



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Simpson at 10:00 a.m. A quorum present—38:

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Excused: Senator Garcia; Senator Stargel periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Pastor Tom Holdcraft, St. Stephen Lutheran Church, Tallahassee:

God of all creation, we come to you in prayer today for we need guidance. We seek your guidance for we are a lost and broken people, a lost community in the wilderness trials and sufferings of temptations that lead us into disputes with one another and make us loyal to false gods. Yet, you walk with us and teach us to see you in one another and to experience you in nature. Lead us to work together in ways that build bridges and repair relationships. I call upon you to touch my lips with holy and purifying embers of coal. Create in me a clean heart, and do the same for each person in this room. Purify their tongues and create clean hearts in them.

Instill in us the same preferences for the poor that you have. Light up our hearts so that we are not bound by false things like money, power,

safety, and security, especially when it is at the expense of others. Deliver creativity in our government to work together to find common ground between sides and to promote, legislate, and pass laws for the common good—a common good which recognizes that you, O God, do not make distinctions between people. For your guidance and the will of your spirit reveals that when we make distinctions in our politics, we pit one against the other, and we hinder you, O God. In that case, we might even be found fighting against you, O God. Let it not be so.

We thank you, Creator of heaven and earth, for the heartbeat and breath you give us. We thank you for not giving up on us, for walking in the valley of the shadow of death with us, and for the awesome responsibility you have given to these in this room to pass healthy and just policy. Open us to offer the hand up to those who are hurting, keeping us mindful of the homeless and uninsured, those who seek meaningful work and livable wages, those hurt by gun violence and addiction, and mindful of those who live amid war.

Come, Lord God, have mercy on us and give blessing and strength to these in this room who can make positive differences right now and in the days that remain. Grant us courage to live according to your commandment to love God and love one another. May goodness, mercy, and love flow from you to us, in all we say and do. Amen.

PLEDGE

Senate Pages, Jacqueline Fake of Palm Beach; Davis Hattaway of Cocoa Beach; and Gregory Wareham of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Jones—

By Senator Jones—

SR 1956—A resolution recognizing February 24, 2022, as “FAMU Day” in Florida.

WHEREAS, Florida Agricultural and Mechanical University (FAMU), this state’s only public historically black college and university (HBCU) institution, was founded on October 3, 1887, named a land-grant institution in 1891, and designated a university in 1953, and

WHEREAS, academic components of the university consist of more than 95 undergraduate, graduate, postgraduate, and professional degree programs, 7 colleges, and 7 schools, including the Colleges of Agriculture and Food Sciences; Education; Engineering; Law; Pharmacy and Pharmaceutical Sciences; Science and Technology; and Social Sciences, Arts, and Humanities; and the Schools of Allied Health Sciences; Architecture and Engineering Technology; Business and Industry; the Environment; Graduate Studies and Research; Journalism and Graphic Communication; and Nursing, and

WHEREAS, under the leadership and commitment of President Larry Robinson, Ph.D., and the FAMU Board of Trustees, FAMU is dedicated to providing an exceptional student experience and remains the highest-ranked public HBCU for the third consecutive year, moving up 13 places to reach 104th in the nation and 13th on the list of top performers in social mobility, according to the *U.S. News & World Report* 2022 Best Colleges Ranking of Top Public Universities, and

WHEREAS, with more than 9,000 students, 80,000 alumni, and the top-ranked HBCU engineering program, the FAMU-FSU College of Engineering, FAMU is the leading provider of degrees to African-

American graduates in several disciplines at the baccalaureate, professional, and graduate levels, and

WHEREAS, during the 2021-2022 academic year, FAMU continues to elevate student success through retention, graduation rates, and degree productivity and in the 2020-2021 academic year awarded 2,098 degrees, and

WHEREAS, FAMU achieved its highest-ever total points under the Florida Board of Governors' Performance-Based Funding model, scoring 79, up from 73 in 2020, and

WHEREAS, the 2020-2021 FAMU Student Bar Association celebrated the 20th anniversary of the FAMU Law School with a student-led preservation initiative to rename Beggs Avenue as FAMU Law Lane, and

WHEREAS, with 14 National Collegiate Athletic Association (NCAA) programs, FAMU became the first team in 24 years in the Southwestern Athletic Conference (SWAC) to be selected for the NCAA Division I Football Championship Subdivision playoffs; six FAMU football players were named BOXTOROW All-Americans, the most of any HBCU in the nation; and FAMU earned national recognition by being ranked 25th in the CBS Week 11 Football Championship Subdivision Power Rankings, and

WHEREAS, FAMU Women's Volleyball Team won the 2021 SWAC Volleyball Tournament Championship and qualified for the 2021 NCAA Division I Women's Volleyball Championship for the first time in 12 years, and

WHEREAS, School of Journalism Professor Kenneth Jones released his third independent movie, "My Music," in honor of National Family Caregivers Month, which debuted at the 2019 Sedona Film Festival, and David Teek, a coordinator in the Office of Technology Transfer and Export Control, co-wrote and co-produced "Woman in Motion," which was screened for the National Aeronautics and Space Administration, and

WHEREAS, FAMU's Center for International Agricultural Trade Development Research and Training will help lead global efforts to advance production, handling, and consumption of fruits and vegetables as part of a 5-year initiative with the United States Agency for International Development's Feed the Future Innovation Lab for Horticulture, and

WHEREAS, FAMU has partnered with the Chevron Corporation and the Fab Foundation to create a digital fabrication lab at the FAMU Developmental Research School to foster student innovation, learning, and invention in the Tallahassee area, and

WHEREAS, since April 25, 2020, FAMU's free COVID-19 testing and vaccination site has served the Big Bend, addressing vaccine hesitancy and providing more than 550,000 tests and 23,000 vaccines, and workers at the site were collectively recognized as the *Tallahassee Democrat's* 2021 "Person of the Year," NOW, THEREFORE,

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

That February 24, 2022, is recognized as "FAMU Day" in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Ausley—

By Senator Ausley—

SR 1966—A resolution recognizing the Florida State University women's soccer team and congratulating the team on capturing the 2021 NCAA Division 1 National Championship after a remarkable season.

WHEREAS, the Florida State University women's soccer team defeated Brigham Young University in a shootout to win the 2021 NCAA Division 1 National Championship, and

WHEREAS, goalkeeper Cristina Roque had two saves during penalty shots to help decide the championship, and

WHEREAS, in that championship game, Florida State University held Brigham Young University, whose offense averaged 3.5 goals per game, scoreless through 110 minutes of play, and

WHEREAS, the Seminoles allowed just a single goal in the run of play throughout the NCAA tournament, and

WHEREAS, the Florida State University women's soccer team has appeared in 12 College Cups, including appearing in 8 of the last 11 years, and

WHEREAS, the 2021 NCAA tournament is Florida State University's 22nd consecutive tournament, and the Seminoles are one of only eight schools at the Division 1 level to post a streak of 20 consecutive NCAA tournament appearances, and

WHEREAS, to date, Florida State University has a record of 71-18-5 in the NCAA tournament, for a .782 winning percentage — the second-best of all time, and

WHEREAS, the 2021 National Championship game appearance was Florida State's third in the last 4 years, and fifth in the last 9 years, and

WHEREAS, Florida State University is one of just two schools to ever win three titles in an 8-year span, and

WHEREAS, the Seminoles now have the second-most NCAA titles in the history of the sport, and

WHEREAS, Head Coach Mark Krikorian is the fifth-winningest active college coach and has the second-highest winning percentage at .786, NOW, THEREFORE,

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

That the Florida State University women's soccer team is recognized and congratulated on capturing the 2021 NCAA Division 1 National Championship after a remarkable season.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida State University President Richard McCullough, Ph.D., Director of Athletics Michael Alford, Head Coach Mark Krikorian, the coaching staff, and the members of the Florida State University Seminoles women's soccer team as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL RECOGNITION

Senator Ausley recognized members and coaches of the Florida State University women's soccer team who were present in the gallery.

At the request of Senator Berman—

By Senator Berman—

SR 1994—A resolution recognizing the 117th anniversary of Rotary International.

WHEREAS, for 117 years, Rotary International, a worldwide non-political, nonreligious organization with a membership of more than 1.2 million business, professional, and community leaders, has provided humanitarian service, encouraged high ethical standards in all vocations, and helped to build goodwill and peace in the world, and

WHEREAS, the main objective of Rotary International is captured in the organization's motto, "Service Above Self," and is expressed through the work of more than 35,000 Rotary Clubs in more than 200 countries and geographical areas around the world as they provide service to their communities, workplaces, and the wider world, and

WHEREAS, Rotary International is an outgrowth of the Rotary Club of Chicago, founded by local attorney Paul Harris on February 23, 1905, and

WHEREAS, the Rotary Foundation, supported solely by voluntary contributions, is a nonprofit corporation that supports the efforts of Rotary International to achieve world understanding and peace through international humanitarian, educational, and cultural exchange programs, and

WHEREAS, the Rotary Foundation began as an endowment fund in 1917 at the suggestion of Rotary International's sixth president, Arch C. Klumph, to allow Rotary members "to do good in the world," and has grown from the first donation of \$26.50 by the Rotary Club of Kansas City to a fund of more than \$1 billion, and

WHEREAS, the Rotary Foundation has one of the largest and most prestigious international fellowship programs in the world, and

WHEREAS, Rotarians across Florida continue to strive for "service above self," NOW, THEREFORE,

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

That the 117th anniversary of Rotary International is recognized.

—was introduced, read, and adopted by publication.

At the request of Senator Baxley—

By Senator Baxley—

SR 1998—A resolution recognizing the Olympic achievements of Ocala athletes Erin Jackson, Brittany Bowe, and Joey Mantia.

WHEREAS, Erin Jackson, Brittany Bowe, and Joey Mantia, three world-class speed skaters from Ocala, represented the United States at the 2022 Winter Olympics in Beijing, China, with Erin Jackson bringing home a gold medal and Brittany Bowe and Joey Mantia bringing home bronze medals, and

WHEREAS, because Ocala has no ice rink, all three started out as inline skaters on the speed inline team coached by Renee Hildebrand before moving on to speed skating on the ice, and

WHEREAS, the three speed skaters also competed for the United States in the 2018 Winter Olympics in PyeongChang, South Korea, with Bowe bringing home a bronze medal in the women's team pursuit event, and

WHEREAS, Erin Jackson, who also competes in roller derby with the Jacksonville RollerGirls of the Women's Flat Track Derby Association, is a world-champion inline skater who was named United States Olympic Committee Female Athlete of the Year for Roller Sports in 2012 and 2013 before making the transition to competing on the ice in 2016, and

WHEREAS, Erin Jackson claimed a spot on Team USA for the 2018 Winter Olympics after only 4 months of experience racing on the ice, and

WHEREAS, Erin Jackson won the gold medal in the women's 500-meter speed skating event in Beijing, becoming the first African-American woman ever to win a medal in speed skating and the first American woman to win Olympic gold in speed skating since 2002, and

WHEREAS, like her teammate and friend Erin Jackson, Brittany Bowe first made her mark as a world-champion inline skater before making the transition to racing on the ice and moving to Salt Lake City, Utah, to train in 2010, and

WHEREAS, at the 2022 Team USA trials, Brittany Bowe gave up her spot in the 500-meter speed skating event so that Erin Jackson, who slipped in her race at the trials and barely missed qualifying, could make the roster, and

WHEREAS, Brittany Bowe was one of two athletes chosen to carry the American flag in the 2022 Olympic opening ceremonies and went on

to compete in the 500-, 1,000-, and 1,500-meter events in Beijing, winning a bronze medal in the 1,000-meter event, and

WHEREAS, Joey Mantia started skating on roller blades at the local indoor skating rink and first learned about speed skating by watching inline skating practice at the rink, going on to win a string of inline racing world championships and set numerous world records, and

WHEREAS, Joey Mantia switched to racing on the ice in 2010 and moved to Salt Lake City to train, and

WHEREAS, Joey Mantia represented Team USA at the 2014 Winter Olympics in Sochi, Russia, and at the 2018 Winter Olympics in PyeongChang, South Korea, before traveling with Team USA to the 2022 Winter Olympics in Beijing, and

WHEREAS, Joey Mantia won his first Olympic medal by claiming the bronze in the men's team pursuit in Beijing days before narrowly missing out on a medal in the mass start event, and

WHEREAS, Erin Jackson, Brittany Bowe, and Joey Mantia demonstrated outstanding athletic ability and sportsmanship in the 2022 Winter Olympics and should be applauded as exemplary Floridians, NOW, THEREFORE,

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

That Ocala athletes Erin Jackson, Brittany Bowe, and Joey Mantia are recognized for their achievements as world-class athletes and role models.

BE IT FURTHER RESOLVED that copies of this resolution, with the Seal of the Senate affixed, be presented to Erin Jackson, Brittany Bowe, and Joey Mantia as tangible tokens of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Wilton Simpson
President, The Florida Senate

March 9, 2022

Dear President Simpson:

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

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Jacksonville Aviation Authority	
Appointee: Acosta-Rua, Fernando	09/30/2025
Board of Athletic Training	
Appointees: Hudson, James Brian	10/31/2022
McDougal, Billy J.	10/31/2022
Schwartzberg, Randy S.	10/31/2023
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling	
Appointee: Salado, Angelita	10/31/2025
Florida Communities Trust	
Appointee: Mingo, Francisco	01/31/2023
Florida Commission on Community Service	
Appointees: Ancora-Brown, Tajiana	09/14/2024
Crockett, Henri	09/14/2024
Board of Trustees of Indian River State College	
Appointees: Caron, Susan	05/31/2023
George, Anthony, Jr.	05/31/2023
Kindell, Melissa	05/31/2022
Thornton, Milo	05/31/2022

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of State College of Florida, Manatee-Sarasota		Executive Director of Northwest Florida Water Management District	
Appointee: DiMaio, Dominic A., Jr.	05/31/2024		Pleasure of the Board
Board of Trustees of Pasco-Hernando State College		Appointee: Seigler, Robert	
Appointee: Schulkowski, Rebecca	05/31/2022	The following executive appointment was referred to the Senate Committee on Regulated Industries, the Senate Appropriations Subcommittee on Agriculture, Environment, and General Government, and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Board of Dentistry			
Appointee: Tejera, Tinerfe J.	10/31/2025		
Board of Professional Engineers			
Appointees: Albergo, Dylan	10/31/2025		
Mulock, Jeb	10/31/2025		
Board of Hearing Aid Specialists		<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointees: Easterwood, Dean	10/31/2024	Secretary of Business and Professional Regulation	
Ellsworth, Randy M.	10/31/2024	Appointee: Griffin, Melanie	Pleasure of Governor
Board of Massage Therapy		The following executive appointment was referred to the Senate Appropriations Subcommittee on Criminal and Civil Justice, the Senate Committee on Criminal Justice, and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Appointee: Miller, Robin	10/31/2022		
Board of Medicine			
Appointee: Garcia, Maria D.	10/31/2025		
Board of Opticianry			
Appointees: Schloss, Yvonne	10/31/2023		
Stavros, Irene J.	10/31/2022		
Board of Osteopathic Medicine		<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Kirsh, William	10/31/2025	Secretary of Corrections	
Board of Pilot Commissioners		Appointee: Dixon, Ricky	Pleasure of Governor
Appointee: Assal, Sherif	10/31/2025	The following executive appointments were referred to the Senate Committee on Commerce and Tourism and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Board of Podiatric Medicine			
Appointees: Block, Mark S.	10/31/2022		
Sadri, Soorena	10/31/2025		
Public Employees Relations Commission			
Appointee: Sasso, Michael Adam	01/01/2026		
Florida Real Estate Commission		<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointees: Kanyar, Milagros	10/31/2025	Board of Directors, Enterprise Florida, Inc.	
Price, Kelly	10/31/2025	Appointees: Cruise, Rodney	09/30/2025
Board of Trustees, University of Central Florida		Deen Hartley, Sonya	09/30/2023
Appointee: Miklos, John A.	01/06/2026	Ross, Scott	09/30/2024
Board of Trustees, Florida International University		The following executive appointments were referred to the Senate Committee on Education and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Appointee: Duarte, Carlos	01/06/2025		
The following executive appointment was referred to the Senate Appropriations Subcommittee on Agriculture and General Government, the Senate Committee on Governmental Oversight and Accountability, and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate. The Senate Appropriations Subcommittee on Agriculture and General Government, and the Senate Committee on Governmental Oversight and Accountability were removed as references. The Senate Committee on Ethics and Elections considered and recommended the following executive appointment:			
		<i>Office and Appointment</i>	<i>For Term Ending</i>
		Board of Trustees, Florida Atlantic University	
		Appointees: Bussani, Piero	01/06/2026
		Davis, Shaun M.	01/06/2026
		Stoch, Linda	01/06/2026
		Board of Trustees, University of Central Florida	
		Appointee: Martins, Alexander	01/06/2026
		Board of Trustees, University of South Florida	
		Appointee: Carrere, Michael L.	01/06/2026
		Board of Trustees, University of West Florida	
		Appointees: Bear, Lewis, Jr.	01/06/2025
		Hsu, Paul S.	01/06/2026
		Jones, Robert L.	01/06/2025
		The following executive appointments were referred to the Senate Committee on Transportation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	

Office and Appointment

Secretary of Management Services

Appointee: Inman, Todd

*For Term
Ending*

Pleasure of Governor

The following executive appointment was referred to the Senate Committee on Environment and Natural Resources, the Senate Appropriations Subcommittee on Agriculture, Environment, and General Government, and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:

Office and Appointment

Florida Transportation Commission

Appointees: Howse, Ronald S.
Roberts, Russell*For Term
Ending*09/30/2025
09/30/2025

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees. After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), Florida Statutes:

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

(2) Senate action on said appointments be taken prior to the adjournment of the 2022 Regular Session; and

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

Respectfully submitted,
Dennis Baxley, Chair

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

The vote was:

Yeas—36

Mr. President	Broxson	Passidomo
Albritton	Burgess	Perry
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright

Nays—1

Cruz

Vote after roll call:

Nay to Yea—Cruz

MOTIONS RELATING TO COMMITTEE REFERENCE

At the direction of the President, by two-thirds vote, **CS for HB 7071** was withdrawn from the Committee on Appropriations and placed in the Budget Conference.

SPECIAL ORDER CALENDAR

CS for CS for SB 1408—A bill to be entitled An act relating to grandparent visitation rights; amending s. 752.011, F.S.; creating a presumption for maternal or paternal grandparent or stepgrandparent visitation of a child under certain circumstances; providing a burden for overcoming such presumption; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1408**, pursuant to Rule 3.11(3), there being no objection, **HB 1119** was withdrawn from the Committee on Rules.

On motion by Senator Perry—

HB 1119—A bill to be entitled An act relating to grandparent visitation rights; amending s. 752.011, F.S.; creating a presumption for maternal or paternal grandparent or stepgrandparent visitation of a child under certain circumstances; providing a burden for overcoming such presumption; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1408** and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **HB 1119** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Perry
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Farmer	Rodrigues
Bean	Gainer	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Torres
Brandes	Jones	Wright
Brodeur	Mayfield	
Broxson	Passidomo	

Nays—None

Vote after roll call:

Yea—Pizzo

CS for CS for SB 1670—A bill to be entitled An act relating to cybersecurity; amending s. 282.0041, F.S.; revising a definition and defining the term “ransomware incident”; amending s. 282.318, F.S.; requiring the Department of Management Services, acting through the Florida Digital Service, to develop and publish guidelines and processes for reporting cybersecurity incidents; requiring state agencies to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide certain notifications to the Legislature within a specified timeframe; requiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring the department, acting through the Florida Digital Service, to develop and publish guidelines and processes by a specified date for submitting after-action reports and annually provide cybersecurity training to certain persons; requiring state agency heads to annually provide cybersecurity awareness training to certain persons; requiring state agencies to report cybersecurity incidents and ransomware incidents in compliance with certain procedures and timeframes; requiring state agency heads to submit certain after-action reports to the Florida Digital Service within a specified timeframe; creating s. 282.3185, F.S.; providing a short title; defining the term “local government”; requiring the Florida Digital Service to develop certain cybersecurity training curricula; requiring certain persons to complete certain cybersecurity training within a specified timeframe and annually thereafter; authorizing the Florida Digital Service to provide a certain training in collaboration with certain entities; requiring certain local governments to adopt certain cybersecurity standards by specified dates; requiring local governments to provide a certain notification to the Florida Digital Service and certain entities; providing notification requirements; requiring local governments to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide a certain notification to the Legislature within a specified timeframe; authorizing local governments to report certain cybersecurity incidents to certain entities; re-

quiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring local governments to submit after-action reports containing certain information to the Florida Digital Service within a specified timeframe; requiring the Florida Digital Service to establish certain guidelines and processes by a specified date; creating s. 282.3186, F.S.; prohibiting certain entities from paying or otherwise complying with a ransom demand; amending s. 282.319, F.S.; revising the purpose of the Florida Cybersecurity Advisory Council to include advising counties and municipalities on cybersecurity; requiring the council to meet at least quarterly to review certain information and develop and make certain recommendations; requiring the council to annually submit to the Governor and the Legislature a certain ransomware incident report beginning on a specified date; providing requirements for the report; defining the term “state agency”; creating s. 815.062, F.S.; defining the term “governmental entity”; prohibiting certain persons from introducing computer contaminants in order to procure a ransom; prohibiting certain employees or contractors from aiding or abetting another to introduce computer contaminants in order to procure a ransom; providing criminal penalties; requiring a person convicted of certain offenses to pay a certain fine; requiring deposit of certain moneys in the General Revenue Fund; providing a legislative finding and declaration of an important state interest; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1670**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7055** was withdrawn from the Committee on Appropriations.

On motion by Senator Hutson—

CS for HB 7055—A bill to be entitled An act relating to cybersecurity; amending s. 282.0041, F.S.; providing and revising definitions; amending s. 282.318, F.S.; requiring the Department of Management Services, acting through the Florida Digital Service, to develop and publish guidelines and processes for reporting cybersecurity incidents; requiring state agencies to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide certain notifications to the Legislature within a specified timeframe; requiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring the department, acting through the Florida Digital Service, to develop and publish guidelines and processes by a specified date for submitting after-action reports and annually provide cybersecurity training to certain persons; requiring state agency heads to annually provide cybersecurity awareness training to certain persons; requiring state agencies to report cybersecurity incidents and ransomware incidents in compliance with certain procedures and timeframes; requiring state agency heads to submit certain after-action reports to the Florida Digital Service within a specified timeframe; creating s. 282.3185, F.S.; providing a short title; providing a definition; requiring the Florida Digital Service to develop certain cybersecurity training curricula; requiring certain persons to complete certain cybersecurity training within a specified timeframe and annually thereafter; authorizing the Florida Digital Service to provide certain training in collaboration with certain entities; requiring certain local governments to adopt certain cybersecurity standards by specified dates; requiring local governments to provide certain notification to the Florida Digital Service and certain entities; providing notification requirements; requiring local governments to report ransomware incidents and certain cybersecurity incidents to certain entities within specified timeframes; requiring the Cybersecurity Operations Center to provide certain notification to the Legislature within a specified timeframe; authorizing local governments to report certain cybersecurity incidents to certain entities; requiring the Cybersecurity Operations Center to quarterly provide certain reports to the Legislature and the Florida Cybersecurity Advisory Council; requiring local governments to submit after-action reports containing certain information to the Florida Digital Service within a specified timeframe; requiring the Florida Digital Service to establish certain guidelines and processes by a specified date; creating s. 282.3186, F.S.; prohibiting certain entities from paying or otherwise complying with a ransom demand; amending s. 282.319, F.S.; revising the purpose of the Florida Cybersecurity Advisory Council to include advising counties and municipalities on cybersecurity; requiring the council to meet at least quarterly to review certain information and

develop and make certain recommendations; requiring the council to annually submit to the Governor and the Legislature a certain ransomware incident report beginning on a specified date; providing requirements for the report; providing a definition; creating s. 815.062, F.S.; providing a definition; providing criminal penalties; requiring a person convicted of certain offenses to pay a certain fine; requiring deposit of certain moneys in the General Revenue Fund; providing a legislative finding and declaration of an important state interest; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1670** and read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **CS for HB 7055** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

CS for CS for SB 1694—A bill to be entitled An act relating to public records and public meetings; creating s. 119.0725, F.S.; providing definitions; providing an exemption from public records requirements for certain cybersecurity insurance information, critical infrastructure information, and certain cybersecurity-related information held by an agency; providing an exemption from public meetings requirements for portions of a meeting that would reveal certain cybersecurity-related information held by an agency; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; providing retroactive application; authorizing the disclosure of confidential and exempt information under certain circumstances; authorizing agencies to report certain cybersecurity information in the aggregate; providing for future legislative review and repeal of the exemptions; amending ss. 98.015 and 282.318, F.S.; conforming provisions to changes made by the act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1694**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7057** was withdrawn from the Committee on Appropriations.

On motion by Senator Hutson—

CS for HB 7057—A bill to be entitled An act relating to public records and public meetings; creating s. 119.0725, F.S.; providing definitions; providing an exemption from public records requirements for certain cybersecurity insurance information, critical infrastructure information, cybersecurity incident information, and certain cybersecurity-related information held by an agency; providing an exemption from public meetings requirements for portions of a meeting that would reveal certain cybersecurity-related information held by an agency; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; providing retroactive application; authorizing the disclosure of confidential and exempt information under certain circumstances; authorizing agencies to report certain cybersecurity information in the aggregate; providing for future legislative review and repeal of the exemptions; amending ss. 98.015 and 282.318,

F.S.; conforming provisions to changes made by the act; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for SB 1694** and read the second time by title.

On motion by Senator Hutson, by two-thirds vote, **CS for HB 7057** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

SENATOR BEAN PRESIDING

CS for SB 1940—A bill to be entitled An act relating to statewide flooding and sea-level rise resilience; creating s. 14.2031, F.S.; establishing the Statewide Office of Resilience within the Executive Office of the Governor; providing for the appointment of a Chief Resilience Officer; creating s. 339.157, F.S.; requiring the Department of Transportation to develop a resilience action plan for the State Highway System; providing the goals and required components of the plan; requiring the department to submit the plan to the Governor and the Legislature by a specified date; requiring the plan to be updated every 3 years; providing requirements for the updated plan; amending s. 380.093, F.S.; defining terms; revising the projects the Department of Environmental Protection may fund within the Resilient Florida Grant Program; revising vulnerability assessment requirements for noncoastal communities; extending the dates by which the department must complete a comprehensive statewide flood vulnerability and sea-level rise data set and assessment; requiring the data set to be developed in coordination with the Florida Flood Hub for Applied Research and Innovation; requiring eligible projects submitted to the department to be ranked and included in the Statewide Flood and Sea-Level Rise Resilience Plan; revising the entities authorized to submit proposed projects by specified dates for the plan; amending s. 380.0933, F.S.; requiring the Florida Flood Hub for Applied Research and Innovation to provide tidal and storm surge flooding data to counties and municipalities for vulnerability assessments; amending s. 472.0366, F.S.; revising the effective date of a requirement that a surveyor and mapper submit a copy of completed elevation certificates to the Division of Emergency Management; requiring the surveyor and mapper to submit a digital copy of a completed elevation certificate to the division; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1940**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7053** was withdrawn from the Committee on Appropriations.

On motion by Senator Brodeur—

CS for HB 7053—A bill to be entitled An act relating to statewide flooding and sea level rise resilience; creating s. 14.2031, F.S.; establishing the Statewide Office of Resilience within the Executive Office of the Governor; providing for the appointment of a Chief Resilience Officer; specifying the duties of the Chief Resilience Officer; authorizing and requiring certain entities to assist the Chief Resilience Officer; requiring the Department of Environmental Protection, in consultation

with the Chief Resilience Officer, to submit a report on flood resilience and mitigation efforts to the Governor and Legislature by a specified date; providing report requirements; creating s. 339.157, F.S.; requiring the Department of Transportation to develop a resilience action plan based on certain criteria for the State Highway System; providing the goals and required components of the plan; requiring the department to submit the plan and plan status reports to the Governor and the Legislature by specified dates; amending s. 380.093, F.S.; providing definitions; revising the projects the Department of Environmental Protection may fund within the Resilient Florida Grant Program; revising vulnerability assessment requirements for noncoastal communities; extending the dates by which the department must complete a comprehensive statewide flood vulnerability and sea level rise data set and assessment; requiring the data set to be developed in coordination with the Florida Flood Hub for Applied Research and Innovation; requiring eligible projects submitted to the department to be ranked and included in the Statewide Flood and Sea Level Rise Resilience Plan; revising the entities authorized to submit proposed projects by specified dates; revising the annual amount of proposed funding for the plan; amending s. 380.0933, F.S.; requiring the Florida Flood Hub for Applied Research and Innovation to provide tidal and storm surge flooding data to counties and municipalities for vulnerability assessments; amending s. 472.0366, F.S.; revising the requirements for copies of evaluation certificates that must be submitted to the Division of Emergency Management; revising requirements for the elevation certificates; providing an effective date.

—a companion measure, was substituted for **CS for SB 1940** and read the second time by title.

On motion by Senator Brodeur, by two-thirds vote, **CS for HB 7053** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	
Burgess	Perry	

Nays—None

Vote after roll call:

Yea—Mr. President

CS for HB 3—A bill to be entitled An act relating to law enforcement officer benefits, recruitment, and training; amending s. 145.071, F.S.; revising salary minimums for county sheriffs; amending s. 409.1664, F.S.; providing for adoption benefits for law enforcements officers; providing requirements to receive such benefits; providing procedures to obtain such benefits; creating s. 445.08, F.S.; creating the Florida Law Enforcement Recruitment Bonus Payment Program within the Department of Economic Opportunity; providing definitions; providing for one-time bonus payments to newly-employed law enforcement officers; providing requirements for award of bonus payments; requiring the department to develop an annual plan for the administration of the program and distribution of payments; authorizing employing agencies to assist the department with the collection of specified data to collect such payments; providing plan requirements; providing eligibility requirements for the plan; requiring the department to consult quarterly with the commission to verify specified information; providing for reporting; authorizing the department to submit certain information for a specified purpose; providing for use of a funding; requiring rulemaking; providing for expiration of the program; amending s. 683.11, F.S.; pro-

viding for the designation of “Law Enforcement Appreciation Day”; amending s. 943.17, F.S.; providing an exemption from certain law enforcement officer training requirements for military veterans; creating s. 943.1745, F.S.; providing requirements for skills training for law enforcement officers relating to officer health and safety; amending s. 1002.394, F.S.; providing eligibility for the Family Empowerment Scholarship Program for children of law enforcement officers; creating s. 1003.4933, F.S.; providing for each district school board to establish a public safety telecommunication training program; authorizing the district to partner with programs operated by certain entities; requiring school districts to allow certain students to enroll in such a program under specified circumstances; providing exceptions; creating s. 1003.49966, F.S.; providing for each district school board to offer a law enforcement explorer program; authorizing the school board to partner with law enforcement agencies to offer such programs; providing for a student to receive course credit if such a program is offered as an elective; creating s. 1004.098, F.S.; providing definitions; requiring the Board of Governors and the State Board of Education to create a process that enables eligible law enforcement officers or former law enforcement officers to earn uniform postsecondary credit across all Florida public postsecondary educational institutions for college-level training and education acquired while serving as a law enforcement officer; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date to facilitate such process; providing membership of the workgroup; providing a timetable for the process; creating s. 1009.896, F.S.; providing definitions; creating the Florida Law Enforcement Academy Scholarship Program; providing requirements for receipt of such a scholarship; providing procedures for the program; providing for the amount of such awards; requiring rulemaking; creating s. 1009.8961, F.S.; providing definitions; providing for reimbursement for out-of-state and special operations forces law enforcement equivalency training; providing requirements for receipt of such reimbursement; providing procedures for such reimbursement; providing for amount of such awards; requiring rulemaking; providing an effective date.

—was read the second time by title.

Senator Hooper moved the following amendment:

Amendment 1 (880670) (with title amendment)—Before line 76 insert:

Section 1. Subsection (12) is added to section 30.49, Florida Statutes, to read:

30.49 Budgets.—

(12) Notwithstanding any other law, and in order to effectuate, fulfill, and preserve the independence of sheriffs as specified in s. 30.53, a sheriff may transfer funds between the fund and functional categories and object and subobject code levels after his or her budget has been approved by the board of county commissioners or budget commission.

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to law enforcement; amending s. 30.49, F.S.; authorizing a sheriff to transfer funds between specified categories and code levels after his or her budget is approved; amending s. 145.071, F.S.;

POINT OF ORDER

Senator Brandes raised a point of order that **Amendment 1 (880670)** to **CS for HB 3** was not germane as required by Rule 7.1(3). The President referred the point of order and pending **Amendment 1 (880670)** to Senator Passidomo, Chair of the Committee on Rules.

On motion by Senator Hooper, further consideration of **CS for HB 3** with pending point of order and pending **Amendment 1 (880670)** was deferred.

RULING ON POINT OF ORDER

On recommendation by Senator Passidomo, **Amendment 1 (880670)** to **CS for HB 3** was germane and the point was not well taken. The

President accepted the recommendation of the Rules Chair and ruled the point not well taken.

SPECIAL RECOGNITION

In a show of support of the Senator’s Proclamation, all other Senators present in the chamber stood with Senator Rodrigues during the recognition of family and friends of Mitch Rubin. Present in the gallery were: his sister, Debbie Jordan, and her family, Ed Jordan and Rebecca Jordan; his sister, Janice Glowacki; his brother, David Rubin, and his family, Marianne Rubin and Paul Rubin; his sister, Andrea Skinner, and her family, Fritz Skinner, Kaeleigh Skinner, and Pema Skinner; his longtime office manager, Jan Sykes; and the Florida Beer Wholesalers Association President, Ken Daley.

MOMENT OF SILENCE

Senator Boyd requested a moment of silence in memory of Mitch Rubin, longtime CEO of the Florida Beer Wholesalers Association, who passed away on March 6, 2022.

THE PRESIDENT PRESIDING

On motion by Senator Hooper, the Senate resumed consideration of—

CS for HB 3—A bill to be entitled An act relating to law enforcement officer benefits, recruitment, and training; amending s. 145.071, F.S.; revising salary minimums for county sheriffs; amending s. 409.1664, F.S.; providing for adoption benefits for law enforcement officers; providing requirements to receive such benefits; providing procedures to obtain such benefits; creating s. 445.08, F.S.; creating the Florida Law Enforcement Recruitment Bonus Payment Program within the Department of Economic Opportunity; providing definitions; providing for one-time bonus payments to newly-employed law enforcement officers; providing requirements for award of bonus payments; requiring the department to develop an annual plan for the administration of the program and distribution of payments; authorizing employing agencies to assist the department with the collection of specified data to collect such payments; providing plan requirements; providing eligibility requirements for the plan; requiring the department to consult quarterly with the commission to verify specified information; providing for reporting; authorizing the department to submit certain information for a specified purpose; providing for use of a funding; requiring rulemaking; providing for expiration of the program; amending s. 683.11, F.S.; providing for the designation of “Law Enforcement Appreciation Day”; amending s. 943.17, F.S.; providing an exemption from certain law enforcement officer training requirements for military veterans; creating s. 943.1745, F.S.; providing requirements for skills training for law enforcement officers relating to officer health and safety; amending s. 1002.394, F.S.; providing eligibility for the Family Empowerment Scholarship Program for children of law enforcement officers; creating s. 1003.4933, F.S.; providing for each district school board to establish a public safety telecommunication training program; authorizing the district to partner with programs operated by certain entities; requiring school districts to allow certain students to enroll in such a program under specified circumstances; providing exceptions; creating s. 1003.49966, F.S.; providing for each district school board to offer a law enforcement explorer program; authorizing the school board to partner with law enforcement agencies to offer such programs; providing for a student to receive course credit if such a program is offered as an elective; creating s. 1004.098, F.S.; providing definitions; requiring the Board of Governors and the State Board of Education to create a process that enables eligible law enforcement officers or former law enforcement officers to earn uniform postsecondary credit across all Florida public postsecondary educational institutions for college-level training and education acquired while serving as a law enforcement officer; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date to facilitate such process; providing membership of the workgroup; providing a timetable for the process; creating s. 1009.896, F.S.; providing definitions; creating the Florida Law Enforcement Academy Scholarship Program; providing requirements for receipt of such a scholarship; providing procedures for the program; providing for the amount of such awards; requiring rulemaking; creating s. 1009.8961, F.S.; providing definitions; providing for reimbursement for

out-of-state and special operations forces law enforcement equivalency training; providing requirements for receipt of such reimbursement; providing procedures for such reimbursement; providing for amount of such awards; requiring rulemaking; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (880670)** by Senator Hooper.

Senator Brandes moved the following substitute amendment which failed:

Substitute Amendment 2 (241014) (with title amendment)—
Before line 76 insert:

Section 1. Subsection (12) is added to section 30.49, Florida Statutes, to read:

30.49 Budgets.—

(12)(a) *Except as otherwise provided in this subsection, after the approval of the sheriff's budget by the board of county commissioners or budget commission, if a county has established a budget commission, the sheriff may transfer funds between the functional categories described in paragraph (2)(a) or between the itemized categories described in paragraph (2)(c).*

(b) *The board of county commissioners or budget commission, as applicable, may by ordinance or resolution establish a mutually agreeable policy prescribing the manner in which a sheriff may transfer funds between functional categories described in paragraph (2)(a) or the itemized functional categories described in paragraph (2)(c). If the board or commission establishes such a policy, the policy must include an actual threshold amount, or percentage threshold, of funds the sheriff may transfer between functional categories or itemized categories without the approval of the board or commission. The policy must include evidence of agreement between the board or commission, as applicable, and the sheriff. The policy adopted by the board or commission, as applicable, under this paragraph may not authorize the sheriff to comingle recurring or nonrecurring funds, or otherwise transfer recurring funds into any nonrecurring categories, or nonrecurring funds into recurring categories, irrespective of whether the transfer of funds occurs within the functional categories in paragraph (2)(a) or the itemized categories in paragraph (2)(c). The sheriff must, within 14 days after the end of each fiscal quarter, submit a report to the board or commission, as applicable, of all fund transfers made in such quarter which did not require the board's or commission's approval pursuant to the policy established under this paragraph. The report must contain a sworn certificate stating the transfers of funds undertaken during the completed quarter were reasonable and necessary for the proper and efficient operation of the office, county jail, or provision of court services.*

(c) *If the board of county commissioners or budget commission, as applicable, does not adopt a policy under paragraph (b), the sheriff may transfer funds between the functional categories described in paragraph (2)(a) or itemized categories in paragraph (2)(c) without the approval of the board or commission, except the sheriff may not comingle recurring or nonrecurring funds, or otherwise transfer recurring funds into any nonrecurring categories or nonrecurring funds into recurring categories, irrespective of whether transfer of funds occurs within the functional categories in paragraph (2)(a) or the itemized categories in paragraph (2)(c). Within 14 days after the end of each fiscal quarter, the sheriff must provide a report to the board or commission, as applicable, of all fund transfers made in such completed quarter. The report must contain a sworn certificate stating the transfers of funds undertaken during the completed quarter were reasonable and necessary for the proper and efficient operation of the office, county jail, or provision of court services.*

(d) *If a transfer of funds under this subsection requires the approval of the board of county commissioners or budget commission, as applicable, the sheriff may apply to the board or commission for a transfer of funds as necessary. The sheriff's request must contain all relevant information and justification supporting the sheriff's need for the transfer of funds. The board or commission, as applicable, must place the transfer request on its consent agenda at the next scheduled meeting of the board or commission that occurs not more than 15 days after the date the sheriff submits the request to transfer funds. The transfer request may not be removed from the consent agenda, except upon a majority vote of the board or commission, as applicable. The board or commission may*

not deny the sheriff's request to transfer funds between the functional categories in paragraph (2)(a) or between the itemized categories in paragraph (2)(c) except upon a supermajority vote of the entire membership of the board or commission, as applicable.

(e) *After the board of county commissioners or budget commission, as applicable, approves the sheriff's budget under this section, the sheriff may transfer funds between expenditures at the subobject code level without approval of the board or commission. As provided in subsection (3), the board or commission may not amend, modify, increase, or reduce any expenditure at the subobject code level.*

Section 2. Subsection (3) of section 129.06, Florida Statutes, is amended to read:

129.06 Execution and amendment of budget.—

(3) *Except as authorized in s. 30.49(12), only the following transfers may be made between funds:*

(a) Transfers to correct errors in handling receipts and disbursements.

(b) Budgeted transfers.

(c) Transfers to properly account for unanticipated revenue or increased receipts.

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to law enforcement; amending s. 30.49, F.S.; authorizing a sheriff to transfer funds between specified functional categories or itemized categories under certain circumstances; authorizing the board of county commissioners or the budget commission to establish by ordinance or resolution a policy prescribing the manner in which a sheriff may transfer funds between certain functional or itemized categories; providing requirements and prohibitions if the board or commission establishes such a policy; requiring the sheriff to submit a report to the board or commission as applicable; providing report requirements; authorizing the sheriff to transfer funds between such functional or itemized categories if the board or commission has not adopted a specified policy; requiring the sheriff to submit a report to the board or commission as applicable; requiring certification by the sheriff; authorizing the sheriff to apply for a transfer of funds in specified circumstances; requiring the placement of such request on a consent agenda within a specified time period; specifying vote requirements to remove a transfer request from a consent agenda or to deny such request; allowing the sheriff to transfer funds from certain subobject code levels; amending s. 129.06, F.S.; conforming a provision to changes made by the act; amending s. 145.071, F.S.;

The question recurred on **Amendment 1 (880670)** which was adopted.

Pursuant to Rule 4.19, **CS for HB 3**, as amended, was placed on the calendar of Bills on Third Reading.

CS for HB 7—A bill to be entitled An act relating to individual freedom; amending s. 760.10, F.S.; providing that subjecting any individual, as a condition of employment, membership, certification, licensing, credentialing, or passing an examination, to training, instruction, or any other required activity that espouses, promotes, advances, inculcates, or compels such individual to believe specified concepts constitutes discrimination based on race, color, sex, or national origin; providing construction; amending s. 1000.05, F.S.; providing that subjecting any student or employee to training or instruction that espouses, promotes, advances, inculcates, or compels such individual to believe specified concepts constitutes discrimination based on race, color, sex, or national origin; conforming provisions to changes made by the act; amending s. 1003.42, F.S.; revising requirements for required instruction on the history of African Americans; authorizing instructional personnel to facilitate discussions and use curricula to address, in an age-appropriate manner, specified topics; prohibiting classroom instruction and curricula from being used to indoctrinate or persuade students in a manner inconsistent with certain principles or state academic standards; requiring the department to prepare and offer

certain standards and curriculum; authorizing the department to seek input from a specified organization for certain purposes; revising the requirements for required instruction on health education; requiring such instruction to comport with certain principles and include certain life skills; requiring civic and character education instead of a character development program; providing the requirements of such education; providing legislative findings; requiring instruction to be consistent with specified principles of individual freedom; authorizing instructional personnel to facilitate discussions and use curricula to address, in an age-appropriate manner, specified topics; prohibiting classroom instruction and curricula from being used to indoctrinate or persuade students in a manner inconsistent with certain principles or state academic standards; conforming cross-references to changes made by the act; requiring the State Board of Education to adopt a specified curriculum to be made available to schools for a certain purpose; amending s. 1006.31, F.S.; prohibiting instructional materials reviewers from recommending instructional materials that contain any matter that contradicts certain principles; amending s. 1012.98, F.S.; requiring the Department of Education to review school district professional development systems for compliance with certain provisions of law; amending ss. 1002.20 and 1006.40, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Senator Taddeo moved the following amendment which failed:

Amendment 1 (628910) (with title amendment)—Delete lines 60-226 and insert:

Section 1. Present subsections (4) through (8) of section 1000.05, Florida Statutes, are redesignated as subsections (5) through (9), respectively, subsections (2) and (3), present subsection (4), and paragraph (d) of present subsection (6) are amended, and a new subsection (4) is added to that section, to read:

1000.05 Discrimination against students and employees in the Florida K-20 public education system prohibited; equality of access required.—

(2)(a) Discrimination on the basis of race, ~~color ethnicity~~, national origin, ~~sex gender~~, disability, religion, or marital status against a student or an employee in the state system of public K-20 education is prohibited. No person in this state shall, on the basis of race, ~~color ethnicity~~, national origin, ~~sex gender~~, disability, religion, or marital status, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any public K-20 education program or activity, or in any employment conditions or practices, conducted by a public educational institution that receives or benefits from federal or state financial assistance.

(b) The criteria for admission to a program or course shall not have the effect of restricting access by persons of a particular race, ~~color ethnicity~~, national origin, ~~sex gender~~, disability, religion, or marital status.

(c) All public K-20 education classes shall be available to all students without regard to race, ~~color ethnicity~~, national origin, ~~sex gender~~, disability, religion, or marital status; however, this is not intended to eliminate the provision of programs designed to meet the needs of students with limited proficiency in English, gifted students, or students with disabilities or programs tailored to students with specialized talents or skills.

(d) Students may be separated by ~~sex gender~~ for a single-gender program as provided under s. 1002.311, for any portion of a class that deals with human reproduction, or during participation in bodily contact sports. For the purpose of this section, bodily contact sports include wrestling, boxing, ice hockey, football, basketball, and other sports in which the purpose or major activity involves bodily contact.

(e) Guidance services, counseling services, and financial assistance services in the state public K-20 education system shall be available to students equally. Guidance and counseling services, materials, and promotional events shall stress access to academic and career opportunities for students without regard to race, ~~color ethnicity~~, national origin, ~~sex gender~~, disability, religion, or marital status.

(3)(a) No person shall, on the basis of ~~sex gender~~, be excluded from participating in, be denied the benefits of, or be treated differently from another person or otherwise be discriminated against in any interscholastic, intercollegiate, club, or intramural athletics offered by a public K-20 educational institution; and no public K-20 educational institution shall provide athletics separately on such basis.

(b) Notwithstanding the requirements of paragraph (a), a public K-20 educational institution may operate or sponsor separate teams for members of each ~~sex gender~~ if the selection for such teams is based upon competitive skill or the activity involved is a bodily contact sport. However, when a public K-20 educational institution operates or sponsors a team in a particular sport for members of one ~~sex gender~~ but does not operate or sponsor such a team for members of the other ~~sex gender~~, and athletic opportunities for that ~~sex gender~~ have previously been limited, members of the excluded ~~sex gender~~ must be allowed to try out for the team offered.

(c) This subsection does not prohibit the grouping of students in physical education classes and activities by ability as assessed by objective standards of individual performance developed and applied without regard to ~~sex gender~~. However, when use of a single standard of measuring skill or progress in a physical education class has an adverse effect on members of one ~~sex gender~~, the educational institution shall use appropriate standards which do not have such effect.

(d) A public K-20 educational institution which operates or sponsors interscholastic, intercollegiate, club, or intramural athletics shall provide equal athletic opportunity for members of both ~~sexes genders~~.

1. The Board of Governors shall determine whether equal opportunities are available at state universities.

2. The Commissioner of Education shall determine whether equal opportunities are available in school districts and Florida College System institutions. In determining whether equal opportunities are available in school districts and Florida College System institutions, the Commissioner of Education shall consider, among other factors:

a. Whether the selection of sports and levels of competition effectively accommodate the interests and abilities of members of both ~~sexes genders~~.

b. The provision of equipment and supplies.

c. Scheduling of games and practice times.

d. Travel and per diem allowances.

e. Opportunities to receive coaching and academic tutoring.

f. Assignment and compensation of coaches and tutors.

g. Provision of locker room, practice, and competitive facilities.

h. Provision of medical and training facilities and services.

i. Provision of housing and dining facilities and services.

j. Publicity.

Unequal aggregate expenditures for members of each ~~sex gender~~ or unequal expenditures for male and female teams if a public school or Florida College System institution operates or sponsors separate teams do not constitute nonimplementation of this subsection, but the Commissioner of Education shall consider the failure to provide necessary funds for teams for one ~~sex gender~~ in assessing equality of opportunity for members of each ~~sex gender~~.

(e) A public school or Florida College System institution may provide separate toilet, locker room, and shower facilities on the basis of gender, but such facilities shall be comparable to such facilities provided for students of the other ~~sex gender~~.

(4)(a) *It shall constitute discrimination on the basis of race, color, national origin, or sex under this section to subject any student to training or instruction that espouses, promotes, advances, inculcates, or compels such student to believe any of the following concepts:*

And the title is amended as follows:

Delete lines 3-12 and insert: 1000.05, F.S.; providing that subjecting any student to training or

Senator Farmer moved the following amendment which failed:

Amendment 2 (384306) (with title amendment)—Delete lines 117-134 and insert:

(2)(a) Discrimination on the basis of race, ethnicity, national origin, sex, gender, *gender identity*, *sexual identity*, disability, religion, or marital status against a student or an employee in the state system of *publicly funded public* K-20 education is prohibited. No person in this state shall, on the basis of race, ethnicity, national origin, sex, gender, *gender identity*, *sexual identity*, disability, religion, or marital status, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any *publicly funded public* K-20 education program or activity, or in any employment conditions or practices, conducted by a public educational institution that receives or benefits from federal or state financial assistance.

(b) The criteria for admission to a program or course shall not have the effect of restricting access by persons of a particular race, ethnicity, national origin, sex, gender, *gender identity*, *sexual identity*, disability, religion, or marital status.

(c) All schools that receive public funds and offer public K-20 education classes shall be available to all students without regard to race, ethnicity, national origin, sex, gender, *gender identity*, *sexual identity*, disability, religion, or marital

And the title is amended as follows:

Delete line 11 and insert: construction; amending s. 1000.05, F.S.; prohibiting discrimination against certain students and employees based on such students' or employees' sex, gender identity, or sexual identity; requiring certain classes to be available to students regardless of such students' sex, gender identity, or sexual identity; providing

Senator Berman moved the following amendment which failed:

Amendment 3 (323462)—Delete line 471 and insert: charity; *celebrating self-control*; racial, ethnic, *LGBTQ+*, and religious diversity *tolerance*;

Senator Farmer moved the following amendment which failed:

Amendment 4 (275286)—Delete lines 526-536 and insert: *curricula to address, in an age-appropriate manner, how the freedoms of persons have been infringed by sexism, slavery, racial oppression, racial segregation, and racial discrimination, including topics relating to the enactment and enforcement of laws resulting in sexism, racial oppression, racial segregation, and racial discrimination, including how recognition of these freedoms have overturned these unjust laws.*

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

Senator Book moved the following amendment which failed:

Amendment 5 (901674)—Delete lines 409-416 and insert:

- a. Mental and emotional health.
- b. Injury prevention and safety.
- c. Internet safety.
- d. Nutrition.
- e. Personal health.
- f. Prevention and control of disease.
- g. Substance use and abuse.
- h. Prevention of child sexual abuse, exploitation, and

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

Senator Powell moved the following amendment which failed:

Amendment 6 (491112) (with title amendment)—Delete lines 117-279 and insert:

(2)(a) Discrimination on the basis of race, ethnicity, national origin, sex ~~gender~~, disability, religion, or marital status against a student or an employee in the state system of public K-20 education is prohibited. No person in this state shall, on the basis of race, ethnicity, national origin, sex ~~gender~~, disability, religion, or marital status, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any public K-20 education program or activity, or in any employment conditions or practices, conducted by a public educational institution that receives or benefits from federal or state financial assistance.

(b) The criteria for admission to a program or course shall not have the effect of restricting access by persons of a particular race, ethnicity, national origin, sex ~~gender~~, disability, religion, or marital status.

(c) All public K-20 education classes shall be available to all students without regard to race, ethnicity, national origin, sex ~~gender~~, disability, religion, or marital status; however, this is not intended to eliminate the provision of programs designed to meet the needs of students with limited proficiency in English, gifted students, or students with disabilities or programs tailored to students with specialized talents or skills.

(d) Students may be separated by sex ~~gender~~ for a single-gender program as provided under s. 1002.311, for any portion of a class that deals with human reproduction, or during participation in bodily contact sports. For the purpose of this section, bodily contact sports include wrestling, boxing, rugby, ice hockey, football, basketball, and other sports in which the purpose or major activity involves bodily contact.

(e) Guidance services, counseling services, and financial assistance services in the state public K-20 education system shall be available to students equally. Guidance and counseling services, materials, and promotional events shall stress access to academic and career opportunities for students without regard to race, ethnicity, national origin, sex ~~gender~~, disability, religion, or marital status.

(3)(a) No person shall, on the basis of sex ~~gender~~, be excluded from participating in, be denied the benefits of, or be treated differently from another person or otherwise be discriminated against in any interscholastic, intercollegiate, club, or intramural athletics offered by a public K-20 educational institution; and no public K-20 educational institution shall provide athletics separately on such basis.

(b) Notwithstanding the requirements of paragraph (a), a public K-20 educational institution may operate or sponsor separate teams for members of each sex ~~gender~~ if the selection for such teams is based upon competitive skill or the activity involved is a bodily contact sport. However, when a public K-20 educational institution operates or sponsors a team in a particular sport for members of one sex ~~gender~~ but does not operate or sponsor such a team for members of the other sex ~~gender~~, and athletic opportunities for that sex ~~gender~~ have previously been limited, members of the excluded sex ~~gender~~ must be allowed to try out for the team offered.

(c) This subsection does not prohibit the grouping of students in physical education classes and activities by ability as assessed by objective standards of individual performance developed and applied without regard to sex ~~gender~~. However, when use of a single standard of measuring skill or progress in a physical education class has an adverse effect on members of one sex ~~gender~~, the educational institution shall use appropriate standards which do not have such effect.

(d) A public K-20 educational institution which operates or sponsors interscholastic, intercollegiate, club, or intramural athletics shall provide equal athletic opportunity for members of both sexes ~~genders~~.

1. The Board of Governors shall determine whether equal opportunities are available at state universities.

2. The Commissioner of Education shall determine whether equal opportunities are available in school districts and Florida College System institutions. In determining whether equal opportunities are available in school districts and Florida College System institutions, the Commissioner of Education shall consider, among other factors:

a. Whether the selection of sports and levels of competition effectively accommodate the interests and abilities of members of both ~~sexes~~ **genders**.

b. The provision of equipment and supplies.

c. Scheduling of games and practice times.

d. Travel and per diem allowances.

e. Opportunities to receive coaching and academic tutoring.

f. Assignment and compensation of coaches and tutors.

g. Provision of locker room, practice, and competitive facilities.

h. Provision of medical and training facilities and services.

i. Provision of housing and dining facilities and services.

j. Publicity.

Unequal aggregate expenditures for members of each ~~sex~~ **gender** or unequal expenditures for male and female teams if a public school or Florida College System institution operates or sponsors separate teams do not constitute nonimplementation of this subsection, but the Commissioner of Education shall consider the failure to provide necessary funds for teams for one ~~sex~~ **gender** in assessing equality of opportunity for members of each ~~sex~~ **gender**.

(e) A public school or Florida College System institution may provide separate toilet, locker room, and shower facilities on the basis of gender, but such facilities shall be comparable to such facilities provided for students of the other ~~sex~~ **gender**.

(4)(a) *It shall constitute discrimination on the basis of race, ethnicity, national origin, or sex under this section to subject any student or employee to training or instruction that espouses, promotes, advances, inculcates, or compels such student or employee to believe any of the following concepts:*

1. *Members of one race, ethnicity, national origin, or sex are morally superior to members of another race, ethnicity, national origin, or sex.*

2. *A person, by virtue of his or her race, ethnicity, national origin, or sex is inherently racist, sexist, or oppressive, whether consciously or unconsciously.*

3. *A person's moral character or status as either privileged or oppressed is necessarily determined by his or her race, ethnicity, national origin, or sex.*

4. *Members of one race, ethnicity, national origin, or sex cannot and should not attempt to treat others without respect to race, ethnicity, national origin, or sex.*

5. *A person, by virtue of his or her race, ethnicity, national origin, or sex bears responsibility for, or should be discriminated against or receive adverse treatment because of, actions committed in the past by other members of the same race, ethnicity, national origin, or sex.*

6. *A person, by virtue of his or her race, ethnicity, national origin, or sex should be discriminated against or receive adverse treatment to achieve diversity, equity, or inclusion.*

7. *A person, by virtue of his or her race, ethnicity, sex, or national origin, bears personal responsibility for and must feel guilt, anguish, or other forms of psychological distress because of actions, in which the person played no part, committed in the past by other members of the same race, ethnicity, national origin, or sex.*

8. *Such virtues as merit, excellence, hard work, fairness, neutrality, objectivity, and racial colorblindness are racist or sexist, or were created*

by members of a particular race, ethnicity, national origin, or sex to oppress members of another race, ethnicity, national origin, or sex.

(b) *Paragraph (a) may not be construed to prohibit discussion of the concepts listed therein as part of a larger course of training or instruction, provided such training or instruction is given in an objective manner without endorsement of the concepts.*

(5)(4) Public schools and Florida College System institutions shall develop and implement methods and strategies to increase the participation of students of a particular race, ethnicity, national origin, ~~sex~~ **gender**, disability, or marital status in programs and courses in which students of that particular race, ethnicity, national origin, ~~sex~~ **gender**, disability, or marital status have been traditionally underrepresented, including, but not limited to, mathematics, science, computer technology, electronics, communications technology, engineering, and career education.

(7)(6) The functions of the Office of Equal Educational Opportunity of the Department of Education shall include, but are not limited to:

(d) Conducting studies of the effectiveness of methods and strategies designed to increase the participation of students in programs and courses in which students of a particular race, ethnicity, national origin, ~~sex~~ **gender**, disability, or

And the title is amended as follows:

Delete line 16 and insert: race, ethnicity, sex, or national origin; conforming

On motion by Senator Diaz, further consideration of **CS for HB 7** was deferred.

SENATOR BEAN PRESIDING

HB 539—A bill to be entitled An act relating to nursing home financial reporting; amending s. 408.061, F.S.; requiring nursing homes and their home offices to annually file with the Agency for Health Care Administration their audited actual experience for purposes of financial reporting; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **HB 539** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Pizzo
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Gainer	Rodriguez
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Stargel
Boyd	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Jones	Torres
Brandes	Mayfield	Wright
Brodeur	Passidomo	
Broxson	Perry	

Nays—None

Vote after roll call:

Yea—Farmer

Consideration of **CS for CS for HB 1445**, **CS for HB 1467**, and **CS for HB 7049** was deferred.

CS for CS for SB 358—A bill to be entitled An act relating to mental health professionals; creating s. 491.017, F.S.; creating the Professional Counselors Licensure Compact; providing purposes and objectives; de-

fining terms; specifying requirements for state participation in the compact; specifying duties of member states; authorizing member states to charge a fee for granting a privilege to practice under the compact; specifying that that compact does not affect an individual's ability to apply for, and a member state's ability to grant, a single state license pursuant to the laws of that state; providing construction; providing for recognition of the privilege to practice licensed professional counseling in member states; specifying criteria a licensed professional counselor must meet for the privilege to practice under the compact; providing for the expiration and renewal of the privilege to practice; providing construction; specifying that a licensee with a privilege to practice in a remote state must adhere to the laws and rules of that state; authorizing member states to act on a licensee's privilege to practice under certain circumstances; specifying the consequences and parameters of practice for a licensee whose privilege to practice has been acted on or whose home state license is encumbered; specifying that a licensed professional counselor may hold a home state license in only one member state at a time; specifying requirements and procedures for changing a home state license designation; providing construction; authorizing active duty military personnel or their spouses to keep their home state designation during active duty; specifying how such individuals may subsequently change their home state license designation; providing for the recognition of the practice of professional counseling through telehealth in member states; specifying that licensees must adhere to the laws and rules of the remote state in which they provide professional counseling through telehealth; authorizing member states to take adverse actions against licensees and issue subpoenas for hearings and investigations under certain circumstances; providing requirements and procedures for adverse action; authorizing member states to engage in joint investigations under certain circumstances; providing that a licensee's privilege to practice must be deactivated in all member states for the duration of an encumbrance imposed by the licensee's home state; providing for notice to the data system and the licensee's home state of any adverse action taken against a licensee; providing construction; establishing the Counseling Compact Commission; providing for the jurisdiction and venue for court proceedings; providing construction; providing for membership, meetings, and powers of the commission; specifying powers and duties of the commission's executive committee; providing for the financing of the commission; providing commission members, officers, executive directors, employees, and representatives immunity from civil liability under certain circumstances; providing exceptions; requiring the commission to defend the commission's members, officers, executive directors, employees, and representatives in civil actions under certain circumstances; providing construction; requiring the commission to indemnify and hold harmless such individuals for any settlement or judgment obtained in such actions under certain circumstances; providing for the development of the data system, reporting procedures, and the exchange of specified information between member states; requiring the commission to notify member states of any adverse action taken against a licensee or applicant for licensure; authorizing member states to designate as confidential information provided to the data system; requiring the commission to remove information from the data system under certain circumstances; providing rulemaking procedures for the commission; providing for member state enforcement of the compact; specifying that the compact and commission rules have standing as statutory law in member states; specifying that the commission is entitled to receive notice of process, and has standing to intervene, in certain judicial and administrative proceedings; rendering certain judgments and orders void as to the commission, the compact, or commission rules under certain circumstances; providing for defaults and termination of compact membership; providing procedures for the resolution of certain disputes; providing for commission enforcement of the compact; providing for remedies; providing construction; providing for implementation of, withdrawal from, and amendment to the compact; providing construction; specifying that licensees practicing in a remote state under the compact must adhere to the laws and rules of the remote state; providing construction; specifying that the compact, commission rules, and commission actions are binding on member states; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the data system; amending s. 456.076, F.S.; requiring monitoring contracts for impaired practitioners participating in treatment programs to contain certain terms; amending s. 491.003, F.S.; revising definitions; amending s. 491.004, F.S.; requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to appoint an individual to serve as the state's delegate on the commission;

amending s. 491.0045, F.S.; revising circumstances under which the board may grant a certain one-time exemption from associate registration requirements; amending ss. 491.005 and 491.006, F.S.; exempting certain persons from mental health counselor licensure requirements; amending s. 491.009, F.S.; authorizing certain disciplinary action under the compact for specified prohibited acts; amending s. 768.28, F.S.; designating the state delegate and other members or employees of the commission as state agents for the purpose of applying waivers of sovereign immunity; requiring the commission to pay certain claims or judgments; authorizing the commission to maintain insurance coverage to pay such claims or judgments; requiring the department to notify the Division of Law Revision upon enactment of the compact into law by 10 states; amending ss. 491.0045, 491.005, 491.009, 491.012, 491.014, 491.0145, and 491.0149, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 358**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1521** was withdrawn from the Committee on Appropriations.

On motion by Senator Rodriguez—

CS for HB 1521—A bill to be entitled An act relating to Professional Counselors Licensure Compact; creating s. 491.017, F.S.; creating the Professional Counselors Licensure Compact; providing purposes and objectives; defining terms; specifying requirements for state participation in the compact; specifying duties of member states; specifying that the compact does not affect an individual's ability to apply for, and a member state's ability to grant, a single state license pursuant to the laws of that state; providing construction; providing for recognition of the privilege to practice licensed professional counseling in member states; specifying criteria a licensed professional counselor must meet for the privilege to practice under the compact; providing for the expiration and renewal of the privilege to practice; providing construction; specifying that a licensee with a privilege to practice in a remote state must adhere to the laws and rules of that state; authorizing member states to act on a licensee's privilege to practice under certain circumstances; specifying the consequences and parameters of practice for a licensee whose privilege to practice has been acted on or whose home state license is encumbered; specifying that a licensed professional counselor may hold a home state license in only one member state at a time; specifying requirements and procedures for changing a home state license designation; providing construction; authorizing active duty military personnel or their spouses to keep their home state designation during active duty; specifying how such individuals may subsequently change their home state license designation; providing for the recognition of the practice of professional counseling through telehealth in member states; specifying that licensees must adhere to the laws and rules of the remote state in which they provide professional counseling through telehealth; authorizing member states to take adverse actions against licensees and issue subpoenas for hearings and investigations under certain circumstances; providing requirements and procedures for adverse action; authorizing member states to engage in joint investigations under certain circumstances; providing that a licensee's privilege to practice must be deactivated in all member states for the duration of an encumbrance imposed by the licensee's home state; providing for notice to the data system and the licensee's home state of any adverse action taken against a licensee; providing construction; establishing the Counseling Compact Commission; providing for the jurisdiction and venue for court proceedings; providing construction; providing for membership, meetings, and powers of the commission; specifying powers and duties of the commission's executive committee; providing for the financing of the commission; providing commission members, officers, executive directors, employees, and representatives immunity from civil liability under certain circumstances; providing exceptions; requiring the commission to defend the commission's members, officers, executive directors, employees, and representative in civil actions under certain circumstances; providing construction; requiring the commission to indemnify and hold harmless such individuals for any settlement or judgment obtained in such actions under certain circumstances; providing for the development of the data system, reporting procedures, and the exchange of specified information between member states; requiring the commission to notify member states of any adverse action taken against a licensee or applicant for licensure; authorizing member states to designate as confidential information provided to the data system; requiring the commission to

remove information from the data system under certain circumstances; providing rulemaking procedures for the commission; providing for member state enforcement of the compact; specifying that the compact and commission rules have standing as statutory law in member states; specifying that the commission is entitled to receive notice of process, and has standing to intervene, in certain judicial and administrative proceedings; rendering certain judgments and orders void as to the commission, the compact, or commission rules under certain circumstances; providing for defaults and termination of compact membership; providing procedures for the resolution of certain disputes; providing for commission enforcement of the compact; providing for remedies; providing construction; providing for implementation of, withdrawal from, and amendment to the compact; providing construction; specifying that licensees practicing in a remote state under the compact must adhere to the laws and rules of the remote state; providing construction; specifying that the compact, commission rules, and commission actions are binding on member states; providing construction and severability; amending s. 414.065, F.S.; conforming a cross-reference; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the data system; amending s. 456.076, F.S.; requiring monitoring contracts for impaired practitioners participating in treatment programs to contain certain terms; amending s. 491.003, F.S.; defining the term “licensed professional counselor”; amending s. 491.004, F.S.; requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to appoint an individual to serve as the state’s delegate on the commission; amending ss. 491.005 and 491.006, F.S.; exempting certain persons from licensure requirements; amending s. 491.009, F.S.; authorizing certain disciplinary action under the compact for specified prohibited acts; amending s. 768.28, F.S.; designating the state delegate and other members or employees of the commission as state agents for the purpose of applying waivers of sovereign immunity; requiring the commission to pay certain claims or judgments; authorizing the commission to maintain insurance coverage to pay such claims or judgments; requiring the department to notify the Division of Law Revision upon enactment of the compact into law by 10 states; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for SB 358** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for HB 1521** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

CS for CS for HB 1445—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 110.12301, F.S., which provides an exemption from public records requirements for certain information held by the Department of Management Services for verification of dependent eligibility; extending the legislative review and repeal of the public records exemption to a future date; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Brandes, by two-thirds vote, **CS for CS for HB 1445** was read the third time by title, passed by the required constitutional two-thirds vote of the

members present and voting, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

CS for CS for SB 590—A bill to be entitled An act relating to public records and meetings; creating s. 491.018, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling pursuant to the Professional Counselors Licensure Compact; authorizing the disclosure of such information under certain circumstances; providing an exemption from public meetings requirements for certain meetings or portions of certain meetings of the Counseling Compact Commission or its executive committee; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portions of such meetings; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 590**, pursuant to Rule 3.11(3), there being no objection, **HB 1523** was withdrawn from the Committee on Appropriations.

On motion by Senator Rodriguez—

HB 1523—A bill to be entitled An act relating to public records and meetings; creating s. 491.018, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling pursuant to the Professional Counselors Licensure Compact; authorizing the disclosure of such information under certain circumstances; providing an exemption from public meetings requirements for certain meetings or portions of certain meetings of the Counseling Compact Commission or committees of the commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portions of such meetings; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for CS for SB 590** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **HB 1523** was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Book	Broxson
Albritton	Boyd	Burgess
Ausley	Bracy	Cruz
Baxley	Bradley	Diaz
Bean	Brandes	Farmer
Berman	Brodeur	Gainer

Gibson	Passidomo	Rouson
Gruters	Perry	Stargel
Harrell	Pizzo	Stewart
Hooper	Polsky	Taddeo
Hutson	Powell	Torres
Jones	Rodrigues	Wright
Mayfield	Rodriguez	

Nays—None

SB 1258—A bill to be entitled An act relating to managed care plan performance; amending s. 409.967, F.S.; requiring managed care plans to collect and report specified measures beginning with a certain data reporting period; requiring plans to stratify reported measures by specified categories beginning with a certain data reporting period; requiring a plan's performance to be published on its website in a specified manner; requiring the Agency for Health Care Administration to use the measures to monitor plan performance; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1258**, pursuant to Rule 3.11(3), there being no objection, **HB 855** was withdrawn from the Committee on Rules.

On motion by Senator Jones—

HB 855—A bill to be entitled An act relating to managed care plan performance; amending s. 409.967, F.S.; requiring managed care plans to collect and report specified measures beginning with a certain data reporting period; requiring plans to stratify reported measures by specified categories beginning with a certain data reporting period; requiring a plan's performance to be published on its website in a specified manner; requiring the Agency for Health Care Administration to use the measures to monitor plan performance; providing an effective date.

—a companion measure, was substituted for **SB 1258** and read the second time by title.

On motion by Senator Jones, by two-thirds vote, **HB 855** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

On motion by Senator Diaz, the Senate resumed consideration of—

CS for HB 7—A bill to be entitled An act relating to individual freedom; amending s. 760.10, F.S.; providing that subjecting any individual, as a condition of employment, membership, certification, licensing, credentialing, or passing an examination, to training, instruction, or any other required activity that espouses, promotes, advances, inculcates, or compels such individual to believe specified concepts constitutes discrimination based on race, color, sex, or national origin; providing construction; amending s. 1000.05, F.S.; providing that subjecting any student or employee to training or instruction that espouses, promotes, advances, inculcates, or compels such individual to believe specified concepts constitutes discrimination based on race, color, sex,

or national origin; conforming provisions to changes made by the act; amending s. 1003.42, F.S.; revising requirements for required instruction on the history of African Americans; authorizing instructional personnel to facilitate discussions and use curricula to address, in an age-appropriate manner, specified topics; prohibiting classroom instruction and curricula from being used to indoctrinate or persuade students in a manner inconsistent with certain principles or state academic standards; requiring the department to prepare and offer certain standards and curriculum; authorizing the department to seek input from a specified organization for certain purposes; revising the requirements for required instruction on health education; requiring such instruction to comport with certain principles and include certain life skills; requiring civic and character education instead of a character development program; providing the requirements of such education; providing legislative findings; requiring instruction to be consistent with specified principles of individual freedom; authorizing instructional personnel to facilitate discussions and use curricula to address, in an age-appropriate manner, specified topics; prohibiting classroom instruction and curricula from being used to indoctrinate or persuade students in a manner inconsistent with certain principles or state academic standards; conforming cross-references to changes made by the act; requiring the State Board of Education to adopt a specified curriculum to be made available to schools for a certain purpose; amending s. 1006.31, F.S.; prohibiting instructional materials reviewers from recommending instructional materials that contain any matter that contradicts certain principles; amending s. 1012.98, F.S.; requiring the Department of Education to review school district professional development systems for compliance with certain provisions of law; amending ss. 1002.20 and 1006.40, F.S.; conforming cross-references; providing an effective date.

—which was previously considered this day.

SENATOR PASSIDOMO PRESIDING

THE PRESIDENT PRESIDING

Pursuant to Rule 4.19, **CS for HB 7** was placed on the calendar of Bills on Third Reading.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 266, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for SB 266—A bill to be entitled An act relating to motor vehicle insurance; creating s. 627.7491, F.S.; defining terms; requiring agencies that employ law enforcement officers to maintain motor vehicle insurance under certain circumstances; providing exceptions; providing liability limitations; providing methods in which the employing agency may meet the liability insurance requirements; providing a declaration of important state interest; providing an effective date.

House Amendment 1 (477889)—Remove lines 23-34 and insert:

(2) *If an employing agency authorizes a law enforcement officer to travel to his or her place of residence in an official law enforcement vehicle, the employing agency shall maintain current and valid motor vehicle insurance, including bodily injury, death, and property damage liability coverage that covers the period in which a law enforcement officer travels to or from work in an official law enforcement vehicle and covers the time a law enforcement officer travels to and from any other employing agency assignment in an official law enforcement vehicle. However, such motor vehicle insurance is not required to provide for coverage if:*

On motion by Senator Diaz, the Senate concurred in **House Amendment 1 (477889)**.

CS for SB 266 passed, as amended, was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodrigues
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Torres
Brandes	Jones	Wright
Brodeur	Mayfield	
Broxson	Passidomo	

Nays—None

Vote after roll call:

Yea—Taddeo

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 364, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for SB 364—A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S.; revising presale voucher sales requirements for specialty license plates; requiring the Department of Highway Safety and Motor Vehicles to extend the presale period by a specified amount of time for certain approved specialty license plate organizations; amending s. 320.08056, F.S.; revising the calculation of certain independent college and university specialty license plate sales for certain determinations; requiring the department to continue to collect annual use fees for certain discontinued or replaced plates; amending s. 320.08058, F.S.; revising annual use fee distributions from the sale of the Live the Dream license plate; providing for the award of scholarships to certain students through a competitive application process; providing for fiscal oversight by a certified public accounting firm; requiring the department to develop a Blue Angels motorcycle specialty license plate; specifying a design requirement for the plate; requiring that the number of valid Blue Angels motor vehicle and motorcycle specialty license plates be added together for purposes of a certain determination; directing the department to develop Inter Miami CF, Safe Haven for Newborns, Pap Corps Champions for Cancer Research, Learn to Fly, Florida Swims, Ethical Eco-tourism, Down Syndrome Awareness, and Gopher Tortoise license plates; providing for distribution and use of fees collected from the sale of such license plates; providing a directive to the Division of Law Revision; providing effective dates.

House Amendment 1 (027563) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (2) and paragraph (b) of subsection (3) of section 320.08053, Florida Statutes, are amended to read:

320.08053 Establishment of specialty license plates.—

(2)

(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 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. *The department shall extend this presale period by an additional 24*

months for an approved specialty license plate organization that, as of the effective date of this act, is in the presale period but has not recorded at least 3,000 voucher sales. If, at the conclusion of the ~~24-month~~ presale period, the minimum sales requirement has 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 or if the plate has met the presale requirement but has not been issued, 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)

(b) If the Legislature has approved 135 ~~150~~ or more specialty license plates, the department may not issue any new specialty license plates 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 135 ~~150~~. Notwithstanding s. 320.08056(8)(a), the 135-license-plate ~~150-license-plate~~ limit includes license plates above the minimum sales threshold and those exempt from that threshold.

Section 2. Subsection (12) of section 320.08056, Florida Statutes, is amended to read:

320.08056 Specialty license plates.—

(12) Notwithstanding s. 320.08058(3)(a), the department, in cooperation with the independent colleges or universities as described in s. 1009.89, 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). ~~An independent college or university colleges or universities~~ opting to use the standard template specialty license plate shall have the standard template specialty license ~~their~~ plate sales ~~added to the total number of remaining current valid registrations under paragraph (8)(a) for the formerly separate independent college and university license plates which were issued before the independent college or university elected to use the standard template specialty license plate combined~~ for purposes of the standard template specialty license plate 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. If the independent college or university elects to use the standard template specialty license plate, the department shall discontinue the existing specialty license plate ~~and, notwithstanding paragraph (8)(c), shall continue to collect 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 for the existing plate being discontinued or being replaced with the standard template specialty license plate.~~

Section 3. Effective October 1, 2022, subsections (47) and (79) of section 320.08058, Florida Statutes, are amended, and subsections (119) through (126) are added to that section, to read:

320.08058 Specialty license plates.—

(47) 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 be used in the following manner:

1. Up to 5 percent may be used to administer, promote, and market the license plate.

2. At least 25 ~~60~~ 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.

3. *At least 8 percent shall be used for programs and services provided directly by the Dream Foundation, Inc., which assist inmates released from the custody of a county jail in this state or a Department of Corrections facility in successfully reentering the community.*

4. *At least 15 percent shall be distributed as grants for programs and services throughout this state which assist inmates released from the custody of a county jail in this state or a Department of Corrections facility in successfully reentering the community.*

5. *At least 20 percent shall be distributed as scholarships to graduating high school seniors in this state who have at least one parent or legal guardian who is incarcerated, for the purpose of attending a state university, a Florida College System institution, a career center operated by a school district under s. 1001.44, or a charter technical career center under s. 1002.34. Scholarships shall be awarded through a competitive application process. Fiscal oversight of the scholarship program shall be performed by a certified public accounting firm.*

6. ~~3.~~ *At least 22 ~~30~~ percent shall be distributed to Chapman Partnership, Inc., for programs that provide relief from poverty, hunger, and homelessness.*

7. ~~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.*

(79) BLUE ANGELS LICENSE PLATES.—

(a) *The department shall develop a Blue Angels license plate for display on a motor vehicle and for display on a motorcycle 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. Any department-approved image must be placed on the far left side of a plate for display on a motorcycle.*

(b) *The annual use fees from the sale of the plate shall be distributed to the Naval Aviation Museum Foundation, a nonprofit Florida corporation under s. 501(c)(3) of the Internal Revenue Code, to fund the maintenance, programs, marketing, and projects of the foundation, including the National Naval Aviation Museum and the National Flight Academy in Pensacola. Up to 10 percent of the funds received by the Naval Aviation Museum Foundation may be used for marketing of the plate and costs directly associated with the administration of the foundation. The Naval Aviation Museum Foundation shall distribute 50 percent of the funds to eligible programs and projects associated with the National Flight Academy and the remainder of the funds to eligible programs and projects associated with the National Naval Aviation Museum.*

(c) *The number of valid specialty license plates issued for display on a motor vehicle or on a motorcycle must be added together to determine whether the specialty license plate must be discontinued pursuant to s. 320.08056(8)(a).*

(119) INTER MIAMI CF LICENSE PLATES.—

(a) *The department shall develop an Inter Miami CF 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 “Inter Miami CF” must appear at the bottom of the plate.*

(b) *Notwithstanding paragraph (9)(b), the annual use fees from the sale of the plate shall be distributed to Inter Miami CF Foundation Corporation, a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, which may use a maximum of 10 percent of the proceeds to promote and market the plate. The remainder of the proceeds shall be used by Inter Miami CF Foundation Corporation to plan and execute sports-based development and direct-service community programs, initiatives, and events in this state.*

(120) SAFE HAVEN FOR NEWBORNS LICENSE PLATES.—

(a) *The department shall develop a Safe Haven for Newborns 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 “A Safe Haven for Newborns” must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate shall be distributed to the Gloria M. Silverio Foundation, Incorporated, a Florida nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, the mission of which is to prevent infant abandonment through awareness, education, and direct assistance. Up to 10 percent of the fees may be used for marketing and administration of the plate. The remaining funds shall be used by the foundation to prevent infant abandonment through awareness, education, and direct assistance.*

(121) PAP CORPS CHAMPIONS FOR CANCER RESEARCH LICENSE PLATES.—

(a) *The department shall develop a Pap Corps Champions for Cancer Research 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 “Cancer Research Matters” must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate shall be distributed to the Papanicolaou Corps for Cancer Research, Inc., a Florida nonprofit corporation, as follows:*

1. *Up to 10 percent of the annual use fees must be used for:*

a. *Promotion and marketing costs of the license plate; and*

b. *Reimbursing the corporation for administrative costs, startup costs, and costs incurred in the development and approval process of the license plate.*

2. *The remaining funds must be distributed with the approval of, and accountability to, the board of directors of the Pap Corps and must be used to promote and support awareness of critical lifesaving cancer research by the Sylvester Comprehensive Cancer Center through education, outreach, and clinical research.*

(122) LEARN TO FLY LICENSE PLATES.—

(a) *The department shall develop a Learn to Fly 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 “Learn to Fly” must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate shall be distributed to Florida’s Lifted Youth Inc., a Florida nonprofit corporation, 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 Florida’s Lifted Youth Inc. to assist underprivileged youth and the children of fallen heroes to establish careers in aviation.*

(123) FLORIDA SWIMS LICENSE PLATES.—

(a) *The department shall develop a Florida Swims 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 “Swim for Life” must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate shall be distributed to the Swimming Pool Education and Safety Foundation, Inc., doing business as Florida Swims, a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code, which may use up to 10 percent of the proceeds for administration, promotion, and marketing of the plate. All remaining proceeds shall be used by the Swimming Pool Education and Safety Foundation, Inc., doing business as Florida Swims, to promote swimming pool and water safety and to provide grants and scholarships for childhood swimming lessons in this state.*

(124) DOWN SYNDROME AWARENESS LICENSE PLATES.—

(a) *The department shall develop a Down Syndrome Awareness 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 "Down Syndrome Awareness" must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Our City Beautiful, Inc., a Florida nonprofit corporation. Up to 10 percent of the fees may be used for administrative costs and marketing of the plate. Of the remaining fees:

1. Fifty percent shall be used to build and maintain HOLLAND, an affordable housing project for independent living for persons with Down syndrome or other intellectual disability.

2. Fifteen percent shall be dedicated to Our City Beautiful World Changer scholarships for Florida residents 18 years of age or older with Down syndrome who wish to further their education at postsecondary educational institutions located in this state.

3. Thirty-five percent shall be used for grants to other nonprofit organizations within this state to support housing, educational scholarships, and employment assistance programs for persons with Down syndrome or other intellectual disability.

(125) GOPHER TORTOISE LICENSE PLATES.—

(a) The department shall develop a Gopher Tortoise 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 "Protect the Gopher Tortoise" must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to Wildlands Conservation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to fund gopher tortoise and commensal species research, education, and conservation, as well as upland habitat protection, restoration, and management in this state to benefit the gopher tortoise and other upland species. Up to 10 percent of the funds received by Wildlands Conservation, Inc., may be used for marketing of the plate and costs directly associated with the administration of the gopher tortoise protection program. Wildlands Conservation, Inc., shall use and distribute the funds to eligible Florida-based scientific, conservation, and educational organizations for gopher tortoise, commensal species, and upland habitat research, conservation, and management.

(126) TAKE STOCK IN CHILDREN LICENSE PLATES.—

(a) The department shall develop a Take Stock in Children 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 "Take Stock in Children" must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate shall be distributed to TSIC, Inc., doing business as Take Stock in Children, a Florida nonprofit corporation. Up to 10 percent of the fees may be used for administrative costs and marketing of the plate. The remaining funds must be distributed with the approval of, and accountability to, the board of directors of Take Stock in Children and must be used to promote and support programs that provide mentorship for at-risk students.

Section 4. The Division of Law Revision is directed to replace the phrase "the effective date of this act" wherever it occurs in this act with the date this act becomes a law.

Section 5. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to specialty license plates; amending s. 320.08053, F.S.; revising the presale voucher requirements for out-of-state college or university license plates; requiring the Department of Highway Safety and Motor Vehicles to extend the presale period by a specified amount of time for certain approved specialty license plate organizations; revising the limit on the number of specialty license plates the department may issue; amending s. 320.08056, F.S.; revising the calculation of certain independent college and university specialty

license plate sales for certain determinations; requiring the department to continue to collect annual use fees for certain discontinued or replaced plates; amending s. 320.08058, F.S.; revising annual use fee distributions from the sale of the Live the Dream license plate; providing for the award of scholarships to certain students through a competitive application process; providing for fiscal oversight; requiring the department to develop a Blue Angels motorcycle specialty license plate; specifying a design requirement for the plate; requiring that the number of valid Blue Angels motor vehicle and motorcycle specialty license plates be added together for purposes of a certain determination; directing the department to develop specified specialty license plates; providing for distribution and use of fees collected from the sale of such license plates; providing a directive to the Division of Law Revision; providing effective dates.

On motion by Senator Bean, the Senate concurred in **House Amendment 1 (027563)**.

CS for CS for SB 364 passed, as amended, was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Mr. President	Burgess	Perry
Albritton	Cruz	Pizzo
Ausley	Diaz	Polsky
Baxley	Farmer	Powell
Bean	Gainer	Rodriguez
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Jones	Torres
Brodeur	Mayfield	Wright
Broxson	Passidomo	

Nays—None

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 494, with 1 amendment (031891), and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for SB 494—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 259.105, F.S.; requiring land management agencies to consider, in consultation with the commission, as part of certain state land management plans, the feasibility of using portions of such lands as gopher tortoise recipient sites; requiring the agencies to consult with the commission on required feasibility assessments and the implementation of management strategies; requiring the commission to work with the land management agencies to identify a specified number of sites; providing gopher tortoise recipient site permit application requirements; specifying permit timeframe requirements; amending ss. 327.352 and 327.35215, F.S.; revising the notices a person must be given for failure to submit to certain tests for alcohol, chemical substances, or controlled substances; making technical changes; amending s. 327.371, F.S.; authorizing individuals, when participating in certain athletic team practices or competitions, to operate a human-powered vessel within the marked channel of the Florida Intracoastal Waterway under certain circumstances; requiring the commission to be notified of any such competition; providing notice requirements; amending s. 327.4107, F.S.; revising the vessel conditions that an officer of the commission or a law enforcement agency may use to determine that a vessel is at risk of becoming derelict; amending s. 327.46, F.S.; prohibiting municipalities and counties from designating certain waters adjacent to designated public bathing beaches or swim areas as vessel exclusion zones; repealing s. 376.15, F.S., relating to derelict vessels and the relocation and removal of such vessels from the waters of this state; amending s. 379.101, F.S.; revising the definitions of the terms "marine fish" and "saltwater fish"; amending s. 705.101, F.S.; revising the definition of the term "abandoned property" to include vessels declared to be a public

nuisance; amending s. 705.103, F.S.; clarifying the notice requirements and procedures for vessels declared to be public nuisances; conforming a provision to changes made by the act; amending s. 823.11, F.S.; making technical changes; authorizing the commission to establish a program to provide grants to local governments for certain actions regarding derelict vessels and those declared to be a public nuisance; specifying sources for the funds to be used, subject to an appropriation; authorizing the commission to use funds not awarded as grants for certain purposes; requiring the commission to adopt rules for the grant applications and the criteria for allocating the funds; conforming provisions to changes made by the act; amending s. 934.50, F.S.; providing that all employees of the commission or the Florida Forest Service may operate drones for specified purposes; amending ss. 327.04, 328.09, 328.72, and 376.11, F.S.; conforming provisions to changes made by the act; repealing s. 25, chapter 2021-184, Laws of Florida, relating to derelict vessels; reenacting s. 327.73(1)(dd), F.S., relating to noncriminal boating infractions, to incorporate the amendment made to s. 327.371, F.S., in a reference thereto; reenacting ss. 125.01(4) and 379.2412, F.S., relating to powers and duties of legislative and governing bodies of counties and state preemption of the regulating of taking or possessing saltwater fish, respectively, to incorporate the amendment made to s. 379.101, F.S., in references thereto; providing effective dates.

House Amendment 1 (031891) (with title amendment)—Remove lines 73-255 and insert:

Section 1. Paragraphs (a) and (b) of subsection (2) of section 259.105, Florida Statutes, are amended to read:

259.105 The Florida Forever Act.—

(2)(a) The Legislature finds and declares that:

1. Land acquisition programs have provided tremendous financial resources for purchasing environmentally significant lands to protect those lands from imminent development or alteration, thereby ensuring present and future generations' access to important waterways, open spaces, and recreation and conservation lands.

2. The continued alteration and development of the state's natural and rural areas to accommodate the state's growing population have contributed to the degradation of water resources, the fragmentation and destruction of wildlife habitats, the loss of outdoor recreation space, and the diminishment of wetlands, forests, working landscapes, and coastal open space.

3. The potential development of the state's remaining natural areas and escalation of land values require government efforts to restore, bring under public protection, or acquire lands and water areas to preserve the state's essential ecological functions and invaluable quality of life.

4. It is essential to protect the state's ecosystems by promoting a more efficient use of land, to ensure opportunities for viable agricultural activities on working lands, and to promote vital rural and urban communities that support and produce development patterns consistent with natural resource protection.

5. The state's groundwater, surface waters, and springs are under tremendous pressure due to population growth and economic expansion and require special protection and restoration efforts, including the protection of uplands and springsheds that provide vital recharge to aquifer systems and are critical to the protection of water quality and water quantity of the aquifers and springs. To ensure that sufficient quantities of water are available to meet the current and future needs of the natural systems and citizens of the state, and assist in achieving the planning goals of the department and the water management districts, water resource development projects on public lands, if compatible with the resource values of and management objectives for the lands, are appropriate.

6. The needs of urban, suburban, and small communities in the state for high-quality outdoor recreational opportunities, greenways, trails, and open space have not been fully met by previous acquisition programs. Through such programs as the Florida Communities Trust and the Florida Recreation Development Assistance Program, the state shall place additional emphasis on acquiring, protecting, preserving, and restoring open space, ecological greenways, and recreation properties within urban, suburban, and rural areas where pristine natural

communities or water bodies no longer exist because of the proximity of developed property.

7. Many of the state's unique ecosystems, such as the Florida Everglades, are facing ecological collapse due to the state's burgeoning population growth and other economic activities. To preserve these valuable ecosystems for future generations, essential parcels of land must be acquired to facilitate ecosystem restoration.

8. Access to public lands to support a broad range of outdoor recreational opportunities and the development of necessary infrastructure, if compatible with the resource values of and management objectives for such lands, promotes an appreciation for the state's natural assets and improves the quality of life.

9. Acquisition of lands, in fee simple, less than fee interest, or other techniques shall be based on a comprehensive science-based assessment of the state's natural resources which targets essential conservation lands by prioritizing all current and future acquisitions based on a uniform set of data and planned so as to protect the integrity and function of ecological systems and working landscapes, and provide multiple benefits, including preservation of fish and wildlife habitat, recreation space for urban and rural areas, and the restoration of natural water storage, flow, and recharge.

10. The state has embraced performance-based program budgeting as a tool to evaluate the achievements of publicly funded agencies, build in accountability, and reward those agencies which are able to consistently achieve quantifiable goals. While previous and existing state environmental programs have achieved varying degrees of success, few of these programs can be evaluated as to the extent of their achievements, primarily because performance measures, standards, outcomes, and goals were not established at the outset. Therefore, the Florida Forever program shall be developed and implemented in the context of measurable state goals and objectives.

11.a. The state must play a major role in the recovery and management of its imperiled species through the acquisition, restoration, enhancement, and management of ecosystems that can support the major life functions of such species. It is the intent of the Legislature to support local, state, and federal programs that result in net benefit to imperiled species habitat by providing public and private land owners meaningful incentives for acquiring, restoring, managing, and repopulating habitats for imperiled species. It is the further intent of the Legislature that public lands, both existing and to be acquired, identified by the lead land managing agency, in consultation with the Fish and Wildlife Conservation Commission for animals or the Department of Agriculture and Consumer Services for plants, as habitat or potentially restorable habitat for imperiled species, be restored, enhanced, managed, and repopulated as habitat for such species to advance the goals and objectives of imperiled species management for conservation, recreation, or both, consistent with the land management plan without restricting other uses identified in the management plan. It is also the intent of the Legislature that of the proceeds distributed pursuant to subsection (3), additional consideration be given to acquisitions that achieve a combination of conservation goals, including the restoration, enhancement, management, or repopulation of habitat for imperiled species. The council, in addition to the criteria in subsection (9), shall give weight to projects that include acquisition, restoration, management, or repopulation of habitat for imperiled species. The term "imperiled species" as used in this chapter and chapter 253, means plants and animals that are federally listed under the Endangered Species Act, or state-listed by the Fish and Wildlife Conservation Commission or the Department of Agriculture and Consumer Services. As part of the state's role, all state lands that have imperiled species habitat shall include as a consideration in management plan development the restoration, enhancement, management, and repopulation of such habitats. In addition, the lead land managing agency of such state lands may use fees received from public or private entities for projects to offset adverse impacts to imperiled species or their habitat in order to restore, enhance, manage, repopulate, or acquire land and to implement land management plans developed under s. 253.034 or a land management prospectus developed and implemented under this chapter. Such fees shall be deposited into a foundation or fund created by each land management agency under s. 379.223, s. 589.012, or s. 259.032(9)(c), to be used solely to restore, manage, enhance, repopulate, or acquire imperiled species habitat.

b. *The Legislature recognizes that there have been geographical and capacity constraints on available gopher tortoise recipient sites that have*

coincided with increased demands for such sites. The Legislature also recognizes that the success of gopher tortoise conservation depends on participation by privately owned lands and the use of appropriate public lands for gopher tortoise and other imperiled species management and recovery. To encourage adequate capacity for relocating gopher tortoises, each lead land managing agency, in consultation with the Fish and Wildlife Conservation Commission, shall consider the feasibility of using a portion of state lands as a gopher tortoise recipient site in management plans for all state lands under the management of the agency that are greater than 40 contiguous acres. If the lead land managing agency, in consultation with the Fish and Wildlife Conservation Commission, determines that gopher tortoise recipient site management does not conflict with the primary management objectives of the lands, the management plan must contain a component prepared by the agency or cooperatively with a Fish and Wildlife Conservation Commission wildlife biologist that assesses the feasibility of managing the lands as a recipient site for gopher tortoises consistent with rules of the Fish and Wildlife Conservation Commission. The feasibility assessment by the lead land managing agency must also evaluate the economic feasibility of establishing a gopher tortoise recipient site, including the initial cost and recurring management costs of operating the gopher tortoise recipient site consistent with the rules of the Fish and Wildlife Conservation Commission and the revenue projections necessary to ensure the initial and recurring costs of establishing and perpetually maintaining the gopher tortoise recipient site do not create an increased recurring expense for the agency.

12. There is a need to change the focus and direction of the state's major land acquisition programs and to extend funding and bonding capabilities, so that future generations may enjoy the natural resources of this state.

(b) The Legislature recognizes that acquisition of lands in fee simple is only one way to achieve the aforementioned goals and encourages the use of less-than-fee interests, other techniques, and the development of creative partnerships between governmental agencies and private landowners. Such partnerships may include those that advance the restoration, enhancement, management, or repopulation of imperiled species habitat on state lands as provided for in subparagraph (a)11. Easements acquired pursuant to s. 570.71(2)(a) and (b), land protection agreements, and nonstate funded tools such as rural land stewardship areas, sector planning, *gopher tortoise recipient sites*, and mitigation should be used, where appropriate, to bring environmentally sensitive tracts under an acceptable level of protection at a lower financial cost to the public, and to provide private landowners with the opportunity to enjoy and benefit from their property. *The owner of lands where a conservation easement or other less-than-fee interest has been acquired by the board or another state agency or a regional or local government may establish a recipient site or conservation bank on the lands to advance the restoration, enhancement, management, or repopulation of imperiled species habitat so long as the recipient site or operation and maintenance of the conservation bank does not interfere with the management plan for the conservation easement and the landowner complies with all state and federal permitting requirements for the recipient site or conservation bank.*

Section 2. (1) *By December 31, 2022, the Fish and Wildlife Conservation Commission shall streamline and improve the review of applications for public and private gopher tortoise recipient sites. Requests for additional information must be received by the applicant within 45 days after receipt of an application and the commission shall approve or deny a complete application within 45 days after receipt of such application.*

(2) *By October 31, 2022, the Fish and Wildlife Conservation Commission shall:*

(a) *Establish an ongoing effort to encourage the establishment of new gopher tortoise recipient sites on private lands throughout the state; and*

(b) *Update its permitting systems to create an online dashboard to show permitted and available capacity for reservations in permitted gopher tortoise recipient sites to assist with the efficient relocation of gopher tortoises.*

(3) *By February 1, 2023, the Fish and Wildlife Conservation Commission shall submit a report to the President of the Senate and the*

Speaker of the House of Representatives that includes the following information:

(a) *The progress made in establishing new private and public gopher tortoise recipient sites;*

(b) *The average time it takes to approve or deny a recipient site application once a complete application is received;*

(c) *Any federal action taken to modify the listing of the gopher tortoise under the Endangered Species Act; and*

(d) *Any other information relevant to the gopher tortoise conservation program.*

And the title is amended as follows:

Remove lines 3-15 and insert: Commission; amending s. 259.105, F.S.; providing legislative findings; requiring lead land managing agencies, in consultation with the Fish and Wildlife Conservation Commission, to consider the use of state lands as gopher tortoise recipient sites in certain management plans; requiring certain management plans to include feasibility assessments for managing gopher tortoise recipient sites; authorizing owners of certain lands to establish gopher tortoise recipient sites or conservation banks on the lands under certain conditions; requiring the commission to streamline and improve the review of gopher tortoise recipient site applications and approve or deny such applications within a specified timeframe; requiring the commission to encourage the establishment of gopher tortoise recipient sites on private lands and to create an online dashboard for certain gopher tortoise recipient site information; requiring the commission to submit a report on gopher tortoise recipient sites to the Legislature by a specified date; providing report requirements; amending ss. 327.352 and 327.35215,

Senator Hutson moved the following amendment to **House Amendment 1 (031891)** which was adopted:

Senate Amendment 1 (658216) (with title amendment) to House Amendment 1 (031891)—Delete line 207 and insert:

(2) *By October 31, 2023, subject to appropriation, the Fish and Wildlife*

And the title is amended as follows:

Delete line 246 and insert: within a specified timeframe; requiring the commission, subject to appropriation,

On motion by Senator Hutson, the Senate concurred in **House Amendment 1 (031891)**, as amended, and requested the House to concur in **Senate Amendment 1 (658216) to House Amendment 1 (031891)**.

CS for CS for SB 494 passed, as amended, and the action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Burgess	Perry
Albritton	Cruz	Polsky
Ausley	Diaz	Powell
Baxley	Farmer	Rodriguez
Bean	Gainer	Rodriguez
Berman	Gibson	Rouson
Book	Gruters	Stargel
Boyd	Harrell	Stewart
Bracy	Hooper	Taddeo
Bradley	Hutson	Torres
Brandes	Jones	Wright
Brodeur	Mayfield	
Broxson	Passidomo	

Nays—None

SPECIAL ORDER CALENDAR, continued

On motion by Senator Gruters—

CS for HB 1467—A bill to be entitled An act relating to K-12 education; amending s. 1001.35, F.S.; establishing term limits for school board members; amending s. 1006.28, F.S.; deleting a requirement that district school boards maintain a specified list on their websites; requiring certain meetings relating to instructional materials to be noticed and open to the public; providing requirements for the membership of committees related to instructional materials; requiring certain individuals involved in selecting library materials to complete a specified training; requiring certain materials to be selected by employees who meet specified criteria; requiring district school boards to adopt procedures for developing library media center collections; providing requirements for such procedures; requiring elementary schools, district school boards, and the Department of Education to post on their websites specified information relating to instructional materials and other materials in certain formats; providing district school board requirements; providing school principals are responsible for overseeing compliance with specified procedures relating to library media center materials; amending s. 1006.29, F.S.; revising requirements for the department relating to the development of training programs for the selection of materials used in schools and library media centers; amending s. 1006.40, F.S.; revising district school board requirements for the selection and adoption of certain materials; 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:

Amendment 1 (745288) (with title amendment)—Delete lines 43-290 and insert:

for 12 consecutive years. Service of a term of office which commenced before November 8, 2022, will not be counted toward the limitation imposed by this section.

Section 2. Paragraphs (a) and (d) of subsection (2) and subsection (4) of section 1006.28, Florida Statutes, are amended, and paragraph (e) is added to subsection (2) of that section, to read:

1006.28 Duties of district school board, district school superintendent; and school principal regarding K-12 instructional materials.—

(2) **DISTRICT SCHOOL BOARD.**—The district school board has the constitutional duty and responsibility to select and provide adequate instructional materials for all students in accordance with the requirements of this part. The district school board also has the following specific duties and responsibilities:

(a) *Courses of study; adoption.*—Adopt courses of study, including instructional materials, for use in the schools of the district.

1. Each district school board is responsible for the content of all instructional materials and any other materials used in a classroom, made available in a school library, or included on a reading list, whether adopted and purchased from the state-adopted instructional materials list, adopted and purchased through a district instructional materials program under s. 1006.283, or otherwise purchased or made available. ~~Each district school board shall maintain on its website a current list of instructional materials, by grade level, purchased by the district.~~

2. Each district school board must adopt a policy regarding an objection by a parent or a resident of the county to the use of a specific instructional material, which clearly describes a process to handle all objections and provides for resolution. The process must provide the parent or resident the opportunity to proffer evidence to the district school board that:

a. An instructional material does not meet the criteria of s. 1006.31(2) or s. 1006.40(3)(d) if it was selected for use in a course or otherwise made available to students in the school district but was not subject to the public notice, review, comment, and hearing procedures under s. 1006.283(2)(b)8., 9., and 11.

b. Any material used in a classroom, made available in a school library, or included on a reading list contains content that is pornographic or prohibited under s. 847.012, is not suited to student needs and their ability to comprehend the material presented, or is inappropriate for the grade level and age group for which the material is used.

If the district school board finds that an instructional material does not meet the criteria under sub-subparagraph a. or that any other material contains prohibited content under sub-subparagraph b., the school district shall discontinue use of the material for any grade level or age group for which such use is inappropriate or unsuitable.

3. Each district school board must establish a process by which the parent of a public school student or a resident of the county may contest the district school board's adoption of a specific instructional material. The parent or resident must file a petition, on a form provided by the school board, within 30 calendar days after the adoption of the instructional material by the school board. The school board must make the form available to the public and publish the form on the school district's website. The form must be signed by the parent or resident, include the required contact information, and state the objection to the instructional material based on the criteria of s. 1006.31(2) or s. 1006.40(3)(d). Within 30 days after the 30-day period has expired, the school board must, for all petitions timely received, conduct at least one open public hearing before an unbiased and qualified hearing officer. The hearing officer may not be an employee or agent of the school district. The hearing is not subject to the provisions of chapter 120; however, the hearing must provide sufficient procedural protections to allow each petitioner an adequate and fair opportunity to be heard and present evidence to the hearing officer. The school board's decision after convening a hearing is final and not subject to further petition or review.

4. *Meetings of committees convened for the purpose of ranking, eliminating, or selecting instructional materials for recommendation to the district school board must be noticed and open to the public in accordance with s. 286.011. Any committees convened for such purposes must include parents of district students.*

(d) *School library media services; establishment and maintenance.*—Establish and maintain a program of school library media services for all public schools in the district, including school library media centers, or school library media centers open to the public, and, in addition such traveling or circulating libraries as may be needed for the proper operation of the district school system. *Beginning January 1, 2023, Each school district shall provide training to school librarians, and media specialists, and other personnel involved in the selection of school district library materials must complete the training program developed pursuant to s. 1006.29(6) before reviewing and selecting regarding the prohibition against distributing harmful materials to minors under s. 847.012 and applicable case law, and best practices for providing students access to age-appropriate materials and library resources.* Upon written request, a school district shall provide access to any material or book specified in the request that is maintained in a district school system library and is available for review.

1. *Each book made available to students through a school district library media center or included in a recommended or assigned school or grade-level reading list must be selected by a school district employee who holds a valid educational media specialist certificate, regardless of whether the book is purchased, donated, or otherwise made available to students.*

2. *Each district school board shall adopt procedures for developing library media center collections and post the procedures on the website for each school within the district. The procedures must:*

- Require that book selections meet the criteria in s. 1006.40(3)(d).*
- Require consultation of reputable, professionally recognized reviewing periodicals and school community stakeholders.*
- Provide for library media center collections based on reader interest, support of state academic standards and aligned curriculum, and the academic needs of students and faculty.*

d. Provide for the regular removal or discontinuance of books based on, at a minimum, physical condition, rate of recent circulation, alignment to state academic standards and relevancy to curriculum, out-of-date content, and required removal pursuant to subparagraph (a)2.

3. Each elementary school must publish on its website, in a searchable format prescribed by the department, a list of all materials maintained in the school library media center or required as part of a school or grade-level reading list.

(e) Public participation.—Publish on its website, in a searchable format prescribed by the department, a list of all instructional materials, including those used to provide instruction required by s. 1003.42. Each district school board must:

1. Provide access to all materials, excluding teacher editions, in accordance with s. 1006.283(2)(b)8.a. before the district school board takes any official action on such materials. This process must include reasonable safeguards against the unauthorized use, reproduction, and distribution of instructional materials considered for adoption.

2. Select, approve, adopt, or purchase all materials as a separate line item on the agenda and must provide a reasonable opportunity for public comment. The use of materials described in this paragraph may not be selected, approved, or adopted as part of a consent agenda.

3. Annually, beginning June 30, 2023, submit to the Commissioner of Education a report that identifies:

a. Each material for which the school district received an objection pursuant to subparagraph (a)2. for the school year and the specific objections thereto.

b. Each material that was removed or discontinued as a result of an objection.

c. The grade level and course for which a removed or discontinued material was used, as applicable.

The department shall publish and regularly update a list of materials that were removed or discontinued as a result of an objection and disseminate the list to school districts for consideration in their selection procedures.

(4) SCHOOL PRINCIPAL.—The school principal has the following duties for the management and care of instructional materials at the school:

(a) Proper use of instructional materials.—The principal shall assure that instructional materials are used to provide instruction to students enrolled at the grade level or levels for which the materials are designed, pursuant to adopted district school board rule. The school principal shall communicate to parents the manner in which instructional materials are used to implement the curricular objectives of the school.

(b) Money collected for lost or damaged instructional materials; enforcement.—The school principal shall collect from each student or the student's parent the purchase price of any instructional material the student has lost, destroyed, or unnecessarily damaged and to report and transmit the money collected to the district school superintendent. The failure to collect such sum upon reasonable effort by the school principal may result in the suspension of the student from participation in extracurricular activities or satisfaction of the debt by the student through community service activities at the school site as determined by the school principal, pursuant to policies adopted by district school board rule.

(c) Sale of instructional materials.—The school principal, upon request of the parent of a student in the school, shall sell to the parent any instructional materials used in the school. All such sales shall be made pursuant to rule adopted by the district school board, and the principal shall annually provide information to parents that they may purchase instructional materials and how to purchase the materials.

(d) Disposition of funds.—All money collected from the sale, exchange, loss, or damage of instructional materials shall be transmitted to the district school superintendent to be deposited in the district

school board fund and added to the district appropriation for instructional materials.

(e) Accounting for instructional materials.—Principals shall see that all instructional materials are fully and properly accounted for as prescribed by adopted rules of the district school board.

(f) Selection of library media center materials.—School principals are responsible for overseeing compliance with school district procedures for selecting school library media center materials at the school to which they are assigned.

Section 3. Subsection (2) of section 1006.29, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

1006.29 State instructional materials reviewers.—

(2) For purposes of this part state adoption, the term “instructional materials” means items having intellectual content that by design serve as a major tool for assisting in the instruction of a subject or course. These items may be available in bound, unbound, kit, or package form and may consist of hardbacked or softbacked textbooks, electronic content, consumables, learning laboratories, manipulatives, electronic media, and computer courseware or software. A publisher or manufacturer providing instructional materials as a single bundle shall also make the instructional materials available as separate and unbundled items, each priced individually. A publisher may also offer sections of state-adopted instructional materials in digital or electronic versions at reduced rates to districts, schools, and teachers.

(6) The department shall develop an online training program for school librarians, media specialists, and other personnel involved in the selection and maintenance of library media and collections or materials maintained on a reading list. This training must assist reviewers in complying with the requirements of s. 1006.31(2). The department shall make this training available no later than January 1, 2023. No later than July 1, 2023, and annually thereafter, each superintendent must certify to the department that all school librarians and media specialists employed by the district have completed the online training program.

Section 4. Paragraph (b) of subsection (4) of section 1006.40, Florida Statutes, is amended to read:

1006.40 Use of instructional materials allocation; instructional materials, library books, and reference books; repair of books.—

(4) Each district school board is responsible for the content of all materials used in a classroom or otherwise made available to students. Each district school board shall adopt rules, and each district school superintendent shall implement procedures, that:

(b) Provide a process for public review of, public comment on, and the adoption of instructional materials, including those instructional materials used to provide instruction required by s. 1003.42 teach reproductive health or any disease, including HIV/AIDS, under ss. 1003.42(3) and 1003.46, which satisfies the requirements of s. 1006.283(2)(b)8., 9., and 11.

Section 5. Subsection (2) of section 1011.67, Florida Statutes, is amended to read:

1011.67 Funds for instructional materials.—

(2) Annually by July 1 and before the release of instructional materials funds, each district school superintendent shall certify to the Commissioner of Education that the district school board has approved a comprehensive staff development plan that supports fidelity of implementation of instructional materials programs, including verification that training was provided; that the materials are being implemented as designed; and, beginning July 1, 2021, for core reading materials and reading intervention materials used in kindergarten through grade 5, that the materials meet the requirements of s. 1001.215(8). Such instructional materials, as evaluated and identified pursuant to s. 1001.215(4), may be purchased by the school district with funds under this section without undergoing the adoption procedures under s. 1006.40(4)(b). The certification must identify any material that received an objection pursuant to s. 1006.28 for the school year and the specific objections thereto, each material that was removed or dis-

continued as a result of an objection, and the grade level and course for which a removed or discontinued material was used, as applicable. This subsection does not preclude school districts from purchasing or using other materials to supplement reading instruction and provide additional skills practice.

Section 6. This act shall take effect July 1, 2022.

And the title is amended as follows:

Delete lines 12-31 and insert: specified training by a certain date; requiring certain materials to be selected by employees who meet specified criteria; requiring district school boards to adopt procedures for developing library media center collections; providing requirements for such procedures; requiring elementary schools, district school boards, and the Department of Education to post on their websites specified information relating to instructional materials and other materials in certain formats; providing district school board requirements; providing that school principals are responsible for overseeing compliance with specified procedures relating to library media center materials; amending s. 1006.29, F.S.; requiring the department to develop a training program for the selection of materials used in schools and library media centers by a certain date; amending s. 1006.40, F.S.; revising district school board requirements for the selection and adoption of certain materials; amending s. 1011.67, F.S.; requiring that the certification by district school superintendents to the Commissioner of Education identifies instructional materials that are the subject of an objection and provides specified information related to the objection; providing an effective date.

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

Senator Farmer moved the following amendment to **Amendment 1 (745288)** which failed:

Amendment 1A (770252) (with title amendment)—Delete line 57 and insert:
is inappropriate or unsuitable. School districts may not destroy any material discontinued pursuant to this paragraph and shall make a good faith effort to either return the material to the entity that provided the material or, if unable to return the material, inform local libraries and nonprofit book depositories of the material's availability and transfer the material upon a local library or nonprofit book depository's request.

And the title is amended as follows:

Delete lines 279-280 and insert:

Delete lines 6 - 31 and insert: specified list on their websites; prohibiting school districts from destroying certain discontinued materials; specifying how school districts must return or transfer such materials; requiring certain meetings relating to instructional materials to be noticed and open to the public; providing requirements for the membership of committees related to instructional materials; requiring certain individuals involved in selecting library materials to complete a

The question recurred on **Amendment 1 (745288)** which was adopted.

SENATOR BEAN PRESIDING

MOTIONS

On motion by Senator Passidomo, the rules were waived and time of adjournment was extended until completion of today's order of business.

Pursuant to Rule 4.19, **CS for HB 1467**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1702** was deferred.

On motion by Senator Brodeur—

CS for HB 7049—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; revising the requirements for newspapers publishing legal notices; deleting an option for publication on a newspaper's website; providing for the publication of legal notices on certain publicly accessible websites; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; authorizing a governmental agency to publish legal notices on a publicly accessible website under certain circumstances; providing criteria for website publication; authorizing a governmental agency with a certain percentage of its population located within a county meeting a certain population threshold to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to certain residents and property owners relating to alternative methods of receiving legal notices; authorizing a governmental agency to publish certain public notices and advertisements on its governmental access channels; providing a requirement for public bid advertisements made by governmental agencies on publicly accessible websites; amending s. 50.051, F.S.; revising a form for affidavits of publication; amending s. 50.061, F.S.; correcting a cross-reference; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending ss. 11.02, 45.031, 90.902, 120.81, 121.055, 162.12, 189.015, 190.005, 200.065, 348.0308, 348.635, 348.7605, 849.38, and 932.704, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

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

Senator Pizzo moved the following amendments which failed:

Amendment 1 (844640) (with title amendment)—Between lines 425 and 426 insert:

(10) All notices and advertisements published on a publicly accessible website must be accompanied by a proof of publication affidavit as provided in s. 50.051. The governmental agency that publishes such notice or advertisement must retain the affidavit for 7 years after the date of initial publication. The governmental agency shall make the proof of publication affidavits available in a publicly accessible repository.

And the title is amended as follows:

Delete line 26 and insert: publicly accessible websites; requiring governmental agencies to provide a proof of publication affidavit with all advertisements and notices; requiring the governmental agency to maintain such affidavits for a specified timeframe; requiring the governmental agency to make such affidavits available in a publicly accessible repository; amending s. 50.051,

Amendment 2 (964618)—Delete line 370 and insert:
published on the website. The website must comply with the requirements of the Americans with Disabilities Act. All advertisements and public notices published on a website as provided in this chapter must also be posted on the Florida Press Association's repository as provided by s. 50.0211(3)(a).

The vote was:

Yeas—16

Ausley	Farmer	Rouson
Berman	Gibson	Stewart
Book	Jones	Taddeo
Bracy	Pizzo	Torres
Brandes	Polsky	
Cruz	Powell	

Nays—20

Mr. President	Baxley	Boyd
Albritton	Bean	Bradley

Brodeur	Gruters	Passidomo
Broxson	Harrell	Perry
Burgess	Hooper	Rodrigues
Diaz	Hutson	Wright
Gainer	Mayfield	

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

Senator Brandes moved the following amendments which failed:

Amendment 3 (941896) (with title amendment)—Delete line 201 and insert:
the newspaper's website *and provide the website URL in the print section where legal notices are published in such newspaper which that* provides access to the legal

And the title is amended as follows:

Delete lines 7-9 and insert: accessible websites; amending s. 50.021, F.S.; conforming provisions to changes made by the act; amending s. 50.0211, F.S.; requiring the newspaper to publish the website URL to the public notices website in the applicable print section of such newspaper; conforming provisions to changes made by the act; amending s. 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing

Amendment 4 (378446)—Delete line 398 and insert:
notices shall provide notice within each issue of a

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

Senator Brodeur moved the following amendment which was adopted:

Amendment 5 (388396)—Delete lines 49-89 and insert:
~~existing or repealed, means either of the contemporaneous and continuous intent and meaning of such legislation all and singular, existing or repealed, is and has been and is hereby declared to be and to have been, and the rule of interpretation is and has been~~ the following:

(1) *A publication in a newspaper printed and published periodically at least once a week, containing at least 25 percent of its words in the English language, available to the public generally for the publication of official or other notices and customarily containing information of a public character or of interest or of value to the residents or owners of property in the county where published, or of interest or of value to the general public, which A publication in a newspaper that meets all of the following:*

- ~~(a) Is printed and published periodically at least once a week.~~
- ~~(b) Contains at least 25 percent of its words in the English language.~~
- ~~(c) Satisfies one of the following criteria:~~

~~(a)1-~~ Has an audience consisting of at least 10 percent of the households in the county or municipality, as determined by the most recent decennial census, where the legal or public notice is being published or posted, by calculating the combination of the total of the number of print copies reflecting the day of highest print circulation, of which at least 25 percent of such print copies must be delivered to individuals' home or business addresses, as certified biennially by a certified independent third-party auditor, and the total number of on-line unique monthly visitors to the newspaper's website from within the state, as measured by industry-accepted website analytics software. The newspaper must also be sold, or otherwise available to the public, at no less than 10 publicly accessible outlets. For legal and public notices published by nongovernmental entities, the newspaper's audience in the county or municipality where the project, property, or other primary subject of the notice is located must meet the 10 percent threshold; or-

~~(b)2-~~ *Is entered or qualified to be admitted and entered as periodical class mail at a post office in the county where published. Holds a periodicals permit as of March 1, 2021, and accepts legal notices for publication as of that date. Any such*

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

MOTIONS

On motion by Senator Passidomo, the rules were waived and the following bill temporarily postponed on the Special Order Calendar this day was retained on the Special Order Calendar: **CS for CS for SB 1702**.

BILLS ON SPECIAL ORDERS

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 9, 2022: CS for CS for SB 1408, CS for CS for SB 1670, CS for CS for SB 1694, CS for SB 1940, CS for HB 3, CS for HB 7, HB 539, CS for CS for HB 1445, CS for HB 1467, CS for HB 7049, CS for CS for SB 358, CS for CS for SB 590, SB 1258.

Respectfully submitted,
Kathleen Passidomo, Rules Chair
Debbie Mayfield, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Rules recommends the following pass: CS for CS for HB 861 with 1 amendment; CS for HB 7049

The bills were placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1203 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Education & Employment Committee, Early Learning & Elementary Education Subcommittee and Representative(s) Fetterhoff, Maney—

CS for CS for CS for HB 1203—A bill to be entitled An act relating to education; amending s. 435.02, F.S.; revising the definition of the term "specified agency"; amending s. 435.12, F.S.; requiring certain employees to submit to rescreeing on a specified schedule; amending 800.101, F.S.; providing criminal penalties for certain actions related to specified reports; amending ss. 943.0585 and 943.059, F.S.; prohibiting certain persons from denying criminal history records that have been expunged or sealed; amending s. 1001.4205, F.S.; authorizing members of the Legislature to visit any public school in the legislative district of the member; providing requirements for such visits; amending s. 1002.421, F.S.; revising background screening requirements for certain private schools; amending s. 1004.04, F.S.; revising teacher preparation program core curricula requirements; revising criteria for continued program approval; authorizing the State Board of Education to adopt rules that include certain criteria and authorize continued program approval; requiring the State Board of Education to adopt rules that establish certain continued program approval criteria; revising specified requirements relating to field experiences; amending s. 1004.85, F.S.; revising teacher preparation program core curricula requirements; requiring certain program candidates to complete a minimum period of field experience, as determined by the State Board of Education; revising criteria for continued program approval; authorizing the State Board of Education to adopt rules that include certain criteria and authorize continued program approval; requiring the State Board of Education to adopt rules that establish certain continued program approval criteria; amending s. 1012.22, F.S.; requiring certain compensation to be included in calculating certain salary adjustments;

amending s. 1012.315, F.S.; revising screening requirements for specified individuals; providing applicability; amending s. 1012.32, F.S.; revising the procedure for background screenings; deleting the right to appeal certain terminations; revising provisions specifying financial responsibility and reimbursement for background screenings; amending s. 1012.34, F.S.; providing that certain procedures relating to a school district's instructional, administrative, and supervisory personnel set the standards of service to be offered to the public and are not subject to collective bargaining; amending s. 1012.465, F.S.; conforming provisions to changes made by the act; amending s. 1012.467, F.S.; repealing certain reciprocity provisions on a specified date; amending s. 1012.56, F.S.; prohibiting certain persons from having specified responsibilities before the results of a background screening are available; requiring certain provisions to be implemented by a certain date; providing an exception; providing effective dates.

—was referred to the Committee on Appropriations.

RETURNING MESSAGES — FINAL ACTION

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 620.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed SB 968.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1078.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1368.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1796.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Wilton Simpson, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1808.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SM 826 and SM 982 have been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 9, 2022.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 8 was corrected and approved.

CO-INTRODUCERS

Senator Cruz—CS for CS for SB 1702

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 6:42 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 10 or upon call of the President.