and custodian of county funds to the county government; providing that the County Auditor maintain power and authority as prescribed in the Broward County Charter; providing an exception to general law; providing for an interlocal agreement for the transfer of recorder functions and duties; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator Thurston, by two-thirds vote, **CS for HB 989** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Gainer
Albritton	Brandes	Gibson
Baxley	Braynon	Gruters
Bean	Broxson	Harrell
Benacquisto	Cruz	Hooper
Berman	Diaz	Hutson
Book	Farmer	Lee
Bracy	Flores	Mayfield

Montford	Rodriguez	Taddeo
Passidomo	Rouson	Thurston
Perry	Simmons	Torres
Pizzo	Simpson	Wright
Powell	Stargel	
Rader	Stewart	

Nays—None

HB 1041—A bill to be entitled An act relating to Florida Keys Mosquito Control District, Monroe County; amending ch. 2002-346 Laws of Florida, as amended; revising requirements for the board of commissioners to borrow money; providing an effective date.

—was read the second time by title. On motion by Senator Flores, by two-thirds vote, **HB 1041** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 1215—A bill to be entitled An act relating to the City of Weeki Wachee, Hernando County; repealing chs. 65-2378, 81-500, and 2004-432, Laws of Florida; abolishing the municipality; transferring assets and legitimate liabilities of the municipality; providing an effective date.

—was read the second time by title. On motion by Senator Simpson, by two-thirds vote, **CS for HB 1215** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 1303—A bill to be entitled An act relating to Brevard and Volusia Counties; creating the Deering Park Stewardship District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the District; establishing compliance with minimum requirements in s.

189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the District; providing District boundaries; providing for the jurisdiction and charter of the District; providing for a governing board and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for election of the board; providing for a District manager and District personnel; providing for a District treasurer, selection of a public depository, and District budgets and financial reports; providing for the general powers of the District; providing for the special powers of the District to plan, finance, and provide community infrastructure and services within the District; providing for bonds; providing for future ad valorem taxation; providing for special assessments; providing for authority to borrow money; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amendment to the charter; providing for required notices to purchasers of units within the District; defining District public property; providing for construction; providing severability; providing for a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **CS for HB 1303** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

HB 1375—A bill to be entitled An act relating to Holmes, Jackson, and Washington Counties; amending ch. 69-534, Laws of Florida; authorizing a Board of Directors to govern the authority; providing for terms of office and appointment of members to the board; providing and revising organizational meeting dates; providing for quorum and voting; revising certain officer positions of the authority; providing an effective date.

—was read the second time by title. On motion by Senator Gainer, by two-thirds vote, **HB 1375** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

HB 1463—A bill to be entitled An act relating to the Dunnellon Airport Authority, Marion County; repealing chapter 81-436, Laws of Florida; abolishing the authority; transferring all assets and liabilities of the authority to the Board of County Commissioners of Marion County; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **HB 1463** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

HB 1465—A bill to be entitled An act relating to Hardee County Economic Development Authority, Hardee County; amending chapter 2004-394, Laws of Florida, as amended; authorizing the Hardee County Economic Development Authority to approve an operating budget for specified purposes under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Albritton, by two-thirds vote, **HB 1465** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

By direction of the President, there being no objection, the Senate reverted to—

BILLS ON THIRD READING, continued

CS for HB 7039—A bill to be entitled An act relating to the repeal of advisory bodies and programs; repealing chapters 2003-287 and 2006-43, Laws of Florida, relating to the membership, powers, and duties of the Citrus/Hernando Waterways Restoration Council; amending s. 215.5586, F.S.; deleting the advisory council for the My Safe Florida Home Program; amending s. 267.0731, F.S.; removing the ad hoc committee that nominates persons for designation as Great Floridian; amending s. 288.1251, F.S.; conforming a provision to changes made by

the act; repealing s. 288.1252, F.S., relating to the Florida Film and Entertainment Advisory Council; amending s. 288.1254, F.S.; conforming a provision to changes made by the act; amending s. 373.4597, F.S.; deleting references to the Geneva Freshwater Lens Task Force; repealing s. 376.86, F.S., relating to the Brownfield Areas Loan Guarantee Council and program; amending s. 378.032, F.S.; deleting a definition to conform to changes made by the act; repealing s. 378.033, F.S., relating to the Nonmandatory Land Reclamation Committee; amending s. 378.034, F.S.; conforming provisions to changes made by the act; repealing s. 379.2524, F.S., relating to the Sturgeon Production Working Group; amending s. 379.361, F.S.; conforming cross-references to changes made by the act; amending s. 379.367, F.S.; conforming a cross-reference to changes made by the act; amending s. 379.3671, F.S.; deleting the Trap Certificate Technical Advisory and Appeals Board; amending s. 395.1055, F.S., deleting the pediatric cardiac technical advisory panel; repealing s. 403.42, F.S., relating to the Clean Fuel Florida Advisory Board; repealing s. 403.87, F.S., relating to the technical advisory council for water and domestic wastewater operator certification; amending s. 408.910, F.S.; deleting references to technical advisory panels that may be established by Florida Health Choices, Inc.; amending s. 409.997, F.S.; deleting the child welfare results-oriented accountability program technical advisory panel; repealing s. 411.226, F.S., relating to the Learning Gateway program and steering committee; repealing s. 430.05, F.S., relating to the Department of Elderly Affairs Advisory Council; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 571.24, F.S.; conforming a provision to changes made by the act; repealing s. 571.28, F.S., relating to the Florida Agricultural Promotional Campaign Advisory Council; repealing s. 595.701, F.S., relating to the Healthy Schools for Healthy Lives Council; repealing s. 603.203, F.S., relating to the Tropical Fruit Advisory Council; amending s. 603.204, F.S.; conforming a provision to changes made by the act; amending s. 1001.7065, F.S.; deleting the advisory board to support specific online degree programs at universities; repealing s. 1002.77, F.S., relating to the Florida Early Learning Advisory Council; amending s. 1002.83, F.S.; conforming a provision to changes made by the act; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Baxley, **CS for HB 7039**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for HB 1439—A bill to be entitled An act relating to bank property of deceased account holders; amending s. 655.059, F.S.; specifying that a financial institution is not prohibited from disclosing specified information and providing copies of specified affidavits to certain persons relating to deceased account holders; creating s. 735.303, F.S.; providing definitions; authorizing a financial institution to pay funds on deposit in certain accounts to a specified family member of a decedent without any court proceeding, order, or judgment under certain circumstances; requiring the family member to provide the financial institution a certified copy of the decedent's death certificate and a specified affidavit in order to receive the funds; providing an affidavit form that the family member may use; providing that the financial institution has no duty to make certain determinations; speci-

fying that a person does not have a right or cause of action against a financial institution for taking certain actions or for failing to take certain actions; providing liability for the family member who withdraws funds; requiring a financial institution to maintain a copy or image of the affidavit for a specified time; authorizing the financial institution to provide copies of the affidavit to certain persons; providing penalties; creating s. 735.304, F.S.; providing that specified types of personal property are not subject to probate administration or formal proceedings under certain circumstances; providing that specified persons may request distribution of a decedent's assets by affidavit through an informal application under certain circumstances; providing requirements for such affidavits; requiring certain actions relating to the decedent's creditors; providing requirements for service of the affidavit on specified persons; authorizing the court to approve the payment, transfer, disposition, delivery, or assignment of personal property under certain circumstances; providing discharge from liability for certain individuals and entities under certain circumstances; providing certain bona fide purchasers protection from specified claims of creditors and from rights of spouses, beneficiaries, and heirs of decedents; providing for liability against certain personal property for a specified time; authorizing specified creditors to enforce claims and to be awarded costs under certain circumstances; providing liability of recipients of the decedent's personal property under certain circumstances; providing a limitation on liability of the decedent's estate and recipients of the estate under certain circumstances; providing an exception; authorizing specified heirs or devisees of a decedent to enforce all rights in proceedings under certain circumstances; providing for the award of costs and reasonable attorney fees under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Baxley, **CS for CS for HB 1439** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for HB 441—A bill to be entitled An act relating to the public procurement of services; amending s. 255.103, F.S.; revising the maximum dollar amount for continuing contracts for construction projects; amending s. 287.055, F.S.; revising the term "continuing contract" to increase certain maximum dollar amounts for professional architectural, engineering, landscape architectural, and surveying and mapping services; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 441** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Book	Cruz
Albritton	Bracy	Diaz
Baxley	Bradley	Farmer
Bean	Brandes	Flores
Benacquisto	Braynon	Gainer
Berman	Broxson	Gibson

Gruters	Perry	Stargel
Harrell	Pizzo	Stewart
Hooper	Powell	Taddeo
Hutson	Rader	Thurston
Lee	Rodriguez	Torres
Mayfield	Rouson	Wright
Montford	Simmons	
Passidomo	Simpson	

Nays—None

CS for HB 327—A bill to be entitled An act relating to illegal taking, possession, and sale of bears; amending s. 379.401, F.S.; providing that a person commits specified violations for the illegal taking, possession, and sale of bears; creating s. 379.4041, F.S.; prohibiting the illegal taking, possession, and sale of bears; providing penalties; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Wright, **CS for HB 327**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for HB 901—A bill to be entitled An act relating to vocational rehabilitation services; amending s. 413.20, F.S.; providing a definition; amending s. 413.207, F.S.; revising information that the Division of Vocational Rehabilitation must include in its annual performance report to the Governor and the Legislature; amending s. 413.23, F.S.; requiring the division to provide preemployment transition services to certain potentially eligible persons; amending s. 413.30, F.S.; removing provisions relating to trial work evaluation requirements; requiring the division to assess the service needs of eligible individuals within a specified period; providing for an extension of such assessment under certain circumstances; creating s. 413.301, F.S.; requiring preemployment transition services be provided to certain individuals with disabilities under certain conditions; requiring that the division provide such services within a reasonable period of time under certain circumstances; requiring the division to work with qualified providers to provide such services under certain circumstances; amending s. 413.405, F.S.; revising the composition of the Florida Rehabilitation Council; revising the responsibilities of the Florida Rehabilitation Council to conform to changes made by the act; amending s. 413.41, F.S.; requiring the division to enter into a formal interagency agreement with the state education agency for certain purposes; requiring that such agreement meet specified requirements; requiring the division to work with local educational agencies to provide specified services and arrange for referrals; amending s. 413.615, F.S.; revising definitions and legislative intent; revising provisions relating to revenue for the endowment fund of the Florida Endowment for Vocational Rehabilitation; revising provisions relating to the board of directors of the Florida Endowment Foundation; revising provisions relating to administrative costs for the administration of the foundation; amending s. 1003.5716, F.S.; requiring that a student's individual education plan contain a statement regarding preemployment transition services; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **CS for HB 901** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Cruz

CS for HB 81—A bill to be entitled An act relating to Medicaid school-based services; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; removing a requirement specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; removing an obsolete provision; amending s. 409.9072, F.S.; revising a requirement for the agency's reimbursement of school-based services to certain private and charter schools; conforming a provision to changes made by the act; removing a requirement that certain health care practitioners be enrolled as Medicaid providers; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Montford, **CS for HB 81**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Simpson

HB 7005—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 895.06, F.S., which provides an exemption from public records requirements for certain documents and information held by an investigative agency pursuant to an investigation relating to an activity prohibited under the Florida

RICO Act; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **HB 7005** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Bracy

CS for HB 505—A bill to be entitled An act relating to estates and trusts; creating s. 731.1065, F.S.; specifying that precious metals are tangible personal property for the purposes of the Florida Probate Code; providing for retroactive application; amending s. 731.201, F.S.; revising the definition of the term “property”; amending s. 731.301, F.S.; specifying that formal notice is not sufficient to invoke a court’s personal jurisdiction over a person receiving such formal notice; providing applicability; amending s. 733.212, F.S.; revising the required contents of a notice of administration; amending s. 733.610, F.S.; expanding the list of sales or encumbrances that are voidable by interested persons under certain circumstances; amending s. 733.612, F.S.; revising the types of claims and proceedings a personal representative may properly prosecute or defend; amending s. 733.617, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a personal representative unless the attorney or person is related to the testator or unless certain disclosures are made before a will is executed; requiring the testator to execute a written statement that acknowledges that certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed to have been nominated in a will; providing construction; providing applicability; amending s. 736.0708, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a trustee unless the attorney or person is related to the settlor or unless certain disclosures are made before the trust instrument is executed; requiring a settlor to execute a written statement that acknowledges that certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed appointed in a trust instrument; providing construction; providing applicability; providing effective dates.

—was read the third time by title.

On motion by Senator Berman, **CS for HB 505** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bean	Book
Albritton	Benacquisto	Bracy
Baxley	Berman	Bradley

Brandes	Harrell	Rader
Braynon	Hooper	Rodriguez
Broxson	Hutson	Rouson
Cruz	Lee	Simmons
Diaz	Mayfield	Stargel
Farmer	Montford	Stewart
Flores	Passidomo	Taddeo
Gainer	Perry	Thurston
Gibson	Pizzo	Torres
Gruters	Powell	Wright

Nays—None

Vote after roll call:

Yea—Simpson

SENATOR BRADLEY PRESIDING

HB 1189—A bill to be entitled An act relating to genetic information for insurance purposes; amending s. 627.4301, F.S.; providing definitions; prohibiting life insurers and long-term care insurers from canceling, limiting, or denying coverage, or establishing differentials in premium rates based on genetic information under certain circumstances; prohibiting such insurers from taking certain actions relating to genetic information for any insurance purpose; providing applicability; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Stargel, **HB 1189**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Albritton	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Harrell	Simmons
Berman	Hooper	Simpson
Book	Hutson	Stargel
Bracy	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright
Farmer	Pizzo	

Nays—3

Brandes	Gruters	Rader
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Vote after roll call:

Yea—Mr. President, Bradley

HB 7095—A bill to be entitled An act relating to the adoption of the Internal Revenue Code for purposes of the corporate income tax; amending s. 220.03, F.S.; adopting the Internal Revenue Code in effect on January 1, 2020; providing for retroactive effect; providing an effective date.

—was read the third time by title.

On motion by Senator Gainer, **HB 7095** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Berman	Brandes
Baxley	Book	Braynon
Bean	Bracy	Broxson
Benacquisto	Bradley	Cruz

Diaz	Lee	Rouson
Farmer	Mayfield	Simmons
Flores	Montford	Simpson
Gainer	Passidomo	Stargel
Gibson	Perry	Stewart
Gruters	Pizzo	Taddeo
Harrell	Powell	Thurston
Hooper	Rader	Torres
Hutson	Rodriguez	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 1005—A bill to be entitled An act relating to voting systems; amending s. 97.021, F.S.; defining the term “automatic tabulating equipment” for purposes of the Florida Election Code; amending s. 101.5612, F.S.; revising the timeframes for certain public testing of automatic tabulating equipment; amending s. 101.5614, F.S.; revising procedures governing the canvassing of returns to specify usage of a voting system’s automatic tabulating equipment; amending s. 102.141, F.S.; specifying the circumstances under which ballots must be processed through automatic tabulating equipment in a recount; amending s. 102.166, F.S.; specifying the manner by which a manual recount may be conducted; revising requirements for hardware or software used in a manual recount; authorizing overvotes and undervotes to be identified and sorted physically or digitally in a manual recount; revising minimum requirements for Department of State rules to require procedures regarding the certification and use of automatic tabulating equipment for manual recounts; providing construction; providing effective dates.

—was read the third time by title.

On motion by Senator Montford, **CS for HB 1005** was passed and certified to the House. The vote on passage was:

Yeas—38

Albritton	Farmer	Pizzo
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President, Powell

CS for CS for HB 625—A bill to be entitled An act relating to public nuisances; amending s. 60.05, F.S.; authorizing sheriffs to sue to enjoin nuisances; revising notice requirements for the filing of temporary injunctions relating to the enjoinder of certain nuisances; extending the period of notice before a lien may attach to certain real estate; amending s. 823.05, F.S.; making technical changes; declaring that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for criminal gang-related activity is a public nuisance; declaring that any place or premises that has been used on more than two occasions during a certain time period as the site of specified violations is a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property under certain circumstances; amending s. 893.138, F.S.; declaring that any place or premises that has been used on more than two occa-

sions during a certain time period as the site of any combination of specified violations is a nuisance and may be abated pursuant to specified provisions; prohibiting a rental property from being abated or subject to forfeiture under certain conditions; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **CS for CS for HB 625** was passed and certified to the House. The vote on passage was:

Yeas—38

Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 6501—A bill to be entitled An act for the relief of Dontrell Stephens through Evett L. Simmons, as guardian of his property, by the Palm Beach County Sheriff’s Office; providing for an appropriation to compensate him for personal injuries and damages sustained as the result of the negligence of a deputy of the office; providing for payment of compensation, fees, and costs; providing a limitation on the payment of attorney fees, lobbying fees, and costs; providing for the waiver and extinguishment of certain liens; providing that certain unextinguished lien interest shall be the responsibility of the Palm Beach County Sheriff’s Office; providing a limitation on the payment of such liens; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for HB 6501** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	
Farmer	Pizzo	

Nays—2

Baxley Stargel

Vote after roll call:

Yea—Mr. President

CS for HB 559—A bill to be entitled An act relating to institutional formularies established by nursing home facilities; creating s. 400.143, F.S.; providing definitions; authorizing a nursing home facility to establish and implement an institutional formulary; requiring a nursing home facility to establish a committee to develop an institutional formulary; providing for committee membership; providing requirements for the development and implementation of the institutional formulary; requiring a nursing home facility to maintain the written policies and procedures for the institutional formulary; requiring a nursing home facility to make available such policies and procedures to the Agency for Health Care Administration, upon request; requiring a prescriber to authorize the use of the institutional formulary for each patient; requiring a nursing home facility to obtain the prescriber’s approval for any changes made to the institutional formulary; authorizing a prescriber to opt out of using the institutional formulary; prohibiting a nursing home facility from taking adverse action against a prescriber for declining to use the institutional formulary; requiring a nursing home facility to notify the prescriber of therapeutic substitutions using a certain method of communication; requiring the nursing home facility to document such substitutions in a resident’s medical records; authorizing a prescriber to prevent a therapeutic substitution for a specific prescription; requiring the nursing home facility to obtain informed consent for the use of the institutional formulary; requiring such facility to inform a resident or the resident’s legal representative, or his or her designee, of the right to refuse to participate in the use of the institutional formulary; prohibiting a nursing home facility from taking adverse action against a resident for refusing to participate in the use of the institutional formulary; amending s. 465.025, F.S.; authorizing a pharmacist to therapeutically substitute medicinal drugs under an institutional formulary established by a nursing home facility under certain circumstances; prohibiting a pharmacist from therapeutically substituting a medicinal drug under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **CS for HB 559** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 199—A bill to be entitled An act relating to the sexual battery prosecution time limitation; providing a short title; amending s. 775.15, F.S.; creating an exception to the general time limitations which allows a prosecution to be commenced at any time for specified sexual battery offenses against victims younger than a certain age at the time the offense was committed; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, **CS for HB 199** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Mayfield	Taddeo
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Wright
Cruz	Pizzo	
Diaz	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for HB 731—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 383.327, F.S.; requiring birth centers to report certain deaths and stillbirths to the Agency for Health Care Administration; removing a requirement that a certain report be submitted annually to the agency; authorizing the agency to prescribe by rule the frequency at which such report is submitted; amending s. 395.003, F.S.; removing a requirement that specified information be listed on licenses for certain facilities; amending s. 395.1055, F.S.; requiring the agency to adopt specified rules related to ongoing quality improvement programs for certain cardiac programs; amending s. 395.602, F.S.; extending a certain date relating to the designation of certain rural hospitals; repealing s. 395.7015, F.S., relating to an annual assessment on health care entities; amending s. 395.7016, F.S.; conforming a provision to changes made by the act; amending s. 400.19, F.S.; revising provisions requiring the agency to conduct licensure inspections of nursing homes; requiring the agency to conduct biannual licensure surveys under certain circumstances; revising a provision requiring the agency to assess a specified fine for such surveys; amending s. 400.462, F.S.; revising definitions; amending s. 400.464, F.S.; revising provisions relating to exemptions from licensure requirements for home health agencies; exempting certain persons from such licensure requirements; amending ss. 400.471, 400.492, 400.506, and 400.509, F.S.; revising provisions relating to licensure requirements for home health agencies to conform to changes made by the act; amending s. 400.605, F.S.; removing a requirement that the agency conduct specified inspections of certain licensees; amending s. 400.60501, F.S.; removing an obsolete date and a requirement that the agency develop a specified annual report; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending s. 400.991, F.S.; conforming provisions to changes made by the act; removing the option for health care clinics to file a surety bond under certain circumstances; amending s. 400.9935, F.S.; requiring certain clinics to publish and post a schedule of charges; amending s. 408.033, F.S.; conforming a provision to changes made by the act; amending s. 408.05, F.S.; requiring the agency to publish an annual report identifying certain health care services by a specified date; amending s. 408.061, F.S.; revising provisions requiring health care facilities to submit specified data to the agency; amending s. 408.0611, F.S.; requiring the agency to annually publish a report on the progress of implementation of electronic prescribing on its Internet website; amending s. 408.062, F.S.; requiring the agency to annually publish certain information on its Internet website; removing a requirement that the agency submit certain annual reports to the Governor and Legislature; amending s. 408.063, F.S.; removing a requirement that the agency annually publish certain reports; amending ss. 408.802, 408.820, 408.831, and 408.832, F.S.; conforming provisions to changes made by the act; amending s. 408.803,

F.S.; conforming a provision to changes made by the act; providing a definition of the term “low-risk provider”; amending s. 408.806, F.S.; exempting certain low-risk providers from a specified inspection; amending s. 408.808, F.S.; authorizing the issuance of a provisional license to certain applicants; amending s. 408.809, F.S.; revising provisions relating to background screening requirements for certain licensure applicants; removing an obsolete date and provisions relating to certain rescreening requirements; amending s. 408.811, F.S.; authorizing the agency to exempt certain low-risk providers from inspections and conduct unannounced licensure inspections of such providers under certain circumstances; authorizing the agency to adopt rules to waive routine inspections and grant extended time periods between relicensure inspections under certain conditions; amending s. 408.821, F.S.; revising provisions requiring licensees to have a specified plan; providing requirements for the submission of such plan; amending s. 408.909, F.S.; removing a requirement that the agency and Office of Insurance Regulation evaluate a specified program; amending s. 408.9091, F.S.; removing a requirement that the agency and office jointly submit a specified annual report to the Governor and Legislature; amending s. 409.905, F.S.; providing construction for a provision that requires the agency to discontinue its hospital retrospective review program under certain circumstances; providing legislative intent; amending s. 409.907, F.S.; requiring that a specified background screening be conducted through the agency on certain persons and entities; amending s. 409.908, F.S.; revising provisions related to the prospective payment methodology for certain Medicaid provider reimbursements; amending s. 409.913, F.S.; revising a requirement that the agency and the Medicaid Fraud Control Unit of the Department of Legal Affairs submit a specified report to the Legislature; authorizing the agency to recover specified costs associated with an audit, investigation, or enforcement action relating to provider fraud under the Medicaid program; amending s. 409.920, F.S.; revising provisions related to prohibited referral practices under the Medicaid program; providing applicability; amending ss. 409.967 and 409.973, F.S.; revising the length of managed care plan and Medicaid prepaid dental health program contracts, respectively, procured by the agency beginning during a specified timeframe; requiring the agency to extend the term of certain existing contracts until a specified date; amending s. 429.11, F.S.; removing an authorization for the issuance of a provisional license to certain facilities; amending s. 429.19, F.S.; removing requirements that the agency develop and disseminate a specified list and the Department of Children and Families disseminate such list to certain providers; amending ss. 429.35, 429.905, and 429.929, F.S.; revising provisions requiring a biennial inspection cycle for specified facilities and centers, respectively; repealing part I of chapter 483, F.S., relating to The Florida Multiphasic Health Testing Center Law; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; revising the definition of the term “shoppable health care service”; revising duties of certain health insurers and health maintenance organizations; amending ss. 20.43, 381.0034, 456.001, 456.057, 456.076, and 456.47, F.S.; conforming cross-references; providing effective dates.

—as amended March 10, was read the third time by title.

On motion by Senator Bean, **CS for CS for HB 731**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President, Thurston

HB 7019—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.071, F.S., which provides an exemption from public records requirements for certain criminal intelligence and criminal investigative information that reveals the identity of a victim of certain human trafficking offenses; removing the scheduled repeal of the exemption; amending s. 943.0583, F.S., which provides an exemption from public records requirements for criminal intelligence and criminal investigative information revealing the identity of a victim of human trafficking whose criminal history record has been ordered expunged; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, **HB 7019** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 1061—A bill to be entitled An act relating to aquatic preserves; creating s. 258.3991, F.S.; creating the Nature Coast Aquatic Preserve; designating the preserve for inclusion in the aquatic preserve system and as an Outstanding Florida Water; describing the boundaries of the preserve; providing an effective date.

—was read the third time by title.

On motion by Senator Albritton, **CS for CS for HB 1061** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 1089—A bill to be entitled An act relating to trusts; creating s. 736.08145, F.S.; authorizing trustees of certain trusts to reimburse persons being treated as the owner of the trust for specified amounts and in a specified manner; prohibiting certain policies, values, and proceeds from being used for such reimbursement; providing applicability; prohibiting certain trustees from taking specified actions relating to trusts; requiring that specified powers be granted to certain persons if the terms of the trust require a trustee to act at the direction or with the consent of such persons or that specified decisions be made directly by such persons; providing construction; providing an effective date.

—was read the third time by title.

On motion by Senator Gruters, CS for HB 1089 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns of names: Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson, Gruters, Harrell, Hooper, Hutson, Lee, Mayfield, Montford, Passidomo, Perry, Pizzo, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright.

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 1187—A bill to be entitled An act relating to organ donation; amending s. 395.1055, F.S.; revising a provision relating to certain rules adopted by the Agency for Health Care Administration; amending s. 765.5155, F.S.; revising the responsibilities of a contractor procured by the agency for the purpose of educating and informing the public about anatomical gifts; amending s. 765.517, F.S.; prohibiting an organ transplantation facility from charging a donor or his or her family member any fee for services relating to the procurement or donation of organs; amending s. 765.522, F.S.; revising a requirement that the agency establish rules and guidelines relating to the education of certain individuals designated to perform certain organ donation procedures; amending s. 765.543, F.S.; revising the duties of the Organ and Tissue Procurement and Transplantation Advisory Board; requiring the board to submit certain recommendations to the agency by a specified date; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Harrell, CS for HB 1187, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns of names: Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson, Gruters, Harrell, Hooper, Hutson.

Table with 3 columns of names: Lee, Mayfield, Montford, Passidomo, Perry, Pizzo, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright.

Nays—None

Vote after roll call:

Yea—Mr. President

HJR 369—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution to increase the period of time during which the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead and to provide an effective date.

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

That the following amendment to Section 4 of Article VII 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 VII

FINANCE AND TAXATION

SECTION 4. Taxation; assessments.—

By general law regulations shall be prescribed which shall secure a just valuation of all property for ad valorem taxation, provided:

(a) Agricultural land, land producing high water recharge to Florida's aquifers, or land used exclusively for noncommercial recreational purposes may be classified by general law and assessed solely on the basis of character or use.

(b) As provided by general law and subject to conditions, limitations, and reasonable definitions specified therein, land used for conservation purposes shall be classified by general law and assessed solely on the basis of character or use.

(c) Pursuant to general law tangible personal property held for sale as stock in trade and livestock may be valued for taxation at a specified percentage of its value, may be classified for tax purposes, or may be exempted from taxation.

(d) All persons entitled to a homestead exemption under Section 6 of this Article shall have their homestead assessed at just value as of January 1 of the year following the effective date of this amendment. This assessment shall change only as provided in this subsection.

(1) Assessments subject to this subsection shall be changed annually on January 1st of each year; but those changes in assessments shall not exceed the lower of the following:

a. Three percent (3%) of the assessment for the prior year.

b. The percent change in the Consumer Price Index for all urban consumers, U.S. City Average, all items 1967=100, or successor reports for the preceding calendar year as initially reported by the United States Department of Labor, Bureau of Labor Statistics.

(2) No assessment shall exceed just value.

(3) After any change of ownership, as provided by general law, homestead property shall be assessed at just value as of January 1 of the following year, unless the provisions of paragraph (8) apply. Thereafter, the homestead shall be assessed as provided in this subsection.

(4) New homestead property shall be assessed at just value as of January 1st of the year following the establishment of the homestead,

unless the provisions of paragraph (8) apply. That assessment shall only change as provided in this subsection.

(5) Changes, additions, reductions, or improvements to homestead property shall be assessed as provided for by general law; provided, however, after the adjustment for any change, addition, reduction, or improvement, the property shall be assessed as provided in this subsection.

(6) In the event of a termination of homestead status, the property shall be assessed as provided by general law.

(7) The provisions of this amendment are severable. If any of the provisions of this amendment shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any remaining provisions of this amendment.

(8)

a. A person who establishes a new homestead as of January 1, ~~2009, or January 1 of any subsequent year~~ and who has received a homestead exemption pursuant to Section 6 of this Article as of January 1 of ~~any~~ ~~either~~ of the ~~three~~ ~~two~~ years immediately preceding the establishment of the new homestead is entitled to have the new homestead assessed at less than just value. ~~If this revision is approved in January of 2008, a person who establishes a new homestead as of January 1, 2008, is entitled to have the new homestead assessed at less than just value only if that person received a homestead exemption on January 1, 2007.~~ The assessed value of the newly established homestead shall be determined as follows:

1. If the just value of the new homestead is greater than or equal to the just value of the prior homestead as of January 1 of the year in which the prior homestead was abandoned, the assessed value of the new homestead shall be the just value of the new homestead minus an amount equal to the lesser of \$500,000 or the difference between the just value and the assessed value of the prior homestead as of January 1 of the year in which the prior homestead was abandoned. Thereafter, the homestead shall be assessed as provided in this subsection.

2. If the just value of the new homestead is less than the just value of the prior homestead as of January 1 of the year in which the prior homestead was abandoned, the assessed value of the new homestead shall be equal to the just value of the new homestead divided by the just value of the prior homestead and multiplied by the assessed value of the prior homestead. However, if the difference between the just value of the new homestead and the assessed value of the new homestead calculated pursuant to this sub-paragraph is greater than \$500,000, the assessed value of the new homestead shall be increased so that the difference between the just value and the assessed value equals \$500,000. Thereafter, the homestead shall be assessed as provided in this subsection.

b. By general law and subject to conditions specified therein, the legislature shall provide for application of this paragraph to property owned by more than one person.

(e) The legislature may, by general law, for assessment purposes and subject to the provisions of this subsection, allow counties and municipalities to authorize by ordinance that historic property may be assessed solely on the basis of character or use. Such character or use assessment shall apply only to the jurisdiction adopting the ordinance. The requirements for eligible properties must be specified by general law.

(f) A county may, in the manner prescribed by general law, provide for a reduction in the assessed value of homestead property to the extent of any increase in the assessed value of that property which results from the construction or reconstruction of the property for the purpose of providing living quarters for one or more natural or adoptive grandparents or parents of the owner of the property or of the owner's spouse if at least one of the grandparents or parents for whom the living quarters are provided is 62 years of age or older. Such a reduction may not exceed the lesser of the following:

(1) The increase in assessed value resulting from construction or reconstruction of the property.

(2) Twenty percent of the total assessed value of the property as improved.

(g) For all levies other than school district levies, assessments of residential real property, as defined by general law, which contains nine units or fewer and which is not subject to the assessment limitations set forth in subsections (a) through (d) shall change only as provided in this subsection.

(1) Assessments subject to this subsection shall be changed annually on the date of assessment provided by law; but those changes in assessments shall not exceed ten percent (10%) of the assessment for the prior year.

(2) No assessment shall exceed just value.

(3) After a change of ownership or control, as defined by general law, including any change of ownership of a legal entity that owns the property, such property shall be assessed at just value as of the next assessment date. Thereafter, such property shall be assessed as provided in this subsection.

(4) Changes, additions, reductions, or improvements to such property shall be assessed as provided for by general law; however, after the adjustment for any change, addition, reduction, or improvement, the property shall be assessed as provided in this subsection.

(h) For all levies other than school district levies, assessments of real property that is not subject to the assessment limitations set forth in subsections (a) through (d) and (g) shall change only as provided in this subsection.

(1) Assessments subject to this subsection shall be changed annually on the date of assessment provided by law; but those changes in assessments shall not exceed ten percent (10%) of the assessment for the prior year.

(2) No assessment shall exceed just value.

(3) The legislature must provide that such property shall be assessed at just value as of the next assessment date after a qualifying improvement, as defined by general law, is made to such property. Thereafter, such property shall be assessed as provided in this subsection.

(4) The legislature may provide that such property shall be assessed at just value as of the next assessment date after a change of ownership or control, as defined by general law, including any change of ownership of the legal entity that owns the property. Thereafter, such property shall be assessed as provided in this subsection.

(5) Changes, additions, reductions, or improvements to such property shall be assessed as provided for by general law; however, after the adjustment for any change, addition, reduction, or improvement, the property shall be assessed as provided in this subsection.

(i) The legislature, by general law and subject to conditions specified therein, may prohibit the consideration of the following in the determination of the assessed value of real property:

(1) Any change or improvement to real property used for residential purposes made to improve the property's resistance to wind damage.

(2) The installation of a solar or renewable energy source device.

(j)

(1) The assessment of the following working waterfront properties shall be based upon the current use of the property:

a. Land used predominantly for commercial fishing purposes.

b. Land that is accessible to the public and used for vessel launches into waters that are navigable.

c. Marinas and drystacks that are open to the public.

d. Water-dependent marine manufacturing facilities, commercial fishing facilities, and marine vessel construction and repair facilities and their support activities.

(2) The assessment benefit provided by this subsection is subject to conditions and limitations and reasonable definitions as specified by the legislature by general law.

ARTICLE XII

SCHEDULE

Transfer of the accrued benefit from specified limitations on homestead property tax assessments; increased portability period.—This section and the amendment to Section 4 of Article VII, which extends to three years the time period during which the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead, shall take effect January 1, 2021.

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

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 4

ARTICLE XII

LIMITATIONS ON HOMESTEAD PROPERTY TAX ASSESSMENTS; INCREASED PORTABILITY PERIOD TO TRANSFER ACCRUED BENEFIT.—Proposing an amendment to the State Constitution, effective January 1, 2021, to increase, from 2 years to 3 years, the period of time during which accrued Save-Our-Homes benefits may be transferred from a prior homestead to a new homestead.

—was read the third time by title.

On motion by Senator Brandes, HJR 369 was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Name, Name, Name. Lists names of senators who voted 'Yeas'.

Nays—None

Vote after roll call:

Yea—Mr. President

HB 371—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the timeframe during which the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead; deleting obsolete provisions; revising the timeframe during which an owner of homestead property significantly damaged or destroyed by a named tropical storm or hurricane must establish a new homestead to make a certain election; providing applicability; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Brandes, HB 371 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Name, Name, Name. Lists names of senators who voted 'Yeas'.

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 783—A bill to be entitled An act relating to the Uniform Commercial Real Estate Receivership Act; creating chapter 714, F.S., relating to the Uniform Commercial Real Estate Receivership Act; providing a short title; defining terms; prohibiting a court from issuing certain orders unless certain requirements are met; providing requirements for certain court orders; providing construction and applicability; specifying that a court has exclusive jurisdiction to direct receivers and determine controversies under certain circumstances; providing requirements and authorizations relating to the appointment of a receiver; authorizing certain parties to move to dissolve or modify certain orders; requiring that such motions be heard within a specified timeframe; specifying when a person is or is not disqualified from appointment as a receiver; authorizing certain persons to nominate someone to serve as a receiver; specifying that the court is not bound by such nomination; requiring a receiver to post a bond with the court which meets certain requirements; providing an exception; prohibiting a claim against a receiver's bond or alternative security from being made after a certain time; providing that an appointed receiver has certain statuses of a lien creditor; providing that certain property is subject to specified security agreements; providing requirements relating to the collection and turnover of receivership property; providing for powers and duties of a receiver; authorizing the court to expand, modify, or limit such powers and duties; providing for duties of an owner; authorizing a court to take certain actions if a person knowingly fails to perform a duty; authorizing a court to take certain actions relating to stays and injunctions; providing requirements for certain injunctions; authorizing certain persons to apply for relief from a stay or injunction; requiring that certain motions be heard within a specified timeframe; specifying when an order does not operate as a stay or injunction; authorizing receivers to engage and compensate certain professionals under certain circumstances; requiring certain persons to file an itemized statement with the court; requiring a receiver to pay an amount approved by the court; defining the term "good faith"; authorizing a receiver to use or transfer receivership property other than in the ordinary course of business under certain circumstances; providing for the service of notice to lienholders who are not parties to the action; defining the term "timeshare interest"; authorizing a receiver to adopt or reject an executory contract of the owner relating to receivership property under certain circumstances; requiring that a claim of damages for rejection of a contract be submitted within a specified timeframe; authorizing a purchaser to take certain actions if a receiver rejects an executory contract under certain circumstances; prohibiting a receiver from rejecting unexpired leases of certain property under certain circumstances; providing for defenses and immunities of a receiver; providing requirements for interim reports filed by a receiver; providing requirements relating to notices of appointment; authorizing the court to enter certain orders if the court concludes that receivership property is likely to be insufficient to satisfy certain claims; providing requirements for certain distributions of receivership property; authorizing a court to award fees and expenses; authorizing a court to order certain persons to pay fees and expenses; providing for the removal and replacement of a receiver and the termination of a court's administration of the re-

ceivership property under certain circumstances; requiring a receiver to file a final report containing certain information upon completion of the receiver's duties; specifying that a receiver is discharged if certain requirements are met; authorizing a court to appoint ancillary receivers under certain circumstances; providing for rights, powers, and duties of an ancillary receiver; specifying that certain requests, appointments, and applications by a mortgagee do not have certain effects; providing construction and applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Berman, **CS for HB 783** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 549—A bill to be entitled An act relating to public records; creating s. 379.1026, F.S.; providing an exemption from public records requirements for the site-specific location information of certain endangered and threatened species; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hutson, **CS for HB 549** was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—38

Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—1

Gruters

Vote after roll call:

Yea—Mr. President

Nay to Yea—Gruters

CS for CS for CS for HB 1339—A bill to be entitled An act relating to community development and housing; amending s. 125.01055, F.S.; authorizing a board of county commissioners to approve development of affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 129.03, F.S.; revising the information that the county budget officer must submit to the Office of Economic and Demographic Research regarding the final budget and the county's economic status; s. 163.01, F.S.; amending the Florida Interlocal Cooperation Act of 1969 to authorize private entities to enter into specified loan agreements; authorizing certain bond proceeds to be loaned to private entities for specified types of projects; providing that such loans are deemed a paramount public purpose; amending s. 163.31771, F.S.; revising legislative findings; authorizing local governments to adopt ordinances that allow accessory dwelling units in any area zoned for single-family residential use; providing an exception; amending s. 163.31801, F.S.; requiring counties, municipalities, and special districts to include certain data relating to impact fees in their annual financial reports; amending s. 166.04151, F.S.; authorizing governing bodies of municipalities to approve the development of affordable housing on any parcel zoned for residential, commercial, or industrial use; amending s. 166.241, F.S.; revising the information that the municipal budget officer must submit to the Office of Economic and Demographic Research regarding the final budget and the municipality's economic status; amending s. 196.1978, F.S.; specifying that property owned by certain limited liability companies be exempt from ad valorem taxation; providing circumstances under which the exemption from ad valorem taxation applies; amending s. 320.77, F.S.; revising a certification requirement for mobile home dealer applicants relating to the applicant's business location; amending s. 320.771, F.S.; exempting certain recreational vehicle dealer applicants from a garage liability insurance requirement; amending s. 320.822, F.S.; revising the definition of the term "code"; amending s. 320.8232, F.S.; revising applicable standards for the repair and remodeling of mobile and manufactured homes; amending s. 367.022, F.S.; exempting certain mobile home park owners and mobile home subdivision owners from regulation by the Florida Public Service Commission relating to water and wastewater service; amending s. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; amending s. 420.5095, F.S.; renaming the Community Workforce Housing Innovation Pilot Program as the Community Workforce Housing Loan Program; requiring the program to provide workforce housing; revising the definition of the term "workforce housing"; deleting the definition of the term "public-private partnership"; authorizing the Florida Housing Finance Corporation to provide loans under the program to applicants for construction of workforce housing; requiring the corporation to establish a certain loan application process; deleting provisions requiring the corporation to provide incentives for local governments to use certain funds; requiring projects to receive priority consideration for funding under certain circumstances; deleting a provision providing for the expedition of local government comprehensive plan amendments to implement a program project; requiring that the corporation award loans at a specified interest rate and for a limited term; conforming provisions to changes made by the act; creating s. 420.531, F.S.; authorizing certain applicants or affiliates to be precluded from the housing program under certain circumstances; providing procedural rules for use if the board of directors determines that an applicant or affiliate has been precluded from the program; specifying conditions which must be met before an order can be final; providing how funding, allocation of federal housing credits, credit underwriting procedures, or application review are to be handled under specified situations; amending s. 420.531, F.S.; specifying that technical support provided to local governments and community-based organizations includes implementation of the State Apartment Incentive Loan Program; requiring the entity providing training and technical assistance to convene and administer biannual regional workshops; requiring such entity to annually compile and submit certain information to the Legislature and the corporation by a specified date; amending s. 420.9071, F.S.; revising the definition of the term "affordable"; amending s. 420.9073, F.S.; authorizing the corporation to withhold a certain portion of funds distributed from the Local Government Housing Trust Fund to be used for certain transitional housing; prohibiting such funds from being used for specified purposes; requiring the corporation to consult with the Department of Children and Families to create minimum criteria for such housing; providing for the distribution of withheld funds; amending s. 420.9075, F.S.; revising information that must be included in the report from each county and municipality that addresses affordable housing programs and accom-

plishments; amending s. 420.9076, F.S.; revising the membership of local affordable housing advisory committees beginning on a specified date; requiring the committees to perform specified duties annually instead of triennially; requiring locally elected officials serving on advisory committees, or their designees, to attend biannual regional workshops; providing a penalty; amending s. s. 423.02, F.S.; prohibiting cities, towns, counties, or political subdivisions from changing taxes or assessments related to certain housing projects under certain circumstances; amending s. 723.011, F.S.; providing construction relating to rental agreements and tenancies; providing that a mobile home owner may be required to install permanent improvements as disclosed in the mobile home park prospectus; amending s. 723.012, F.S.; authorizing mobile home park owners to make certain prospectus amendments; providing requirements for the amendment; prohibiting certain costs and expenses from being passed on to existing mobile home owners; amending s. 723.023, F.S.; revising general obligations for mobile home owners; amending s. 723.031, F.S.; specifying a requirement for disclosing and agreeing to a mobile home lot rental increase; revising construction relating to a park owner's disclosure of certain taxes and assessments; amending s. 723.037, F.S.; authorizing mobile home park owners to give notice of lot rental increases for multiple anniversary dates in one notice; providing construction; revising a requirement for a lot rental negotiation committee; amending s. 723.041, F.S.; providing that a mobile home park damaged or destroyed due to natural forces may be rebuilt with the same density as previously approved, permitted, and built; providing construction; amending s. 723.042, F.S.; conforming a provision to changes made by the act; amending s. 723.059, F.S.; authorizing certain mobile home purchasers to assume the remainder of a seller's prospectus; authorizing a mobile home park owner to offer a purchaser any approved prospectus; amending s. 723.061, F.S.; specifying entities that must be provided with a copy of an eviction notice when received by a mobile home owner; specifying the waiver and nonwaiver of certain rights of a mobile home park owner under certain circumstances; requiring the accounting at final hearing of rents received; amending s. 723.076, F.S.; revising procedures related to the election or appointment of new officers or board members in a homeowner's association; amending s. 723.078, F.S.; revising requirements for board elections and ballots; requiring an impartial committee to be responsible for overseeing the election process and complying with ballot requirements; defining the term "impartial committee"; requiring that association bylaws provide a method for determining the winner of an election under certain circumstances; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt procedural rules; revising the types of meetings that are not required to be open to members; providing an exception to a provision requiring an officer of an association to provide an affidavit affirming certain information; authorizing meeting notices to be provided by electronic means; providing that the minutes of certain board and committee meetings are privileged and confidential; conforming provisions to changes made by the act; amending s. 723.079, F.S.; revising homeowners' association recordkeeping requirements; revising the timeframes for which certain records are required to be retained and be made available for inspection or photocopying; capping the amount of damages for which an association is liable when a member is denied access to official records; requiring that certain disputes be submitted to mandatory binding arbitration with the division; amending s. 723.1255, F.S.; requiring that certain disputes be submitted to mandatory binding arbitration with the division; providing requirements for such arbitration and fees and costs; requiring the division to adopt rules; reenacting s. 420.507(22)(i), F.S., relating to powers of the Florida Housing Finance Corporation, to incorporate the amendment made to s. 420.5087, F.S., in a reference thereto; reenacting s. 193.018(2), F.S., relating to land owned by a community land trust used to provide affordable housing, to incorporate the amendment made to s. 420.5095, F.S., in a reference thereto; providing an effective date.

—as amended March 10, was read the third time by title.

On motion by Senator Hutson, **CS for CS for CS for HB 1339**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Benacquisto	Bracy
Baxley	Berman	Bradley
Bean	Book	Brandes

Braynon	Hooper	Rodriguez
Broxson	Hutson	Rouson
Cruz	Lee	Simmons
Diaz	Mayfield	Simpson
Farmer	Montford	Stargel
Flores	Passidomo	Stewart
Gainer	Perry	Taddeo
Gibson	Pizzo	Thurston
Gruters	Powell	Torres
Harrell	Rader	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 1039—A bill to be entitled An act relating to transportation network companies; amending s. 627.748, F.S.; revising and providing definitions; deleting for-hire vehicles from the list of vehicles that are not considered TNC carriers or are not exempt from certain registration; providing that insurance maintained by TNC vehicle owners may satisfy required insurance coverages; authorizing TNC drivers or their designees to contract with companies to install TNC digital advertising devices on TNC vehicles; providing requirements and restrictions for such devices; providing immunity from certain liability for TNCs, TNC drivers, TNC vehicle owners, and owners and operators of TNC digital advertising devices; providing exceptions; providing construction relating to such devices; authorizing entities to elect to be regulated as luxury ground TNCs by notifying the Department of Financial Services; providing requirements for luxury ground TNCs; providing for preemption over local law on the governance of luxury ground TNCs, luxury ground TNC drivers, and luxury ground TNC vehicles; providing that TNCs are not liable for certain harm to persons or property if certain conditions are met; providing construction relating to insurance coverage and liability; providing an effective date.

—was read the third time by title.

On motion by Senator Brandes, **CS for CS for HB 1039** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—2

Gibson	Rodriguez
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Vote after roll call:

Yea—Mr. President

CS for CS for HB 787—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring application forms for original, renewal, and replacement driver licenses and identification cards to include language allowing a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; amending s. 322.14, F.S.; authorizing a person with specified disabilities to have the capital letter "D" placed on his or her driver license

under certain circumstances; providing requirements for the placement of such letter on, or the removal of such letter from, a person's driver license; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for HB 787** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 789—A bill to be entitled An act relating to driver license fees; amending s. 322.14, F.S.; providing fees for the placement of a specified letter on, or the removal of such letter from, the driver license of a person who has a developmental disability; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for HB 789** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 7065—A bill to be entitled An act relating to school safety; amending s. 943.082, F.S.; requiring the FortifyFL reporting tool to notify reporting parties that submitting false information may subject them to criminal penalties; providing that certain reports shall remain anonymous; amending s. 943.687, F.S.; revising the membership of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 985.12, F.S.; requiring law enforcement officers to have access to specified information by a certain date for specified purposes; amending s. 1001.11, F.S.; requiring the Commissioner of Education to

oversee compliance with requirements relating to school safety and security; requiring the commissioner to take specified actions under certain circumstances relating to noncompliance; amending s. 1001.20, F.S.; requiring the Office of Inspector General to take specified actions for an investigation relating to noncompliance with school safety and security requirements under certain circumstances; authorizing the office to issue and serve certain subpoenas for specified purposes; authorizing the office to take specified actions relating to noncompliance with such subpoenas; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to provide certain opportunities to charter school personnel; requiring such office to coordinate with specified entities to provide a specified tool for certain purposes and a model family reunification plan for certain purposes; amending s. 1002.33, F.S.; revising provisions relating to the immediate termination of a charter school's charter; amending s. 1006.07, F.S.; requiring codes of student conduct to include provisions relating to civil citation or similar prearrest diversion programs for specified purposes; requiring codes of student conduct to include provisions relating to the assignment of students to school-based intervention programs; prohibiting participation in such programs from being entered into a specified system; authorizing certain procedures to include accommodations for specified drills; requiring district school boards and charter school governing boards, in coordination with local law enforcement agencies, to adopt a family reunification plan for specified purposes; providing requirements for members of a threat assessment team; amending s. 1006.12, F.S.; revising provisions relating to the duties of school safety officers; requiring the district school superintendent or charter school administrator to provide certain notifications relating to safe-school officers; requiring safe-school officers to complete a specified training; providing requirements for such training; requiring individuals to meet certain criteria before participating in specified training; providing requirements for such training; requiring school districts to provide charter schools with specified safe-school officers under additional circumstances; amending s. 1006.13, F.S.; requiring certain agreements between district school boards and specified law enforcement to disclose procedures relating to the arrest of certain minors on school grounds; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool to address policies and procedures relating to certain disasters; amending s. 1008.32, F.S.; authorizing the state board to direct a school district to suspend the salaries of specified individuals under certain circumstances relating to school safety; amending s. 1011.62, F.S.; revising the mental health assistance allocation plans to include policies and procedures relating to certain behavioral health services available to such students; requiring schools districts to use specified services from certain teams; providing requirements for referrals to certain behavioral health services; providing effective dates.

—as amended March 10, was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Bracy, the Senate reconsidered the vote by which **Amendment 1 (610278)** was adopted March 10.

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

Senator Bracy moved the following amendment to **Amendment 1 (610278)** which was adopted by two-thirds vote:

Amendment 1A (468322) (with title amendment)—Between lines 179 and 180 insert:

Section 4. Section 985.031, Florida Statutes, is created to read:

985.031 Age limitation; exception.—

(1) *This section may be cited as the “Kaia Rolle Act.”*

(2) *A child younger than 7 years of age may not be adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act on the basis of acts occurring before he or she reaches 7 years of age.*

(3) *Notwithstanding this section, a child who commits a forcible felony as defined in s. 776.08 may be adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act.*

And the title is amended as follows:

Delete line 1127 and insert: representation; creating s. 985.031, F.S.; providing a short title; prohibiting a child younger than a certain age from being adjudicated delinquent, arrested, or charged with a violation of law or a delinquent act; providing an exception; amending s. 985.12, F.S.; requiring

Amendment 1 (610278), as amended, was adopted by two-thirds vote.

On motion by Senator Diaz, **CS for HB 7065**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 835—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 430.501, F.S.; requiring state agencies to provide assistance to the Alzheimer’s Disease Advisory Committee, upon request; creating s. 430.5015, F.S.; creating the position of Dementia Director within the Department of Elderly Affairs; requiring the Secretary of Elderly Affairs to appoint the director; authorizing the director to call upon certain agencies for assistance; providing duties and responsibilities of the director; amending s. 430.502, F.S.; revising the name of a memory disorder clinic in Orange County; revising a provision relating to an allocation formula for the funding of respite care; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for HB 835** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for CS for HB 1213—A bill to be entitled An act relating to Holocaust education; amending s. 1003.42, F.S.; including certain instruction related to anti-Semitism in the required instruction relating to the Holocaust; providing school district and Department of Education requirements relating to such instruction; authorizing the department to seek input from certain entities for specified purposes relating to such instruction; authorizing the department to contract with specified entities to develop specified training and resources relating to such instruction; designating a certain week as “Holocaust Education Week;” providing an effective date.

—was read the third time by title.

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

Amendment 1 (484636) (with title amendment)—Before line 17 insert:

Section 1. *The Commissioner of Education’s African American History Task Force is directed to examine ways in which the history of the 1920 Ocoee Election Day Riots will be included in instruction on African-American history required pursuant to s. 1003.42(2)(h), Florida Statutes. The task force shall submit its recommendations to the Commissioner of Education and the State Board of Education by March 1, 2021.*

Section 2. *The Secretary of State is directed to:*

(1) *In coordination with the Division of Cultural Affairs of the Department of State, determine how the Museum of Florida History and other state museums will promote the history of the 1920 Ocoee Election Day Riots through exhibits and educational programs.*

(2) *Collaborate with the National Museum of African American History and Culture of the Smithsonian Institution to seek inclusion of the history of the 1920 Ocoee Election Day Riots in the museum’s exhibits.*

Section 3. *The Secretary of Environmental Protection is directed to determine which state park, or a portion of or a facility therein, will be named in recognition of any victim of the 1920 Ocoee Election Day Riots. The secretary may appoint a committee to assess naming opportunities. If a change to state law is required in order to change the designation of a state park, or a portion of or a facility therein, the secretary shall submit any such recommendation to the President of the Senate and the Speaker of the House of Representatives.*

Section 4. *District school boards are encouraged to assess opportunities for naming school facilities in recognition of victims of the 1920 Ocoee Election Day Riots.*

And the title is amended as follows:

Delete line 2 and insert: An act relating to educational instruction of historical events; directing the Commissioner of Education’s African American History Task Force to determine ways in which the 1920 Ocoee Election Day Riots will be included in required instruction on African-American history; requiring the task force to submit recommendations to the commissioner and the State Board of Education by a specified date; directing the Secretary of State to take certain action regarding the inclusion of the history of the 1920 Ocoee Election Day Riots in museum exhibits; directing the Secretary of Environmental Protection to assess naming opportunities for state parks, or a portion of a facility therein, in recognizing victims of the 1920 Ocoee Election Day Riots; authorizing the secretary to appoint a committee to assist in assessing naming opportunities; requiring the secretary to submit recommendations to the Legislature under specified circumstances; encouraging district school boards to assess naming opportunities for naming school facilities in recognition of victims of the 1920 Ocoee Election Day Riots; amending s.

On motion by Senator Book, **CS for CS for HB 1213**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 898—A bill to be entitled An act relating to insurance guaranty associations; amending s. 631.57, F.S.; increasing the obligation of the Florida Insurance Guaranty Association, Incorporated, for certain claims under policies covering certain condominium associations and homeowners' associations; increasing the percentage limit of certain insurer net written premiums up to which the Office of Insurance Regulation may levy certain emergency assessments upon insurers; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 898**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 529** was withdrawn from the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

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

CS for HB 529—A bill to be entitled An act relating to insurance guaranty associations; amending s. 631.57, F.S.; revising the obligations of the Florida Insurance Guaranty Association, Incorporated, for policies covering condominium associations and homeowners' associations; revising the percentage limits on the emergency assessments levied against insurers by the Office of Insurance Regulation; providing an effective date.

—a companion measure, was substituted for **CS for SB 898** and, by two-thirds vote, read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 529** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

THE PRESIDENT PRESIDING

Consideration of **CS for CS for HB 977**, **HB 737**, and **SB 7052** was deferred.

SPECIAL ORDER CALENDAR

CS for CS for SB 422—A bill to be entitled An act relating to recreational vehicle industries; amending s. 513.012, F.S.; revising legislative intent; amending s. 513.02, F.S.; providing a timeframe for the application of a permit; amending s. 513.051, F.S.; preempting to the Department of Health the regulatory authority for permitting standards; amending s. 513.112, F.S.; providing that evidence of a certain length of stay in a guest register creates a rebuttable presumption that a guest is transient; amending s. 513.1115, F.S.; providing standards for a damaged or destroyed recreational vehicle park to be rebuilt under certain circumstances; superseding certain ordinances or regulations; amending s. 513.115, F.S.; specifying when certain property becomes abandoned; providing for disposition of such property; amending s. 513.118, F.S.; authorizing a park operator to refuse access to the premises and to eject transient guests or visitors based on specified conduct; providing that a person who refuses to leave the park premises commits the offense of trespass; providing immunity from liability for certain law enforcement officers; providing an exception; providing for removal of property; amending s. 513.13, F.S.; providing for ejection from a park and specifying grounds and requirements therefor; providing for removal of property; amending s. 527.01, F.S.; defining the term "recreational vehicle"; amending s. 527.0201, F.S.; requiring the Department of Agriculture and Consumer Services to adopt rules specifying requirements for agents to administer certain competency examinations and establishing a written competency examination for a license to engage in activities solely related to the service and repair of recreational vehicles; authorizing certain qualifiers and master qualifiers to engage in activities solely related to the service and repair of recreational vehicles; requiring verifiable LP gas experience or professional certification by an LP gas manufacturer in order to apply for certification as a master qualifier; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 422**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 343** was withdrawn from the Committees on Infrastructure and Security; Innovation, Industry, and Technology; and Rules.

On motion by Senator Perry—

CS for CS for HB 343—A bill to be entitled An act relating to recreational vehicle industries; amending s. 513.012, F.S.; revising legislative intent; amending s. 513.02, F.S.; providing a timeframe for the application of a permit; amending s. 513.051, F.S.; preempting to the Department of Health the regulatory authority for permitting standards; amending s. 513.112, F.S.; providing that evidence of a certain length of stay in a guest register creates a rebuttable presumption that a guest is transient; amending s. 513.1115, F.S.; providing standards for a damaged or destroyed recreational vehicle park to be rebuilt under certain circumstances; superseding certain ordinances or regulations; amending s. 513.115, F.S.; specifying when certain property becomes abandoned; providing for disposition of such property; amending s. 513.118, F.S.; authorizing a park operator to refuse access to the premises and to eject transient guests or visitors based on specified conduct; providing that a person who refuses to leave the park premises commits the offense of trespass; providing immunity from liability for certain law enforcement officers; providing an exception; providing for removal of property; amending s. 513.13, F.S.; providing for ejection from a recreational vehicle park and specifying grounds and requirements therefor; providing for removal of property; amending s. 527.01, F.S.; defining the term "recreational vehicle"; amending s. 527.0201, F.S.; requiring the Department of Agriculture and Consumer Services to adopt rules specifying requirements for agents to administer certain competency examinations and establishing a competency examination for a license to engage in activities solely related to the service and repair of recreational vehicles; authorizing certain qualifiers and master qualifiers to engage in activities solely related to the service and repair of recreational vehicles; requiring verifiable LP gas experience or professional certification by an LP gas manufacturer in order to apply for certification as a master qualifier; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 422** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 343** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 504—A bill to be entitled An act relating to local government public construction works; amending s. 218.80, F.S.; revising disclosure requirements for bidding documents and other requests for proposals issued for bids by a local governmental entity and public contracts entered into between local governmental entities and contractors; amending s. 255.20, F.S.; revising the term cost to include specified information; requiring the governing board of a local government to consider estimated costs of certain projects that account for specified costs when the board is making a specified determination; requiring that a local government that performs projects using its own services, employees, and equipment provide a report to the local governing board with certain information; requiring that the Auditor General review the report as part of his or her audits of local governments; amending s. 336.41, F.S.; requiring estimated total construction project costs for certain projects to include specified costs; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 504**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 279** was withdrawn from the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

CS for CS for HB 279—A bill to be entitled An act relating to local government public construction works; amending s. 218.80, F.S.; revising disclosure requirements for bidding documents and other requests for proposals issued for bids by a local governmental entity and public contracts entered into between local governmental entities and contractors; amending s. 255.20, F.S.; revising the term cost to include specified information; requiring the governing board of a local government to consider estimated costs of certain projects that account for specified costs when the board is making a specified determination; requiring that a local government that performs projects using its own services, employees, and equipment provide a report to the local governing board with certain information; requiring that the Auditor General review the report as part of his or her audits of local governments; amending s. 336.41, F.S.; requiring estimated total construction project costs for certain projects to include specified costs; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 504** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 279** was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 736—A bill to be entitled An act relating to coverage for air ambulance services; creating ss. 627.42397 and 641.514, F.S.; defining terms; requiring health insurers and health maintenance organizations, respectively, to provide reasonable reimbursement to air ambulance services for certain covered services; providing that such reimbursement may be reduced only by certain amounts; providing that full payment of an applicable copayment, coinsurance, or deductible constitutes an accord, satisfaction, and release of certain claims; providing that provisions of this act are not severable; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 736**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 747** was withdrawn from the Committee on Rules.

On motion by Senator Diaz—

CS for CS for HB 747—A bill to be entitled An act relating to coverage for air ambulance services; creating ss. 627.42397 and 641.514,

F.S.; providing definitions; requiring health insurers and health maintenance organizations, respectively, to provide reasonable reimbursement to air ambulance services for certain covered services; providing that such reimbursement may be reduced only by certain amounts; providing that payment in full of copayments, coinsurance, and deductibles by insureds and subscribers, respectively, constitutes accord and satisfaction and release of specified claims in connection with air ambulance services; providing construction; providing a directive to the Division of Law Revision; providing nonseverability; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 736** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 747** was placed on the calendar of Bills on Third Reading.

CS for SB 814—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; authorizing any candidate to give certain surplus funds to the state or a political subdivision to be disbursed in a specified manner; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 814**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 491** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

CS for HB 491—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that a candidate may give certain surplus funds to the state or a political subdivision to be disbursed in a specified manner; providing an effective date.

—a companion measure, was substituted for **CS for SB 814** and read the second time by title.

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

Senator Brandes moved the following amendment:

Amendment 1 (557896) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective upon becoming a law, paragraph (t) of subsection (2) of section 97.052, Florida Statutes, is amended to read:

97.052 Uniform statewide voter registration application.—

(2) The uniform statewide voter registration application must be designed to elicit the following information from the applicant:

(t)1. Whether the applicant has ~~never~~ been convicted of a felony, and if convicted, has had his or her voting rights restored by including the statement “I affirm I have never been convicted of a felony or, if I have been, my rights relating to voting have been restored.” and providing a box for the applicant to check to affirm the statement.

~~2. Whether the applicant has been convicted of a felony, and if convicted, has had his or her civil rights restored through executive clemency, by including the statement “If I have been convicted of a felony, I affirm my voting rights have been restored by the Board of Executive Clemency.” and providing a box for the applicant to check to affirm the statement.~~

~~3. Whether the applicant has been convicted of a felony and, if convicted, has had his or her voting rights restored pursuant s. 4, Art. VI of the State Constitution, by including the statement “If I have been convicted of a felony, I affirm my voting rights have been restored pursuant to s. 4, Art. VI of the State Constitution upon the completion of~~

~~all terms of my sentence, including parole or probation, and providing a box for the applicant to check to affirm the statement.~~

Section 2. Effective upon becoming a law, paragraph (a) of subsection (5) of section 97.053, Florida Statutes, is amended to read:

97.053 Acceptance of voter registration applications.—

(5)(a) A voter registration application is complete if it contains the following information necessary to establish the applicant's eligibility pursuant to s. 97.041, including:

1. The applicant's name.
2. The applicant's address of legal residence, including a distinguishing apartment, suite, lot, room, or dormitory room number or other identifier, if appropriate. Failure to include a distinguishing apartment, suite, lot, room, or dormitory room or other identifier on a voter registration application does not impact a voter's eligibility to register to vote or cast a ballot, and such an omission may not serve as the basis for a challenge to a voter's eligibility or reason to not count a ballot.
3. The applicant's date of birth.
4. A mark in the checkbox affirming that the applicant is a citizen of the United States.
 - 5.a. The applicant's current and valid Florida driver license number or the identification number from a Florida identification card issued under s. 322.051, or

b. If the applicant has not been issued a current and valid Florida driver license or a Florida identification card, the last four digits of the applicant's social security number.

In case an applicant has not been issued a current and valid Florida driver license, Florida identification card, or social security number, the applicant shall affirm this fact in the manner prescribed in the uniform statewide voter registration application.

6. A mark in the ~~applicable~~ checkbox affirming that the applicant has not been convicted of a felony or that, if convicted, ~~has had his or her civil rights restored through executive clemency, or has had his or her voting rights restored pursuant to s. 4, Art. VI of the State Constitution.~~

7. A mark in the checkbox affirming that the applicant has not been adjudicated mentally incapacitated with respect to voting or that, if so adjudicated, has had his or her right to vote restored.

8. The original signature or a digital signature transmitted by the Department of Highway Safety and Motor Vehicles of the applicant swearing or affirming under the penalty for false swearing pursuant to s. 104.011 that the information contained in the registration application is true and subscribing to the oath required by s. 3, Art. VI of the State Constitution and s. 97.051.

Section 3. Effective upon becoming a law, paragraphs (d), (e), and (f) of subsection (1) of section 97.0585, Florida Statutes, are amended to read:

97.0585 Public records exemption; information regarding voters and voter registration; confidentiality.—

(1) The following information held by an agency, as defined in s. 119.011, and obtained for the purpose of voter registration is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution and may be used only for purposes of voter registration:

~~(d) Information related to a voter registration applicant's or voter's prior felony conviction and whether such person has had his or her voting rights restored by the Board of Executive Clemency or pursuant to s. 4, Art. VI of the State Constitution.~~

~~(e)~~ All information concerning preregistered voter registration applicants who are 16 or 17 years of age.

~~(e)(f)~~ Paragraph (d) is Paragraphs (d) and (e) are subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall

stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 4. Paragraph (a) of subsection (4) of section 106.141, Florida Statutes, is amended to read:

106.141 Disposition of surplus funds by candidates.—

(4)(a) Except as provided in paragraph (b), any candidate required to dispose of funds pursuant to this section shall, at the option of the candidate, dispose of such funds by any of the following means, or any combination thereof:

1. Return pro rata to each contributor the funds that have not been spent or obligated.
2. Donate the funds that have not been spent or obligated to a charitable organization or organizations that meet the qualifications of s. 501(c)(3) of the Internal Revenue Code, *except that the candidate may not be employed by the charitable organization to which he or she donates the funds.*
3. Give not more than \$25,000 of the funds that have not been spent or obligated to the affiliated party committee or political party of which such candidate is a member.
4. Give the funds that have not been spent or obligated:
 - a. ~~In the case of a candidate for state office,~~ To the state, to be deposited in either the Election Campaign Financing Trust Fund or the General Revenue Fund, as designated by the candidate; or
 - b. ~~In the case of a candidate for an office of a political subdivision,~~ To ~~a such~~ political subdivision, to be deposited in the general fund thereof.

Section 5. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon becoming a law, this act shall take effect July 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to elections; amending ss. 97.052 and 97.053, F.S.; revising requirements for the uniform statewide voter registration application and the acceptance of such applications; amending s. 97.0585, F.S.; deleting an exemption from public records requirements for information related to a voter registration applicant's or voter's prior felony conviction and his or her restoration of voting rights to conform to changes made by the act; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing that a candidate may give certain surplus funds to the state or a political subdivision to be disbursed in a specified manner; providing effective dates.

POINT OF ORDER

Senator Rodriguez raised a point of order that **Amendment 1 (557896)**, by Senator Brandes, was not germane to **CS for HB 491**.

The President referred the point of order to Senator Benacquisto, Chair of the Committee on Rules, and further consideration was deferred with pending **Amendment 1 (557896)** and pending point of order.

CS for CS for SB 852—A bill to be entitled An act relating to incarcerated pregnant women; amending s. 944.241, F.S.; amending the short title; redefining the term “extraordinary circumstance”; defining the terms “invasive body cavity search” and “restrictive housing”; revising the circumstances under which a prisoner who is known to be pregnant may not be restrained; specifying conditions under which restraints may be used; requiring that invasive body cavity searches on a pregnant prisoner be conducted by a medical professional; providing an exception; prohibiting the involuntary placement of pregnant prisoners in restrictive housing; providing exceptions; requiring corrections officials to write a specified report if an extraordinary circumstance necessitates placing a pregnant prisoner in restrictive housing; providing requirements for the report; requiring corrections officials to review

such reports at specified intervals; requiring a copy of such reports and reviews to be provided to pregnant prisoners in restrictive housing; providing requirements for the treatment of pregnant prisoners placed in restrictive housing; requiring pregnant prisoners to be admitted to the infirmary under certain circumstances; providing certain rights for pregnant prisoners admitted to the infirmary; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 852**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1259** was withdrawn from the Committees on Criminal Justice; and Appropriations.

On motion by Senator Pizzo, the rules were waived and—

CS for CS for HB 1259—A bill to be entitled An act relating to restrictive housing for incarcerated pregnant women; amending s. 944.241, F.S.; providing definitions; prohibiting the involuntary placement of pregnant prisoners in restrictive housing under specified circumstances; providing exceptions; requiring corrections officials to write a specified report if circumstances necessitate placing a pregnant prisoner in restrictive housing; providing requirements for the report; requiring a copy of such reports to be provided to pregnant prisoners in restrictive housing; providing requirements for the treatment of pregnant prisoners placed in restrictive housing; requiring pregnant prisoners to be placed in designated medical housing unit or admitted to the infirmary under certain circumstances; providing certain rights for pregnant prisoners placed in designated medical housing unit or admitted to the infirmary; requiring the Department of Corrections and the Department of Juvenile Justice to adopt rules by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 852** and read the second time by title.

Senator Pizzo moved the following amendment:

Amendment 1 (820692) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 944.241, Florida Statutes, is amended to read:

944.241 ~~Shackling of~~ Incarcerated pregnant women.—

(1) **SHORT TITLE.**—This section may be cited as the “*Tammy Jackson Healthy Pregnancies for Incarcerated Women Act.*”

(2) **DEFINITIONS.**—As used in this section, the term:

(a) “Correctional institution” means any facility under the authority of the department or the Department of Juvenile Justice, a county or municipal detention facility, or a detention facility operated by a private entity.

(b) “Corrections official” means the official who is responsible for oversight of a correctional institution, or his or her designee.

(c) “Department” means the Department of Corrections.

(d) “Extraordinary circumstance” means a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints or restrictive housing be used to ensure the safety and security of the prisoner, the staff of the correctional institution or medical facility, other prisoners, or the public.

(e) “Invasive body cavity search” means a search that involves a manual inspection using touch, insertion, or probing of the openings, cavities, and orifices of the human body, including, but not limited to, the genitals, buttocks, anus, or breasts that is not conducted for a medical purpose.

(f)(e) “Labor” means the period of time before a birth during which contractions are of sufficient frequency, intensity, and duration to bring about effacement and progressive dilation of the cervix.

(g)(f) “Postpartum recovery” means, as determined by her physician, the period immediately following delivery, including the recovery period

when a woman is in the hospital or infirmary following birth, up to 24 hours after delivery unless the physician after consultation with the department or correctional institution recommends a longer period of time.

(h)(g) “Prisoner” means any person incarcerated or detained in any correctional institution who is accused of, convicted of, sentenced for, or adjudicated delinquent for a violation of criminal law or the terms and conditions of parole, probation, community control, pretrial release, or a diversionary program. For purposes of this section, the term includes any woman detained under the immigration laws of the United States at any correctional institution.

(i)(h) “Restraints” means any physical restraint or mechanical device used to control the movement of a prisoner’s body or limbs, including, but not limited to, flex cuffs, soft restraints, hard metal handcuffs, a black box, chubb cuffs, leg irons, belly chains, a security or tether chain, or a convex shield.

(j) “Restrictive housing” means the placement of pregnant prisoners separately from the general population of a correctional institution and imposing restrictions on their movement, behavior, and privileges solely based on the condition of being pregnant. The term includes placing the prisoner in medical isolation, in a medical housing unit, or in the infirmary.

(3) **RESTRAINT OF PRISONERS.**—

(a) *Except as provided in paragraph (b)*, restraints may not be used on a prisoner who is known to be pregnant:

1. *If any doctor, nurse, or other health professional treating the prisoner in labor, in delivery, or in postpartum recovery requests that restraints not be used due to a documentable medical purpose. If the doctor, nurse, or other health professional makes such a request, the correctional officer or other law enforcement officer accompanying the prisoner must immediately remove all restraints.*

2. *During transport, labor, delivery, or ~~and~~ postpartum recovery, unless the corrections official makes an individualized determination that the prisoner presents an extraordinary circumstance, ~~except that:~~*

~~1. The physician may request that restraints not be used for documentable medical purposes. The correctional officer, correctional institution employee, or other officer accompanying the pregnant prisoner may consult with the medical staff; however, if the corrections official officer determines there is an extraordinary public safety risk, the official may officer is authorized to apply restraints as limited by paragraph (b) ~~subparagraph 2.~~~~

(b) *A restraint may be used on a prisoner who is known to be pregnant or in postpartum recovery only if all of the following apply:*

1. *The corrections official makes an individualized determination that the prisoner presents an extraordinary circumstance.*

2. *The restraints used are the least restrictive necessary.*

3. *If wrist restraints are used, the restraints are applied in the front of the prisoner so that she may protect herself in the event of a forward fall.*

~~4.2. Under no circumstances shall Leg, ankle, or waist restraints are not be used on any pregnant prisoner who is in labor or delivery.~~

~~(b) If restraints are used on a pregnant prisoner pursuant to paragraph (a):~~

~~1. The type of restraint applied and the application of the restraint must be done in the least restrictive manner necessary; and~~

(c)2. *The corrections official shall make written findings within 10 days after the use of restraints as to the extraordinary circumstance that dictated the use of the restraints. These findings shall be kept on file by the department or correctional institution for at least 5 years.*

(d) *A pregnant prisoner who is transported by a correctional institution must be transported using a restraint that is the least restrictive necessary. A correctional institution that uses restraints on a pregnant*

prisoner during transport must comply with the written findings required in paragraph (c).

~~(c) During the third trimester of pregnancy or when requested by the physician treating a pregnant prisoner, unless there are significant documentable security reasons noted by the department or correctional institution to the contrary that would threaten the safety of the prisoner, the unborn child, or the public in general:~~

- ~~1. Leg, ankle, and waist restraints may not be used; and~~
- ~~2. If wrist restraints are used, they must be applied in the front so the pregnant prisoner is able to protect herself in the event of a forward fall.~~

~~(d) In addition to the specific requirements of paragraphs (a) (c), any restraint of a prisoner who is known to be pregnant must be done in the least restrictive manner necessary in order to mitigate the possibility of adverse clinical consequences.~~

(4) INVASIVE BODY CAVITY SEARCHES.—

(a) Except as provided under paragraph (b), an invasive body cavity search of a pregnant prisoner may be conducted only by a medical professional.

(b) A correctional officer may conduct an invasive body cavity search of a pregnant prisoner only if the officer has a reasonable belief that the prisoner is concealing contraband. An officer who conducts an invasive body cavity search must submit a written report to the corrections official within 72 hours after the search. The report must:

1. Explain the reasons for the search; and
2. Identify any contraband recovered in the search.

(5) RESTRICTIVE HOUSING.—

(a) Except as provided in paragraph (b), a pregnant prisoner may not be involuntarily placed in restrictive housing. This subsection does not prohibit a corrections official from placing a pregnant prisoner in restrictive housing for disciplinary violations or to address security risks to the pregnant prisoner, other prisoners, or staff directly related to the pregnant prisoner provided the corrections official complies with the reporting requirements of subparagraph (b)1.

(b) A pregnant prisoner may be involuntarily placed in restrictive housing only if the corrections official of the correctional institution, in consultation with the medical staff overseeing prenatal care and medical treatment at the correctional institution, determines that an extraordinary circumstance exists such that restrictive housing is necessary and that there are no less restrictive means available.

1. The corrections official shall, before placing a prisoner in restrictive housing, write a report that states:

- a. The extraordinary circumstance that is present; and
- b. The reason less restrictive means are not available.

2. The corrections official shall review the report at least every 24 hours to confirm that the extraordinary circumstance cited in the report still exists. A copy of the report and each review must be provided to the pregnant prisoner.

(c) A pregnant prisoner who is placed in restrictive housing under this section shall be:

1. Seen at least every 24 hours by the medical staff overseeing prenatal care and medical treatment in the facility;
2. Housed in the least restrictive setting consistent with the health and safety of the pregnant prisoner; and
3. Given an intensive treatment plan developed and approved by the medical staff overseeing prenatal care and medical treatment at the facility.

(d) If a pregnant prisoner needs medical care, an authorized medical staff must provide an order for the pregnant prisoner to be placed in a

designated medical housing unit or admitted to the infirmary. If the pregnant prisoner has passed her due date, she must be placed in a designated medical housing unit or admitted to the infirmary until labor begins or until other housing arrangements are made. A pregnant prisoner who has been placed in a designated medical housing unit or admitted to the infirmary shall be provided:

1. The same access to outdoor recreation, visitation, mail, and telephone calls as other prisoners; and
2. The ability to continue to participate in other privileges and classes granted to the general population.

(6)(4) ENFORCEMENT.—

(a) Notwithstanding any relief or claims afforded by federal or state law, any prisoner who is restrained in violation of this section may file a grievance with the correctional institution, and be granted a 45-day extension if requested in writing pursuant to rules promulgated by the correctional institution.

(b) This section does not prevent a woman harmed through the use of restraints under this section from filing a complaint under any other relevant provision of federal or state law.

(7)(5) NOTICE TO PRISONERS.—

(a) ~~By September 1, 2012,~~ The department and the Department of Juvenile Justice shall adopt rules pursuant to ss. 120.536(1) and 120.54 to administer this section.

(b) Each correctional institution shall inform female prisoners of the rules developed pursuant to paragraph (a) upon admission to the correctional institution, including the policies and practices in the prisoner handbook, and post the policies and practices in locations in the correctional institution where such notices are commonly posted and will be seen by female prisoners, including common housing areas and medical care facilities.

Section 2. This act shall take effect July 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to incarcerated pregnant women; amending s. 944.241, F.S.; amending the short title; redefining the term “extraordinary circumstance”; defining the terms “invasive body cavity search” and “restrictive housing”; revising the circumstances under which a prisoner who is known to be pregnant may not be restrained; specifying conditions under which restraints may be used; requiring that invasive body cavity searches on a pregnant prisoner be conducted by a medical professional; providing an exception; prohibiting the involuntary placement of pregnant prisoners in restrictive housing; providing exceptions; requiring corrections officials to write a specified report if an extraordinary circumstance necessitates placing a pregnant prisoner in restrictive housing; providing requirements for the report; requiring corrections officials to review such reports at specified intervals; requiring a copy of such reports and reviews to be provided to pregnant prisoners in restrictive housing; providing requirements for the treatment of pregnant prisoners placed in restrictive housing; requiring pregnant prisoners to be placed in a designated medical housing unit or admitted to the infirmary under certain circumstances; providing certain rights for pregnant prisoners placed in a designated medical housing unit or admitted to the infirmary; providing an effective date.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Pizzo moved the following amendments to **Amendment 1 (820692)** which were adopted:

Amendment 1A (394360)—Delete line 165 and insert:

1. Seen at least every 12 hours by the medical staff

Amendment 1B (735898)—Delete lines 56-58 and insert: correctional institution. The term includes placing the prisoner in

Amendment 1 (820692), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 1259**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 880—A bill to be entitled An act relating to the nurse registry; amending s. 440.13, F.S.; authorizing the use of licensed nurse registries for the placement of attendant care provided for workers' compensation purposes; reenacting s. 440.134(16), F.S., relating to workers' compensation managed care arrangements, to incorporate the amendment made to s. 440.13, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 880**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 437** was withdrawn from the Committees on Banking and Insurance; Health Policy; and Rules.

On motion by Senator Baxley—

CS for HB 437—A bill to be entitled An act relating to nurse registries; amending s. 440.13, F.S.; authorizing the use of licensed nurse registries for the placement of attendant care provided for workers' compensation purposes; providing an effective date.

—a companion measure, was substituted for **CS for SB 880** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 437** was placed on the calendar of Bills on Third Reading.

SB 912—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division's electronic data submission system; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 509.241, F.S.; revising rulemaking requirements relating to public lodging and food service licenses; amending s. 509.251, F.S.; deleting provisions relating to fee schedule requirements; specifying that all fees are payable in full upon submission of an application for a public lodging establishment license or a public food service license; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring that an annual budget be proposed to unit owners and adopted by the board before a specified time; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 912**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 689** was withdrawn from the Committees on Innovation, Industry, and Technology; Community Affairs; and Appropriations.

On motion by Senator Diaz, the rules were waived and—

CS for CS for CS for HB 689—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division's electronic data submission system; authorizing certain records to be kept in an electronic or paper format; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 210.60, F.S.; authorizing certain records to be kept in an electronic or paper format; amending s. 326.002, F.S.; revising the definition of the term "yacht"; amending s. 194.011, F.S.; providing that certain associations may represent, prosecute, or defend owners in certain proceedings; providing applicability; requiring specified notice be provided to unit or parcel owners in a specified way; amending s. 194.181, F.S.; providing and revising the parties considered as the defendant in a tax suit; requiring certain notice to be provided to unit owners in a specified way; providing unit owners options for defending a tax suit; imposing certain actions for unit owners who fail to respond to a specified notice; amending s. 514.0115, F.S.; exempting certain property association pools from Department of Health regulations; amending s. 553.77, F.S.; conforming a cross-reference; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 562.455, F.S.; removing grains of paradise from the list of specified substances subject to penalties relating to adulterating liquor; amending s. 627.714, F.S.; prohibiting subrogation rights against a condominium association under certain circumstances; creating s. 712.065, F.S.; defining the term "discriminatory restriction"; providing that discriminatory restrictions are unlawful, unenforceable, and void; providing that discriminatory restrictions are extinguished and severed from recorded title transactions; specifying that the recording of certain notices does not reimpose or preserve a discriminatory restriction; providing requirements for a parcel owner to remove a discriminatory restriction from a covenant or restriction; amending s. 718.111, F.S.; providing that a condominium association may take certain actions relating to a challenge to ad valorem taxes in its own name or on behalf of unit owners; providing applicability; requiring an association to provide a checklist to certain persons requesting records; requiring that the checklist be signed by a specified person or the association to provide an affidavit attesting to the veracity of the checklist; providing a timeframe for maintaining such checklist and affidavit; creating a rebuttable presumption; amending s. 718.112, F.S.; authorizing a condominium association to extinguish discriminatory restrictions; revising calculation of a board member's term limit; providing requirements for certain notices; revising the fees an association may charge for transfers; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.113, F.S.; defining the terms "natural gas fuel" and "natural gas fuel vehicle"; revising legislative findings; revising requirements for electric vehicle charging stations; providing requirements for the installation of natural gas fuel stations on property governed by condominium associations; amending s. 718.117, F.S.; conforming provisions to changes made by the act; amending s. 718.121, F.S.; providing when the installation of a natural gas fuel station may be the basis of a lien; amending s. 718.1255, F.S.; authorizing parties to initiate presuit mediation under certain circumstances; specifying when arbitration is binding on the parties; providing requirements for presuit mediation; amending s. 718.202, F.S.; revising use of certain withdrawn escrow funds by developers; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions; revising requirements for certain fines; amending s. 718.501, F.S.; defining the term "financial issue"; authorizing the Division of Condominiums, Timeshares, and Mobile Homes to adopt rules; amending s. 718.5014, F.S.; revising where the

principal office of the Office of the Condominium Ombudsman must be maintained; amending s. 719.103, F.S.; revising the definition of the term "unit" to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions relating to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; amending procedure to challenge a board member recall; authorizing cooperative associations to extinguish discriminatory restrictions; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; revising when a specified statement must be included in an association's financial report; revising requirements for such statement; revising when an association is deemed to have provided for reserve accounts; amending procedure to challenge a board member recall; amending s. 720.305, F.S.; providing requirements for certain fines; amending s. 720.306, F.S.; revising requirements for providing certain notices; providing limitations on associations when a parcel owner attempts to rent or lease his or her parcel; amending the procedure for election disputes; amending s. 720.311, F.S.; amending the procedure for election disputes; amending s. 720.3075, F.S.; authorizing homeowners' associations to extinguish discriminatory restrictions; amending s. 721.15, F.S.; providing requirements for subordinate lienholder related timeshare estates; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **SB 912** and read the second time by title.

Senator Diaz moved the following amendment which was adopted:

Amendment 1 (559554) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (2) of section 210.09, Florida Statutes, is amended to read:

210.09 Records to be kept; reports to be made; examination.—

(2) The division is authorized to prescribe and promulgate by rules and regulations, which shall have the force and effect of the law, such records to be kept and reports to be made to the division by any manufacturer, importer, distributing agent, wholesale dealer, retail dealer, common carrier, or any other person handling, transporting or possessing cigarettes for sale or distribution within the state as may be necessary to collect and properly distribute the taxes imposed by s. 210.02. All reports shall be made on or before the 10th day of the month following the month for which the report is made, unless the division by rule or regulation shall prescribe that reports be made more often. *All reports shall be filed with the division through the division's electronic data submission system.*

Section 2. Subsection (1) of section 210.55, Florida Statutes, is amended to read:

210.55 Distributors; monthly returns.—

(1) On or before the 10th of each month, every taxpayer with a place of business in this state shall file a *full and complete report* ~~return~~ with the division showing the *tobacco products taxable price of each tobacco product* brought or caused to be brought into this state for sale, or made, manufactured, or fabricated in this state for sale in this state, during the preceding month. Every taxpayer outside this state shall file a *full and complete report with the division through the division's electronic data submission system* ~~return~~ showing the quantity and taxable price of each tobacco product shipped or transported to retailers in this state, to be sold by those retailers, during the preceding month. *Reports must* ~~Returns shall~~ be made upon forms furnished and prescribed by the division and *must* ~~shall~~ contain any other information that the division requires. Each *report must* ~~return shall~~ be accompanied by a remittance for the full tax liability shown and *be filed with the division through the division's electronic data submission system.*

Section 3. Subsection (1) of section 509.241, Florida Statutes, is amended to read:

509.241 Licenses required; exceptions.—

(1) LICENSES; ANNUAL RENEWALS.—Each public lodging establishment and public food service establishment shall obtain a license from the division. Such license may not be transferred from one place or individual to another. It shall be a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, for such an establishment to operate without a license. Local law enforcement shall provide immediate assistance in pursuing an illegally operating establishment. The division may refuse a license, or a renewal thereof, to any establishment that is not constructed and maintained in accordance with law and with the rules of the division. The division may refuse to issue a license, or a renewal thereof, to any establishment an operator of which, within the preceding 5 years, has been adjudicated guilty of, or has forfeited a bond when charged with, any crime reflecting on professional character, including soliciting for prostitution, pandering, letting premises for prostitution, keeping a disorderly place, or illegally dealing in controlled substances as defined in chapter 893, whether in this state or in any other jurisdiction within the United States, or has had a license denied, revoked, or suspended pursuant to s. 429.14. Licenses shall be renewed annually, and the division shall adopt ~~rules a rule~~ *establishing procedures a staggered schedule* for license *issuance and renewals*. If any license expires while administrative charges are pending against the license, the proceedings against the license shall continue to conclusion as if the license were still in effect.

Section 4. Subsections (1) and (2) of section 509.251, Florida Statutes, are amended to read:

509.251 License fees.—

(1) The division shall adopt, by rule, a schedule of fees to be paid by each public lodging establishment as a prerequisite to issuance or renewal of a license. Such fees shall be based on the number of rental units in the establishment. The aggregate fee per establishment charged any public lodging establishment may not exceed \$1,000; however, the fees described in paragraphs (a) and (b) may not be included as part of the aggregate fee subject to this cap. Vacation rental units or timeshare projects within separate buildings or at separate locations but managed by one licensed agent may be combined in a single license application, and the division shall charge a license fee as if all units in the application are in a single licensed establishment. ~~The fee schedule shall require an establishment which applies for an initial license to pay the full license fee if application is made during the annual renewal period or more than 6 months before the next such renewal period and one half of the fee if application is made 6 months or less before such period.~~ The fee schedule shall include fees collected for the purpose of funding the Hospitality Education Program, pursuant to s. 509.302. ~~All fees, which~~ are payable in full for each application ~~at the time regardless of when~~ the application is submitted.

(a) Upon making initial application or an application for change of ownership, the applicant shall pay to the division a fee as prescribed by rule, not to exceed \$50, in addition to any other fees required by law, which shall cover all costs associated with initiating regulation of the establishment.

(b) A license renewal filed with the division after the expiration date shall be accompanied by a delinquent fee as prescribed by rule, not to exceed \$50, in addition to the renewal fee and any other fees required by law.

(2) The division shall adopt, by rule, a schedule of fees to be paid by each public food service establishment as a prerequisite to issuance or renewal of a license. The fee schedule shall prescribe a basic fee and additional fees based on seating capacity and services offered. The aggregate fee per establishment charged any public food service establishment may not exceed \$400; however, the fees described in paragraphs (a) and (b) may not be included as part of the aggregate fee subject to this cap. ~~The fee schedule shall require an establishment which applies for an initial license to pay the full license fee if application is made during the annual renewal period or more than 6 months before the next such renewal period and one half of the fee if application is made 6 months or less before such period.~~ The fee schedule shall include fees collected for the purpose of funding the Hospitality Education Program, pursuant to s. 509.302. ~~All fees, which~~ are payable in full for each application ~~at the time regardless of when~~ the application is submitted.

(a) Upon making initial application or an application for change of ownership, the applicant shall pay to the division a fee as prescribed by rule, not to exceed \$50, in addition to any other fees required by law, which shall cover all costs associated with initiating regulation of the establishment.

(b) A license renewal filed with the division after the expiration date shall be accompanied by a delinquent fee as prescribed by rule, not to exceed \$50, in addition to the renewal fee and any other fees required by law.

Section 5. Section 548.003, Florida Statutes, is amended to read:

548.003 Florida ~~Athletic State Boxing~~ Commission.—

(1) The Florida ~~Athletic State Boxing~~ Commission is created and is assigned to the Department of Business and Professional Regulation for administrative and fiscal accountability purposes only. The ~~Florida State Boxing~~ commission shall consist of five members appointed by the Governor, subject to confirmation by the Senate. One member must be a physician licensed pursuant to chapter 458 or chapter 459, who must maintain an unencumbered license in good standing, and who must, at the time of her or his appointment, have practiced medicine for at least 5 years. Upon the expiration of the term of a commissioner, the Governor shall appoint a successor to serve for a 4-year term. A commissioner whose term has expired shall continue to serve on the commission until such time as a replacement is appointed. If a vacancy on the commission occurs prior to the expiration of the term, it shall be filled for the unexpired portion of the term in the same manner as the original appointment.

(2) The ~~Florida State Boxing~~ commission, as created by subsection (1), shall administer the provisions of this chapter. The commission has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this chapter and to implement each of the duties and responsibilities conferred upon the commission, including, but not limited to:

(a) Development of an ethical code of conduct for commissioners, commission staff, and commission officials.

(b) Facility and safety requirements relating to the ring, floor plan and apron seating, emergency medical equipment and services, and other equipment and services necessary for the conduct of a program of matches.

(c) Requirements regarding a participant's apparel, bandages, handwraps, gloves, mouthpiece, and appearance during a match.

(d) Requirements relating to a manager's participation, presence, and conduct during a match.

(e) Duties and responsibilities of all licensees under this chapter.

(f) Procedures for hearings and resolution of disputes.

(g) Qualifications for appointment of referees and judges.

(h) Qualifications for and appointment of chief inspectors and inspectors and duties and responsibilities of chief inspectors and inspectors with respect to oversight and coordination of activities for each program of matches regulated under this chapter.

(i) Designation and duties of a knockdown timekeeper.

(j) Setting fee and reimbursement schedules for referees and other officials appointed by the commission or the representative of the commission.

(k) Establishment of criteria for approval, disapproval, suspension of approval, and revocation of approval of amateur sanctioning organizations for amateur boxing, kickboxing, and mixed martial arts held in this state, including, but not limited to, the health and safety standards the organizations use before, during, and after the matches to ensure the health, safety, and well-being of the amateurs participating in the matches, including the qualifications and numbers of health care personnel required to be present, the qualifications required for referees, and other requirements relating to the health, safety, and well-being of the amateurs participating in the matches. The commission may adopt

by rule, or incorporate by reference into rule, the health and safety standards of USA Boxing as the minimum health and safety standards for an amateur boxing sanctioning organization, the health and safety standards of the International Sport Kickboxing Association as the minimum health and safety standards for an amateur kickboxing sanctioning organization, and the minimum health and safety standards for an amateur mixed martial arts sanctioning organization. The commission shall review its rules for necessary revision at least every 2 years and may adopt by rule, or incorporate by reference into rule, the then-existing current health and safety standards of USA Boxing and the International Sport Kickboxing Association. The commission may adopt emergency rules to administer this paragraph.

(3) The commission shall maintain an office in Tallahassee. At the first meeting of the commission after June 1 of each year, the commission shall select a chair and a vice chair from among its membership. Three members shall constitute a quorum and the concurrence of at least three members is necessary for official commission action.

(4) Three consecutive unexcused absences or absences constituting 50 percent or more of the commission's meetings within any 12-month period shall cause the commission membership of the member in question to become void, and the position shall be considered vacant. The commission shall, by rule, define unexcused absences.

(5) Each commission member shall be accountable to the Governor for the proper performance of duties as a member of the commission. The Governor shall cause to be investigated any complaint or unfavorable report received by the Governor or the department concerning an action of the commission or any member and shall take appropriate action thereon. The Governor may remove from office any member for malfeasance, unethical conduct, misfeasance, neglect of duty, incompetence, permanent inability to perform official duties, or pleading guilty or nolo contendere to or being found guilty of a felony.

(6) Each member of the commission shall be compensated at the rate of \$50 for each day she or he attends a commission meeting and shall be reimbursed for other expenses as provided in s. 112.061.

(7) The commission shall be authorized to join and participate in the activities of the Association of Boxing Commissions (ABC).

(8) The department shall provide all legal and investigative services necessary to implement this chapter. The department may adopt rules as provided in ss. 120.536(1) and 120.54 to carry out its duties under this chapter.

Section 6. Subsection (3) of section 548.043, Florida Statutes, is amended to read:

548.043 Weights and classes, limitations; gloves.—

(3) The commission shall establish by rule *the need for gloves, if any, and the weight of any such gloves to be used in each pugilistic match* ~~the appropriate weight of gloves to be used in each boxing match; however, all participants in boxing matches shall wear gloves weighing not less than 8 ounces each and participants in mixed martial arts matches shall wear gloves weighing 4 to 8 ounces each.~~ Participants shall wear such protective devices as the commission deems necessary.

Section 7. Subsection (20) of section 561.01, Florida Statutes, is amended to read:

561.01 Definitions.—As used in the Beverage Law:

~~(20) "Permit carrier" means a licensee authorized to make deliveries as provided in s. 561.57.~~

Section 8. Subsections (1) and (2) of section 561.17, Florida Statutes, are amended, and subsection (5) is added to that section, to read:

561.17 License and registration applications; approved person.—

(1) Any person, before engaging in the business of manufacturing, bottling, distributing, selling, or in any way dealing in alcoholic beverages, shall file, with the district licensing personnel of the district of the division in which the place of business for which a license is sought is located, a sworn application in the format prescribed by the division. The applicant must be a legal or business entity, person, or persons and

must include all persons, officers, shareholders, and directors of such legal or business entity that have a direct or indirect interest in the business seeking to be licensed under this part. However, the applicant does not include any person that derives revenue from the license solely through a contractual relationship with the licensee, the substance of which contractual relationship is not related to the control of the sale of alcoholic beverages. Before any application is approved, the division may require the applicant to file a set of fingerprints *electronically through an approved electronic fingerprinting vendor or on regular United States Department of Justice forms prescribed by the Florida Department of Law Enforcement* for herself or himself and for any person or persons interested directly or indirectly with the applicant in the business for which the license is being sought, when required by the division. If the applicant or any person who is interested with the applicant either directly or indirectly in the business or who has a security interest in the license being sought or has a right to a percentage payment from the proceeds of the business, either by lease or otherwise, is not qualified, the division shall deny the application. However, any company regularly traded on a national securities exchange and not over the counter; any insurer, as defined in the Florida Insurance Code; or any bank or savings and loan association chartered by this state, another state, or the United States which has an interest, directly or indirectly, in an alcoholic beverage license is not required to obtain the division's approval of its officers, directors, or stockholders or any change of such positions or interests. A shopping center with five or more stores, one or more of which has an alcoholic beverage license and is required under a lease common to all shopping center tenants to pay no more than 10 percent of the gross proceeds of the business holding the license to the shopping center, is not considered as having an interest, directly or indirectly, in the license. A performing arts center, as defined in s. 561.01, which has an interest, directly or indirectly, in an alcoholic beverage license is not required to obtain division approval of its volunteer officers or directors or of any change in such positions or interests.

(2) *All applications for any alcoholic beverage license must be accompanied by proof of the applicant's right of occupancy for the entire premises sought to be licensed.* All applications for alcoholic beverage licenses for consumption on the premises shall be accompanied by a certificate of the Division of Hotels and Restaurants of the Department of Business and Professional Regulation, the Department of Agriculture and Consumer Services, the Department of Health, the Agency for Health Care Administration, or the county health department that the place of business wherein the business is to be conducted meets all of the sanitary requirements of the state.

(5) *Any person or entity licensed or permitted by the division must provide an electronic mail address to the division to function as the primary contact for all communication by the division to the licensee or permittees. Licensees and permittees are responsible for maintaining accurate contact information on file with the division.*

Section 9. Paragraph (a) of subsection (2) of section 561.20, Florida Statutes, is amended to read:

561.20 Limitation upon number of licenses issued.—

(2)(a) The limitation of the number of licenses as provided in this section does not prohibit the issuance of a special license to:

1. Any bona fide hotel, motel, or motor court of not fewer than 80 guest rooms in any county having a population of less than 50,000 residents, and of not fewer than 100 guest rooms in any county having a population of 50,000 residents or greater; or any bona fide hotel or motel located in a historic structure, as defined in s. 561.01(20) ~~s. 561.01(21)~~, with fewer than 100 guest rooms which derives at least 51 percent of its gross revenue from the rental of hotel or motel rooms, which is licensed as a public lodging establishment by the Division of Hotels and Restaurants; provided, however, that a bona fide hotel or motel with no fewer than 10 and no more than 25 guest rooms which is a historic structure, as defined in s. 561.01(20) ~~s. 561.01(21)~~, in a municipality that on the effective date of this act has a population, according to the University of Florida's Bureau of Economic and Business Research Estimates of Population for 1998, of no fewer than 25,000 and no more than 35,000 residents and that is within a constitutionally chartered county may be issued a special license. This special license shall allow the sale and consumption of alcoholic beverages only on the licensed premises of the hotel or motel. In addition, the hotel or motel must

derive at least 60 percent of its gross revenue from the rental of hotel or motel rooms and the sale of food and nonalcoholic beverages; provided that this subparagraph shall supersede local laws requiring a greater number of hotel rooms;

2. Any condominium accommodation of which no fewer than 100 condominium units are wholly rentable to transients and which is licensed under chapter 509, except that the license shall be issued only to the person or corporation that operates the hotel or motel operation and not to the association of condominium owners;

3. Any condominium accommodation of which no fewer than 50 condominium units are wholly rentable to transients, which is licensed under chapter 509, and which is located in any county having home rule under s. 10 or s. 11, Art. VIII of the State Constitution of 1885, as amended, and incorporated by reference in s. 6(e), Art. VIII of the State Constitution, except that the license shall be issued only to the person or corporation that operates the hotel or motel operation and not to the association of condominium owners;

4. A food service establishment that has 2,500 square feet of service area, is equipped to serve meals to 150 persons at one time, and derives at least 51 percent of its gross food and beverage revenue from the sale of food and nonalcoholic beverages during the first 120-day ~~60-day~~ operating period and the first ~~each~~ 12-month operating period thereafter. *Subsequent audit timeframes must be based upon the audit percentage established by the most recent audit and conducted on a staggered scale as follows: level 1, 51 percent to 60 percent, every year; level 2, 61 percent to 75 percent, every 2 years; level 3, 76 percent to 90 percent, every 3 years; and level 4, 91 percent to 100 percent, every 4 years.* A food service establishment granted a special license on or after January 1, 1958, pursuant to general or special law may not operate as a package store and may not sell intoxicating beverages under such license after the hours of serving or consumption of food have elapsed. Failure by a licensee to meet the required percentage of food and nonalcoholic beverage gross revenues during the covered operating period shall result in revocation of the license or denial of the pending license application. A licensee whose license is revoked or an applicant whose pending application is denied, or any person required to qualify on the special license application, is ineligible to have any interest in a subsequent application for such a license for a period of 120 days after the date of the final denial or revocation;

5. Any caterer, deriving at least 51 percent of its gross food and beverage revenue from the sale of food and nonalcoholic beverages at each catered event, licensed by the Division of Hotels and Restaurants under chapter 509. This subparagraph does not apply to a culinary education program, as defined in s. 381.0072(2), which is licensed as a public food service establishment by the Division of Hotels and Restaurants and provides catering services. Notwithstanding any law to the contrary, a licensee under this subparagraph shall sell or serve alcoholic beverages only for consumption on the premises of a catered event at which the licensee is also providing prepared food, and shall prominently display its license at any catered event at which the caterer is selling or serving alcoholic beverages. A licensee under this subparagraph shall purchase all alcoholic beverages it sells or serves at a catered event from a vendor licensed under s. 563.02(1), s. 564.02(1), or licensed under s. 565.02(1) subject to the limitation imposed in subsection (1), as appropriate. A licensee under this subparagraph may not store any alcoholic beverages to be sold or served at a catered event. Any alcoholic beverages purchased by a licensee under this subparagraph for a catered event that are not used at that event must remain with the customer; provided that if the vendor accepts unopened alcoholic beverages, the licensee may return such alcoholic beverages to the vendor for a credit or reimbursement. Regardless of the county or counties in which the licensee operates, a licensee under this subparagraph shall pay the annual state license tax set forth in s. 565.02(1)(b). A licensee under this subparagraph must maintain for a period of 3 years all records and receipts for each catered event, including all contracts, customers' names, event locations, event dates, food purchases and sales, alcoholic beverage purchases and sales, nonalcoholic beverage purchases and sales, and any other records required by the department by rule to demonstrate compliance with the requirements of this subparagraph. Notwithstanding any law to the contrary, any vendor licensed under s. 565.02(1) subject to the limitation imposed in subsection (1), may, without any additional licensure under this subparagraph, serve or sell alcoholic beverages for consumption on the premises of a catered event at which prepared food is provided by a caterer licensed

under chapter 509. If a licensee under this subparagraph also possesses any other license under the Beverage Law, the license issued under this subparagraph shall not authorize the holder to conduct activities on the premises to which the other license or licenses apply that would otherwise be prohibited by the terms of that license or the Beverage Law. Nothing in this section shall permit the licensee to conduct activities that are otherwise prohibited by the Beverage Law or local law. The Division of Alcoholic Beverages and Tobacco is hereby authorized to adopt rules to administer the license created in this subparagraph, to include rules governing licensure, recordkeeping, and enforcement. The first \$300,000 in fees collected by the division each fiscal year pursuant to this subparagraph shall be deposited in the Department of Children and Families' Operations and Maintenance Trust Fund to be used only for alcohol and drug abuse education, treatment, and prevention programs. The remainder of the fees collected shall be deposited into the Hotel and Restaurant Trust Fund created pursuant to s. 509.072; or

6. A culinary education program as defined in s. 381.0072(2) which is licensed as a public food service establishment by the Division of Hotels and Restaurants.

a. This special license shall allow the sale and consumption of alcoholic beverages on the licensed premises of the culinary education program. The culinary education program shall specify designated areas in the facility where the alcoholic beverages may be consumed at the time of application. Alcoholic beverages sold for consumption on the premises may be consumed only in areas designated pursuant to s. 561.01(11) and may not be removed from the designated area. Such license shall be applicable only in and for designated areas used by the culinary education program.

b. If the culinary education program provides catering services, this special license shall also allow the sale and consumption of alcoholic beverages on the premises of a catered event at which the licensee is also providing prepared food. A culinary education program that provides catering services is not required to derive at least 51 percent of its gross revenue from the sale of food and nonalcoholic beverages. Notwithstanding any law to the contrary, a licensee that provides catering services under this sub-subparagraph shall prominently display its beverage license at any catered event at which the caterer is selling or serving alcoholic beverages. Regardless of the county or counties in which the licensee operates, a licensee under this sub-subparagraph shall pay the annual state license tax set forth in s. 565.02(1)(b). A licensee under this sub-subparagraph must maintain for a period of 3 years all records required by the department by rule to demonstrate compliance with the requirements of this sub-subparagraph.

c. If a licensee under this subparagraph also possesses any other license under the Beverage Law, the license issued under this subparagraph does not authorize the holder to conduct activities on the premises to which the other license or licenses apply that would otherwise be prohibited by the terms of that license or the Beverage Law. Nothing in this subparagraph shall permit the licensee to conduct activities that are otherwise prohibited by the Beverage Law or local law. Any culinary education program that holds a license to sell alcoholic beverages shall comply with the age requirements set forth in ss. 562.11(4), 562.11(2), and 562.13.

d. The Division of Alcoholic Beverages and Tobacco may adopt rules to administer the license created in this subparagraph, to include rules governing licensure, recordkeeping, and enforcement.

e. A license issued pursuant to this subparagraph does not permit the licensee to sell alcoholic beverages by the package for off-premises consumption.

However, any license heretofore issued to any such hotel, motel, motor court, or restaurant or hereafter issued to any such hotel, motel, or motor court, including a condominium accommodation, under the general law shall not be moved to a new location, such license being valid only on the premises of such hotel, motel, motor court, or restaurant. Licenses issued to hotels, motels, motor courts, or restaurants under the general law and held by such hotels, motels, motor courts, or restaurants on May 24, 1947, shall be counted in the quota limitation contained in subsection (1). Any license issued for any hotel, motel, or motor court under this law shall be issued only to the owner of the hotel, motel, or motor court or, in the event the hotel, motel, or motor court is

leased, to the lessee of the hotel, motel, or motor court; and the license shall remain in the name of the owner or lessee so long as the license is in existence. Any special license now in existence heretofore issued under this law cannot be renewed except in the name of the owner of the hotel, motel, motor court, or restaurant or, in the event the hotel, motel, motor court, or restaurant is leased, in the name of the lessee of the hotel, motel, motor court, or restaurant in which the license is located and must remain in the name of the owner or lessee so long as the license is in existence. Any license issued under this section shall be marked "Special," and nothing herein provided shall limit, restrict, or prevent the issuance of a special license for any restaurant or motel which shall hereafter meet the requirements of the law existing immediately prior to the effective date of this act, if construction of such restaurant has commenced prior to the effective date of this act and is completed within 30 days thereafter, or if an application is on file for such special license at the time this act takes effect; and any such licenses issued under this proviso may be annually renewed as now provided by law. Nothing herein prevents an application for transfer of a license to a bona fide purchaser of any hotel, motel, motor court, or restaurant by the purchaser of such facility or the transfer of such license pursuant to law.

Section 10. Subsection (4) of section 561.42, Florida Statutes, is amended to read:

561.42 Tied house evil; financial aid and assistance to vendor by manufacturer, distributor, importer, primary American source of supply, brand owner or registrant, or any broker, sales agent, or sales person thereof, prohibited; procedure for enforcement; exception.—

(4) Before the division shall so declare and prohibit such sales to such vendor, ~~it shall~~, within 2 days after receipt of such notice, ~~the division shall give written~~ notice to such vendor by *electronic* mail of the receipt by the division of such notification of delinquency and such vendor shall be directed to forthwith make payment thereof or, upon failure to do so, to show cause before the division why further sales to such vendor shall not be prohibited. Good and sufficient cause to prevent such action by the division may be made by showing payment, failure of consideration, or any other defense which would be considered sufficient in a common-law action. The vendor shall have 5 days after ~~service receipt~~ of such notice *via electronic mail* within which to show such cause, and he or she may demand a hearing thereon, provided he or she does so in writing within said 5 days, such written demand to be delivered to the division either in person, *by electronic mail*, or by due course of mail within such 5 days. If no such demand for hearing is made, the division shall thereupon declare in writing to such vendor and to all manufacturers and distributors within the state that all further sales to such vendor are prohibited until such time as the division certifies in writing that such vendor has fully paid for all liquors previously purchased. In the event such prohibition of sales and declaration thereof to the vendor, manufacturers, and distributors is ordered by the division, the vendor may seek review of such decision by the Department of Business and Professional Regulation within 5 days. In the event application for such review is filed within such time, such prohibition of sales shall not be made, published, or declared until final disposition of such review by the department.

Section 11. Subsection (2) of section 561.55, Florida Statutes, is amended to read:

561.55 Manufacturers', distributors', brokers', sales agents', importers', vendors', and exporters' records and reports.—

(2) Each manufacturer, distributor, broker, sales agent, and importer shall make a full and complete report by the 10th day of each month for the previous calendar month. The report ~~must be shall be made out in triplicate; two copies shall be sent to the division, and the third copy shall be retained for the manufacturer's, distributor's, broker's, sales agent's, or importer's record. Reports shall be made on forms prepared and furnished by the division and filed with the division through the division's electronic data submission system.~~

Section 12. Paragraphs (d) and (f) of subsection (2) of section 718.112, Florida Statutes, are amended to read:

718.112 Bylaws.—

(2) REQUIRED PROVISIONS.—The bylaws shall provide for the following and, if they do not do so, shall be deemed to include the following:

(d) Unit owner meetings.—

1. An annual meeting of the unit owners must be held at the location provided in the association bylaws and, if the bylaws are silent as to the location, the meeting must be held within 45 miles of the condominium property. However, such distance requirement does not apply to an association governing a timeshare condominium.

2. Unless the bylaws provide otherwise, a vacancy on the board caused by the expiration of a director's term must be filled by electing a new board member, and the election must be by secret ballot. An election is not required if the number of vacancies equals or exceeds the number of candidates. For purposes of this paragraph, the term "candidate" means an eligible person who has timely submitted the written notice, as described in sub-subparagraph 4.a., of his or her intention to become a candidate. Except in a timeshare or nonresidential condominium, or if the staggered term of a board member does not expire until a later annual meeting, or if all members' terms would otherwise expire but there are no candidates, the terms of all board members expire at the annual meeting, and such members may stand for reelection unless prohibited by the bylaws. Board members may serve terms longer than 1 year if permitted by the bylaws or articles of incorporation. A board member may not serve more than 8 consecutive years unless approved by an affirmative vote of unit owners representing two-thirds of all votes cast in the election or unless there are not enough eligible candidates to fill the vacancies on the board at the time of the vacancy. If the number of board members whose terms expire at the annual meeting equals or exceeds the number of candidates, the candidates become members of the board effective upon the adjournment of the annual meeting. Unless the bylaws provide otherwise, any remaining vacancies shall be filled by the affirmative vote of the majority of the directors making up the newly constituted board even if the directors constitute less than a quorum or there is only one director. In a residential condominium association of more than 10 units or in a residential condominium association that does not include timeshare units or timeshare interests, co-owners of a unit may not serve as members of the board of directors at the same time unless they own more than one unit or unless there are not enough eligible candidates to fill the vacancies on the board at the time of the vacancy. A unit owner in a residential condominium desiring to be a candidate for board membership must comply with sub-subparagraph 4.a. and must be eligible to be a candidate to serve on the board of directors at the time of the deadline for submitting a notice of intent to run in order to have his or her name listed as a proper candidate on the ballot or to serve on the board. A person who has been suspended or removed by the division under this chapter, or who is delinquent in the payment of any ~~assessment monetary obligation~~ due to the association, is not eligible to be a candidate for board membership and may not be listed on the ballot. *A person is delinquent if a payment is not made by the due date as specifically identified in the declaration of condominium, bylaws, or articles of incorporation. If a due date is not specifically identified in the declaration of condominium, bylaws, or articles of incorporation, the due date is the first day of the monthly or quarterly assessment period.* A person who has been convicted of any felony in this state or in a United States District or Territorial Court, or who has been convicted of any offense in another jurisdiction which would be considered a felony if committed in this state, is not eligible for board membership unless such felon's civil rights have been restored for at least 5 years as of the date such person seeks election to the board. The validity of an action by the board is not affected if it is later determined that a board member is ineligible for board membership due to having been convicted of a felony. This subparagraph does not limit the term of a member of the board of a nonresidential or timeshare condominium.

3. The bylaws must provide the method of calling meetings of unit owners, including annual meetings. Written notice must include an agenda, must be mailed, hand delivered, or electronically transmitted to each unit owner at least 14 days before the annual meeting, and must be posted in a conspicuous place on the condominium property at least

14 continuous days before the annual meeting. Upon notice to the unit owners, the board shall, by duly adopted rule, designate a specific location on the condominium property where all notices of unit owner meetings must be posted. This requirement does not apply if there is no condominium property for posting notices. In lieu of, or in addition to, the physical posting of meeting notices, the association may, by reasonable rule, adopt a procedure for conspicuously posting and repeatedly broadcasting the notice and the agenda on a closed-circuit cable television system serving the condominium association. However, if broadcast notice is used in lieu of a notice posted physically on the condominium property, the notice and agenda must be broadcast at least four times every broadcast hour of each day that a posted notice is otherwise required under this section. If broadcast notice is provided, the notice and agenda must be broadcast in a manner and for a sufficient continuous length of time so as to allow an average reader to observe the notice and read and comprehend the entire content of the notice and the agenda. In addition to any of the authorized means of providing notice of a meeting of the board, the association may, by rule, adopt a procedure for conspicuously posting the meeting notice and the agenda on a website serving the condominium association for at least the minimum period of time for which a notice of a meeting is also required to be physically posted on the condominium property. Any rule adopted shall, in addition to other matters, include a requirement that the association send an electronic notice in the same manner as a notice for a meeting of the members, which must include a hyperlink to the website where the notice is posted, to unit owners whose e-mail addresses are included in the association's official records. Unless a unit owner waives in writing the right to receive notice of the annual meeting, such notice must be hand delivered, mailed, or electronically transmitted to each unit owner. Notice for meetings and notice for all other purposes must be mailed to each unit owner at the address last furnished to the association by the unit owner, or hand delivered to each unit owner. However, if a unit is owned by more than one person, the association must provide notice to the address that the developer identifies for that purpose and thereafter as one or more of the owners of the unit advise the association in writing, or if no address is given or the owners of the unit do not agree, to the address provided on the deed of record. An officer of the association, or the manager or other person providing notice of the association meeting, must provide an affidavit or United States Postal Service certificate of mailing, to be included in the official records of the association affirming that the notice was mailed or hand delivered in accordance with this provision.

4. The members of the board of a residential condominium shall be elected by written ballot or voting machine. Proxies may not be used in electing the board in general elections or elections to fill vacancies caused by recall, resignation, or otherwise, unless otherwise provided in this chapter. This subparagraph does not apply to an association governing a timeshare condominium.

a. At least 60 days before a scheduled election, the association shall mail, deliver, or electronically transmit, by separate association mailing or included in another association mailing, delivery, or transmission, including regularly published newsletters, to each unit owner entitled to a vote, a first notice of the date of the election. A unit owner or other eligible person desiring to be a candidate for the board must give written notice of his or her intent to be a candidate to the association at least 40 days before a scheduled election. Together with the written notice and agenda as set forth in subparagraph 3., the association shall mail, deliver, or electronically transmit a second notice of the election to all unit owners entitled to vote, together with a ballot that lists all candidates. Upon request of a candidate, an information sheet, no larger than 8 1/2 inches by 11 inches, which must be furnished by the candidate at least 35 days before the election, must be included with the mailing, delivery, or transmission of the ballot, with the costs of mailing, delivery, or electronic transmission and copying to be borne by the association. The association is not liable for the contents of the information sheets prepared by the candidates. In order to reduce costs, the association may print or duplicate the information sheets on both sides of the paper. The division shall by rule establish voting procedures consistent with this sub-subparagraph, including rules establishing procedures for giving notice by electronic transmission and rules providing for the secrecy of ballots. Elections shall be decided by a plurality of ballots cast. There is no quorum requirement; however, at least 20 percent of the eligible voters must cast a ballot in order to have a valid election. A unit owner may not authorize any other person to vote his or her ballot, and any ballots improperly cast are invalid. A unit owner

who violates this provision may be fined by the association in accordance with s. 718.303. A unit owner who needs assistance in casting the ballot for the reasons stated in s. 101.051 may obtain such assistance. The regular election must occur on the date of the annual meeting. Notwithstanding this sub-subparagraph, an election is not required unless more candidates file notices of intent to run or are nominated than board vacancies exist.

b. Within 90 days after being elected or appointed to the board of an association of a residential condominium, each newly elected or appointed director shall certify in writing to the secretary of the association that he or she has read the association's declaration of condominium, articles of incorporation, bylaws, and current written policies; that he or she will work to uphold such documents and policies to the best of his or her ability; and that he or she will faithfully discharge his or her fiduciary responsibility to the association's members. In lieu of this written certification, within 90 days after being elected or appointed to the board, the newly elected or appointed director may submit a certificate of having satisfactorily completed the educational curriculum administered by a division-approved condominium education provider within 1 year before or 90 days after the date of election or appointment. The written certification or educational certificate is valid and does not have to be resubmitted as long as the director serves on the board without interruption. A director of an association of a residential condominium who fails to timely file the written certification or educational certificate is suspended from service on the board until he or she complies with this sub-subparagraph. The board may temporarily fill the vacancy during the period of suspension. The secretary shall cause the association to retain a director's written certification or educational certificate for inspection by the members for 5 years after a director's election or the duration of the director's uninterrupted tenure, whichever is longer. Failure to have such written certification or educational certificate on file does not affect the validity of any board action.

c. Any challenge to the election process must be commenced within 60 days after the election results are announced.

5. Any approval by unit owners called for by this chapter or the applicable declaration or bylaws, including, but not limited to, the approval requirement in s. 718.111(8), must be made at a duly noticed meeting of unit owners and is subject to all requirements of this chapter or the applicable condominium documents relating to unit owner decisionmaking, except that unit owners may take action by written agreement, without meetings, on matters for which action by written agreement without meetings is expressly allowed by the applicable bylaws or declaration or any law that provides for such action.

6. Unit owners may waive notice of specific meetings if allowed by the applicable bylaws or declaration or any law. Notice of meetings of the board of administration, unit owner meetings, except unit owner meetings called to recall board members under paragraph (j), and committee meetings may be given by electronic transmission to unit owners who consent to receive notice by electronic transmission. A unit owner who consents to receiving notices by electronic transmission is solely responsible for removing or bypassing filters that block receipt of mass emails sent to members on behalf of the association in the course of giving electronic notices.

7. Unit owners have the right to participate in meetings of unit owners with reference to all designated agenda items. However, the association may adopt reasonable rules governing the frequency, duration, and manner of unit owner participation.

8. A unit owner may tape record or videotape a meeting of the unit owners subject to reasonable rules adopted by the division.

9. Unless otherwise provided in the bylaws, any vacancy occurring on the board before the expiration of a term may be filled by the affirmative vote of the majority of the remaining directors, even if the remaining directors constitute less than a quorum, or by the sole remaining director. In the alternative, a board may hold an election to fill the vacancy, in which case the election procedures must conform to sub-subparagraph 4.a. unless the association governs 10 units or fewer and has opted out of the statutory election process, in which case the bylaws of the association control. Unless otherwise provided in the bylaws, a board member appointed or elected under this section shall fill the vacancy for the unexpired term of the seat being filled. Filling vacancies

created by recall is governed by paragraph (j) and rules adopted by the division.

10. This chapter does not limit the use of general or limited proxies, require the use of general or limited proxies, or require the use of a written ballot or voting machine for any agenda item or election at any meeting of a timeshare condominium association or nonresidential condominium association.

Notwithstanding subparagraph (b)2. and sub-subparagraph 4.a., an association of 10 or fewer units may, by affirmative vote of a majority of the total voting interests, provide for different voting and election procedures in its bylaws, which may be by a proxy specifically delineating the different voting and election procedures. The different voting and election procedures may provide for elections to be conducted by limited or general proxy.

(f) Annual budget.—

1. The proposed annual budget of estimated revenues and expenses must be detailed and must show the amounts budgeted by accounts and expense classifications, including, at a minimum, any applicable expenses listed in s. 718.504(21). *The annual budget must be proposed to unit owners and adopted by the board of directors no later than 30 days before the beginning of the fiscal year.* A multicondominium association shall adopt a separate budget of common expenses for each condominium the association operates and shall adopt a separate budget of common expenses for the association. In addition, if the association maintains limited common elements with the cost to be shared only by those entitled to use the limited common elements as provided for in s. 718.113(1), the budget or a schedule attached to it must show the amount budgeted for this maintenance. If, after turnover of control of the association to the unit owners, any of the expenses listed in s. 718.504(21) are not applicable, they need not be listed.

2.a. In addition to annual operating expenses, the budget must include reserve accounts for capital expenditures and deferred maintenance. These accounts must include, but are not limited to, roof replacement, building painting, and pavement resurfacing, regardless of the amount of deferred maintenance expense or replacement cost, and any other item that has a deferred maintenance expense or replacement cost that exceeds \$10,000. The amount to be reserved must be computed using a formula based upon estimated remaining useful life and estimated replacement cost or deferred maintenance expense of each reserve item. The association may adjust replacement reserve assessments annually to take into account any changes in estimates or extension of the useful life of a reserve item caused by deferred maintenance. This subsection does not apply to an adopted budget in which the members of an association have determined, by a majority vote at a duly called meeting of the association, to provide no reserves or less reserves than required by this subsection.

b. Before turnover of control of an association by a developer to unit owners other than a developer pursuant to s. 718.301, the developer may vote the voting interests allocated to its units to waive the reserves or reduce the funding of reserves through the period expiring at the end of the second fiscal year after the fiscal year in which the certificate of a surveyor and mapper is recorded pursuant to s. 718.104(4)(e) or an instrument that transfers title to a unit in the condominium which is not accompanied by a recorded assignment of developer rights in favor of the grantee of such unit is recorded, whichever occurs first, after which time reserves may be waived or reduced only upon the vote of a majority of all nondeveloper voting interests voting in person or by limited proxy at a duly called meeting of the association. If a meeting of the unit owners has been called to determine whether to waive or reduce the funding of reserves and no such result is achieved or a quorum is not attained, the reserves included in the budget shall go into effect. After the turnover, the developer may vote its voting interest to waive or reduce the funding of reserves.

3. Reserve funds and any interest accruing thereon shall remain in the reserve account or accounts, and may be used only for authorized reserve expenditures unless their use for other purposes is approved in advance by a majority vote at a duly called meeting of the association. Before turnover of control of an association by a developer to unit owners other than the developer pursuant to s. 718.301, the developer-controlled association may not vote to use reserves for purposes other than those for which they were intended without the approval of a

majority of all nondeveloper voting interests, voting in person or by limited proxy at a duly called meeting of the association.

4. The only voting interests that are eligible to vote on questions that involve waiving or reducing the funding of reserves, or using existing reserve funds for purposes other than purposes for which the reserves were intended, are the voting interests of the units subject to assessment to fund the reserves in question. Proxy questions relating to waiving or reducing the funding of reserves or using existing reserve funds for purposes other than purposes for which the reserves were intended must contain the following statement in capitalized, bold letters in a font size larger than any other used on the face of the proxy ballot: **WAIVING OF RESERVES, IN WHOLE OR IN PART, OR ALLOWING ALTERNATIVE USES OF EXISTING RESERVES MAY RESULT IN UNIT OWNER LIABILITY FOR PAYMENT OF UNANTICIPATED SPECIAL ASSESSMENTS REGARDING THOSE ITEMS.**

Section 13. Paragraph (m) of subsection (1) of section 718.501, Florida Statutes, is amended to read:

718.501 Authority, responsibility, and duties of Division of Florida Condominiums, Timeshares, and Mobile Homes.—

(1) The division may enforce and ensure compliance with the provisions of this chapter and rules relating to the development, construction, sale, lease, ownership, operation, and management of residential condominium units. In performing its duties, the division has complete jurisdiction to investigate complaints and enforce compliance with respect to associations that are still under developer control or the control of a bulk assignee or bulk buyer pursuant to part VII of this chapter and complaints against developers, bulk assignees, or bulk buyers involving improper turnover or failure to turnover, pursuant to s. 718.301. However, after turnover has occurred, the division has jurisdiction to investigate complaints related only to financial issues, elections, and unit owner access to association records pursuant to s. 718.111(12).

(m) If a complaint is made, the division must conduct its inquiry with due regard for the interests of the affected parties. Within 30 days after receipt of a complaint, the division shall acknowledge the complaint in writing and notify the complainant whether the complaint is within the jurisdiction of the division and whether additional information is needed by the division from the complainant. The division shall conduct its investigation and, within 90 days after receipt of the original complaint or of timely requested additional information, take action upon the complaint. However, the failure to complete the investigation within 90 days does not prevent the division from continuing the investigation, accepting or considering evidence obtained or received after 90 days, or taking administrative action if reasonable cause exists to believe that a violation of this chapter or a rule has occurred. If an investigation is not completed within the time limits established in this paragraph, the division shall, on a monthly basis, notify the complainant in writing of the status of the investigation. When reporting its action to the complainant, the division shall inform the complainant of any right to a hearing pursuant to ss. 120.569 and 120.57. *The division may adopt rules regarding the submission of a complaint against an association.*

Section 14. Section 718.5014, Florida Statutes, is amended to read:

718.5014 Ombudsman location.—The ombudsman shall maintain his or her principal office ~~at a in Leon County on the premises of the division or, if suitable space cannot be provided there, at another~~ place convenient to the offices of the division which will enable the ombudsman to expeditiously carry out the duties and functions of his or her office. The ombudsman may establish branch offices elsewhere in the state upon the concurrence of the Governor.

Section 15. Subsection (1) of section 455.219, Florida Statutes, is amended to read:

455.219 Fees; receipts; disposition; periodic management reports.—

(1) Each board within the department shall determine by rule the amount of license fees for its profession, based upon department-prepared long-range estimates of the revenue required to implement all provisions of law relating to the regulation of professions by the de-

partment and any board; however, when the department has determined, based on the long-range estimates of such revenue, that a profession's trust fund moneys are in excess of the amount required to cover the necessary functions of the board, or the department when there is no board, the department may adopt rules to implement a waiver of license renewal fees for that profession for a period not to exceed 2 years, as determined by the department. Each board, or the department when there is no board, shall ensure license fees are adequate to cover all anticipated costs and to maintain a reasonable cash balance, as determined by rule of the department, with advice of the applicable board. If sufficient action is not taken by a board within 1 year of notification by the department that license fees are projected to be inadequate, the department shall set license fees on behalf of the applicable board to cover anticipated costs and to maintain the required cash balance. The department shall include recommended fee cap increases in its annual report to the Legislature. Further, it is legislative intent that no regulated profession operate with a negative cash balance. The department may provide by rule for the advancement of sufficient funds to any profession or the Florida ~~Athletic State Boxing~~ Commission operating with a negative cash balance. Such advancement may be for a period not to exceed 2 consecutive years and shall require interest to be paid by the regulated profession. Interest shall be calculated at the current rate earned on Professional Regulation Trust Fund investments. Interest earned shall be allocated to the various funds in accordance with the allocation of investment earnings during the period of the advance.

Section 16. Subsection (4) of section 548.002, Florida Statutes, is amended to read:

548.002 Definitions.—As used in this chapter, the term:

(4) "Commission" means the Florida ~~Athletic State Boxing~~ Commission.

Section 17. Subsections (3) and (4) of section 548.05, Florida Statutes, are amended to read:

548.05 Control of contracts.—

(3) The commission may require that each contract contain language authorizing the Florida ~~State Boxing~~ commission to withhold any or all of any manager's share of a purse in the event of a contractual dispute as to entitlement to any portion of a purse. The commission may establish rules governing the manner of resolution of such dispute. In addition, if the commission deems it appropriate, the commission is hereby authorized to implead interested parties over any disputed funds into the appropriate circuit court for resolution of the dispute prior to release of all or any part of the funds.

(4) Each contract subject to this section shall contain the following clause: "This agreement is subject to the provisions of chapter 548, Florida Statutes, and to the rules of the Florida ~~Athletic State Boxing~~ Commission and to any future amendments of either."

Section 18. Subsection (12) of section 548.071, Florida Statutes, is amended to read:

548.071 Suspension or revocation of license or permit by commission.—The commission may suspend or revoke a license or permit if the commission finds that the licensee or permittee:

(12) Has been disciplined by the Florida ~~State Boxing~~ commission or similar agency or body of any jurisdiction.

Section 19. Section 548.077, Florida Statutes, is amended to read:

548.077 Florida ~~Athletic State Boxing~~ Commission; collection and disposition of moneys.—All fees, fines, forfeitures, and other moneys collected under the provisions of this chapter shall be paid by the commission to the Chief Financial Officer who, after the expenses of the commission are paid, shall deposit them in the Professional Regulation Trust Fund to be used for the administration and operation of the commission and to enforce the laws and rules under its jurisdiction. In the event the unexpended balance of such moneys collected under the provisions of this chapter exceeds \$250,000, any excess of that amount shall be deposited in the General Revenue Fund.

Section 20. This act shall take effect July 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 210.09, F.S.; requiring that certain reports relating to the transportation or possession of cigarettes be filed with the Division of Alcoholic Beverages and Tobacco through the division's electronic data submission system; amending s. 210.55, F.S.; requiring that certain entities file reports, rather than returns, relating to tobacco products with the division; providing requirements for such reports; amending s. 509.241, F.S.; revising rulemaking requirements relating to public lodging and food service licenses; amending s. 509.251, F.S.; deleting provisions relating to fee schedule requirements; specifying that all fees are payable in full upon submission of an application for a public lodging establishment license or a public food service license; amending s. 548.003, F.S.; renaming the Florida State Boxing Commission as the Florida Athletic Commission; amending s. 548.043, F.S.; revising rulemaking requirements for the commission relating to gloves; amending s. 561.01, F.S.; deleting the definition of the term "permit carrier"; amending s. 561.17, F.S.; revising a requirement related to the filing of fingerprints with the division; requiring that applications be accompanied by certain information relating to right of occupancy; providing requirements relating to contact information for licensees and permittees; amending s. 561.20, F.S.; conforming cross-references; revising requirements for issuing special licenses to certain food service establishments; amending s. 561.42, F.S.; requiring the division, and authorizing vendors, to use electronic mail to give certain notice; amending s. 561.55, F.S.; revising requirements for reports relating to alcoholic beverages; amending s. 718.112, F.S.; providing the circumstances under which a person is delinquent in the payment of an assessment in the context of eligibility for membership on certain condominium boards; requiring that an annual budget be proposed to unit owners and adopted by the board before a specified time; amending s. 718.501, F.S.; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes to adopt rules regarding the submission of complaints against a condominium association; amending s. 718.5014, F.S.; revising the location requirements for the principal office of the condominium ombudsman; amending ss. 455.219, 548.002, 548.05, 548.071, and 548.077, F.S.; conforming provisions to changes made by the act; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for HB 689**, as amended, was placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

CS for HB 7067—A bill to be entitled An act relating to K-12 scholarship programs; amending s. 1002.394, F.S.; revising initial scholarship eligibility criteria for the Family Empowerment Scholarship Program; establishing a priority order for award of a scholarship that includes an adjusted maximum eligible household income level that is increased in specified circumstances; requiring the Department of Education to maintain and publish a list of nationally norm-referenced tests and to establish deadlines for lists of eligible students, applications, and notifications; requiring a private school to report scores to a state university by a specified date; requiring parents to annually renew participation in the program; requiring an eligible nonprofit scholarship-funding organization to award scholarships in priority order and implement deadlines; requiring, rather than authorizing, an annual specified increase in the maximum number of students participating in the scholarship program; amending s. 1002.395, F.S.; revising eligibility criteria for the Florida Tax Credit Scholarship Program and applying the criteria only to initial eligibility; requiring that priority be given to students whose household income levels do not exceed a specified amount or who are in foster care or out-of-home care; requiring scholarship-funding organizations to prioritize renewal scholarships over initial scholarships; requiring a scholarship-funding organization to refer students who did not receive a scholarship because of lack of funds to another scholarship-funding organization; amending s. 1002.40, F.S.; requiring scholarship-funding organizations to use excess contributions to fund scholarships for specified students under certain conditions; amending s. 1011.62, F.S.; revising funding calculations for certain student memberships; providing an effective date.

—which was previously considered March 10.

Senator Lee moved the following amendment:

Amendment 1 (600908) (with directory and title amendments)—Delete lines 210-309 and insert:

(b) The scholarship amount provided to a student for any single school year shall be for tuition and fees for an eligible private school, not to exceed annual limits, which shall be determined in accordance with this paragraph. The calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation and the Teacher Salary Increase Allocation.

Section 2. Subsection (3), paragraphs (e) and (f) of subsection (6), and paragraph (a) of subsection (11) of section 1002.395, Florida Statutes, are amended to read:

1002.395 Florida Tax Credit Scholarship Program.—

(3) PROGRAM; INITIAL SCHOLARSHIP ELIGIBILITY.—

(a) The Florida Tax Credit Scholarship Program is established.

(b) A student is eligible for a Florida tax credit scholarship under this section if the student meets one or more of the following criteria:

1. The student is on the direct certification list or the student's household income level does not exceed 260 ~~185~~ percent of the federal poverty level; or

2. The student is currently placed, or during the previous state fiscal year was placed, in foster care or in out-of-home care as defined in s. 39.01.

~~3. The student's household income level is greater than 185 percent of the federal poverty level but does not exceed 260 percent of the federal poverty level.~~

Priority must be given to a student whose household income level does not exceed 185 percent of the federal poverty level or who is in foster care or out-of-home care. A student who initially receives a scholarship based on eligibility under this paragraph ~~subparagraph (b)2.~~ remains eligible to participate until ~~he or she the student~~ graduates from high school or attains the age of 21 years, whichever occurs first, regardless of the student's household income level. ~~A student who initially received a scholarship based on income eligibility before the 2019-2020 school year remains eligible to participate until he or she graduates from high school, attains the age of 21 years, or the student's household income level exceeds 260 percent of the federal poverty level, whichever occurs first.~~ A sibling of a student who is participating in the scholarship program under this subsection is eligible for a scholarship if the student resides in the same household as the sibling.

(6) OBLIGATIONS OF ELIGIBLE NONPROFIT SCHOLARSHIP-FUNDING ORGANIZATIONS.—An eligible nonprofit scholarship-funding organization:

(e) Must give first priority to eligible *renewal* students who received a *full-time* scholarship from an eligible nonprofit scholarship-funding organization or from the State of Florida during the previous school year. *The eligible nonprofit scholarship-funding organization must fully apply and exhaust all funds available under this section and s. 1002.40(11)(i) for renewal scholarship awards before awarding any initial scholarships.* ~~Beginning in the 2016-2017 school year, an eligible nonprofit scholarship-funding organization shall give priority to new applicants whose household income levels do not exceed 185 percent of the federal poverty level or who are in foster care or out-of-home care.~~

(f) Must provide a *renewal or initial* scholarship to an eligible student on a first-come, first-served basis unless the student qualifies for priority pursuant to paragraph (e). *Each eligible nonprofit scholarship-funding organization must refer any student eligible for a scholarship pursuant to this section who did not receive a renewal or initial scholarship based solely on the lack of available funds under this section and*

s. 1002.40(11)(i) to another eligible nonprofit scholarship-funding organization that may have funds available.

Information and documentation provided to the Department of Education and the Auditor General relating to the identity of a taxpayer that provides an eligible contribution under this section shall remain confidential at all times in accordance with s. 213.053.

(11) SCHOLARSHIP AMOUNT AND PAYMENT.—

(a) The scholarship amount provided to any student for any single school year by an eligible nonprofit scholarship-funding organization from eligible contributions shall be for total costs authorized under paragraph (6)(d), not to exceed annual limits, which shall be determined as follows:

1. For a student who received a scholarship in the 2018-2019 school year, who remains eligible, and who is enrolled in an eligible private school, the amount shall be the greater amount calculated pursuant to subparagraph 2. or a percentage of the unweighted FTE funding amount for the 2018-2019 state fiscal year and thereafter as follows:

a. Eighty-eight percent for a student enrolled in kindergarten through grade 5.

b. Ninety-two percent for a student enrolled in grade 6 through grade 8.

c. Ninety-six percent for a student enrolled in grade 9 through grade 12.

2. For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student resides as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation and the Teacher Salary Increase Allocation.

3. The scholarship amount awarded to a student enrolled in a Florida public school in which a student is enrolled and that is different from the school to which the student was assigned or in a lab school as defined in s. 1002.32, is limited to \$750.

Section 3. Paragraphs (a) and (i) of subsection (11) of section 1002.40, Florida Statutes, are amended to read:

1002.40 The Hope Scholarship Program.—

(11) FUNDING AND PAYMENT.—

(a) For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation and the Teacher Salary Increase Allocation.

(i) Notwithstanding s. 1002.395(6)(j)2., no more than 5 percent of net eligible contributions may be carried forward to the following state fiscal year by an eligible scholarship-funding organization. For audit purposes, all amounts carried forward must be specifically identified for individual students by student name and by the name of the school to which the student is admitted, subject to the requirements of ss. 1002.21 and 1002.22 and 20 U.S.C. s. 1232g, and the applicable rules and regulations issued pursuant to such requirements. Any amounts carried forward shall be expended for annual scholarships or partial-year scholarships in the following state fiscal year. Net eligible contributions remaining on June 30 of each year which are in excess of the 5 percent that may be carried forward shall be transferred to other eligible nonprofit scholarship-funding organizations participating in the Hope Scholarship Program to provide scholarships for eligible students. All transferred funds must be deposited by each eligible nonprofit scholarship-funding organization receiving such funds into the scho-

larship account of eligible students. All transferred amounts received by an eligible nonprofit scholarship-funding organization must be separately disclosed in the annual financial audit requirement under s. 1002.395(6)(m). If no other eligible nonprofit scholarship-funding organization participates in the Hope Scholarship Program, net eligible contributions in excess of the 5 percent may be used to fund scholarships for students eligible under s. 1002.395 only after fully exhausting all contributions made in support of scholarships under that section in accordance with the priority established in s. 1002.395(6)(e) before awarding any initial scholarships ~~s. 1002.395(3).~~

And the directory clause is amended as follows:

Delete lines 47-48 and insert: and (7), paragraph (c) of subsection (8), and paragraphs (a) and (b) of subsection (11) of that section are amended, to read:

And the title is amended as follows:

Delete lines 21-35 and insert: creating a new exception for scholarship funding for the Family Empowerment Scholarship; amending s. 1002.395, F.S.; revising eligibility criteria for the Florida Tax Credit Scholarship Program and applying the criteria only to initial eligibility; requiring that priority be given to students whose household income levels do not exceed a specified amount or who are in foster care or out-of-home care; requiring scholarship-funding organizations to prioritize renewal scholarships over initial scholarships; requiring a scholarship-funding organization to refer students who did not receive a scholarship because of lack of funds to another scholarship-funding organization; providing an exception from a funding formula under the Florida Tax Credit Scholarship Program; amending s. 1002.40, F.S.; providing an exception from funding formulas under the Hope Scholarship Program; requiring scholarship-funding organizations to use excess contributions to fund scholarships for specified students under certain conditions; amending

On motion by Senator Diaz, further consideration of **CS for HB 7067** with pending **Amendment 1 (600908)** was deferred.

CS for CS for SB 1070—A bill to be entitled An act relating to Space Florida; amending s. 331.302, F.S.; clarifying that Space Florida is subject to a specified provision of law; amending s. 331.303, F.S.; revising the definition of the term “bonds”; amending s. 331.305, F.S.; revising Space Florida’s authorization to issue bonds; deleting a requirement for Space Florida to notify the presiding officers of the Legislature before presenting a bond proposal to the Governor and Cabinet; amending s. 331.331, F.S.; revising the revenue sources by which revenue bonds may be secured or repaid; clarifying that such bonds may not be secured by the full faith and credit of Space Florida; amending s. 331.335, F.S.; deleting assessments as an asset that may be pledged by Space Florida; amending s. 331.340, F.S.; revising the term “expanded” to “expended” to clarify the authority of the governing body of Space Florida; reducing the term of years for which Space Florida may issue bonds; amending s. 331.346, F.S.; authorizing Space Florida to validate certain bonds; repealing s. 331.334, F.S., relating to pledging assessments and other revenues and properties as additional security on bonds; repealing s. 331.336, F.S., relating to the issuance of bond anticipation notes; repealing s. 331.337, F.S., relating to short-term borrowing; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1070**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 717** was withdrawn from the Committees on Military and Veterans Affairs and Space; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Wright—

CS for HB 717—A bill to be entitled An act relating to Space Florida financing; amending s. 331.302, F.S.; specifying bonding provisions to which Space Florida is subject; amending s. 331.303, F.S.; revising the definition of the term “bonds”; amending s. 331.305, F.S.; revising powers of Space Florida; deleting provisions regarding presentation of bond proposals to, and approval of bond issuance by, the Governor and Cabinet; amending s. 331.331, F.S.; revising provisions relating to se-

curing the issuance of revenue bonds; repealing s. 331.334, F.S., relating to pledging assessments and other revenues and properties as additional security on bonds; repealing s. 331.336, F.S., relating to issuance of bond anticipation notes; repealing s. 331.337, F.S., relating to short-term borrowing; amending s. 331.335, F.S.; revising provisions relating to lien of pledges; amending s. 331.340, F.S.; revising bond maturity date requirements; amending s. 331.346, F.S.; authorizing Space Florida to validate bonds pursuant to certain provisions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1070** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 717** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1140** was deferred.

CS for CS for SB 1324—A bill to be entitled An act relating to child welfare; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; requiring the council to provide such instruction on a periodic and timely basis; creating s. 39.01304, F.S.; authorizing circuit courts to create early childhood court programs; providing that early childhood court programs may have certain components; requiring the Office of the State Courts Administrator to contract for an evaluation; requiring the Office of the State Courts Administrator to provide or contract for specified duties; amending s. 39.0138, F.S.; requiring the department to complete background screenings within a specified timeframe; providing an exception; amending s. 39.301, F.S.; requiring the department to notify the court of certain reports; authorizing the department to file specified petitions under certain circumstances; amending s. 39.522, F.S.; requiring the court to consider specified factors when making a certain determination; authorizing the court or any party to the case to file a petition to place a child in out-of-home care under certain circumstances; requiring the court to consider specified factors when determining whether the child should be placed in out-of-home care; requiring the court to evaluate and change a child's permanency goal under certain circumstances; amending s. 39.6011, F.S.; revising requirements for case plan descriptions; amending s. 39.701, F.S.; requiring the court to retain jurisdiction over a child under certain circumstances; requiring specified parties to disclose certain information to the court; providing for certain caregiver recommendations to the court; requiring the court and citizen review panel to determine whether certain parties have developed a productive relationship; amending s. 63.092, F.S.; providing a deadline for completion of a preliminary home study; creating s. 63.093, F.S.; providing requirements and processes for the adoption of children from the child welfare system; creating s. 409.1415, F.S.; providing legislative findings and intent; requiring the department and community-based care lead agencies to develop and support relationships between certain foster families and legal parents of children; providing responsibilities for foster parents, birth parents, the department, community-based care lead agency staff, and other agency staff; defining the term "excellent parenting"; requiring employees of residential group homes to meet specified requirements; requiring the department to adopt rules; amending s. 409.145, F.S.; conforming provisions to changes made by the act; amending s. 409.175, F.S.; revising requirements for the licensure of family foster homes; requiring the department to issue determinations for family foster home licenses within a specified timeframe; providing an exception; amending s. 409.988, F.S.; authorizing a lead agency to provide more than 35 percent of all child welfare services under certain conditions; requiring a specified local community alliance, or specified representatives in certain circumstances, to review and recommend approval or denial of the lead agency's request for a specified exemption; amending ss. 39.302, 39.6225, 393.065, and 409.1451, F.S.; conforming cross-references; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1324**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1105** was withdrawn from the Committee on Appropriations.

On motion by Senator Simpson, the rules were waived and—

CS for CS for HB 1105—A bill to be entitled An act relating to child welfare; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; requiring the council to provide such instruction on a periodic and timely basis; creating s. 39.01304, F.S.; authorizing circuit courts to create early childhood court programs; providing requirements for such programs; requiring the Office of the State Courts Administrator to contract to evaluate the early childhood court programs; authorizing the Office of the State Courts Administrator to provide, or contract for the provision of, certain training and assistance; amending s. 39.0138, F.S.; requiring the Department of Children and Families to complete certain records checks within a specified timeframe; amending s. 39.301, F.S.; requiring the department to notify the court of certain reports; authorizing the department to file specified petitions under certain circumstances; amending s. 39.522, F.S.; requiring the court to consider specified factors when making certain determinations; requiring a child's case plan to be amended if the court changes the permanency goal; amending s. 39.6011, F.S.; revising and providing requirements for case plan descriptions; amending s. 39.701, F.S.; requiring the court to retain jurisdiction over a child under certain circumstances; requiring specified parties to disclose certain information to the court; providing for certain caregiver recommendations to the court; requiring the court and citizen review panel to determine whether certain parties have developed a productive relationship; amending s. 63.092, F.S.; requiring that certain preliminary home studies be completed within a specified timeframe; creating s. 63.093, F.S.; providing requirements and processes for the adoption of children from the child welfare system; providing applicability; creating s. 409.1415, F.S.; providing legislative findings and intent; requiring the department and community-based care lead agencies to develop and support relationships between caregivers and birth or legal parents of certain children; providing responsibilities for caregivers, birth or legal parents, the department, and community-based care lead agency staff; requiring employees of residential group homes to meet specified requirements; requiring the department to adopt rules; amending s. 409.145, F.S.; removing certain responsibilities of caregivers, the department, community-based care lead agency staff, and other agency staff; removing requirements relating to transitions, information sharing, and certain caregivers; amending s. 409.175, F.S.; revising requirements for the licensure of family foster homes; requiring certain entities to complete a licensing study within a specified timeframe; requiring the department to issue determinations for family foster home licenses within a specified timeframe; providing an exception; amending s. 409.988, F.S.; authorizing a lead agency to provide more than 35 percent of all child welfare services under certain conditions; requiring a specified local community alliance, or specified representatives in certain circumstances, to review and recommend approval or denial of the lead agency's request for a specified exemption; amending ss. 39.302, 39.6225, 393.065, and 409.1451, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1324** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1105** was placed on the calendar of Bills on Third Reading.

SB 1424—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed on the boards of special neighborhood improvement districts; requiring local planning ordinances to specify the number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; making technical changes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1424**, pursuant to Rule 3.11(3), there being no objection, **HB 1009** was withdrawn from the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

On motion by Senator Gruters—

HB 1009—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed on the boards of special neighborhood improvement districts; requiring local planning ordinances to specify the number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

—a companion measure, was substituted for **SB 1424** and read the second time by title.

Pursuant to Rule 4.19, **HB 1009** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1440—A bill to be entitled An act relating to children's mental health; amending s. 394.493, F.S.; requiring the Department of Children and Families and the Agency for Health Care Administration to identify certain children and adolescents who use crisis stabilization services during specified fiscal years; requiring the department and agency to collaboratively meet the behavioral health needs of such children and adolescents and submit a quarterly report to the Legislature; amending s. 394.495, F.S.; including crisis response services provided through mobile response teams in the array of services available to children and adolescents; requiring the department to contract with managing entities for mobile response teams to provide certain services to certain children, adolescents, and young adults; providing requirements for such mobile response teams; providing requirements for managing entities when procuring mobile response teams; creating s. 394.4955, F.S.; requiring managing entities to develop a plan promoting the development of a coordinated system of care for certain services; providing requirements for the planning process; requiring each managing entity to submit such plan to the department by a specified date; requiring the entities involved in the planning process to implement such plan by a specified date; requiring that such plan be reviewed and updated periodically; amending s. 394.9082, F.S.; revising the duties of the department relating to priority populations that will benefit from care coordination; requiring that a managing entity's behavioral health care needs assessment include certain information regarding gaps in certain services; requiring a managing entity to promote the use of available crisis intervention services; amending s. 409.175, F.S.; revising requirements relating to preservice training for foster parents; amending s. 409.967, F.S.; requiring the agency to conduct, or contract for, the testing of provider network databases maintained by Medicaid managed care plans for specified purposes; amending s. 409.988, F.S.; revising the duties of a lead agency relating to individuals providing care for dependent children; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to participate in the planning process for promoting a coordinated system of care for children and adolescents; amending s. 1003.02, F.S.; requiring each district school board to participate in the planning process for promoting a coordinated system of care; amending s. 1004.44, F.S.; requiring the Louis de la Parte Florida Mental Health Institute to develop, in consultation with other entities, a model response protocol for schools by a specified date; amending s. 1006.04, F.S.; requiring the educational multiagency network to participate in the planning process for promoting a coordinated system of care; requiring the Department of Children and Families and the Agency for Health Care Administration to assess the quality of care provided in crisis stabilization units to certain children and adolescents; requiring the department and agency to review current standards of care for certain settings and make recommendations; requiring the department and agency to jointly submit a report to the Governor and the Legislature by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1440**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 945** was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Powell—

CS for CS for HB 945—A bill to be entitled An act relating to children's mental health; amending s. 394.493, F.S.; requiring the Department of Children and Families and the Agency for Health Care Administration to identify certain children and adolescents who use crisis stabilization services during specified fiscal years; requiring the department and agency to collaboratively meet the behavioral health needs of such children and adolescents and submit a quarterly report to the Legislature; amending s. 394.495, F.S.; including crisis response services provided through mobile response teams in the array of services available to children and adolescents; requiring the department to contract with managing entities for mobile response teams to provide certain services to certain children, adolescents, and young adults; providing requirements for such mobile response teams; providing requirements for managing entities when procuring mobile response teams; creating s. 394.4955, F.S.; requiring managing entities to lead the development of a plan promoting the development of a coordinated system of care for certain services; providing requirements for the planning process; requiring state agencies to provide reasonable staff support for such planning process if requested by the managing entity; requiring each managing entity to submit such plan by a specified date; requiring the entities involved in the planning process to implement such plan by a specified date; requiring that such plan be reviewed and updated periodically; amending s. 394.9082, F.S.; revising the duties of the department relating to priority populations that will benefit from care coordination; requiring that a managing entity's behavioral health care needs assessment include certain information regarding gaps in certain services; requiring a managing entity to promote the use of available crisis intervention services; amending s. 409.175, F.S.; revising requirements relating to preservice training for foster parents; amending s. 409.967, F.S.; requiring the Agency for Health Care Administration to conduct, or contract for, the testing of provider network databases maintained by Medicaid managed care plans for specified purposes; amending s. 409.988, F.S.; revising the duties of a lead agency relating to individuals providing care for dependent children; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to participate in the planning process for promoting a coordinated system of care for children and adolescents; amending s. 1003.02, F.S.; requiring each district school board to participate in the planning process for promoting a coordinated system of care; amending s. 1004.44, F.S.; requiring the Louis de la Parte Florida Mental Health Institute to develop, in consultation with other entities, a model response protocol for schools; amending s. 1006.04, F.S.; requiring the educational multiagency network to participate in the planning process for promoting a coordinated system of care; amending ss. 1002.20 and 1002.33, F.S.; requiring verification that certain strategies have been utilized and certain outreach has been initiated before law enforcement is contacted by a school principal or his or her designee under specified circumstances; providing an exception; requiring the Department of Children and Families and Agency for Health Care Administration to assess the quality of care provided in crisis stabilization units to certain children and adolescents; requiring the department and agency to review current standards of care for certain settings and make recommendations; requiring the department and agency to jointly submit a report to the Governor and Legislature by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1440** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 945** was placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

CS for CS for SB 1624—A bill to be entitled An act relating to economic self-sufficiency; amending s. 11.45, F.S.; requiring the Auditor General to perform audits of specified programs at specified intervals; requiring the audits to review specified elements of such programs; requiring the Auditor General to make a specified determination, if possible; providing reporting requirements for the results of such audits; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1624** was placed on the calendar of Bills on Third Reading.

CS for SB 1672—A bill to be entitled An act relating to the protection of vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; defining terms; providing legislative findings and intent; authorizing dealers and investment advisers to delay disbursements or transactions of funds or securities from certain accounts associated with specified adults if certain conditions are met; specifying the expiration of a delay; authorizing dealers and investment advisers to extend delays under certain circumstances; providing requirements for notifying the Office of Financial Regulation; specifying required information in the form for such notice; authorizing a court of competent jurisdiction to shorten or extend a delay; requiring dealers and investment advisers to make certain records available to the office upon request; providing for administrative and civil immunity for dealers, investment advisers, and associated persons; specifying training and written procedures requirements for dealers and investment advisers before they may place a delay; providing for rulemaking by the Financial Services Commission; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1672**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 813** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

On motion by Senator Broxson—

CS for CS for HB 813—A bill to be entitled An act relating to the protection of vulnerable investors; amending s. 415.1034, F.S.; requiring securities dealers, investment advisers, and associated persons to immediately report knowledge or suspicion of abuse, neglect, or exploitation of vulnerable adults to the Department of Children and Families' central abuse hotline; creating s. 517.34, F.S.; providing definitions; providing legislative findings and intent; authorizing dealers and investment advisers to delay certain disbursements or transactions based on a reasonable belief of financial exploitation of a specified adult under certain circumstances; requiring a dealer or investment adviser to notify certain persons and the Office of Financial Regulation of such delays within a specified timeframe; requiring a dealer or investment adviser to review the basis for a reasonable belief of financial exploitation of a specified adult; specifying the expiration of such delays; authorizing a dealer or investment adviser to extend a delay under certain circumstances; requiring a dealer or investment adviser to notify the office within a specified timeframe after such extension begins; providing that the length of such delays may be shortened or extended by a court of competent jurisdiction; providing that delays may be terminated by dealers or investment advisers under certain circumstances; requiring that certain records be made available to the office; providing immunity from administrative and civil liability for dealers, investment advisers, and associated persons who in good faith and exercising reasonable care comply with specified provisions; requiring dealers and investment advisers to develop certain training policies or programs; requiring dealers and investment advisers to conduct annual training for associated persons and maintain written records of compliance with such requirement; requiring dealers and investment advisers to develop, maintain, and enforce certain written procedures; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 1672** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 813** was placed on the calendar of Bills on Third Reading.

On motion by Senator Pizzo—

CS for CS for SB 1802—A bill to be entitled An act relating to public meetings; amending s. 943.6872, F.S.; providing an exemption from public meetings requirements for portions of the Urban Core Gun Violence Task Force meetings at which exempt or confidential and exempt

information is discussed; providing for future legislative review and repeal of the exemption; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; providing an exception; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1802** was placed on the calendar of Bills on Third Reading.

SB 7064—A bill to be entitled An act relating to probation violations; amending s. 948.06, F.S.; requiring a court to modify or continue a probationary term upon finding that a probationer has met all specified conditions, rather than any of the conditions, after a violation of probation; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7064**, pursuant to Rule 3.11(3), there being no objection, **HB 7091** was withdrawn from the Committees on Judiciary; and Rules.

On motion by Senator Simmons—

HB 7091—A bill to be entitled An act relating to probation violations; amending s. 948.06, F.S.; revising the circumstances under which a court must modify or continue a term of probation; providing an effective date.

—a companion measure, was substituted for **SB 7064** and read the second time by title.

Senator Bradley moved the following amendment which was adopted:

Amendment 1 (254366) (with title amendment)—Before line 9 insert:

Section 1. Present subsection (10) of section 893.13, Florida Statutes, is redesignated as subsection (11), and a new subsection (10) is added to that section, to read:

893.13 Prohibited acts; penalties.—

(10) *Notwithstanding chapter 921, any provision of this section, or any other law relating to the punishment for possessing, purchasing, or possessing with the intent to purchase a controlled substance, a person who possesses, purchases, or possesses with the intent to purchase any of the following substances may not be imprisoned for a term longer than 12 months:*

(a) *One gram or less of a mixture or substance containing a detectable amount of heroin;*

(b) *One gram or less of a mixture or substance containing a detectable amount of:*

1. *Coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivations of ecgonine or their salts have been removed;*

2. *Cocaine, its salts, optical and geometric isomers, and salts of its isomers;*

3. *Ecgonine, its derivatives, their salts, isomers, and salts of their isomers; or*

4. *Any compound, mixture, or preparation of any of the substances described in subparagraph 1., subparagraph 2., or subparagraph 3.;*

(c) *One-tenth gram or less of a mixture or substance containing a detectable amount of phencyclidine (PCP);*

(d) *Five-hundred micrograms or less of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or*

(e) *One gram or less of methamphetamine, its salts, isomers, and salts of its isomers, or one gram of a mixture or substance containing a*

detectable amount of methamphetamine, its salts, isomers, or salts of its isomers.

Section 2. Present subsections (6) and (7) of section 893.135, Florida Statutes, are redesignated as subsections (7) and (8), respectively, and a new subsection (6) is added to that section, to read:

893.135 Trafficking; mandatory sentences; suspension or reduction of sentences; conspiracy to engage in trafficking.—

(6) *Notwithstanding any provision of this section, a court may impose a sentence for a violation of this section other than the mandatory minimum term of imprisonment and mandatory fine if, after the state has been afforded an opportunity on the record to make a recommendation, the court finds on the record that all of the following circumstances exist:*

(a) *The defendant has no prior conviction for a forcible felony as defined in s. 776.08, has no prior conviction for trafficking in a controlled substance, and has a total prior record score of less than four points on his or her sentencing scoresheet.*

(b) *The defendant did not use violence or credible threats of violence, or possess a firearm or other dangerous weapon, or induce another participant to use violence or credible threats of violence, in connection with the offense.*

(c) *The offense did not result in the death of or serious bodily injury to any person.*

(d) *The defendant was not an organizer, leader, manager, or supervisor of others in the offense and was not engaged in a continuing criminal enterprise as defined in s. 893.20.*

(e) *At the time of the sentencing hearing or earlier, the defendant has truthfully provided to the state all information and evidence that he or she possesses concerning the offense or offenses that were part of the same course of conduct or of a common scheme or plan.*

(f) *The defendant has not previously benefited from the application of this subsection.*

A court may not apply this subsection to an offense under this section which carries a mandatory minimum term of imprisonment of 7 years or more.

Section 3. Paragraph (b) of subsection (1) of section 961.03, Florida Statutes, is amended, and paragraph (c) is added to that subsection, to read:

961.03 Determination of status as a wrongfully incarcerated person; determination of eligibility for compensation.—

(1)

(b) The person must file the petition with the court:

1. *Within 2 years after the order vacating a conviction and sentence becomes final and the criminal charges against the person are dismissed or the person is retried and found not guilty, if the person's conviction and sentence is vacated on or after July 1, 2020.*

2. *By July 1, 2022, if the person's conviction and sentence was vacated and the criminal charges against the person were dismissed or the person was retried and found not guilty on or after July 1, 2008, but before July 1, 2020, and he or she previously filed a claim under this section that was dismissed or did not file a claim under this section because the:*

a. *Date when the criminal charges against the person were dismissed or the date the person was acquitted upon retrial occurred more than 90 days after the date of the final order vacating the conviction and sentence; or*

b. *Person was convicted of an unrelated felony before his or her wrongful conviction and incarceration and was previously barred under s. 961.04.*

(c) *A deceased person's heirs, successors, or assigns do not have standing to file a claim on the deceased person's behalf under this section.*

~~1. Within 90 days after the order vacating a conviction and sentence becomes final if the person's conviction and sentence is vacated on or after July 1, 2008.~~

~~2. By July 1, 2010, if the person's conviction and sentence was vacated by an order that became final prior to July 1, 2008.~~

Section 4. Section 961.04, Florida Statutes, is amended to read:

961.04 Eligibility for compensation for wrongful incarceration.—A wrongfully incarcerated person is not eligible for compensation under the act if:

~~(1) Before the person's wrongful conviction and incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, any violent felony, or a crime committed in another jurisdiction the elements of which would constitute a violent felony in this state, or a crime committed against the United States which is designated a violent felony, excluding any delinquency disposition;~~

~~(2) Before the person's wrongful conviction and incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, more than one felony that is not a violent felony, or more than one crime committed in another jurisdiction, the elements of which would constitute a felony in this state, or more than one crime committed against the United States which is designated a felony, excluding any delinquency disposition;~~

~~(1)(3) During the person's wrongful incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, any violent felony;~~

~~(2)(4) During the person's wrongful incarceration, the person was convicted of, or pled guilty or nolo contendere to, regardless of adjudication, more than one felony that is not a violent felony; or~~

~~(3)(5) During the person's wrongful incarceration, the person was also serving a concurrent sentence for another felony for which the person was not wrongfully convicted.~~

Section 5. Section 961.06, Florida Statutes, is amended to read:

961.06 Compensation for wrongful incarceration.—

(1) Except as otherwise provided in this act and subject to the limitations and procedures prescribed in this section, a person who is found to be entitled to compensation under the provisions of this act is entitled to:

(a) Monetary compensation for wrongful incarceration, which shall be calculated at a rate of \$50,000 for each year of wrongful incarceration, prorated as necessary to account for a portion of a year. For persons found to be wrongfully incarcerated after December 31, 2008, the Chief Financial Officer may adjust the annual rate of compensation for inflation using the change in the December-to-December "Consumer Price Index for All Urban Consumers" of the Bureau of Labor Statistics of the Department of Labor;

(b) A waiver of tuition and fees for up to 120 hours of instruction at any career center established under s. 1001.44, any Florida College System institution as defined in s. 1000.21(3), or any state university as defined in s. 1000.21(6), if the wrongfully incarcerated person meets and maintains the regular admission requirements of such career center, Florida College System institution, or state university; remains registered at such educational institution; and makes satisfactory academic progress as defined by the educational institution in which the claimant is enrolled;

(c) The amount of any fine, penalty, or court costs imposed and paid by the wrongfully incarcerated person;

(d) The amount of any reasonable attorney ~~attorney's~~ fees and expenses incurred and paid by the wrongfully incarcerated person in connection with all criminal proceedings and appeals regarding the

wrongful conviction, to be calculated by the department based upon the supporting documentation submitted as specified in s. 961.05; and

(e) Notwithstanding any provision to the contrary in s. 943.0583 or s. 943.0585, immediate administrative expunction of the person's criminal record resulting from his or her wrongful arrest, wrongful conviction, and wrongful incarceration. The Department of Legal Affairs and the Department of Law Enforcement shall, upon a determination that a claimant is entitled to compensation, immediately take all action necessary to administratively expunge the claimant's criminal record arising from his or her wrongful arrest, wrongful conviction, and wrongful incarceration. All fees for this process shall be waived.

The total compensation awarded under paragraphs (a), (c), and (d) may not exceed \$2 million. No further award for attorney attorneys' fees, lobbying fees, costs, or other similar expenses shall be made by the state.

(2) In calculating monetary compensation under paragraph (1)(a), a wrongfully incarcerated person who is placed on parole or community supervision while serving the sentence resulting from the wrongful conviction and who commits no more than one felony that is not a violent felony which results in revocation of the parole or community supervision is eligible for compensation for the total number of years incarcerated. A wrongfully incarcerated person who commits one violent felony or more than one felony that is not a violent felony that results in revocation of the parole or community supervision is ineligible for any compensation under subsection (1).

(3) Within 15 calendar days after issuing notice to the claimant that his or her claim satisfies all of the requirements under this act, the department shall notify the Chief Financial Officer to draw a warrant from the General Revenue Fund or another source designated by the Legislature in law for the purchase of an annuity for the claimant based on the total amount determined by the department under this act.

(4) The Chief Financial Officer shall issue payment in the amount determined by the department to an insurance company or other financial institution admitted and authorized to issue annuity contracts in this state to purchase an annuity or annuities, selected by the wrongfully incarcerated person, for a term of not less than 10 years. The Chief Financial Officer is directed to execute all necessary agreements to implement this act and to maximize the benefit to the wrongfully incarcerated person. The terms of the annuity or annuities shall:

(a) Provide that the annuity or annuities may not be sold, discounted, or used as security for a loan or mortgage by the wrongfully incarcerated person.

(b) Contain beneficiary provisions for the continued disbursement of the annuity or annuities in the event of the death of the wrongfully incarcerated person.

(5) *If, at the time monetary compensation is determined under paragraph (1)(a), a court has previously entered a monetary judgment in favor of the claimant in a civil action related to the person's wrongful incarceration, or the claimant has entered into a settlement agreement with the state or any political subdivision thereof related to the person's wrongful incarceration, the amount of the damages in the civil action or settlement agreement, less any sums paid for attorney fees or for costs incurred in litigating the civil action or obtaining the settlement agreement, must be deducted from the total monetary compensation to which the claimant is entitled under this section. Before the department approves the application for compensation, the wrongfully incarcerated person must sign a release and waiver on behalf of the wrongfully incarcerated person and his or her heirs, successors, and assigns, forever releasing the state or any agency, instrumentality, or any political subdivision thereof, or any other entity subject to s. 768.28, from all present or future claims that the wrongfully incarcerated person or his or her heirs, successors, or assigns may have against such entities arising out of the facts in connection with the wrongful conviction for which compensation is being sought under the act.*

(6) *If subsection (5) does not apply, and if after the time monetary compensation is determined under paragraph (1)(a) the court enters a monetary judgment in favor of the claimant in a civil action related to the person's wrongful incarceration, or the claimant enters into a settlement agreement with the state or any political subdivision thereof*

related to the person's wrongful incarceration, the claimant must reimburse the state for the monetary compensation in paragraph (1)(a), less any sums paid for attorney fees or costs incurred in litigating the civil action or obtaining the settlement agreement. A reimbursement required under this subsection shall not exceed the amount of the monetary award the claimant received for damages in a civil action or settlement agreement. The court shall include in the order of judgment an award to the state of any amount required to be deducted under this subsection

~~(6)(a) A wrongfully incarcerated person may not submit an application for compensation under this act if the person has a lawsuit pending against the state or any agency, instrumentality, or any political subdivision thereof, or any other entity subject to the provisions of s. 768.28, in state or federal court requesting compensation arising out of the facts in connection with the claimant's conviction and incarceration.~~

(7)(a) *The claimant shall notify the department upon filing a civil action against the state or any political subdivision thereof in which the claimant is seeking monetary damages related to the claimant's wrongful incarceration for which he or she previously received or is applying to receive compensation pursuant to paragraph (1)(a).*

(b) *Upon notice of the claimant's civil action, the department shall file in the case a notice of payment of monetary compensation to the claimant under paragraph (1)(a). The notice shall constitute a lien upon any judgment or settlement recovered under the civil action that is equal to the sum of monetary compensation paid to the claimant under paragraph (1)(a), less any attorney fees and litigation costs.*

~~(8)(a) A wrongfully incarcerated person may not submit an application for compensation under this act if the person is the subject of a claim bill pending for claims arising out of the facts in connection with the claimant's conviction and incarceration.~~

~~(b) Once an application is filed under this act, a wrongfully incarcerated person may not pursue recovery under a claim bill until the final disposition of the application.~~

~~(c) Any amount awarded under this act is intended to provide the sole compensation for any and all present and future claims arising out of the facts in connection with the claimant's conviction and incarceration. Upon notification by the department that an application meets the requirements of this act, a wrongfully incarcerated person may not recover under a claim bill.~~

~~(d) Any compensation awarded under a claim bill shall be the sole redress for claims arising out of the facts in connection with the claimant's conviction and incarceration and, upon any award of compensation to a wrongfully incarcerated person under a claim bill, the person may not receive compensation under this act.~~

~~(9) Any payment made under this act does not constitute a waiver of any defense of sovereign immunity or an increase in the limits of liability on behalf of the state or any person subject to the provisions of s. 768.28 or other law.~~

Section 6. Paragraph (c) of subsection (3) of section 893.03, Florida Statutes, is amended to read:

893.03 Standards and schedules.—The substances enumerated in this section are controlled by this chapter. The controlled substances listed or to be listed in Schedules I, II, III, IV, and V are included by whatever official, common, usual, chemical, trade name, or class designated. The provisions of this section shall not be construed to include within any of the schedules contained in this section any excluded drugs listed within the purview of 21 C.F.R. s. 1308.22, styled "Excluded Substances"; 21 C.F.R. s. 1308.24, styled "Exempt Chemical Preparations"; 21 C.F.R. s. 1308.32, styled "Exempted Prescription Products"; or 21 C.F.R. s. 1308.34, styled "Exempt Anabolic Steroid Products."

(3) SCHEDULE III.—A substance in Schedule III has a potential for abuse less than the substances contained in Schedules I and II and has a currently accepted medical use in treatment in the United States, and abuse of the substance may lead to moderate or low physical dependence or high psychological dependence or, in the case of anabolic

steroids, may lead to physical damage. The following substances are controlled in Schedule III:

(c) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing limited quantities of any of the following controlled substances or any salts thereof:

1. Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium.

2. Not more than 1.8 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with recognized therapeutic amounts of one or more active ingredients which are not controlled substances.

3. Not more than 300 milligrams of hydrocodone per 100 milliliters or not more than 15 milligrams per dosage unit, with a fourfold or greater quantity of an isoquinoline alkaloid of opium.

4. Not more than 300 milligrams of hydrocodone per 100 milliliters or not more than 15 milligrams per dosage unit, with recognized therapeutic amounts of one or more active ingredients that are not controlled substances.

5. Not more than 1.8 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with recognized therapeutic amounts of one or more active ingredients which are not controlled substances.

6. Not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts.

7. Not more than 50 milligrams of morphine per 100 milliliters or per 100 grams, with recognized therapeutic amounts of one or more active ingredients which are not controlled substances.

For purposes of charging a person with a violation of s. 893.135 involving any controlled substance described in subparagraph 3. or subparagraph 4., the controlled substance is a Schedule III controlled substance pursuant to this paragraph but the weight of the controlled substance per milliliters or per dosage unit is not relevant to the charging of a violation of s. 893.135. The weight of the controlled substance shall be determined pursuant to s. 893.135(7) ~~s. 893.135(6)~~.

Section 7. For the purpose of incorporating the amendment made by this act to section 961.04, Florida Statutes, in a reference thereto, subsection (4) of section 961.02, Florida Statutes, is reenacted to read:

961.02 Definitions.—As used in ss. 961.01-961.07, the term:

(4) “Eligible for compensation” means that a person meets the definition of the term “wrongfully incarcerated person” and is not disqualified from seeking compensation under the criteria prescribed in s. 961.04.

Section 8. For the purpose of incorporating the amendment made by this act to section 961.04, Florida Statutes, in references thereto, paragraph (a) of subsection (1) and subsections (2), (3), and (4) of section 961.03, Florida Statutes, are reenacted to read:

961.03 Determination of status as a wrongfully incarcerated person; determination of eligibility for compensation.—

(1)(a) In order to meet the definition of a “wrongfully incarcerated person” and “eligible for compensation,” upon entry of an order, based upon exonerating evidence, vacating a conviction and sentence, a person must set forth the claim of wrongful incarceration under oath and with particularity by filing a petition with the original sentencing court, with a copy of the petition and proper notice to the prosecuting authority in the underlying felony for which the person was incarcerated. At a minimum, the petition must:

1. State that verifiable and substantial evidence of actual innocence exists and state with particularity the nature and significance of the verifiable and substantial evidence of actual innocence; and

2. State that the person is not disqualified, under the provisions of s. 961.04, from seeking compensation under this act.

(2) The prosecuting authority must respond to the petition within 30 days. The prosecuting authority may respond:

(a) By certifying to the court that, based upon the petition and verifiable and substantial evidence of actual innocence, no further criminal proceedings in the case at bar can or will be initiated by the prosecuting authority, that no questions of fact remain as to the petitioner’s wrongful incarceration, and that the petitioner is not ineligible from seeking compensation under the provisions of s. 961.04; or

(b) By contesting the nature, significance, or effect of the evidence of actual innocence, the facts related to the petitioner’s alleged wrongful incarceration, or whether the petitioner is ineligible from seeking compensation under the provisions of s. 961.04.

(3) If the prosecuting authority responds as set forth in paragraph (2)(a), the original sentencing court, based upon the evidence of actual innocence, the prosecuting authority’s certification, and upon the court’s finding that the petitioner has presented clear and convincing evidence that the petitioner committed neither the act nor the offense that served as the basis for the conviction and incarceration, and that the petitioner did not aid, abet, or act as an accomplice to a person who committed the act or offense, shall certify to the department that the petitioner is a wrongfully incarcerated person as defined by this act. Based upon the prosecuting authority’s certification, the court shall also certify to the department that the petitioner is eligible for compensation under the provisions of s. 961.04.

(4)(a) If the prosecuting authority responds as set forth in paragraph (2)(b), the original sentencing court shall make a determination from the pleadings and supporting documentation whether, by a preponderance of the evidence, the petitioner is ineligible for compensation under the provisions of s. 961.04, regardless of his or her claim of wrongful incarceration. If the court finds the petitioner ineligible under the provisions of s. 961.04, it shall dismiss the petition.

(b) If the prosecuting authority responds as set forth in paragraph (2)(b), and the court determines that the petitioner is eligible under the provisions of s. 961.04, but the prosecuting authority contests the nature, significance or effect of the evidence of actual innocence, or the facts related to the petitioner’s alleged wrongful incarceration, the court shall set forth its findings and transfer the petition by electronic means through the division’s website to the division for findings of fact and a recommended determination of whether the petitioner has established that he or she is a wrongfully incarcerated person who is eligible for compensation under this act.

And the title is amended as follows:

Delete line 2 and insert: An act relating to criminal justice; amending s. 893.13, F.S.; prohibiting the imprisonment for longer than a certain time for persons who possess, purchase, or possess with the intent to purchase less than specified amounts of certain substances; providing exceptions; amending s. 893.135, F.S.; authorizing a court to impose a sentence other than the mandatory minimum term of imprisonment and mandatory fine for a person convicted of trafficking if the court makes certain findings on the record; amending s. 961.03, F.S.; extending the filing deadline for a petition claiming wrongful incarceration; providing limited retroactivity for filing a petition claiming wrongful incarceration; providing that a deceased person’s heirs, successors, or assigns do not have standing to file a claim related to the wrongful incarceration of the deceased person; amending s. 961.04, F.S.; deleting eligibility requirements relating to a person’s conduct before the person’s wrongful conviction or incarceration; amending s. 961.06, F.S.; requiring the state to deduct the amount of a civil award from the state compensation amount owed if the claimant first receives a civil award; deleting a requirement that a wrongfully incarcerated person sign a liability release before receiving compensation; requiring a claimant to reimburse the state for any difference between state compensation and a civil award if the claimant receives statutory compensation prior to a civil award; deleting provisions prohibiting an application for compensation if the applicant has a pending civil suit requesting compensation; requiring a claimant to notify the Department of Legal Affairs upon filing a civil action; requiring the department to file a notice of payment of monetary compensation in the civil action; amending s.

893.03, F.S.; conforming a cross-reference; reenacting ss. 961.02(4) and 961.03(1)(a), (2), (3), and (4), F.S., all relating to eligibility for compensation for wrongfully incarcerated persons, to incorporate the amendment made to s. 961.04, F.S., in references thereto; amending s.

Pursuant to Rule 4.19, **HB 7091**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

HB 5301—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 5301** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Powell recognized his cousin, Elijah Hooks, who was present in the gallery.

On motion by Senator Gruters—

HB 7049—A bill to be entitled An act relating to international affairs; amending s. 15.01, F.S.; requiring the Secretary of State to serve as the state protocol officer; requiring the Secretary of State to take certain actions relating to the state protocol manual; amending s. 15.182, F.S.; requiring that certain organizations provide notice of international travel to the Department of State, rather than the Department of Economic Opportunity; requiring the Department of State, the Department of Economic Opportunity, and Enterprise Florida, Inc., to work in conjunction for a certain purpose; amending s. 288.816, F.S.; revising the duties of the state protocol officer; authorizing, rather than requiring, the state protocol officer to take certain actions; creating s. 288.8165, F.S.; authorizing the Office of International Affairs within the Department of State to support the establishment of citizen support organizations for certain purposes; defining the term “citizen support organization”; authorizing the office to adopt rules; prohibiting the office from allowing a citizen support organization to use certain services, property, or facilities if the organization does not provide equal membership and employment opportunities; requiring citizen support organizations to provide for a certain financial audit; providing a scheduled repeal; amending s. 288.012, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

The Committee on Rules recommended the following amendment which was moved by Senator Gruters and adopted:

Amendment 1 (130920) (with title amendment)—Delete lines 54-172 and insert:

Section 2. Section 15.182, Florida Statutes, is amended to read:

15.182 International travel by state-funded musical, cultural, or artistic organizations; notification to the Department of ~~State Economic Opportunity~~.

(1) If a musical, cultural, or artistic organization that receives state funding is traveling internationally for a presentation, performance, or other significant public viewing, including an organization associated with a college or university, such organization shall notify the Department of ~~State Economic Opportunity~~ in writing of its intentions to travel, together with the date, time, and location of each appearance. *The notice shall be provided to the department at least 30 days prior to the date the international travel is to commence or, when an intention to travel internationally is not formed at least 30 days in advance of the date the travel is to commence, as soon as feasible after forming such travel intention. The department shall take an active role in informing*

such artistic organizations of the responsibility to provide notice of international travel intentions.

(2) The Department of ~~State Economic Opportunity~~, in conjunction with the Department of Economic Opportunity and Enterprise Florida, Inc., shall act as an intermediary between performing musical, cultural, and artistic organizations and Florida businesses to encourage and coordinate joint undertakings. Such coordination may include, but is not limited to, encouraging business and industry to sponsor cultural events, assistance with travel of such organizations, and coordinating travel schedules of cultural performance groups and international trade missions.

~~(3) An organization shall provide the notification to the Department of State required by this section at least 30 days before the date the international travel is to commence or, when an intention to travel internationally is not formed at least 30 days in advance of the date the travel is to commence, as soon as feasible after forming such travel intention. The Department of State shall take an active role in informing such groups of the responsibility to notify the department of travel intentions.~~

Section 3. Paragraphs (c) and (d) of subsection (2) and subsection (3) of section 288.816, Florida Statutes, are amended to read:

288.816 Intergovernmental relations.—

(2) The state protocol officer shall be responsible for all consular relations between the state and all foreign governments doing business in Florida. The state protocol officer shall monitor United States laws and directives to ensure that all federal treaties regarding foreign privileges and immunities are properly observed. The state protocol officer shall:

~~(c) Issue certificates to such foreign governmental officials after verification pursuant to proper investigations through United States Department of State sources and the appropriate foreign government.~~

~~(d) Verify entitlement to sales and use tax exemptions pursuant to United States Department of State guidelines and identification methods.~~

~~(3) The state protocol officer may shall operate the sister city and sister state program and establish such new programs as needed to further global understanding through the interchange of people, ideas, and culture between Florida and the world. To accomplish this purpose, the state protocol officer shall have the power and authority to:~~

(a) Coordinate and carry out activities designed to encourage the state and its subdivisions to participate in sister city and sister state affiliations with foreign countries and their subdivisions. Such activities may include a State of Florida sister cities conference.

(b) Encourage cooperation with and disseminate information pertaining to the Sister Cities International Program and any other program whose object is to promote linkages with foreign countries and their subdivisions.

(c) Maximize any aid available from all levels of government, public and private agencies, and other entities to facilitate such activities.

~~(d) Establish a viable system of registration for sister city and sister state affiliations between the state and foreign countries and their subdivisions. Such system shall include a method to determine that sufficient ties are properly established as well as a method to supervise how these ties are maintained.~~

~~(e) Maintain a current and accurate listing of all such affiliations. Sister city affiliations shall not be discouraged between the state and any country specified in s. 620(f)(1) of the federal Foreign Assistance Act of 1961, as amended, with whom the United States is currently conducting diplomatic relations unless a mandate from the United States Government expressly prohibits such affiliations.~~

Section 4. Section 288.8165, Florida Statutes, is created to read:

288.8165 Citizen support organizations.—

(1) **CITIZEN SUPPORT ORGANIZATIONS.**—*The Department of State may authorize the establishment of citizen support organizations to provide assistance, funding, and promotional support for the intergovernmental programs of the department. For the purposes of this section, a “citizen support organization” means an organization which:*

(a) *Is a Florida corporation not for profit incorporated under chapter 617 and approved by the Department of State.*

(b) *Is organized and operated to conduct programs and activities; raise funds; request and receive grants, gifts, and bequests of money; acquire, receive, hold, invest, and administer, in its own name, securities, funds, or real or personal property; and make expenditures for the benefit of the intergovernmental programs of the department; except that such organization may not receive funds from the department by grant or gift unless specifically authorized by the Legislature. If the citizen support organization by contract provides fiscal and administrative services to the department for a grant or program that benefits the intergovernmental programs of the department, the organization may be reimbursed or compensated for such services by the department if the services are a direct benefit to the intergovernmental programs of the department.*

(c) *The department has determined to be consistent with the goals of the intergovernmental programs of the department and in the best interests of the state.*

(d) *Is approved in writing by the department to operate for the benefit of the intergovernmental programs of the department. Such approval must be stated in a letter of agreement from the Secretary of State.*

(2) **USE OF ADMINISTRATIVE SERVICES AND PROPERTY.**—

(a) *The department may permit a citizen support organization to use department property, facilities, and personnel free of charge. A citizen support organization may use department property, facilities, and personnel if such use is consistent with the approved purpose of that citizen support organization and if such use does not unreasonably interfere with the general public’s use of department property, facilities, and personnel for established purposes.*

(b) *The department may prescribe conditions upon the use by a citizen support organization of department property, facilities, or personnel.*

(c) *The department may not permit the use of any property, facilities, or personnel of the state by a citizen support organization that does not provide equal membership and employment opportunities to all persons regardless of race, color, national origin, religion, sex, or age.*

(3) **ANNUAL AUDIT.**—*Each citizen support organization shall provide for an annual financial audit in accordance with s. 215.981.*

(4) **FUTURE REPEAL.**—*This section is repealed October 1, 2025, unless reviewed and saved from repeal by the Legislature.*

And the title is amended as follows:

Delete lines 16-21 and insert: creating s. 288.8165; authorizing the Department of State to support the establishment of citizen support organizations for certain purposes; defining the term “citizen support organization”; prohibiting the department from allowing a

Pursuant to Rule 4.19, **HB 7049**, as amended, was placed on the calendar of Bills on Third Reading.

SB 1256—A bill to be entitled An act relating to telegraph companies; repealing chapter 363, F.S., relating to the regulation of telegraph companies and telegrams; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1256**, pursuant to Rule 3.11(3), there being no objection, **HB 6055** was withdrawn from the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

On motion by Senator Albritton—

HB 6055—A bill to be entitled An act relating to telegraph companies; repealing chapter 363, F.S., relating to the regulation of telegraph companies and telegrams; providing an effective date.

—a companion measure, was substituted for **SB 1256** and read the second time by title.

Pursuant to Rule 4.19, **HB 6055** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 708** was deferred.

CS for CS for SB 160—A bill to be entitled An act relating to peer-to-peer support for first responders; creating s. 111.09, F.S.; defining terms; prohibiting a first responder peer from testifying or divulging specified information except under certain circumstances; providing that there is no liability on the part of, and no cause of action against, a first responder peer for disclosing certain information; providing that a first responder peer who violates the act is subject to disciplinary action; providing that certain information improperly divulged is inadmissible in criminal, civil, administrative, and disciplinary proceedings; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 160**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 573** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

On motion by Senator Perry—

CS for CS for HB 573—A bill to be entitled An act relating to peer support for first responders; creating s. 111.09, F.S.; providing definitions; prohibiting certain persons who participate in peer support communication with a first responder from testifying or divulging specified information under certain circumstances; providing exceptions; prohibiting liability and a cause of action under certain circumstances; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 160** and read the second time by title.

Senator Perry moved the following amendment:

Amendment 1 (559842) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 111.09, Florida Statutes, is created to read:

111.09 Peer support for first responders.—

(1) For purposes of this section, the term:

(a) “First responder” has the same meaning as provided in s. 112.1815 and includes 911 public safety telecommunicators as defined in s. 401.465 and correctional officers and correctional probation officers as defined in s. 943.10.

(b) “First responder peer” means a person who:

1. Is not a health care practitioner as defined in s. 456.001.
2. Has experience working as or with a first responder regarding any physical or emotional conditions or issues associated with the first responder’s employment.
3. Has been designated by the first responder’s employing agency to provide peer support as provided in this section and has received training for this purpose.

(c) “Peer support” means the provision of physical, moral, or emotional support to a first responder by a first responder peer for the purpose of addressing physical or emotional conditions or other issues associated with being a first responder.

(d) “Peer support communication” means electronic, oral, or written communication, made with a mutual expectation of confidentiality while a first responder peer is providing peer support in his or her official capacity.

(2) A first responder peer may not divulge information from or testify about a peer support communication in a civil, criminal, administrative, or disciplinary proceeding, unless:

(a) The first responder peer is a defendant in a civil, criminal, administrative, or disciplinary proceeding arising from a complaint filed by the first responder who was a party to the peer support communication, in which case such information may be divulged but is limited to the scope of the proceeding;

(b) The first responder who was a party to the peer support communication agrees, in writing, to allow the first responder peer to testify about or divulge information related to the peer support communications;

(c) Based on the peer support communications, the first responder peer suspects that the first responder who was a party to the peer support communications has committed a criminal act or intends to commit a criminal act. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing information under this paragraph; or

(d) There are articulable facts or circumstances that would lead a reasonable, prudent person to fear for the safety of the first responder who was a party to the peer support communication, another person, or society, and the first responder peer communicates the information only to a potential victim and law enforcement or other appropriate authorities. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing information under this paragraph.

(3) This section does not limit the disclosure, discovery, or admissibility of information, testimony, or evidence that is obtained by a first responder peer from a source other than a first responder through a peer support communication.

Section 2. Section 112.531, Florida Statutes, is reordered and amended to read:

112.531 Definitions.—As used in this part, the term:

(2)(1) “Law enforcement officer” means any person, other than a chief of police, who is employed full time or part time by any municipality or the state or any political subdivision thereof and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, traffic, or highway laws of this state; and includes any person who is appointed by the sheriff as a deputy sheriff under pursuant to s. 30.07.

(1)(2) “Correctional officer” means any person, other than a warden, who is appointed or employed full time or part time by the state or any political subdivision thereof whose primary responsibility is the supervision, protection, care, custody, or control of inmates within a correctional institution; and includes correctional probation officers, as defined in s. 943.10(3). However, the term “correctional officer” does not include any secretarial, clerical, or professionally trained personnel.

Section 3. Paragraph (a) of subsection (6) of section 112.532, Florida Statutes, is amended to read:

112.532 Law enforcement officers’ and correctional officers’ rights.—All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.—

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional officer for any act, omission, or other allegation or complaint of misconduct, regardless of the origin of the allegation or complaint, if the investigation of the allegation or complaint is not completed within 180 days after the date the agency receives notice of the allegation or complaint by a person

authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, regardless of the origin of the allegation or complaint, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.

2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.

3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.

4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer’s compliance hearing proceeding is continuing beginning with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

Section 4. Paragraph (b) of subsection (1) of section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

(1)

(b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional officer must within 5 business days forward the complaint to the employing agency of the officer who is the subject of the complaint for review or investigation.

2. For purposes of this paragraph, the term “political subdivision” means a separate agency or unit of local government created or established by law or ordinance and the officers thereof and includes, but is not limited to, an authority, board, branch, bureau, city, commission, consolidated government, county, department, district, institution, metropolitan government, municipality, office, officer, public corporation, town, or village.

Notwithstanding the rights and privileges provided under this part or any provisions provided in a collective bargaining agreement, the agency head or the agency head’s designee may request a sworn or certified investigator from a separate law enforcement or correctional agency to conduct the investigation when a conflict is identified with having an investigator conduct the investigation of an officer of the same employing agency; the employing agency does not have an investigator trained to conduct such investigations; or the agency’s investigator is the subject of, or a witness in, the investigation and such agency is composed of any combination of 35 or fewer law enforcement officers or correctional officers. The employing agency must document the identified conflict. Upon completion of the investigation, the investigator shall present the findings without any disciplinary recommendation to the employing agency.

Section 5. This act shall take effect July 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to first responders and correctional officers; creating s. 111.09, F.S.; providing definitions; prohibiting certain per-

sons who participate in peer support communication with a first responder from testifying or divulging specified information under certain circumstances; providing exceptions; prohibiting liability and a cause of action under certain circumstances; providing construction; reordering and amending s. 112.531, F.S.; revising definitions; amending s. 112.532, F.S.; specifying that an allegation or complaint of misconduct against a law enforcement officer or a correctional officer may originate from any source; amending s. 112.533, F.S.; authorizing law enforcement and correctional agencies to request a separate agency to conduct an investigation of a complaint under certain circumstances; specifying requirements for such investigations; providing an effective date.

Senator Perry moved the following substitute amendment which was adopted:

Substitute Amendment 2 (910716) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 111.09, Florida Statutes, is created to read:

111.09 Peer support for first responders.—

(1) *For purposes of this section, the term:*

(a) *“First responder” has the same meaning as provided in s. 112.1815 and includes 911 public safety telecommunicators as defined in s. 401.465.*

(b) *“First responder peer” means a person who:*

1. *Is not a health care practitioner as defined in s. 456.001.*
2. *Has experience working as or with a first responder regarding any physical or emotional conditions or issues associated with the first responder’s employment.*
3. *Has been designated by the first responder’s employing agency to provide peer support as provided in this section and has received training for this purpose.*

(c) *“Peer support” means the provision of physical, moral, or emotional support to a first responder by a first responder peer for the purpose of addressing physical or emotional conditions or other issues associated with being a first responder.*

(d) *“Peer support communication” means electronic, oral, or written communication, made with a mutual expectation of confidentiality while a first responder peer is providing peer support in his or her official capacity.*

(2) *A first responder peer may not divulge information from or testify about a peer support communication in a civil, criminal, administrative, or disciplinary proceeding, unless:*

(a) *The first responder peer is a defendant in a civil, criminal, administrative, or disciplinary proceeding arising from a complaint filed by the first responder who was a party to the peer support communication, in which case such information may be divulged but is limited to the scope of the proceeding;*

(b) *The first responder who was a party to the peer support communication agrees, in writing, to allow the first responder peer to testify about or divulge information related to the peer support communications;*

(c) *Based on the peer support communications, the first responder peer suspects that the first responder who was a party to the peer support communications has committed a criminal act or intends to commit a criminal act. There is no liability on the part of, and no cause of action of any nature may arise against, the first responder peer for disclosing information under this paragraph; or*

(d) *There are articulable facts or circumstances that would lead a reasonable, prudent person to fear for the safety of the first responder who was a party to the peer support communication, another person, or society, and the first responder peer communicates the information only to a potential victim and law enforcement or other appropriate authorities. There is no liability on the part of, and no cause of action of any*

nature may arise against, the first responder peer for disclosing information under this paragraph.

(3) *This section does not limit the disclosure, discovery, or admissibility of information, testimony, or evidence that is obtained by a first responder peer from a source other than a first responder through a peer support communication.*

Section 2. Section 112.531, Florida Statutes, is reordered and amended to read:

112.531 Definitions.—As used in this part, *the term:*

(2)(1) *“Law enforcement officer” means any person, other than a chief of police, who is employed full time or part time by any municipality or the state or any political subdivision thereof and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, traffic, or highway laws of this state; and includes any person who is appointed by the sheriff as a deputy sheriff under pursuant to s. 30.07.*

(1)(2) *“Correctional officer” means any person, other than a warden, who is appointed or employed full time or part time by the state or any political subdivision thereof whose primary responsibility is the supervision, protection, care, custody, or control of inmates within a correctional institution; and includes correctional probation officers, as defined in s. 943.10(3). However, the term “correctional officer” does not include any secretarial, clerical, or professionally trained personnel.*

Section 3. Paragraph (a) of subsection (6) of section 112.532, Florida Statutes, is amended to read:

112.532 Law enforcement officers’ and correctional officers’ rights.—All law enforcement officers and correctional officers employed by or appointed to a law enforcement agency or a correctional agency shall have the following rights and privileges:

(6) LIMITATIONS PERIOD FOR DISCIPLINARY ACTIONS.—

(a) Except as provided in this subsection, disciplinary action, suspension, demotion, or dismissal may not be undertaken by an agency against a law enforcement officer or correctional officer for any act, omission, or other allegation or complaint of misconduct, *regardless of the origin of the allegation or complaint*, if the investigation of the allegation or complaint is not completed within 180 days after the date the agency receives notice of the allegation or complaint by a person authorized by the agency to initiate an investigation of the misconduct. If the agency determines that disciplinary action is appropriate, it shall complete its investigation and give notice in writing to the law enforcement officer or correctional officer of its intent to proceed with disciplinary action, along with a proposal of the specific action sought, including length of suspension, if applicable. Notice to the officer must be provided within 180 days after the date the agency received notice of the alleged misconduct, *regardless of the origin of the allegation or complaint*, except as follows:

1. The running of the limitations period may be tolled for a period specified in a written waiver of the limitation by the law enforcement officer or correctional officer.

2. The running of the limitations period is tolled during the time that any criminal investigation or prosecution is pending in connection with the act, omission, or other allegation of misconduct.

3. If the investigation involves an officer who is incapacitated or otherwise unavailable, the running of the limitations period is tolled during the period of incapacitation or unavailability.

4. In a multijurisdictional investigation, the limitations period may be extended for a period of time reasonably necessary to facilitate the coordination of the agencies involved.

5. The running of the limitations period may be tolled for emergencies or natural disasters during the time period wherein the Governor has declared a state of emergency within the jurisdictional boundaries of the concerned agency.

6. The running of the limitations period is tolled during the time that the officer’s compliance hearing proceeding is continuing beginning

with the filing of the notice of violation and a request for a hearing and ending with the written determination of the compliance review panel or upon the violation being remedied by the agency.

Section 4. Paragraph (b) of subsection (1) of section 112.533, Florida Statutes, is amended to read:

112.533 Receipt and processing of complaints.—

(1)

(b)1. Any political subdivision that initiates or receives a complaint against a law enforcement officer or correctional officer must within 5 business days forward the complaint to the employing agency of the officer who is the subject of the complaint for review or investigation.

2. For purposes of this paragraph, the term “political subdivision” means a separate agency or unit of local government created or established by law or ordinance and the officers thereof and includes, but is not limited to, an authority, board, branch, bureau, city, commission, consolidated government, county, department, district, institution, metropolitan government, municipality, office, officer, public corporation, town, or village.

Notwithstanding the rights and privileges provided under this part or any provisions provided in a collective bargaining agreement, the agency head or the agency head’s designee may request a sworn or certified investigator from a separate law enforcement or correctional agency to conduct the investigation when a conflict is identified with having an investigator conduct the investigation of an officer of the same employing agency; the employing agency does not have an investigator trained to conduct such investigations; or the agency’s investigator is the subject of, or a witness in, the investigation and such agency is composed of any combination of 35 or fewer law enforcement officers or correctional officers. The employing agency must document the identified conflict. Upon completion of the investigation, the investigator shall present the findings without any disciplinary recommendation to the employing agency.

Section 5. This act shall take effect July 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to first responders and correctional officers; creating s. 111.09, F.S.; providing definitions; prohibiting certain persons who participate in peer support communication with a first responder from testifying or divulging specified information under certain circumstances; providing exceptions; prohibiting liability and a cause of action under certain circumstances; providing construction; reordering and amending s. 112.531, F.S.; revising definitions; amending s. 112.532, F.S.; specifying that an allegation or complaint of misconduct against a law enforcement officer or a correctional officer may originate from any source; amending s. 112.533, F.S.; authorizing law enforcement and correctional agencies to request a separate agency to conduct an investigation of a complaint under certain circumstances; specifying requirements for such investigations; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 573**, as amended, was placed on the calendar of Bills on Third Reading.

On motion by Senator Rouson—

CS for SB 798—A bill to be entitled An act relating to the procurement of human organs and tissue; amending s. 765.542, F.S.; prohibiting for-profit eye banks from procuring certain human organs and tissue for specified purposes, with certain exceptions; amending s. 873.01, F.S.; prohibiting for-profit eye banks from procuring certain human organs and tissue for specified purposes, with certain exceptions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 798** was placed on the calendar of Bills on Third Reading.

SPECIAL RECOGNITION

Senator Flores recognized Antonio Machado, with the Senate Sergeant’s Office, who will be sworn in as a citizen of the United States on March 25, 2020. As political refugees, Antonio and his family fled Cuba in 2014.

Consideration of **CS for CS for CS for SB 474** was deferred.

CS for CS for SB 1450—A bill to be entitled An act relating to environmental accountability; amending s. 161.054, F.S.; revising administrative penalties for violations of certain provisions relating to beach and shore construction and activities; making technical changes; amending ss. 258.397, 258.46, and 376.25, F.S.; revising civil penalties for violations of certain provisions relating to the Biscayne Bay Aquatic Preserve, aquatic preserves, and the Clean Ocean Act, respectively; providing that each day that certain violations occur constitutes a separate offense; making technical changes; amending ss. 373.129, 373.209, 376.065, 376.071, 376.16, 377.37, 378.211, 403.086, 403.413, 403.7234, and 403.93345, F.S.; revising civil penalties for violations of certain provisions relating to water resources, artesian wells, terminal facilities, discharge contingency plans for vessels, the Pollutant Discharge Prevention and Control Act, regulation of oil and gas resources, the Phosphate Land Reclamation Act, sewage disposal facilities, dumping litter, small quantity generators, and coral reef protection, respectively; making technical changes; amending ss. 373.430 and 403.161, F.S.; revising criminal penalties for violations of certain provisions relating to pollution and the environment; making technical changes; amending s. 403.121, F.S.; revising civil and administrative penalties for violations of certain provisions relating to pollution and the environment; providing that each day that certain violations occur constitutes a separate offense; increasing the amount of penalties that can be assessed administratively; making technical changes; amending s. 403.141, F.S.; revising civil penalties for violations of certain provisions relating to pollution and the environment; providing that each day that the cause of unauthorized discharges of domestic wastewater is not addressed constitutes a separate offense until the violation is resolved by order or judgment; amending ss. 403.726 and 403.727, F.S.; revising civil penalties for violations of certain provisions relating to hazardous waste; making technical changes; creating ss. 125.569 and 166.0481, F.S.; defining the term “sanitary sewer lateral”; encouraging counties and municipalities, respectively, to establish a sanitary sewer lateral inspection program by a specified date; providing parameters for such a program; creating s. 689.301, F.S.; requiring a seller of real property to disclose any known defects in the property’s sanitary sewer lateral; defining the term “sanitary sewer lateral”; reenacting s. 823.11(5), F.S., to incorporate the amendment made to s. 376.16, F.S., in a reference thereto; reenacting ss. 403.077(5), 403.131(2), 403.4154(3)(d), and 403.860(5), F.S., to incorporate the amendment made to s. 403.121, F.S., in references thereto; reenacting ss. 403.708(10), 403.7191(7), and 403.811, F.S., to incorporate the amendment made to s. 403.141, F.S., in references thereto; reenacting s. 403.7255(2), F.S., to incorporate the amendment made to s. 403.161, F.S., in a reference thereto; reenacting s. 403.7186(8), F.S., to incorporate the amendments made to ss. 403.141 and 403.161, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1450**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1091** was withdrawn from the Committees on Environment and Natural Resources; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Gruters—

CS for CS for HB 1091—A bill to be entitled An act relating to environmental enforcement; amending s. 161.054, F.S.; revising administrative penalties for violations of certain provisions relating to beach and shore construction and activities; making technical changes; amending ss. 258.397, 258.46, 373.129, 376.16, 376.25, 377.37, 378.211, and 403.141, F.S.; revising civil penalties for violations of certain provisions relating to the Biscayne Bay Aquatic Preserve, aquatic preserves, water resources, the Pollutant Discharge Prevention and Control Act, the Clean Ocean Act, regulation of oil and gas resources, the Phosphate Land Reclamation Act, and other provisions relating to pollution and the environment, respectively; providing that each day

that certain violations occur constitutes a separate offense; making technical changes; amending ss. 373.209, 376.065, 376.071, 403.086, 403.413, 403.7234, and 403.93345, F.S.; revising civil penalties for violations of certain provisions relating to artesian wells, terminal facilities, discharge contingency plans for vessels, sewage disposal facilities, dumping litter, small quantity generators, and coral reef protection, respectively; making technical changes; amending ss. 373.430 and 403.161, F.S.; revising criminal penalties for violations of certain provisions relating to pollution and the environment; providing that each day that the cause of unauthorized discharges of domestic wastewater is not addressed constitutes a separate offense; making technical changes; amending s. 403.121, F.S.; revising civil and administrative penalties for violations of certain provisions relating to pollution and the environment; providing that each day that the cause of unauthorized discharges of domestic wastewater is not addressed constitutes a separate offense; increasing the amount of penalties that can be assessed administratively; making technical changes; amending ss. 403.726 and 403.727, F.S.; revising civil penalties for violations of certain provisions relating to hazardous waste; making technical changes; reenacting s. 823.11(5), F.S., to incorporate the amendment made to s. 376.16, F.S., in a reference thereto; reenacting ss. 403.077(5), 403.131(2), 403.4154(3)(d), and 403.860(5), F.S., to incorporate the amendment made to s. 403.121, F.S., in a reference thereto; reenacting ss. 403.708(10), 403.7191(7), and 403.811, F.S., to incorporate the amendment made to s. 403.141, F.S., in a reference thereto; reenacting s. 403.7186(8), F.S., to incorporate the amendment made to ss. 403.141 and 403.161, F.S., in references thereto; reenacting s. 403.7255(2), F.S., to incorporate the amendment made to s. 403.161, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1450** and read the second time by title.

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (812222) (with title amendment)—Before line 58 insert:

Section 1. Section 125.569, Florida Statutes, is created to read:

125.569 Sanitary sewer lateral inspection programs for counties.—

(1) *As used in this section, the term “sanitary sewer lateral” means a privately owned pipeline connecting a property to the main sewer line which is maintained and repaired by the property owner.*

(2) *By July 1, 2022, each county is encouraged to establish an evaluation and rehabilitation program for sanitary sewer laterals on residential and commercial properties within the county’s jurisdiction to identify and reduce extraneous flow from leaking sanitary sewer laterals. At a minimum, the program may do all of the following:*

(a) *Establish a system to identify defective, damaged, or deteriorated sanitary sewer laterals on residential and commercial properties within the jurisdiction of the county.*

(b) *Consider economical methods for a property owner to repair or replace a defective, damaged, or deteriorated sanitary sewer lateral.*

(c) *Establish and maintain a publicly accessible database to store information concerning properties where a defective, damaged, or deteriorated sanitary sewer lateral has been identified. For each property, the database must include, but is not limited to, the address of the property, the names of any persons the county notified concerning the faulty sanitary sewer lateral, and the date and method of such notification.*

Section 2. Section 166.0481, Florida Statutes, is created to read:

166.0481 Sanitary sewer lateral inspection programs for municipalities.—

(1) *As used in this section, the term “sanitary sewer lateral” means a privately owned pipeline connecting a property to the main sewer line which is maintained and repaired by the property owner.*

(2) *By July 1, 2022, each municipality is encouraged to establish an evaluation and rehabilitation program for sanitary sewer laterals on*

residential and commercial properties within the municipality’s jurisdiction to identify and reduce extraneous flow from leaking sanitary sewer laterals. At a minimum, the program may do all of the following:

(a) *Establish a system to identify defective, damaged, or deteriorated sanitary sewer laterals on residential and commercial properties within the jurisdiction of the municipality.*

(b) *Consider economical methods for a property owner to repair or replace a defective, damaged, or deteriorated sanitary sewer lateral.*

(c) *Establish and maintain a publicly accessible database to store information concerning properties where a defective, damaged, or deteriorated sanitary sewer lateral has been identified. For each property, the database must include, but is not limited to, the address of the property, the names of any persons the municipality notified concerning the faulty sanitary sewer lateral, and the date and method of such notification.*

Section 3. Section 689.301, Florida Statutes, is created to read:

689.301 Disclosure of known defects in sanitary sewer laterals to prospective purchaser.—Before executing a contract for sale, a seller of real property shall disclose to a prospective purchaser any defects in the property’s sanitary sewer lateral which are known to the seller. As used in this section, the term “sanitary sewer lateral” means the privately owned pipeline connecting a property to the main sewer line.

And the title is amended as follows:

Delete line 2 and insert: An act relating to environmental accountability; creating ss. 125.569 and 166.0481, F.S.; defining the term “sanitary sewer lateral”; encouraging counties and municipalities, respectively, to establish a sanitary sewer lateral inspection program by a specified date; providing parameters for such a program; creating s. 689.301, F.S.; requiring a seller of real property to disclose any known defects in the property’s sanitary sewer lateral; defining the term “sanitary sewer lateral”; amending

Pursuant to Rule 4.19, **CS for CS for HB 1091**, as amended, was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 6:30 p.m.

SB 726—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 760.03, F.S.; revising quorum requirements for the Commission on Human Relations and its panels; amending s. 760.065, F.S.; revising the number of persons the commission must recommend for the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; requiring the commission to provide notice to an aggrieved person under specified circumstances; providing notice requirements; limiting the time the aggrieved person has to commence a civil action regarding a violation of the Florida Civil Rights Act; amending s. 760.29, F.S.; deleting a requirement that a facility or community that provides housing for older persons register with and submit a letter to the commission; amending s. 760.31, F.S.; conforming a provision to changes made by the act; amending s. 760.60, F.S.; deleting the requirement for the commission or Attorney General to investigate a complaint of discrimination in evaluating an application for club membership; revising the length of time the commission or Attorney General has to resolve such a complaint; amending s. 112.31895, F.S.; revising the timeline relating to a complaint alleging a prohibited personnel action; deleting a requirement that the commission notify a complainant upon receipt of the complaint; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 726**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 255** was withdrawn from the Committees on Governmental Oversight and Accountability; Judiciary; and Rules.

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

CS for HB 255—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 760.03, F.S.; providing quorum requirements for the Commission on Human Relations and its panels; amending s. 760.065, F.S.; revising the number of persons the commission may recommend for the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; requiring the commission to provide notice to an aggrieved person under specified circumstances; providing notice requirements; providing a limitation on the time a civil action may be filed after an alleged violation of the Florida Civil Rights Act; amending s. 760.29, F.S.; deleting a requirement that a facility or community that provides housing for older persons register with and submit a letter to the commission; amending s. 760.31, F.S.; conforming a provision; amending s. 760.60, F.S.; deleting the requirement for the commission or Attorney General to investigate a complaint of discrimination in evaluating an application for club membership; revising the length of time the commission or Attorney General has to resolve such a complaint; amending s. 112.31895, F.S.; revising the timeline relating to a complaint alleging a prohibited personnel action; deleting a requirement that the commission notify a complainant upon receipt of the complaint; providing an effective date.

—a companion measure, was substituted for **SB 726** and, by two-thirds vote, read the second time by title.

Pursuant to Rule 4.19, **CS for HB 255** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 412—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; providing an exception to a design requirement for dealer license plates; amending s. 320.0657, F.S.; providing an exception to a design requirement for fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealer companies to purchase specialty license plates in lieu of standard dealer license plates; requiring dealer companies to be responsible for certain costs; amending s. 320.08053, F.S.; revising requirements for presale and issuance of specialty license plates; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; authorizing a dealer or fleet company to purchase specialty license plates under certain circumstances; providing requirements for such plates; making technical changes; deleting fees relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates to conform to changes made by the act; providing additional procedures and requirements for discontinuing issuance of a specialty license plate; conforming cross-references; prohibiting use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; revising, as of a specified date, the criteria, procedures, and exceptions under which the department is required to discontinue the issuance of an approved specialty license plate; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; revising the distribution of fees collected from the sale of such plates; deleting provisions requiring the department to develop the American Red Cross license plate; revising the authorized use of proceeds from the sale of the Live the Dream license plate; deleting provisions requiring the department to develop the Donate Organs-Pass It On license plate; revising the authorized use of proceeds from the sale of the In God We Trust license plate; deleting provisions requiring the department to develop the St. Johns River and the Hispanic Achievers license plates; revising the authorized use of proceeds from the sale of the Fallen Law Enforcement Officers license plate; requiring the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida, Inc.; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart under certain circumstances; providing requirements for the plate; authorizing a certain design for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a

recipient of the Bronze Star; providing for distribution of certain annual use fees withheld by the department; providing contingent effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 412**, pursuant to Rule 3.11(3), there being no objection, **HB 1135** was withdrawn from the Committees on Infrastructure and Security; and Appropriations.

On motion by Senator Bean, the rules were waived and—

HB 1135—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; authorizing election of a permanent registration period for certain vehicles if certain conditions are met; providing an exception to the design of dealer license plates; requiring the Department of Highway Safety and Motor Vehicles to conduct a pilot program regarding digital license plates; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising presale requirements for issuance of a specialty license plate; amending s. 320.08056, F.S.; allowing the department to authorize dealer and fleet specialty license plates; providing requirements for such plates; deleting provisions relating to annual use fees for certain specialty license plates; revising provisions for discontinuing issuance of a specialty license plate; revising provisions relating to expenditure of annual use fees and interest earned therefrom; prohibiting annual use fees received by any entity from being used for certain purposes; requiring the department, in cooperation with independent colleges and universities, to create a standard template specialty license plate for each independent college or university for use in lieu of certain specialty license plates; providing for distribution and use of annual use fees collected from the sale of the plates; providing requirements for meeting the license plate sales threshold and determining the license plate limit; requiring standard template specialty license plates to be ordered from the department; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; providing requirements for issuance of presale vouchers for out-of-state college or university license plates; amending s. 320.08058, F.S.; revising the design of and distribution of proceeds from the Special Olympics Florida specialty license plate; deleting certain specialty license plates; revising the distribution of annual use fees for certain specialty license plates; directing the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; amending s. 320.0807, F.S.; deleting provisions relating to special license plates for certain federal and state legislators; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for the design and issuance of special veteran's motorcycle license plates; amending s. 320.0891, F.S.; revising eligibility requirements for the U.S. Paratroopers license plate; amending s. 320.0894, F.S.; revising requirements for eligibility for and issuance of the Gold Star license plate; providing contingent effective dates.

—a companion measure, was substituted for **CS for CS for SB 412** and read the second time by title.

Senator Bean moved the following amendment:

Amendment 1 (464008) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective July 1, 2021, paragraphs (b) and (c) of subsection (1) of section 320.06, Florida Statutes, are amended to read:

320.06 Registration certificates, license plates, and validation stickers generally.—

(1)

(b)1. Registration license plates bearing a graphic symbol and the alphanumeric system of identification shall be issued for a 10-year period. At the end of the 10-year period, upon renewal, the plate shall be replaced. The department shall extend the scheduled license plate replacement date from a 6-year period to a 10-year period. The fee for such replacement is \$28, \$2.80 of which shall be paid each year before the plate is replaced, to be credited toward the next \$28 replacement fee. The fees shall be deposited into the Highway Safety Operating Trust Fund. A credit or refund may not be given for any prior years' payments of the prorated replacement fee if the plate is replaced or surrendered before the end of the 10-year period, except that a credit may be given if a registrant is required by the department to replace a license plate under s. 320.08056(8)(a). With each license plate, a validation sticker shall be issued showing the owner's birth month, license plate number, and the year of expiration or the appropriate renewal period if the owner is not a natural person. The validation sticker shall be placed on the upper right corner of the license plate. The license plate and validation sticker shall be issued based on the applicant's appropriate renewal period. The registration period is 12 months, the extended registration period is 24 months, and all expirations occur based on the applicant's appropriate registration period. *Vehicles taxed pursuant to s. 320.08(6)(a) may elect a permanent registration period, provided payment of the appropriate license taxes and fees occurs annually.* A vehicle that has an apportioned registration shall be issued an annual license plate and a cab card that denote the declared gross vehicle weight for each apportioned jurisdiction in which the vehicle is authorized to operate.

2. In order to retain the efficient administration of the taxes and fees imposed by this chapter, the 80-cent fee increase in the replacement fee imposed by chapter 2009-71, Laws of Florida, is negated as provided in s. 320.0804.

(c) Registration license plates equipped with validation stickers subject to the registration period are valid for not more than 12 months and expire at midnight on the last day of the registration period. A registration license plate equipped with a validation sticker subject to the extended registration period is valid for not more than 24 months and expires at midnight on the last day of the extended registration period. *A registration license plate equipped with a validation sticker subject to a permanent registration period is permanently valid but shall become void if appropriate license taxes and fees are not paid annually.* For each registration period after the one in which the metal registration license plate is issued, and until the license plate is required to be replaced, a validation sticker showing the month and year of expiration shall be issued upon payment of the proper license tax amount and fees and is valid for not more than 12 months. For each extended registration period occurring after the one in which the metal registration license plate is issued and until the license plate is required to be replaced, a validation sticker showing the year of expiration shall be issued upon payment of the proper license tax amount and fees and is valid for not more than 24 months. *For each permanent registration period occurring after the one in which the metal registration license plate is issued and until the license plate is required to be replaced, a validation sticker showing a permanent registration period shall be issued upon payment of the proper license tax amount and fees and is permanently valid but shall become void if the proper license taxes and fees are not paid annually.* When license plates equipped with validation stickers are issued in any month other than the owner's birth month or the designated registration period for any other motor vehicle, the effective date shall reflect the birth month or month and the year of renewal. However, when a license plate or validation sticker is issued for a period of less than 12 months, the applicant shall pay the appropriate amount of license tax and the applicable fee under s. 320.14 in addition to all other fees. Validation stickers issued for vehicles taxed under s. 320.08(6)(a), for any company that owns 250 vehicles or more, or for semitrailers taxed under the provisions of s. 320.08(5)(a), for any company that owns 50 vehicles or more, may be placed on any vehicle in the fleet so long as the vehicle receiving the validation sticker has the

same owner's name and address as the vehicle to which the validation sticker was originally assigned.

Section 2. Paragraph (a) of subsection (3) of section 320.06, Florida Statutes, is amended to read:

320.06 Registration certificates, license plates, and validation stickers generally.—

(3)(a) Registration license plates must be made of metal specially treated with a retroreflection material, as specified by the department. The registration license plate is designed to increase nighttime visibility and legibility and must be at least 6 inches wide and not less than 12 inches in length, unless a plate with reduced dimensions is deemed necessary by the department to accommodate motorcycles, mopeds, or similar smaller vehicles. Validation stickers must also be treated with a retroreflection material, must be of such size as specified by the department, and must adhere to the license plate. The registration license plate must be imprinted with a combination of bold letters and numerals or numerals, not to exceed seven digits, to identify the registration license plate number. The license plate must be imprinted with the word "Florida" at the top and the name of the county in which it is sold, the state motto, or the words "Sunshine State" at the bottom. Apportioned license plates must have the word "Apportioned" at the bottom and license plates issued for vehicles taxed under s. 320.08(3)(d), (4)(m) or (n), (5)(b) or (c), or (14) must have the word "Restricted" at the bottom. License plates issued for vehicles taxed under s. 320.08(12) must be imprinted with the word "Florida" at the top and the word "Dealer" at the bottom *unless the license plate is a specialty license plate as authorized in s. 320.08056.* Manufacturer license plates issued for vehicles taxed under s. 320.08(12) must be imprinted with the word "Florida" at the top and the word "Manufacturer" at the bottom. License plates issued for vehicles taxed under s. 320.08(5)(d) or (e) must be imprinted with the word "Wrecker" at the bottom. Any county may, upon majority vote of the county commission, elect to have the county name removed from the license plates sold in that county. The state motto or the words "Sunshine State" shall be printed in lieu thereof. A license plate issued for a vehicle taxed under s. 320.08(6) may not be assigned a registration license number, or be issued with any other distinctive character or designation, that distinguishes the motor vehicle as a for-hire motor vehicle.

Section 3. Paragraph (b) of subsection (2) of section 320.0657, Florida Statutes, is amended to read:

320.0657 Permanent registration; fleet license plates.—

(2)

(b) The plates, which shall be of a distinctive color, shall have the word "Fleet" appearing at the bottom and the word "Florida" appearing at the top *unless the license plate is a specialty license plate as authorized in s. 320.08056.* The plates shall conform in all respects to the provisions of this chapter, except as specified herein. *For additional fees as set forth in s. 320.08056, fleet companies may purchase specialty license plates in lieu of the standard fleet license plates. Fleet companies shall be responsible for all costs associated with the specialty license plate, including all annual use fees, processing fees, fees associated with switching license plate types, and any other applicable fees.*

Section 4. Subsection (12) of section 320.08, Florida Statutes, is amended to read:

320.08 License taxes.—Except as otherwise provided herein, there are hereby levied and imposed annual license taxes for the operation of motor vehicles, mopeds, motorized bicycles as defined in s. 316.003(4), tri-vehicles as defined in s. 316.003, and mobile homes as defined in s. 320.01, which shall be paid to and collected by the department or its agent upon the registration or renewal of registration of the following:

(12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised motor vehicle dealer, independent motor vehicle dealer, marine boat trailer dealer, or mobile home dealer and manufacturer license plate: \$17 flat. *For additional fees as set forth in s. 320.08056, dealers may purchase specialty license plates in lieu of the standard dealer license plates. Dealers shall be responsible for all costs associated with the specialty license plate, including all annual use fees, processing*

fees, fees associated with switching license plate types, and any other applicable fees.

Section 5. Section 320.08053, Florida Statutes, is amended to read:

320.08053 *Establishment of Requirements for requests to establish specialty license plates.—*

(1) If a specialty license plate requested by an organization is approved by law, the organization must submit the proposed art design for the specialty license plate to the department, in a medium prescribed by the department, as soon as practicable, but no later than 60 days after the act approving the specialty license plate becomes a law.

(2)(a) Within 120 days after following the specialty license plate becomes becoming law, the department shall establish a method to issue a specialty license plate voucher to allow for the presale of the specialty license plate. The processing fee as prescribed in s. 320.08056, the service charge and branch fee as prescribed in s. 320.04, and the annual use fee as prescribed in s. 320.08056 shall be charged for the voucher. All other applicable fees shall be charged at the time of issuance of the license plates.

(b) Within 24 months after the presale specialty license plate voucher is established, the approved specialty license plate organization must record with the department a minimum of 3,000 1,000 voucher sales, or in the case of an out-of-state college or university license plate, 4,000 voucher sales, before manufacture of the license plate may commence. If, at the conclusion of the 24-month presale period, the minimum sales requirement has requirements have not been met, the specialty plate is deauthorized and the department shall discontinue development of the plate and discontinue issuance of the presale vouchers. Upon deauthorization of the license plate, a purchaser of the license plate voucher may use the annual use fee collected as a credit towards any other specialty license plate or apply for a refund on a form prescribed by the department.

(3)(a) *New specialty license plates that have been approved by law but are awaiting issuance under paragraph (b) shall be issued in the order they appear in s. 320.08058 provided that they have met the presale requirement. All other provisions of this section must also be met before a specialty license plate may be issued. If the next awaiting specialty license plate has not met the presale requirement, the department shall proceed in the order provided in s. 320.08058 to identify the next qualified specialty license plate that has met the presale requirement. The department shall cycle through the list in statutory order.*

(b) *If the Legislature has approved 150 or more specialty license plates, the department may not make any new specialty license plates available for design or issuance until a sufficient number of plates are discontinued pursuant to s. 320.08056(8) such that the number of plates being issued does not exceed 150. Notwithstanding s. 320.08056(8)(a), the 150-license-plate limit includes license plates above the minimum sales threshold and those exempt from that threshold.*

Section 6. Present subsection (12) of section 320.08056, Florida Statutes, is renumbered as subsection (15), subsections (2) and (4), paragraph (a) of subsection (10), and subsection (11) are amended, paragraphs (c) through (f) are added to subsection (8), and new subsections (12), (13), and (14) are added to that section, to read:

320.08056 Specialty license plates.—

(2)(a) The department shall issue a specialty license plate to the owner or lessee of any motor vehicle, except a vehicle registered under the International Registration Plan, a commercial truck required to display two license plates pursuant to s. 320.0706, or a truck tractor, upon request and payment of the appropriate license tax and fees.

(b) *The department may authorize dealer and fleet specialty license plates. With the permission of the sponsoring specialty license plate organization, a dealer or fleet company may purchase specialty license plates to be used on dealer and fleet vehicles.*

(c) *Notwithstanding s. 320.08058, a dealer or fleet specialty license plate must include the letters “DLR” or “FLT” on the right side of the license plate. Dealer and fleet specialty license plates must be ordered directly from the department.*

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:

~~(a) Manatee license plate, \$25.~~

(a)(b) Challenger/Columbia license plate, \$25, except that a person who that purchases 1,000 or more of such license plates shall pay an annual use fee of \$15 per plate.

~~(e) Collegiate license plate, \$25.~~

(b)(d) Florida Salutes Veterans license plate, \$15.

~~(e) Florida panther license plate, \$25.~~

(c)(f) Florida United States Olympic Committee license plate, \$15.

(d)(g) Florida Special Olympics license plate, \$15.

(e)(h) Florida educational license plate, \$20.

~~(i) Florida Professional Sports Team license plate, \$25.~~

(f)(j) Florida Indian River Lagoon license plate, \$15.

(g)(k) Invest in Children license plate, \$20.

(h)(l) Florida arts license plate, \$20.

~~(m) Bethune-Cookman University license plate, \$25.~~

(i)(n) Florida Agricultural license plate, \$20.

(j)(o) Police Athletic League license plate, \$20.

(k)(p) Boy Scouts of America license plate, \$20.

~~(q) Largemouth Bass license plate, \$25.~~

(l)(r) Sea Turtle license plate, \$23.

(m)(s) Protect Wild Dolphins license plate, \$20.

~~(t) Barry University license plate, \$25.~~

(n)(u) Everglades River of Grass license plate, \$20.

~~(v) Keep Kids Drug-Free license plate, \$25.~~

~~(w) Florida Sheriffs Youth Ranches license plate, \$25.~~

~~(x) Conserve Wildlife license plate, \$25.~~

~~(y) Florida Memorial University license plate, \$25.~~

(o)(z) Tampa Bay Estuary license plate, \$15.

(p)(aa) Florida Wildflower license plate, \$15.

(q)(bb) United States Marine Corps license plate, \$15.

(r)(cc) Choose Life license plate, \$20.

(s)(dd) Share the Road license plate, \$15.

~~(ee) American Red Cross license plate, \$25.~~

~~(ff) United We Stand license plate, \$25.~~

~~(gg) Breast Cancer Research license plate, \$25.~~

~~(hh) Protect Florida Whales license plate, \$25.~~

~~(ii) Florida Golf license plate, \$25.~~

(t)(jj) Florida Firefighters license plate, \$20.

(u)(kk) Police Benevolent Association license plate, \$20.

(v)(ll) Military Services license plate, \$15.

~~(mm) Protect Our Reefs license plate, \$25.~~

~~(w)(nn)~~ Fish Florida license plate, \$22.

~~(oo)~~ Child Abuse Prevention and Intervention license plate, \$25.

~~(pp)~~ Hospice license plate, \$25.

~~(qq)~~ Stop Heart Disease license plate, \$25.

~~(x)(rr)~~ Save Our Seas license plate, \$25, except that for an owner purchasing the specialty license plate for more than 10 vehicles registered to that owner, the annual use fee shall be \$10 per plate.

~~(y)(ss)~~ Aquaculture license plate, \$25, except that for an owner purchasing the specialty license plate for more than 10 vehicles registered to that owner, the annual use fee shall be \$10 per plate.

~~(tt)~~ Family First license plate, \$25.

~~(uu)~~ Wildlife Foundation of Florida license plate, \$25.

~~(vv)~~ Live the Dream license plate, \$25.

~~(ww)~~ Florida Food Banks license plate, \$25.

~~(xx)~~ Discover Florida's Oceans license plate, \$25.

~~(yy)~~ Family Values license plate, \$25.

~~(zz)~~ Parents Make A Difference license plate, \$25.

~~(aaa)~~ Support Soccer license plate, \$25.

~~(bbb)~~ Kids Deserve Justice license plate, \$25.

~~(ccc)~~ Animal Friend license plate, \$25.

~~(ddd)~~ Future Farmers of America license plate, \$25.

~~(eee)~~ Donate Organs Pass It On license plate, \$25.

~~(fff)~~ A State of Vision license plate, \$25.

~~(ggg)~~ Homeownership For All license plate, \$25.

~~(hhh)~~ Florida NASCAR license plate, \$25.

~~(iii)~~ Protect Florida Springs license plate, \$25.

~~(jjj)~~ Trees Are Cool license plate, \$25.

~~(kkk)~~ Support Our Troops license plate, \$25.

~~(lll)~~ Florida Tennis license plate, \$25.

~~(mmm)~~ Lighthouse Association license plate, \$25.

~~(nnn)~~ In God We Trust license plate, \$25.

~~(ooo)~~ Horse Country license plate, \$25.

~~(ppp)~~ Autism license plate, \$25.

~~(qqq)~~ St. Johns River license plate, \$25.

~~(rrr)~~ Hispanic Achievers license plate, \$25.

~~(sss)~~ Endless Summer license plate, \$25.

~~(ttt)~~ Fraternal Order of Police license plate, \$25.

~~(uuu)~~ Protect Our Oceans license plate, \$25.

~~(vvv)~~ Florida Horse Park license plate, \$25.

~~(www)~~ Florida Biodiversity Foundation license plate, \$25.

~~(xxx)~~ Freemasonry license plate, \$25.

~~(yyy)~~ American Legion license plate, \$25.

~~(zzz)~~ Lauren's Kids license plate, \$25.

~~(aaaa)~~ Big Brothers Big Sisters license plate, \$25.

~~(bbbb)~~ Fallen Law Enforcement Officers license plate, \$25.

~~(cccc)~~ Florida Sheriffs Association license plate, \$25.

~~(dddd)~~ Keiser University license plate, \$25.

~~(eeee)~~ Moffitt Cancer Center license plate, \$25.

(8)

(c) A vehicle owner or lessee issued a specialty license plate that has been discontinued by the department may keep the discontinued specialty license plate for the remainder of the 10-year license plate replacement period and must pay all other applicable registration fees. However, such owner or lessee is exempt from paying the applicable specialty license plate annual use fee under paragraph (3)(d) or subsection (4) for the remainder of the 10-year license plate replacement period.

(d) If the department discontinues issuance of a specialty license plate, all annual use fees held or collected by the department shall be distributed within 180 days after the date the specialty license plate is discontinued. Of those fees, the department shall retain an amount sufficient to defray the applicable administrative and inventory closeout costs associated with discontinuance of the plate. All remaining proceeds shall be distributed to the appropriate organization or organizations pursuant to s. 320.08058.

(e) If an organization that is the intended recipient of the funds pursuant to s. 320.08058 no longer exists, the department shall deposit any undisbursed proceeds into the Highway Safety Operating Trust Fund.

(f) Notwithstanding paragraph (a), on January 1 of each year, the department shall discontinue the specialty license plate with the fewest number of plates in circulation, including license plates exempt from a statutory sales requirement. The department shall mail a warning letter to the sponsoring organizations of the 10 percent of specialty license plates with the lowest number of valid, active registrations as of December 1 of each year.

(10)(a) A specialty license plate annual use fee collected and distributed under this chapter, or any interest earned from those fees, may not be used for commercial or for-profit activities nor for general or administrative expenses, except as authorized by s. 320.08058 or to pay the cost of the audit or report required by s. 320.08062(1). The fees and any interest earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of United States Armed Forces and veterans-related specialty license plates pursuant to paragraph (3)(d) for the Support Our Troops and American Legion license plates; paragraphs (4)(b), (q), and (v) for the Florida Salutes Veterans, United States Marine Corps, and Military Services license plates, respectively; paragraphs (4)(d), (bb), (ll), (kkk), and (yyy) and s. 320.0891 for the U.S. Paratrooper license plate.

(11) The annual use fee from the sale of specialty license plates, the interest earned from those fees, or any fees received by any entity or agency as a result of the sale of specialty license plates may not be used for the purpose of marketing to, or lobbying, entertaining, or rewarding, an employee of a governmental agency that is responsible for the sale and distribution of specialty license plates, or an elected member or employee of the Legislature.

(12) Notwithstanding s. 320.08058(3)(a), the department, in cooperation with the independent colleges or universities as defined in s. 1009.89 or s. 1009.891, shall create a standard template specialty license plate with a unique logo or graphic identifying each independent college or university. Each independent college or university may elect to use this standard template specialty license plate in lieu of its own specialty license plate. Annual use fees from the sale of these license plates shall be distributed to the independent college or university for which the logo or graphic is displayed on the license plate and shall be used as provided in s. 320.08058(3). Independent colleges or universities opting to use the standard template specialty license plate shall have their plate sales combined for purposes of meeting the minimum license plate sales threshold in paragraph (8)(a) and for determining the license plate limit in s. 320.08053(3)(b). Specialty license plates created pursuant to this subsection must be ordered directly from the department.

(13) For out-of-state college or university license plates created pursuant to this section, documentation acceptable to the department that the department has the college's or university's consent to use an appropriate image on a license plate shall be on file with the department prior to development of the out-of-state college or university license plate.

(14) Before the issuance of vouchers for the presale of an out-of-state college or university license plate, the department shall determine whether the state in which the out-of-state college or university is located has authorized any license plates for colleges or universities located in this state. The department may not issue any out-of-state college or university license plate unless the state in which the college or university is located has authorized license plates for colleges or universities located in this state.

Section 7. Effective July 1, 2023, paragraph (a) of subsection (8) of section 320.08056, Florida Statutes, is amended to read:

320.08056 Specialty license plates.—

(8)(a) The department must discontinue the issuance of an approved specialty license plate if the number of valid specialty plate registrations falls below 3,000, or in the case of an out-of-state college or university license plate, 4,000, ~~1,000~~ plates for at least 12 consecutive months. The department shall mail a warning letter ~~shall be mailed~~ to the sponsoring organization following the first month in which the total number of valid specialty plate registrations is below 3,000, or in the case of an out-of-state college or university license plate, 4,000 ~~1,000~~ plates. This paragraph does not apply to in-state collegiate license plates established under s. 320.08058(3), license plates of institutions in and entities of the State University System, specialty license plates that have statutory eligibility limitations for purchase, specialty license plates for which annual use fees are distributed by a foundation for student and teacher leadership programs and teacher recruitment and retention, or Florida Professional Sports Team license plates established under s. 320.08058(9).

Section 8. Present subsections (32) through (52), (54) through (56), (58) through (68), and (71) through (84) of section 320.08058, Florida Statutes, are renumbered as subsections (31) through (51), (52) through (54), (55) through (65), and (66) through (79), respectively, subsection (7), present subsection (31), present subsections (48), (53), (57), (66), (69), and (70), paragraph (b) of present subsection (80), and paragraph (a) of present subsection (84) are amended, and new subsections (80) through (111) are added to that section, to read:

320.08058 Specialty license plates.—

(7) SPECIAL OLYMPICS FLORIDA LICENSE PLATES.—

(a) Special Olympics Florida license plates must contain the official Special Olympics Florida logo and must bear the colors and a design ~~and colors that are~~ approved by the department. The word "Florida" must be centered at the top ~~bottom~~ of the plate, and the words "Be a Fan" "Everyone Wins" must be centered at the bottom ~~top~~ of the plate.

(b) The license plate annual use fees ~~must are to~~ be annually distributed as follows:

1. The first \$5 million collected annually must be forwarded to Special Olympics Florida ~~the private nonprofit corporation as described in s. 393.002 and must be used solely for Special Olympics purposes as approved by the private nonprofit corporation.~~

2. Any additional fees must be deposited into the General Revenue Fund.

~~(31) AMERICAN RED CROSS LICENSE PLATES.—~~

~~(a) Notwithstanding the provisions of s. 320.08053, the department shall develop an American Red Cross license plate as provided in this section. The word "Florida" must appear at the top of the plate, and the words "American Red Cross" must appear at the bottom of the plate.~~

~~(b) The department shall retain all revenues from the sale of such plates until all startup costs for developing and issuing the plates have been recovered. Thereafter, 50 percent of the annual use fees shall be distributed to the American Red Cross Chapter of Central Florida, with statistics on sales of license plates, which are tabulated by county. The~~

~~American Red Cross Chapter of Central Florida must distribute to each of the chapters in this state the moneys received from sales in the counties covered by the respective chapters, which moneys must be used for education and disaster relief in Florida. Fifty percent of the annual use fees shall be distributed proportionately to the three statewide approved poison control centers for purposes of combating bioterrorism and other poison-related purposes.~~

~~(47)(48) LIVE THE DREAM LICENSE PLATES.—~~

~~(a) The department shall develop a Live the Dream license plate as provided in this section. Live the Dream license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Live the Dream" must appear at the bottom of the plate.~~

~~(b) The proceeds of the annual use fee shall be distributed to the Dream Foundation, Inc., to The Dream Foundation, Inc., shall retain the first \$60,000 in proceeds from the annual use fees as reimbursement for administrative costs, startup costs, and costs incurred in the approval process. Thereafter, up to 25 percent shall be used for continuing promotion and marketing of the license plate and concept. The remaining funds shall be used in the following manner:~~

~~1. Up to 5 percent may be used to administer, promote, and market the license plate.~~

~~2.1. At least 60 Twenty five percent shall be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs that provide research, care, and treatment for sickle cell disease.~~

~~2. Twenty five percent shall be distributed to the Florida chapter of the March of Dimes for programs and services that improve the health of babies through the prevention of birth defects and infant mortality.~~

~~3. Ten percent shall be distributed to the Florida Association of Healthy Start Coalitions to decrease racial disparity in infant mortality and to increase healthy birth outcomes. Funding will be used by local Healthy Start Coalitions to provide services and increase screening rates for high-risk pregnant women, children under 4 years of age, and women of childbearing age.~~

~~3.4. At least 30 Ten percent shall be distributed to Chapman the Community Partnership for Homeless, Inc., for programs that provide relief from poverty, hunger, and homelessness.~~

~~4. Up to 5 percent may be distributed by the department on behalf of The Dream Foundation, Inc., to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., as a royalty for the use of the image of Dr. Martin Luther King, Jr.~~

~~5. Five percent of the proceeds shall be used by the foundation for administrative costs directly associated with operations as they relate to the management and distribution of the proceeds.~~

~~(53) SUPPORT SOCCER LICENSE PLATES.—~~

~~(a) The department shall develop a Support Soccer license plate as provided in this section. Support Soccer license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Support Soccer" must appear at the bottom of the plate.~~

~~(b) The annual use fees shall be distributed to the Lighthouse Soccer Foundation, Inc., which shall retain the initial revenues from the sale of such plates until all startup costs for developing and establishing the plate have been recovered, not to exceed \$85,000. Thereafter, the proceeds of the annual use fee shall be used in the following manner:~~

~~1. Up to 25 percent of the proceeds may be used by the Lighthouse Soccer Foundation, Inc., for continuing promotion and marketing of the license plate and concept.~~

~~2. Twenty percent shall be distributed to the Florida Youth Soccer Association for programs and services that foster the physical, mental, and emotional growth and development of Florida's youth through the sport of soccer at all levels of age and competition, including a portion to be determined by the Florida Youth Soccer Association for the TOP~~

Soccer program to promote participation by the physically and mentally disadvantaged.

3. Twenty percent shall be distributed as grants for programs that promote participation by the economically disadvantaged and to support soccer programs where none previously existed.

4. Ten percent shall be distributed to the Florida State Soccer Association to promote the sport of soccer and the long-term development of the sport.

5. Ten percent shall be distributed as grants for programs that promote and support the construction of fields and soccer specific infrastructure.

6. Ten percent shall be distributed as grants for programs that foster and promote health, physical fitness, and educational opportunities through soccer.

7. Five percent shall be expended by the Lighthouse Soccer Foundation, Inc., for administrative costs directly associated with the foundation's operations as they relate to the management and distribution of the proceeds.

~~(57) DONATE ORGANS PASS IT ON LICENSE PLATES.—~~

~~(a) The department shall develop a Donate Organs Pass It On license plate as provided in this section. The word "Florida" must appear at the top of the plate, and the words "Donate Organs Pass It On" must appear at the bottom of the plate.~~

~~(b) The annual use fees shall be distributed to Transplant Foundation, Inc., and shall use up to 10 percent of the proceeds from the annual use fee for marketing and administrative costs that are directly associated with the management and distribution of the proceeds. The remaining proceeds shall be used to provide statewide grants for patient services, including preoperative, rehabilitative, and housing assistance; organ donor education and awareness programs; and statewide medical research.~~

~~(63)(66) IN GOD WE TRUST LICENSE PLATES.—~~

~~(a) The department shall develop an In God We Trust license plate as provided in this section. However, the requirements of s. 320.08053 must be met before the plates are issued. In God We Trust license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "In God We Trust" must appear in the body of the plate.~~

~~(b) The license plate annual use fees shall be distributed to the In God We Trust Foundation, Inc., which may use up to 10 percent of the proceeds to offset marketing, administration, and promotion, and the remainder of the proceeds to address the needs of the military community and the public safety community; provide educational grants and scholarships to foster self-reliance and stability in Florida's children; and provide education in to fund educational scholarships for the children of Florida residents who are members of the United States Armed Forces, the National Guard, and the United States Armed Forces Reserve and for the children of public safety employees who have died in the line of duty who are not covered by existing state law. Funds shall also be distributed to other s. 501(c)(3) organizations that may apply for grants and scholarships and to provide educational grants to public and private schools regarding to promote the historical and religious significance of religion in American and Florida history. The In God We Trust Foundation, Inc., shall distribute the license plate annual use fees in the following manner:~~

~~1. The In God We Trust Foundation, Inc., shall retain all revenues from the sale of such plates until all startup costs for developing and establishing the plate have been recovered.~~

~~2. Ten percent of the funds received by the In God We Trust Foundation, Inc., shall be expended for administrative costs, promotion, and marketing of the license plate directly associated with the operations of the In God We Trust Foundation, Inc.~~

~~3. All remaining funds shall be expended by the In God We Trust Foundation, Inc., for programs.~~

~~(69) ST. JOHNS RIVER LICENSE PLATES.—~~

~~(a) The department shall develop a St. Johns River license plate as provided in this section. The St. Johns River license plates must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "St. Johns River" must appear at the bottom of the plate.~~

~~(b) The requirements of s. 320.08053 must be met prior to the issuance of the plate. Thereafter, the license plate annual use fees shall be distributed to the St. Johns River Alliance, Inc., a s. 501(c)(3) non-profit organization, which shall administer the fees as follows:~~

~~1. The St. Johns River Alliance, Inc., shall retain the first \$60,000 of the annual use fees as direct reimbursement for administrative costs, startup costs, and costs incurred in the development and approval process. Thereafter, up to 10 percent of the annual use fee revenue may be used for administrative costs directly associated with education programs, conservation, research, and grant administration of the organization, and up to 10 percent may be used for promotion and marketing of the specialty license plate.~~

~~2. At least 30 percent of the fees shall be available for competitive grants for targeted community-based or county-based research or projects for which state funding is limited or not currently available. The remaining 50 percent shall be directed toward community outreach and access programs. The competitive grants shall be administered and approved by the board of directors of the St. Johns River Alliance, Inc. A grant advisory committee shall be composed of six members chosen by the St. Johns River Alliance board members.~~

~~3. Any remaining funds shall be distributed with the approval of and accountability to the board of directors of the St. Johns River Alliance, Inc., and shall be used to support activities contributing to education, outreach, and springs conservation.~~

~~(70) HISPANIC ACHIEVERS LICENSE PLATES.—~~

~~(a) Notwithstanding the requirements of s. 320.08053, the department shall develop a Hispanic Achievers license plate as provided in this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Hispanic Achievers" must appear at the bottom of the plate.~~

~~(b) The proceeds from the license plate annual use fee shall be distributed to National Hispanic Corporate Achievers, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to fund grants to nonprofit organizations to operate programs and provide scholarships and for marketing the Hispanic Achievers license plate. National Hispanic Corporate Achievers, Inc., shall establish a Hispanic Achievers Grant Council that shall provide recommendations for statewide grants from available Hispanic Achievers license plate proceeds to nonprofit organizations for programs and scholarships for Hispanic and minority Floridians. National Hispanic Corporate Achievers, Inc., shall also establish a Hispanic Achievers License Plate Fund. Moneys in the fund shall be used by the grant council as provided in this paragraph. All funds received under this subsection must be used in this state.~~

~~(c) National Hispanic Corporate Achievers, Inc., may retain all proceeds from the annual use fee until documented startup costs for developing and establishing the plate have been recovered. Thereafter, the proceeds from the annual use fee shall be used as follows:~~

~~1. Up to 5 percent of the proceeds may be used for the cost of administration of the Hispanic Achievers License Plate Fund, the Hispanic Achievers Grant Council, and related matters.~~

~~2. Funds may be used as necessary for annual audit or compliance affidavit costs.~~

~~3. Up to 20 percent of the proceeds may be used to market and promote the Hispanic Achievers license plate.~~

~~4. Twenty-five percent of the proceeds shall be used by the Hispanic Corporate Achievers, Inc., located in Seminole County, for grants.~~

~~5. The remaining proceeds shall be available to the Hispanic Achievers Grant Council to award grants for services, programs, or~~

scholarships for Hispanic and minority individuals and organizations throughout Florida. All grant recipients must provide to the Hispanic Achievers Grant Council an annual program and financial report regarding the use of grant funds. Such reports must be available to the public.

(d) ~~Effective July 1, 2014, the Hispanic Achievers license plate will shift into the presale voucher phase, as provided in s. 320.08053(2)(b). National Hispanic Corporate Achievers, Inc., shall have 24 months to record a minimum of 1,000 sales. Sales include existing active plates and vouchers sold subsequent to July 1, 2014. During the voucher period, new plates may not be issued, but existing plates may be renewed. If, at the conclusion of the 24 month presale period, the requirement of a minimum of 1,000 sales has been met, the department shall resume normal distribution of the Hispanic Achievers license plate. If, after 24 months, the minimum of 1,000 sales has not been met, the department shall discontinue the Hispanic Achievers license plate. This subsection is repealed June 30, 2016.~~

(75)(80) ~~FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.—~~

(b) ~~The annual use fees shall be distributed to the Police and Kids Foundation, Inc., which may use up to a maximum of 10 percent of the proceeds for marketing to promote and market the plate. All remaining The remainder of the proceeds shall be distributed to and used by the Police and Kids Foundation, Inc., for its operations, activities, programs, and projects to invest and reinvest, and the interest earnings shall be used for the operation of the Police and Kids Foundation, Inc.~~

(79)(84) ~~BLUE ANGELS LICENSE PLATES.—~~

(a) ~~The department shall develop a Blue Angels license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Home of the Blue Angels” must appear at the bottom of the plate; however, the development of the plate is contingent upon the enactment of legislation creating an annual use fee under s. 320.08056 for the Blue Angels license plate.~~

(80) ~~DUCKS UNLIMITED LICENSE PLATES.—~~

(a) ~~The department shall develop a Ducks Unlimited license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Conserving Florida Wetlands” must appear at the bottom of the plate.~~

(b) ~~The annual use fees from the sale of the plate shall be distributed to Ducks Unlimited, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to be used as follows:~~

1. ~~Up to 5 percent of the proceeds may be used for administrative costs and marketing of the plate.~~
2. ~~At least 95 percent of the proceeds shall be used in this state to support the mission and efforts of Ducks Unlimited, Inc., to conserve, restore, and manage Florida wetlands and associated habitats for the benefit of waterfowl, other wildlife, and people.~~

(81) ~~AUBURN UNIVERSITY LICENSE PLATES.—~~

(a) ~~The department shall develop an Auburn University license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “War Eagle” must appear at the bottom of the plate.~~

(b) ~~The annual use fees from the sale of the plate shall be distributed annually as follows:~~

1. ~~Up to 10 percent of the moneys raised from the sale of the plates may be used for continuing marketing and promotion of the plates by the Tampa Bay Auburn Club.~~
2. ~~In each school district that has a district prekindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of Auburn Uni-~~

~~versity license plates must be distributed to the foundation or organization for enhancing educational programs.~~

3. ~~In each school district that does not have a district pre-kindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of Auburn University license plates must be distributed to the district school board and must be used at the discretion of the board for enhancing educational programs.~~

(82) ~~BEAT CHILDHOOD CANCER LICENSE PLATES.—~~

(a) ~~The department shall develop a Beat Childhood Cancer license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Beat Childhood Cancer” must appear at the bottom of the plate.~~

(b) ~~The annual use fees from the sale of the plate shall be distributed as follows:~~

1. ~~Seventy-five percent of the proceeds shall be distributed to Beat Nb, Inc., which may use up to 10 percent of its proceeds for administrative costs directly associated with the operation of the corporation and for marketing and promoting the plate. All remaining proceeds shall be used by the corporation to fund pediatric cancer treatment and research.~~
2. ~~Twenty-five percent of the proceeds shall be distributed to the Ryan Callahan Foundation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. Its proceeds shall be used by the corporation to fund pediatric cancer treatment and research.~~

(83) ~~WALT DISNEY WORLD LICENSE PLATES.—~~

(a) ~~The department shall develop a Walt Disney World license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Walt Disney World” must appear at the bottom of the plate.~~

(b) ~~The annual use fees from the sale of the plate shall be distributed to the Make-A-Wish Foundation of Central and Northern Florida, Inc., a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds from the sale of such plates may be used for administrative and marketing costs. All remaining proceeds from the annual use fees shall be used by the Make-a-Wish Foundation of Central and Northern Florida, Inc., for activities and programs for families with critically ill children.~~

(84) ~~FLORIDA 4-H LICENSE PLATES.—~~

(a) ~~The department shall develop a Florida 4-H license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the term “4-H” must appear at the bottom of the plate.~~

(b) ~~The annual use fees from the sale of the plate shall be distributed to Florida 4-H and used for the following purposes:~~

1. ~~Up to 10 percent of the fees may be used for administrative and marketing costs of the plate.~~
2. ~~Twenty percent must be used to support leadership development in this state, including leadership development programs operated by 4-H University, state agencies, and the Legislature.~~
3. ~~Twenty percent must be used to support competitive teams in this state.~~
4. ~~The remainder must be used to support Florida 4-H camps under the Florida 4-H program as designated by the University of Florida.~~

(85) ~~DONATE LIFE FLORIDA LICENSE PLATES.—~~

(a) ~~The department shall develop a Donate Life Florida license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must~~

appear at the top of the plate, and the words “Donors Save Lives” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Donate Life Florida, which may use up to 10 percent of the proceeds for marketing and administrative costs. All remaining proceeds from the annual use fees shall be used by Donate Life Florida to educate Florida residents on the importance of organ, tissue, and eye donation and for the continued maintenance of the Joshua Abbott Organ and Tissue Donor Registry.

(86) FLORIDA STATE BEEKEEPERS ASSOCIATION LICENSE PLATES.—

(a) The department shall develop a Florida State Beekeepers Association license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Save the Bees” must appear at the bottom of the plate.

(b) The annual use fees shall be distributed to the Florida State Beekeepers Association, a Florida nonprofit corporation. The Florida State Beekeepers Association may use up to 10 percent of the proceeds for administrative, promotional, and marketing costs of the license plate.

(c) All remaining proceeds shall be distributed to the Florida State Beekeepers Association and shall be used to raise awareness of the importance of beekeeping to Florida agriculture by funding honeybee research, education, outreach, and husbandry. The Florida State Beekeepers Association board of managers must approve and is accountable for all such expenditures.

(87) ROTARY LICENSE PLATES.—

(a) The department shall develop a Rotary license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the word “Rotary” must appear on the bottom of the plate. The license plate must bear the Rotary International wheel emblem.

(b) The annual use fees shall be distributed to the Community Foundation of Tampa Bay, Inc., to be used as follows:

1. Up to 10 percent of the proceeds may be used for administrative costs and for marketing of the plate.
2. Ten percent of the proceeds shall be distributed to Rotary’s Camp Florida for direct support to all programs and services provided to children with special needs who attend the camp.
3. All remaining proceeds shall be distributed, proportionally based on sales, to each Rotary district in the state in support of Rotary youth programs in Florida.

(88) HIGHWAYMEN LICENSE PLATES.—

(a) The department shall develop a Highwaymen license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the word “Highwaymen” must appear at the bottom of the plate.

(b) The annual use fees shall be distributed to the City of Fort Pierce, subject to a city resolution designating the city as the fiscal agent of the license plate. The city may use up to 10 percent of the proceeds for administrative costs and marketing of the plate and shall use the remainder of the proceeds as follows:

1. Before completion of construction of the Highwaymen Museum and African-American Cultural Center, the city shall distribute at least 15 percent of the proceeds to the St. Lucie Education Foundation, Inc., to fund art education and art projects in public schools within St. Lucie County. All remaining proceeds shall be used by the city to fund the construction of the Highwaymen Museum and African-American Cultural Center.
2. Upon completion of construction of the Highwaymen Museum and African-American Cultural Center, the city shall distribute at least 10

percent of the proceeds to the St. Lucie Education Foundation, Inc., to fund art education and art projects in public schools within St. Lucie County. All remaining proceeds shall be used by the city to fund the day-to-day operations of the Highwaymen Museum and African-American Cultural Center.

(89) DAN MARINO CAMPUS LICENSE PLATES.—

(a) The department shall develop a Dan Marino Campus license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Marino Campus” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Dan Marino Foundation, a Florida nonprofit corporation, which may use up to 10 percent of the proceeds for administrative costs and marketing of the plate. All remaining proceeds shall be used by the Dan Marino Foundation to assist Floridians with developmental disabilities in becoming employed, independent, and productive and to promote and fund education scholarships and awareness of these services.

(90) ORLANDO CITY SOCCER CLUB LICENSE PLATES.—

(a) The department shall develop an Orlando City Soccer Club license plate as provided in paragraph (9)(a).

(b) The annual use fees from the sale of the plate shall be distributed and used as provided in paragraph (9)(b).

(91) DAUGHTERS OF THE AMERICAN REVOLUTION LICENSE PLATES.—

(a) The department shall develop a Daughters of the American Revolution license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Daughters of the American Revolution” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Daughters of the American Revolution, a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used within this state by the Daughters of the American Revolution, a nonpolitical volunteer women’s service organization, to promote patriotism, preserve American history, and secure America’s future through educational programs for local public and private K-12 students and scholarships and other educational funding for underprivileged children.

(92) GADSDEN FLAG LICENSE PLATES.—

(a) The department shall develop a Gadsden Flag license plate as provided in this section and s. 320.08053. The design of the license plate must replicate the color, layout, and design of the Gadsden Flag. The word “Florida” must appear at the top of the plate, and the words “Don’t Tread on Me” must appear at the bottom of the plate.

(b) The annual use fees shall be distributed to the Florida Veterans Foundation, a direct-support organization of the Department of Veterans’ Affairs, and must be used to benefit veterans. Up to 10 percent of the proceeds may be used for continuing promotion and marketing of the license plate.

(93) AMERICA THE BEAUTIFUL LICENSE PLATES.—

(a) The department shall develop an America the Beautiful license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “America the Beautiful” must appear at the bottom of the plate.

(b) The annual use fees from the plate must be distributed to the America the Beautiful Fund as follows: 10 percent to offset administrative costs, marketing, and promotion of the plate and 90 percent for projects and programs teaching character, leadership, and service to Florida youth; the provision of supportive services and assistance to members of the military community; outdoor education advancing the

ideal of self-sufficiency; wildlife conservation, including imperiled and managed species; the maintenance of historic or culturally important sites, buildings, structures, or objects; and the development and modification of playgrounds, recreational areas, or other outdoor amenities, including disability access.

(94) EXPLORE OFF ROAD FLORIDA LICENSE PLATES.—

(a) The department shall develop an Explore Off Road Florida license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Explore Off Road” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Florida Off Road Foundation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the funds may be used for marketing of the plate, costs directly associated with creation of the plate, and administrative costs related to distribution of proceeds, including annual audit services and compliance affidavit costs. The remainder of the funds shall be used by the Florida Off Road Foundation, Inc., to fund qualified nonprofit organizations that protect and preserve Florida’s natural off-road habitat; educate Floridians about responsible use of the off-road environment; support civilian volunteer programs to promote the use of off-road vehicles to assist law enforcement in situations such as search and rescue; support organized cleanups, trail maintenance, and restoration; or preserve Florida’s off-road culture.

(95) AMERICAN EAGLE LICENSE PLATES.—

(a) The department shall develop an American Eagle license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “In God We Trust” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the American Eagle Foundation for deposit in the foundation’s national endowment fund. Up to 10 percent of the funds received may be used for administrative costs and marketing of the plate. The American Eagle Foundation shall use the remainder of the proceeds to fund public education programs, rescue and care programs, and other conservation efforts in Florida that benefit bald eagles.

(96) GUARDIAN AD LITEM LICENSE PLATES.—

(a) The department shall develop a Guardian Ad Litem license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Heartfelt Child Advocacy” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Florida Guardian Ad Litem Foundation, Inc., a direct-support organization and a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds may be used for administrative costs and the marketing of the plate. The remainder of the proceeds must be used in this state to support the mission and efforts of the statewide Guardian Ad Litem Program to represent abused, abandoned, and neglected children and advocate for their best interests; recruit and retain volunteer child advocates; and meet the unique needs of the dependent children the program serves.

(97) JUMBO SHRIMP LICENSE PLATES.—

(a) The department shall develop a Jumbo Shrimp license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Jumbo Shrimp” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to St. Johns Riverkeeper, Inc., a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used by St. Johns Riverkeeper, Inc., for programs and activities related to fulfilling its mission to protect and restore the health of the St. Johns River.

(98) THANK A LINEMAN LICENSE PLATES.—

(a) The department shall develop a Thank a Lineman license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Thank a Lineman” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Lake-Sumter State College Foundation, Inc., a nonprofit Florida corporation under s. 501(c)(3) of the Internal Revenue Code, to fund scholarships for students enrolled in the Electrical Distribution Technology Program at Lake-Sumter State College. Up to 10 percent of the funds received by the Lake-Sumter State College Foundation, Inc., may be used for marketing of the plate and costs directly associated with the administration of the foundation.

(99) BEST BUDDIES LICENSE PLATES.—

(a) The department shall develop a Best Buddies license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the term “BestBuddies.org” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Best Buddies International, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, which may use up to 10 percent of the fees for administrative costs and marketing of the plate. The balance of the fees shall be used by Best Buddies International, Inc., to create opportunities for one-to-one friendships, integrated employment, leadership development, and inclusive living for individuals with intellectual and developmental disabilities.

(100) UNIVERSITY OF GEORGIA LICENSE PLATES.—

(a) The department shall develop a University of Georgia license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “The University of Georgia” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed annually as follows:

1. Up to 10 percent of the moneys raised from the sale of the plates may be used for continuing marketing and promotion of the plates by the Georgia Bulldog Club of Jacksonville.

2. In each school district that has a district prekindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of University of Georgia license plates must be distributed to the foundation or organization for enhancing educational programs.

3. In each school district that does not have a district prekindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of University of Georgia license plates must be distributed to the district school board and must be used at the discretion of the board for enhancing educational programs.

(101) ETHICAL ECOTOURISM LICENSE PLATES.—

(a) The department shall develop an Ethical Ecotourism license plate as provided in this section and s. 320.08053. The word “Florida” must appear at the top of the plate, and words that are approved by the department must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed equally between the Florida Society for Ethical Ecotourism and Paddle Florida, Inc., each of which may use up to 10 percent of such proceeds for administrative costs and the marketing of the plate. The remaining proceeds must be used by the Florida Society for Ethical Ecotourism to provide environmental education and awareness that encourage behaviors that contribute to the sustainability of Florida’s natural ecosystems and resources, and by Paddle Florida, Inc., to raise awareness about water conservation, wildlife preservation, restoration of springs, and protection of waterways in this state.

(102) FLORIDA BAY FOREVER LICENSE PLATES.—

(a) The department shall develop a Florida Bay Forever license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Florida Bay Forever” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Florida National Park Association, Inc., which may use up to 10 percent of the proceeds for administrative costs and marketing of the plate. All remaining proceeds shall be used to supplement the Everglades National Park’s budgets and to support educational, interpretive, historical, and scientific research relating to the Everglades National Park.

(103) BONEFISH AND TARPON TRUST LICENSE PLATES.—

(a) The department shall develop a Bonefish and Tarpon Trust license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Bonefish and Tarpon Trust” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Bonefish and Tarpon Trust, which may use up to 10 percent of the proceeds to promote and market the license plate. All remaining proceeds shall be used to conserve and enhance Florida bonefish and tarpon fisheries and their respective environments through stewardship, research, education, and advocacy.

(104) COASTAL CONSERVATION ASSOCIATION LICENSE PLATES.—

(a) The department shall develop a Coastal Conservation Association license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Conserve Florida’s Fisheries” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Coastal Conservation Association Florida, a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to be used as follows:

1. Up to 10 percent of the proceeds may be used for administrative costs and to promote and market the plate.

2. The remainder of the proceeds shall be used to support the mission and efforts of Coastal Conservation Association Florida for habitat enhancement and restoration, saltwater fisheries conservation, and education; to advise the public on the conservation of marine resources; and to promote and enhance the present and future availability of those coastal resources for the benefit and enjoyment of the general public.

(105) JOHNSON AND WALES UNIVERSITY LICENSE PLATES.—

(a) The department shall develop a Johnson and Wales University license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, the words “Johnson and Wales University” must appear at the bottom of the plate, and the official Johnson and Wales University logo must appear on the left side of the plate.

(b) The license plate annual use fees shall be distributed to Johnson and Wales University-North Miami, which may use up to 10 percent of the proceeds to promote and market the plate. The remainder of the proceeds shall be used by Johnson and Wales University-North Miami, a Johnson and Wales University organization under s. 501(c)(3) of the Internal Revenue Code, to fund its charitable activities, including, but not limited to, student need-based scholarships.

(106) FLORIDA STANDS WITH ISRAEL LICENSE PLATES.—

(a) The department shall develop a Florida Stands with Israel license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Florida Stands with Israel” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed to the Hatzalah of Miami-Dade, Inc., to be used as follows:

1. Ten percent must be used solely for the promotion and marketing of the plate.

2. Ninety percent must be used by Hatzalah of Miami-Dade, Inc., to assist in training and deploying first responders to expedite emergency response.

(107) GIVE KIDS THE WORLD LICENSE PLATES.—

(a) The department shall develop a Give Kids The World license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Give Kids The World” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Give Kids The World, Inc., a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used by Give Kids The World, Inc., to support their mission of providing week-long, cost-free vacations to children with critical illnesses and their families.

(108) MARINE CORPS LEAGUE LICENSE PLATES.—

(a) The department shall develop a Marine Corps League license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top center of the plate, and the words “Marine Corps League” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to the Marine Corps League, Inc., Department of Florida as follows:

1. Up to 10 percent of the proceeds may be used for administrative costs and to promote and market the plate.

2. At least 15 percent shall be distributed to the Operations and Maintenance Trust Fund within the Department of Veterans’ Affairs to be used to support program operations that benefit veterans or the operation, maintenance, or construction of domiciliary and nursing homes for veterans, subject to the requirements of chapter 216.

3. At least 40 percent shall be distributed to the Marine Corps League John Piazza Memorial Scholarship Fund to fund scholarships and assist Marine Corps Junior ROTC and Young Marine programs in this state.

4. At least 20 percent shall support the Marine Corps League efforts in disaster relief, aiding and rendering assistance to all Marines and former Marines and to their widows and orphans in this state.

5. At least 15 percent shall be distributed to the Injured Warriors Fund of Florida to assist those warriors injured in combat residing in this state.

(109) K9S UNITED LICENSE PLATES.—

(a) The department shall develop a K9s United license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “K9s United” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to K9s United, Inc., a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to 10 percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used by K9s United, Inc., to support K9 units throughout the state.

(110) FLORIDA NATIVE LICENSE PLATES.—

(a) The department shall develop a Florida Native license plate as provided in this section and s. 320.08053. The word “Florida” must appear at the top of the plate, and the word “Native” must appear at the

bottom of the plate. The plate must contain a camouflage background including leaves, flowers, or fronds of a minimum of five different Florida native plants.

(b)1. The department shall retain all annual use fees from the sale of the plate until all startup costs for developing and issuing the plate have been recovered.

2. Thereafter, the annual use fees from the sale of the plate shall be distributed to the Florida Native Plant Society, a Florida nonprofit corporation, which may use a maximum of 10 percent of the fees for administrative costs and to market and promote the plate. The balance of the fees shall be used by the Florida Native Plant Society to fulfill the mission of the Florida Native Plant Society, which is to restore and preserve native Florida plants on private and public lands through grants, education, and community projects.

(111) UNIVERSITY OF ALABAMA LICENSE PLATES.—

(a) The department shall develop a University of Alabama license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Roll Tide” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed annually as follows:

1. Up to 10 percent of the moneys raised from the sale of the plates may be used for continuing marketing and promotion of the plates by the Pensacola Bama Club.

2. In each school district that has a district prekindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of University of Alabama license plates must be distributed to the foundation or organization for enhancing educational programs.

3. In each school district that does not have a district prekindergarten through grade 12 public school foundation or a direct-support organization, the moneys raised in that school district through the sale of University of Alabama license plates must be distributed to the district school board and must be used at the discretion of the board for enhancing educational programs.

Section 9. Paragraph (b) of subsection (1) of section 320.08062, Florida Statutes, is amended to read:

320.08062 Audits and attestations required; annual use fees of specialty license plates.—

(1)

(b) Any organization not subject to audit pursuant to s. 215.97 shall annually attest, under penalties of perjury, that such proceeds were used in compliance with ss. 320.08056 and 320.08058. The attestation shall be made annually in a form and format determined by the department. In addition, the department shall audit any such organization every 3 years to ensure proceeds have been used in compliance with ss. 320.08056 and 320.08058.

Section 10. Paragraph (b) of subsection (4) of section 320.08068, Florida Statutes, is amended to read:

320.08068 Motorcycle specialty license plates.—

(4) A license plate annual use fee of \$20 shall be collected for each motorcycle specialty license plate. Annual use fees shall be distributed as follows:

(b) Twenty percent to *Preserve Vision* ~~Prevent Blindness~~ Florida.

Section 11. Subsections (5), (6), and (7) of section 320.0807, Florida Statutes, are amended to read:

320.0807 Special license plates for Governor and federal and state legislators.—

(5) Upon application by any current or former President of the Senate and payment of the fees prescribed by s. 320.0805, the department may issue a license plate stamped “Senate President” followed by the number assigned by the department or chosen by the applicant if it is not already in use. Upon application by any current or former Speaker of the House of Representatives and payment of the fees prescribed by s. 320.0805, the department may issue a license plate stamped “House Speaker” followed by the number assigned by the department or chosen by the applicant if it is not already in use. The applicant must have served as President of the Senate or Speaker of the House of Representatives prior to January 1, 2021.

(6)(a) Upon application by any ~~former member of Congress~~ or former member of the state Legislature, payment of the fees prescribed by s. 320.0805, and payment of a one-time fee of \$500, the department may issue a former ~~member of Congress~~, state senator, or state representative a license plate stamped ~~“Retired Congress,”~~ “Retired Senate;” or “Retired House,” as appropriate, for a vehicle owned by the former member.

(b) To qualify for a ~~Retired Congress~~, Retired Senate, or Retired House prestige license plate, a former member must have served at least 4 years as a ~~member of Congress~~, state senator, or state representative, respectively, and must have served at least 2 years as a state senator or a state representative prior to January 1, 2021.

(c) Four hundred fifty dollars of the one-time fee collected under paragraph (a) shall be distributed to the account of the direct-support organization established pursuant to s. 272.136 and used for the benefit of the Florida Historic Capitol Museum, and the remaining \$50 shall be deposited into the Highway Safety Operating Trust Fund.

(7) The department may create a unique plate design for plates to be used by members or former members of the Legislature ~~or Congress~~ as provided in subsections (2), (5), and (6).

Section 12. Section 320.0875, Florida Statutes, is created to read:

320.0875 Purple Heart special motorcycle license plate.—

(1) Upon application to the department and payment of the license tax for the motorcycle as provided in s. 320.08, a resident of the state who owns or leases a motorcycle that is not used for hire or commercial use shall be issued a Purple Heart special motorcycle license plate if he or she provides documentation acceptable to the department that he or she is a recipient of the Purple Heart medal.

(2) The Purple Heart special motorcycle license plate shall be stamped with the term “Combat-wounded Veteran” followed by the serial number of the license plate. The Purple Heart special motorcycle license plate may have the term “Purple Heart” stamped on the plate and the likeness of the Purple Heart medal appearing on the plate.

Section 13. Paragraphs (b) and (c) of subsection (1) of section 320.089, Florida Statutes, are redesignated as paragraphs (c) and (d), respectively, paragraph (a) of that subsection is amended, and a new paragraph (b) is added to that subsection, to read:

320.089 Veterans of the United States Armed Forces; members of National Guard; survivors of Pearl Harbor; Purple Heart medal recipients; *Bronze Star recipients*; active or retired United States Armed Forces reservists; Combat Infantry Badge, Combat Medical Badge, or Combat Action Badge recipients; Combat Action Ribbon recipients; Air Force Combat Action Medal recipients; Distinguished Flying Cross recipients; former prisoners of war; Korean War Veterans; Vietnam War Veterans; Operation Desert Shield Veterans; Operation Desert Storm Veterans; Operation Enduring Freedom Veterans; Operation Iraqi Freedom Veterans; Women Veterans; World War II Veterans; and Navy Submariners; special license plates; fee.—

(1)(a) Each owner or lessee of an automobile or truck for private use or recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use, who is a resident of the state and a veteran of the United States Armed Forces, a Woman Veteran, a World War II Veteran, a Navy Submariner, an active or retired member of the Florida National Guard, a survivor of the attack on Pearl Harbor, a recipient of the Purple Heart medal, a recipient of the *Bronze Star*, an active or retired member of any branch of the United States Armed

Forces Reserve, or a recipient of the Combat Infantry Badge, Combat Medical Badge, Combat Action Badge, Combat Action Ribbon, Air Force Combat Action Medal, or Distinguished Flying Cross, upon application to the department, accompanied by proof of release or discharge from any branch of the United States Armed Forces, proof of active membership or retired status in the Florida National Guard, proof of membership in the Pearl Harbor Survivors Association or proof of active military duty in Pearl Harbor on December 7, 1941, proof of being a Purple Heart medal recipient, *proof of being a Bronze Star recipient*, proof of active or retired membership in any branch of the United States Armed Forces Reserve, or proof of membership in the Combat Infantrymen's Association, Inc., proof of being a recipient of the Combat Infantry Badge, Combat Medical Badge, Combat Action Badge, Combat Action Ribbon, Air Force Combat Action Medal, or Distinguished Flying Cross, and upon payment of the license tax for the vehicle as provided in s. 320.08, shall be issued a license plate as provided by s. 320.06 which, in lieu of the serial numbers prescribed by s. 320.06, is stamped with the words "Veteran," "Woman Veteran," "WWII Veteran," "Navy Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-wounded veteran," "Bronze Star," "U.S. Reserve," "Combat Infantry Badge," "Combat Medical Badge," "Combat Action Badge," "Combat Action Ribbon," "Air Force Combat Action Medal," or "Distinguished Flying Cross," as appropriate, and a likeness of the related campaign medal or badge, followed by the serial number of the license plate. Additionally, the Purple Heart plate may have the words "Purple Heart" stamped on the plate and the likeness of the Purple Heart medal appearing on the plate.

(b) *The military members listed in paragraph (a) are eligible to be issued special veteran's motorcycle license plates. The veteran's motorcycle license plate design shall be the same as the design for the motor vehicle "Veteran" and "Woman Veteran" special license plate. The word "Veteran" or "Woman Veteran" shall be displayed at the bottom of the motorcycle license plate.*

Section 14. Subsection (3) of section 320.0891, Florida Statutes, is amended to read:

320.0891 U.S. Paratroopers license plate.—

(3) Each owner or lessee of an automobile or truck for private use, truck weighing not more than 7,999 pounds, or recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not used for hire or commercial use, who is a resident of this state and who meets the qualifications contained in subsection (2) shall, upon application therefor to the department, with the payment of the taxes and fees described in subsection (5), be issued a U.S. Paratroopers license plate. Each application must be accompanied by proof that the applicant has been decorated as a parachutist, ~~or~~ has completed the U.S. Army Jump School, or has completed U.S. Army Air Assault School.

Section 15. Paragraph (b) of subsection (3) and paragraph (a) of subsection (4) of section 320.0894, Florida Statutes, are amended to read:

320.0894 Motor vehicle license plates to Gold Star family members.—The department shall develop a special license plate honoring the family members of servicemembers who have been killed while serving in the Armed Forces of the United States. The license plate shall be officially designated as the Gold Star license plate and shall be developed and issued as provided in this section.

(3)

(b) The surviving spouse and a surviving parent meeting the requirements in subsection (4) shall each, upon application therefor, be issued the Gold Star license plate for *up to three vehicles* ~~one vehicle~~ per household free of charge. Renewal decals for the plate issued under this paragraph shall be issued at no cost.

(4)(a)1.a. The Gold Star license plate shall be issued only to family members of a servicemember *killed while serving in the Armed Forces of the United States* ~~who resided in Florida at the time of the death of the servicemember~~.

b. Any family member, as defined in subparagraph 2., of a servicemember killed while serving may be issued a Gold Star license plate upon payment of the license tax and appropriate fees as provided in

paragraph (3)(a) ~~without regard to the state of residence of the servicemember~~.

2. To qualify for issuance of a Gold Star license plate, the applicant must be directly related to a fallen servicemember as spouse, legal mother or father, stepparent, parent through adoption, foster parent, grandparent, child, stepchild, adopted child, brother, sister, half brother, or half sister of the fallen servicemember.

3. A servicemember is deemed to have been killed while in service as listed by the United States Department of Defense and may be verified from documentation directly from the Department of Defense or from its subordinate agencies, such as the Coast Guard, Reserve, or National Guard.

Section 16. Except as otherwise expressly provided in this act, this act shall take effect October 1, 2020, but only if HB 387 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; authorizing election of a permanent registration period for certain vehicles if certain conditions are met; providing an exception to the design of dealer license plates; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising presale requirements for issuance of a specialty license plate; amending s. 320.08056, F.S.; allowing the department to authorize dealer and fleet specialty license plates; providing requirements for such plates; deleting provisions relating to annual use fees for certain specialty license plates; revising provisions for discontinuing issuance of a specialty license plate; revising provisions relating to expenditure of annual use fees and interest earned therefrom; prohibiting annual use fees received by any entity from being used for certain purposes; requiring the department, in cooperation with independent colleges and universities, to create a standard template specialty license plate for each independent college or university for use in lieu of certain specialty license plates; providing for distribution and use of annual use fees collected from the sale of the plates; providing requirements for meeting the license plate sales threshold and determining the license plate limit; requiring standard template specialty license plates to be ordered from the department; requiring that certain documentation be on file with the department prior to the development of certain license plates; providing requirements for issuance of presale vouchers for out-of-state college or university license plates; amending s. 320.08058, F.S.; revising the design of and distribution of proceeds from the Special Olympics Florida specialty license plate; deleting certain specialty license plates; revising the distribution of annual use fees for certain specialty license plates; directing the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; amending s. 320.0807, F.S.; revising provisions relating to special license plates for certain federal and state legislators; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for the design and issuance of special veteran's motorcycle license plates; amending s. 320.0891, F.S.; revising eligibility requirements for the U.S. Paratroopers license plate; amending s. 320.0894, F.S.; revising requirements for eligibility for and issuance of the Gold Star license plate; providing contingent effective dates.

Senator Thurston moved the following amendment to **Amendment 1 (464008)** which failed:

Amendment 1A (290616) (with title amendment)—Between lines 215 and 216 insert:

(c) Pursuant to paragraph (b), the department shall maintain a waiting list of new specialty license plates in sequential order which have been approved by the Legislature pursuant to this section. The following specialty license plates, in sequential order, are approved for design and issuance as plates are discontinued pursuant to paragraph (b), not to exceed 150 plates:

1. *Divine Nine license plates.*—

a. The *Divine Nine* license plate must bear the colors and design approved by the department and must include the official logo as appropriate for each organization. The word “Florida” must appear at the top of the plate, and the word “Divine” must appear at the bottom of the plate.

b. The annual use fees from the sale of the plate shall be distributed as follows:

(I) Five percent of the proceeds shall be distributed to the United Negro College Fund, Inc., for college scholarships for Florida residents attending Florida’s historically black colleges and universities.

(II) The remaining 95 percent of the proceeds shall be distributed to one of the following organizations as selected by the purchaser of the plate who shall receive a license plate with the design associated with the appropriate recipient organization:

(A) *Alpha Phi Alpha Fraternity, Inc.*

i Eighty-five percent shall be distributed to the Florida Federation of Alpha Chapters, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Florida Federation of Alpha Chapters, Inc., solely for the marketing of the plate.

(B) *Alpha Kappa Alpha Sorority, Inc.*

i Eighty-five percent shall be distributed to the Alpha Kappa Alpha Educational Advancement Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Alpha Kappa Alpha Educational Advancement Foundation, Inc., solely for the marketing of the plate.

(C) *Kappa Alpha Psi Fraternity, Inc.*

i Eighty-five percent shall be distributed to the Southern Province of Kappa Alpha Psi Fraternity, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Southern Province of Kappa Alpha Psi Fraternity, Inc., solely for the marketing of the plate.

(D) *Omega Psi Phi Fraternity, Inc.*

i Eighty-five percent shall be distributed to the State of Florida Omega Friendship Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the State of Florida Omega Friendship Foundation, Inc., solely for the marketing of the plate.

(E) *Delta Sigma Theta Sorority, Inc.*

i Eighty-five percent shall be distributed to the Delta Research and Educational Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Delta Research and Educational Foundation, Inc., solely for the marketing of the plate.

(F) *Phi Beta Sigma Fraternity, Inc.*

i Eighty-five percent shall be distributed to the TMB Charitable Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the TMB Charitable Foundation, Inc., solely for the marketing of the plate.

(G) *Zeta Phi Beta Sorority, Inc.*

i Eighty-five percent shall be distributed to the Florida Pearls, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Florida Pearls, Inc., solely for the marketing of the plate.

(H) *Sigma Gamma Rho Sorority, Inc.*

i Eighty-five percent shall be distributed to the Sigma Gamma Rho Sorority National Education Fund, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the Sigma Gamma Rho Sorority National Education Fund, Inc., solely for the marketing of the plate.

(I) *Iota Phi Theta Fraternity, Inc.*

i Eighty-five percent shall be distributed to the National Iota Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

ii Ten percent shall be distributed to the National Iota Foundation, Inc., solely for the marketing of the plate.

2. *Palm Beach Zoo and Conservation Society license plates.*—

a. The Palm Beach Zoo and Conservation Society license plates must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Palm Beach Zoo and Conservation Society” must appear at the bottom of the plate.

b. The license plate annual use fees shall be distributed to the Palm Beach Zoo and Conservation Society to fund educational programs for students in pre-K through grade 12, conservation projects to protect endangered or threatened species, and services for the health and welfare of animals in the zoo’s care. The Palm Beach Zoo and Conservation Society may retain all revenue from the annual use fees until all startup costs for developing and establishing the plate have been recovered. Thereafter, up to 10 percent of the annual use fee revenue may be used for promotion and marketing of the specialty license plate and administrative costs directly associated with the programs of the society and the specialty license plate.

3. *Solar Power license plates.*—

a. The Solar Power license plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Powered by the Sun” must appear at the bottom of the plate.

b. The annual fees from the sale of the plate must be distributed to the Florida Solar Energy Research and Education Foundation, Inc., a nonprofit Florida corporation under s. 501(c)(3) of the Internal Revenue Code, to fund programs which support greater employment opportunities and job training programs that promote the growth of the solar energy industry in Florida. Up to 10 percent of the proceeds may be used for administrative costs and to promote and market the plate.

4. *Morehouse College license plates.*—

a. The Morehouse College license plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Morehouse College” must appear at the bottom of the plate.

b. The annual use fees from the sale of the plate shall be distributed to the Morehouse College Alumni Association of Broward County, which must use the proceeds for the purpose of awarding scholarships to

Florida residents attending Morehouse College. The proceeds must be deposited in the endowment required in s. 320.08056(12). Students receiving these scholarships must be eligible for the Florida Bright Futures Scholarship Program pursuant to s. 1009.531 and shall use the scholarship funds for tuition and other expenses related to attending Morehouse College.

5. Margaritaville license plates.—

a. The Margaritaville license plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the word “Margaritaville” must appear at the bottom of the plate.

b. The annual use fees must be distributed to the SFC Charitable Foundation, Inc., a Florida nonprofit corporation doing business as the Singing for Change Foundation, to fund its activities, programs, and projects. The Singing for Change Foundation shall retain all revenue from the annual use fees until all startup costs for developing and establishing the plate have been recovered.

c. Thereafter, the annual use fees shall be distributed as follows:

(I) Up to 10 percent of the annual use fee revenue may be used for administration, promotion, and marketing of the specialty license plate.

(II) The remaining proceeds must be used by the Singing for Change Foundation for its educational, economic, and cultural programs that assist local communities impacted by natural and manmade disasters with recovery, rebuilding, and future sustainability efforts, and that promote and inspire local grassroots leadership that works to improve the quality of life in those communities and other communities in this state.

And the title is amended as follows:

Delete line 1519 and insert: plate; requiring the department to maintain a waiting list of new specialty license plates; providing that specified specialty license plates are approved for design and issuance; amending s. 320.08056, F.S.; allowing the

Senator Thurston moved the following amendment to **Amendment 1 (464008)**:

Amendment 1B (409002) (with directory amendment)—Between lines 1301 and 1302 insert:

(112) DIVINE NINE LICENSE PLATES.—

(a) The department shall develop a Divine Nine license plate as provided in this section and s. 320.08053 for each of the organizations listed in sub-subparagraphs 2.a.-i. The plate must bear the colors and design approved by the department, and must include the official logo as appropriate for each organization. The word “Florida” must appear at the top of the plate, and the word “Divine” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed as follows:

1. Five percent of the proceeds shall be distributed to the United Negro College Fund, Inc., for college scholarships for Florida residents attending Florida’s historically black colleges and universities.

2. The remaining 95 percent of the proceeds shall be distributed to one of the following organizations as selected by the purchaser of the plate who shall receive a license plate with the design associated with the appropriate recipient organization:

a. Alpha Phi Alpha Fraternity, Inc.

(I) Eighty-five percent shall be distributed to the Florida Federation of Alpha Chapters, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Florida Federation of Alpha Chapters, Inc., solely for the marketing of the plate.

b. Alpha Kappa Alpha Sorority, Inc.

(I) Eighty-five percent shall be distributed to the Alpha Kappa Alpha Educational Advancement Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Alpha Kappa Alpha Educational Advancement Foundation, Inc., solely for the marketing of the plate.

c. Kappa Alpha Psi Fraternity, Inc.

(I) Eighty-five percent shall be distributed to the Southern Province of Kappa Alpha Psi Fraternity, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Southern Province of Kappa Alpha Psi Fraternity, Inc., solely for the marketing of the plate.

d. Omega Psi Phi Fraternity, Inc.

(I) Eighty-five percent shall be distributed to the State of Florida Omega Friendship Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the State of Florida Omega Friendship Foundation, Inc., solely for the marketing of the plate.

e. Delta Sigma Theta Sorority, Inc.

(I) Eighty-five percent shall be distributed to the Delta Research and Educational Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Delta Research and Educational Foundation, Inc., solely for the marketing of the plate.

f. Phi Beta Sigma Fraternity, Inc.

(I) Eighty-five percent shall be distributed to the TMB Charitable Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the TMB Charitable Foundation, Inc., solely for the marketing of the plate.

g. Zeta Phi Beta Sorority, Inc.

(I) Eighty-five percent shall be distributed to the Florida Pearls, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Florida Pearls, Inc., solely for the marketing of the plate.

h. Sigma Gamma Rho Sorority, Inc.

(I) Eighty-five percent shall be distributed to the Sigma Gamma Rho Sorority National Education Fund, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the Sigma Gamma Rho Sorority National Education Fund, Inc., solely for the marketing of the plate.

i. Iota Phi Theta Fraternity, Inc.

(I) Eighty-five percent shall be distributed to the National Iota Foundation, Inc., to promote community awareness and action through educational, economic, and cultural service activities within this state.

(II) Ten percent shall be distributed to the National Iota Foundation, Inc., solely for the marketing of the plate.

And the directory clause is amended as follows:

Delete line 450 and insert: new subsections (80) through (112) are added to that section, to

On motion by Senator Bean, further consideration of **HB 1135** with pending **Amendment 1 (464008)** and **Amendment 1B (409002)** was deferred.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 7:00 p.m.

Consideration of **CS for CS for SB 414** was deferred.

SB 836—A bill to be entitled An act relating to funds for the operation of schools; amending s. 1011.62, F.S.; revising the annual allocation to school districts to include an additional calculation of full-time equivalent membership for students who earn a College Board Advanced Placement Capstone Diploma; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 836** pursuant to Rule 3.11(3), there being no objection, **HB 641** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Simmons, the rules were waived and—

HB 641—A bill to be entitled An act relating to articulated acceleration mechanisms in education; amending s. 1007.27, F.S.; removing a limitation on the number of semester credit hours a student may be awarded in certain programs; amending s. 1011.62, F.S.; revising the annual allocation to school districts to include an additional calculation of full-time equivalent membership for students who earn a College Board Advanced Placement Capstone Diploma beginning in a specified fiscal year; providing an effective date.

—a companion measure, was substituted for **SB 836** and read the second time by title.

On motion by Senator Simmons, further consideration of **HB 641** was deferred.

Consideration of **CS for CS for CS for SB 230** and **SB 7060** was deferred.

The Senate resumed consideration of—

CS for HB 7067—A bill to be entitled An act relating to K-12 scholarship programs; amending s. 1002.394, F.S.; revising initial scholarship eligibility criteria for the Family Empowerment Scholarship Program; establishing a priority order for award of a scholarship that includes an adjusted maximum eligible household income level that is increased in specified circumstances; requiring the Department of Education to maintain and publish a list of nationally norm-referenced tests and to establish deadlines for lists of eligible students, applications, and notifications; requiring a private school to report scores to a state university by a specified date; requiring parents to annually renew participation in the program; requiring an eligible nonprofit scholarship-funding organization to award scholarships in priority order and implement deadlines; requiring, rather than authorizing, an annual specified increase in the maximum number of students participating in the scholarship program; amending s. 1002.395, F.S.; revising eligibility criteria for the Florida Tax Credit Scholarship Program and applying the criteria only to initial eligibility; requiring that priority be given to students whose household income levels do not exceed a specified amount or who are in foster care or out-of-home care; requiring scholarship-funding organizations to prioritize renewal scholarships over initial scholarships; requiring a scholarship-funding organization to refer students who did not receive a scholarship because of lack of funds to another scholarship-funding organization; amending s. 1002.40, F.S.; requiring scholarship-funding organizations to use excess contributions

to fund scholarships for specified students under certain conditions; amending s. 1011.62, F.S.; revising funding calculations for certain student memberships; providing an effective date.

—which was previously considered this day. Pending **Amendment 1 (600908)** by Senator Lee was withdrawn.

Senator Lee moved the following amendment:

Amendment 2 (159850) (with title amendment)—Between lines 309 and 310 insert:

Section 4. Paragraph (c) of subsection (2) of section 1002.421, Florida Statutes, is amended, and paragraph (r) is added to subsection (1) of that section, to read:

1002.421 State school choice scholarship program accountability and oversight.—

(1) PRIVATE SCHOOL ELIGIBILITY AND OBLIGATIONS.—A private school participating in an educational scholarship program established pursuant to this chapter must be a private school as defined in s. 1002.01(2) in this state, be registered, and be in compliance with all requirements of this section in addition to private school requirements outlined in s. 1002.42, specific requirements identified within respective scholarship program laws, and other provisions of Florida law that apply to private schools, and must:

(r) Report to the department by October 1 of each year, in a format developed by the department, the following information for the preceding school year:

1. The total number of students enrolled in the school;
2. The number of students enrolled in the school who participated in a state school choice scholarship program under this chapter, indicating student participation in each scholarship program;
3. The number of students enrolled in the school who participated in a state school scholarship program under this chapter and also took courses through dual enrollment under chapter 1007 or a virtual school under this chapter, indicating student enrollment in such courses, either through dual enrollment or a virtual school, or both; and
4. The number of students by grade level who withdrew from enrollment in the school or transferred to another school, and the reason for such withdrawal or transfer.

The department shall suspend the payment of funds to a private school that knowingly fails to comply with this subsection, and shall prohibit the school from enrolling new scholarship students, for 1 fiscal year and until the school complies. If a private school fails to meet the requirements of this subsection or has consecutive years of material exceptions listed in the report required under paragraph (q), the commissioner may determine that the private school is ineligible to participate in a scholarship program.

(2) DEPARTMENT OF EDUCATION OBLIGATIONS.—

(c) Annually, by December 15, the department shall report to the Governor, the President of the Senate, and the Speaker of the House of Representatives a summary of the information required under paragraph (1)(r) and the department's ~~its~~ actions in implementing accountability in the scholarship programs under this section, any substantiated allegations or violations of law or rule by an eligible private school under this section, and the corrective action taken.

And the title is amended as follows:

Between lines 35 and 36 insert: s. 1002.421, F.S.; requiring the Department of Education to prepare a report that contains specified information by a certain date each year; requiring the Department of Education to submit a summary containing certain information to the Governor, the President of the Senate, and the Speaker of the House of Representatives; amending

On motion by Senator Diaz, further consideration of **CS for HB 7067** with pending **Amendment 2 (159850)** was deferred.

RECONSIDERATION OF BILL

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

CS for CS for HB 133—A bill to be entitled An act relating to towing and immobilizing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; authorizing local governments to enact rates to tow or immobilize vessels on private property and to remove and store vessels under specified circumstances; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties or municipalities from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators or towing businesses; defining the term “towing business”; providing exceptions; amending s. 323.002, F.S.; prohibiting counties or municipalities from adopting or maintaining in effect certain ordinances or rules that impose charges, costs, expenses, fines, fees, or penalties on registered owners, other legally authorized persons in control or the lienholder of a vehicle or vessel under certain conditions; providing an exception; prohibiting counties or municipalities from enacting certain ordinances or rules that require authorized wrecker operators to accept a specified form of payment; providing exceptions; providing applicability; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; revising the timeframe within which the notice of sale must be sent to certain entities; amending s. 715.07, F.S.; revising a requirement regarding notices and signs concerning the towing or removal of vehicles or vessels; prohibiting counties or municipalities from enacting certain ordinances or rules that require towing businesses to accept a specified form of payment; providing an effective date.

—failed to pass this day. The motion was adopted.

On motion by Senator Gruters, consideration of **CS for CS for HB 133** was deferred.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills remaining or temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Benacquisto, the rules were waived and a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Thursday, March 12, 2020.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, March 11, 2020: CS for CS for SB 422, CS for CS for SB 504, CS for CS for CS for SB 736, CS for SB 814, CS for CS for SB 852, CS for SB 880, SB 912, CS for CS for SB 1070, SB 1140, CS for CS for SB 1324, SB 1424, CS for CS for SB 1440, CS for CS for SB 1624, CS for SB 1672, CS for CS for SB 1802, SB 7064, HB 5301, HB 7049, SB 836, CS for CS for CS for SB 230.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

Pursuant to Rule 4.18 the Rules Chair submits the following bills to be placed on the Local Bill Calendar for Wednesday, March 11, 2020: HB 355, CS for HB 423, CS for HB 597, CS for HB 617, CS for CS for HB 925, CS for HB 927, HB 947, CS for HB 989, HB 1041, CS for HB 1215, CS for HB 1303, HB 1375, HB 1463, HB 1465.

Respectfully submitted,
Lizbeth Benacquisto Rules Chair

The Committee on Appropriations recommends the following pass: CS for HB 7097 with 1 amendment.

The bill was placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 255 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Antone—

CS for HB 255—A bill to be entitled An act relating to the Florida Commission on Human Relations; amending s. 760.03, F.S.; providing quorum requirements for the Commission on Human Relations and its panels; amending s. 760.065, F.S.; revising the number of persons the commission may recommend for the Florida Civil Rights Hall of Fame; amending s. 760.11, F.S.; requiring the commission to provide notice to an aggrieved person under specified circumstances; providing notice requirements; providing a limitation on the time a civil action may be filed after an alleged violation of the Florida Civil Rights Act; amending s. 760.29, F.S.; deleting a requirement that a facility or community that provides housing for older persons register with and submit a letter to the commission; amending s. 760.31, F.S.; conforming a provision; amending s. 760.60, F.S.; deleting the requirement for the commission or Attorney General to investigate a complaint of discrimination in evaluating an application for club membership; revising the length of time the commission or Attorney General has to resolve such a complaint; amending s. 112.31895, F.S.; revising the timeline relating to a complaint alleging a prohibited personnel action; deleting a requirement that the commission notify a complainant upon receipt of the complaint; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 529 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Webb, Donalds, Stark, Stevenson—

CS for HB 529—A bill to be entitled An act relating to insurance guaranty associations; amending s. 631.57, F.S.; revising the obligations of the Florida Insurance Guaranty Association, Incorporated, for policies covering condominium associations and homeowners' associations; revising the percentage limits on the emergency assessments levied against insurers by the Office of Insurance Regulation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 82.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 140.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 156.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 178.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 218.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 292.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 344.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 348.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 384.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 540.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 702.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 712.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 738.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 966 by the required constitutional two-thirds vote of the members voting.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 994.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1050.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1082.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 1092.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 1116 by the required constitutional three-fifths vote of the membership.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1118.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1276.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1326.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1344.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1392.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1414.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1466.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 1714.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1742.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1794.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 850564 and passed CS/HB 389, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 707914 and passed CS/CS/HB 607, as amended.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 10 was corrected and approved.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 6:36 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 12 or upon call of the President.