



Journal of the Senate

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CONTENTS

| | |
|---|---------------|
| Bills on Special Orders | 824 |
| Call to Order | 750, 780, 785 |
| Co-Introducers | 826 |
| House Messages, Final Action | 825 |
| House Messages, Returning | 795 |
| Local Bill Calendar | 785 |
| Motions | 785, 824 |
| Motions Relating to Committee Reference | 780 |
| Recess | 785 |
| Recognition of President Pro Tempore | 785 |
| Resolutions | 750 |
| Special Guests | 785 |
| Special Order Calendar | 752, 780, 823 |
| Special Presentation | 785 |

CALL TO ORDER

The Senate was called to order by President Albritton at 10:00 a.m. A quorum present—37:

| | | |
|---------------|----------|------------|
| Mr. President | Gaetz | Passidomo |
| Arrington | Garcia | Polsky |
| Avila | Grall | Rodriguez |
| Berman | Gruters | Rouson |
| Bernard | Harrell | Sharief |
| Boyd | Hooper | Simon |
| Bracy Davis | Jones | Smith |
| Bradley | Leek | Truenow |
| Brodeur | Martin | Trumbull |
| Burgess | Massullo | Wright |
| Burton | Mayfield | Yarborough |
| Calatayud | McClain | |
| DiCeglie | Osgood | |

Excused: Senator Pizzo

PRAYER

The following prayer was offered by Rabbi Moshe Matz, Agudath Israel of Florida, Aventura:

Good morning. As always, it is a true honor to join this esteemed body in the Senate Chamber to commence the legislative day with a prayer.

I would like to begin by expressing my gratitude to my dear friend, Senator Pizzo. I deeply appreciate your leadership and our very special friendship. I also would like to express my profound respect and admiration for my dear friend, Senate President Albritton. We are praying for your continued health and strength for many years to come.

We find ourselves in times of great consequence, both challenging and hopeful. It is crucial that we support and pray for the brave armed forces of the United States in their mission to protect our homeland and bring peace and freedom to a region fraught with danger. We also stand in prayer for the extraordinary fighting force, our strongest ally, Israel, and offer heartfelt pleas to G-d for the success of this vital mission. May G-d protect them and assure their safe return to their families and communities.

As I enter this chamber, my gaze is always drawn to the portraits that adorn these walls. I think it is appropriate considering there's a new portrait. These paintings serve as a testament to the enduring nature of leadership. Each of us is tasked to paint our own self-portrait as we work to leave an indelible mark on the lives and communities we serve—shaping our legacy through our triumphs and failures, our choices for righteousness and goodness, and our decisions to stand firm or to be flexible.

We must pray and seek guidance of the Almighty Creator to provide us with a vibrant pallet of colors that help bring clarity of vision and direction in our decisions and choices so that we may draw a striking and uplifting image—an image that will inspire, bring a smile, and leave a lasting impact on all those that interact with us even after we've moved on to new chapters of our lives.

I believe that we can gain insight into our own portrait by reflecting on our lives each evening before retiring to bed. We should pray that we merit the same image that fills us with a sense of fulfillment and contentment so that we can smile and inspire ourselves to strive for even greater achievements the next day.

As we conclude this session, I would like to express our deepest gratitude to each and every one of you for your unwavering service for our state. And to the Senators retiring this session, may G-d continue to provide you with opportunities to make a positive impact to serve our community. You have demonstrated that is the purpose for which you were chosen.

G-d bless you all. May G-d bless the free State of Florida and the United States of America.

PLEDGE

Senate Pages, Cayden Branch of Tallahassee; Leah Egozi of Miami; and Avery Mullins of Tarpon Springs, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Joedrecka Brown Speights of Tallahassee, sponsored by Senator Simon, as the doctor of the day. Dr. Brown Speights specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Calatayud—

By Senator Calatayud—

SR 1766—A resolution recognizing the importance of the United States' actions against narco-terrorism, affirming the national security significance of holding Nicolás Maduro accountable, supporting democratic transition in Venezuela, and expressing solidarity with the Venezuelan people.

WHEREAS, the United States has formally identified Nicolás Maduro as a narco-terrorist based on allegations of participation in large-scale narcotics trafficking and collaboration with transnational criminal and terrorist organizations, activities that directly threaten the safety, security, and public health of the United States, and

WHEREAS, the pursuit and accountability of narco-terrorists is a critical component of United States national security policy and of

broader efforts to combat organized crime, illicit drug trafficking, and terrorism, all of which undermine democratic institutions and the rule of law, and

WHEREAS, Nicolás Maduro and his regime represented a grave threat to democracy, stability, and human rights in Venezuela and throughout the Western Hemisphere, contributing to political repression, economic collapse, mass displacement, and the erosion of democratic principles, and

WHEREAS, the stability of Venezuela is strategically important to the United States and to hemispheric relations, particularly in countering the growing influence of authoritarian regimes and hostile foreign powers, including China, Russia, and Iran, whose involvement in the region undermines democratic governance and the interests of the United States, and

WHEREAS, the presence and influence of Cuban officials and security operatives in Venezuela have contributed to the use of repressive tactics, including surveillance, intimidation, and the suppression of political dissent, thereby exacerbating human rights violations and the oppression of the Venezuelan people, and

WHEREAS, a necessary and immediate first step in any credible transition to democracy in Venezuela must be the liberation of the nearly 1,000 political prisoners who remain unjustly detained for exercising their fundamental freedoms and opposing authoritarian rule, and

WHEREAS, the current moment presents a critical opportunity to advance democracy, the rule of law, and respect for human rights in Venezuela, and to support a peaceful transition that reflects the will of the Venezuelan people, and

WHEREAS, the 2024 Venezuelan electoral process demonstrated the determination of democratic forces to pursue change through peaceful means, despite systemic repression and institutional barriers, and

WHEREAS, María Corina Machado, a leader of Venezuela's democratic opposition, has been internationally recognized and was awarded the Nobel Peace Prize for her principled, peaceful leadership and unwavering commitment to democracy, human rights, and nonviolent political change, and

WHEREAS, the State of Florida shares deep cultural, familial, and economic ties with the Venezuelan people, and the restoration of democracy in Venezuela would strengthen prosperity, regional stability, and the enduring bonds between Venezuela and the United States and the State of Florida, NOW, THEREFORE,

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

That the Florida Senate recognizes the importance of the United States holding narco-terrorists accountable as an essential measure to protect national security and promote stability and democratic values in the Western Hemisphere.

BE IT FURTHER RESOLVED that the Florida Senate commends President Donald J. Trump for his leadership and decisive actions in confronting narco-terrorism and advancing United States national security interests, and acknowledges the role of Secretary of State Marco Rubio in championing diplomatic efforts in support of democracy and freedom in Venezuela.

BE IT FURTHER RESOLVED that the Florida Senate also commends President Donald J. Trump for his commitment to a Western Hemisphere in which all nations may finally live in freedom, governed by democratic institutions, respect for human rights, and the rule of law.

BE IT FURTHER RESOLVED that the Florida Senate denounces foreign interference and repressive practices, including those carried out by Cuban officials in Venezuela, and calls for an end to actions that undermine sovereignty, democracy, and human dignity.

BE IT FURTHER RESOLVED that the Florida Senate supports the immediate release of all political prisoners in Venezuela as an indispensable first step toward reconciliation, democratic transition, and the restoration of civil liberties.

BE IT FURTHER RESOLVED that the Florida Senate affirms its solidarity with the Venezuelan people and democratic leadership, including those recognized for peaceful opposition, and supports a transition to democracy which will bring freedom and prosperity to Venezuela while strengthening cultural and economic ties with the United States and the State of Florida.

BE IT FURTHER RESOLVED that copies of this resolution, with the Seal of the Senate affixed, be transmitted to the Governor of the State of Florida, the President of the United States, the United States Secretary of State, each member of the Florida delegation to the United States Congress, and appropriate international partners supporting democratic transition in Venezuela as tangible tokens of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Passidomo—

By Senator Passidomo—

SR 1814—A resolution congratulating Naples Comprehensive Health on the occasion of its 70th anniversary and celebrating its decades of services to the Naples community and Southwest Florida.

WHEREAS, in March 1956, a determined group of physicians, nurses, volunteers, and community leaders united around a shared belief that the people of Naples deserved exceptional health care, and this group opened the doors to what would become Naples Comprehensive Health (NCH), establishing not merely a hospital, but a foundation for quality, compassionate care in Southwest Florida, and

WHEREAS, what began as a single community hospital has, over the course of seven decades, grown into a comprehensive, nationally recognized nonprofit health system serving residents and visitors throughout Southwest Florida, and

WHEREAS, throughout its 70-year history, NCH has continually expanded access to care, invested in state-of-the-art diagnostic and surgical technologies, recruited nationally respected physicians and clinical leaders, and strengthened academic and research collaborations to elevate the quality and accessibility of care in the region, and

WHEREAS, NCH has developed centers of excellence in advanced cardiovascular and stroke care; orthopedic, pediatric, and oncology services; and a wide range of specialty services designed to meet the evolving needs of patients and families, and

WHEREAS, in recent years, NCH has accelerated its transformation by modernizing facilities, enhancing care coordination, broadening specialty services, and building systems designed to serve both current and future generations, earning national recognition and reinforcing its standing as a trusted provider of high-quality care, and

WHEREAS, for 70 years, generations of nurses, physicians, therapists, technicians, administrators, support staff, and volunteers have shaped NCH through their expertise, integrity, and compassion, fostering a culture in which clinical excellence and human connection go hand in hand, and

WHEREAS, families throughout the community have turned to NCH in moments of uncertainty and entrusted its dedicated teams with their most important health care decisions, reflecting deep and enduring trust, and

WHEREAS, as a nonprofit health care system, NCH's strength has always been rooted not only in clinical excellence, but also in the generosity and philanthropic support of donors whose contributions have expanded programs, advanced technology, modernized facilities, and ensured continued access to high-quality care, and

WHEREAS, reaching 70 years of continuous service represents a significant milestone that reflects resilience, adaptability, and an unwavering commitment to those served, and

WHEREAS, as NCH marks this milestone anniversary, it honors the vision of its founders, recognizes the extraordinary contributions of its current and past team members, and looks ahead with purpose, com-

mitted to evolving with the changing landscape of health care, guided by innovation, driven by quality, and united in its mission to serve the community, NOW, THEREFORE,

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

That the Florida Senate hereby congratulates Naples Comprehensive Health on the occasion of its 70th anniversary, celebrates its decades of service and excellence, and expresses profound gratitude for its steadfast commitment to the health and well-being of the Naples community and Southwest Florida.

BE IT FURTHER RESOLVED that the Senate commends the leadership, medical professionals, staff, volunteers, and supporters of NCH for building and sustaining an organization that stands 70 years strong and is positioned to serve patients and families for generations to come.

—was introduced, read, and adopted by publication.

By direction of the President, the Senate proceeded to—

SPECIAL ORDER CALENDAR

SENATOR BRODEUR PRESIDING

CS for SB 68—A bill to be entitled An act relating to health care patient protection; amending s. 395.1012, F.S.; requiring hospitals with emergency departments to develop and implement policies and procedures and conduct training; requiring hospital emergency departments to designate a pediatric emergency care coordinator and conduct specified assessments; authorizing a hospital with an emergency department to conduct the National Pediatric Readiness Project’s Open Assessment under certain circumstances; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt certain rules for comprehensive emergency management plans; requiring the agency, in consultation with the Florida Emergency Medical Services for Children State Partnership Program, to adopt rules that establish minimum standards for pediatric patient care in hospital emergency departments; amending s. 408.05, F.S.; requiring the agency to collect and publish the results of specified assessments submitted by hospitals by specified dates; providing requirements for the collection and publication of the hospitals’ assessment scores; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 68**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 355** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Harrell—

CS for HB 355—A bill to be entitled An act relating to health care patient protection; amending s. 395.1012, F.S.; requiring hospital emergency departments to develop and implement policies and procedures, conduct training, record weights in a certain manner, designate a pediatric emergency care coordinator, and conduct specified assessments; authorizing a hospital with an emergency department to conduct the National Pediatric Readiness Project’s Open Assessment under certain conditions; amending s. 395.1055, F.S.; requiring the agency to adopt certain rules for comprehensive emergency management plans, and, in consultation with the Florida Emergency Medical Services for Children State Partnership Program, establish minimum standards for pediatric patient care in hospital emergency departments; amending s. 408.05, F.S.; requiring the agency to collect and publish the results of specified assessments submitted by hospitals by specified dates; providing requirements for the collection and publication of such assessment scores; providing an effective date.

—a companion measure, was substituted for **CS for SB 68** and read the second time by title.

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

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Grall | Polsky |
| Berman | Gruters | Rodriguez |
| Bernard | Harrell | Rouson |
| Boyd | Hooper | Sharief |
| Bracy Davis | Jones | Simon |
| Bradley | Leek | Smith |
| Brodeur | Martin | Truenow |
| Burgess | Massullo | Trumbull |
| Burton | Mayfield | Wright |
| Calatayud | McClain | Yarborough |

Nays—None

Vote after roll call:

Yea—Garcia

Consideration of **CS for CS for SB 208** was deferred.

CS for SB 350—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; expanding a public records exemption for crime victims to include the name and personal identification number of a victim and any other information that could be used to locate, intimidate, harass, or abuse the victim; providing that such exemption includes the portions of records generated by any agency that regularly generates or receives information from or concerning victims of crime; providing for a public records exemption for the identity of a victim’s family member, lawful representative, or next of kin and any other information that could be used to locate, intimidate, harass, or abuse these individuals; providing that such exemption includes the portions of records generated by any agency that regularly generates or receives information from or concerning victims of crime and that the record identifies the person as a family member, lawful representative, or next of kin of a person identified as a victim of crime in the record; providing that the name of a law enforcement officer in a public record which identifies him or her as a victim of crime in specified circumstances is confidential and exempt for 72 hours and providing that such information is exempt for 60 days thereafter; providing that such exemption includes the portions of records generated by any agency that regularly generates or receives information from or concerning victims of crime; providing applicability; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 350**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1113** was withdrawn from the Committee on Rules.

On motion by Senator Grall—

CS for HB 1113—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; expanding a public records exemption for crime victims to include the name and personal identification number of a victim and any other information that could be used to locate, intimidate, harass, or abuse the victim; providing that such exemption includes the portions of records generated by any agency that regularly generates or receives information from or concerning victims of crime; providing for a public records exemption for the identity of a victim’s family member, lawful representative, or next of kin and any other information that could be used to locate, intimidate, harass, or abuse these individuals; providing that such exemption includes the portions of records generated or received by any agency that regularly generates or receives information from or concerning victims of crime; providing applicability; providing that the name of a law enforcement officer in a public record which identifies him or her as a victim of crime in specified circumstances is confidential and exempt for 72 hours and providing that such information is exempt for 60 days thereafter; providing construction; providing for future

legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 350** and read the second time by title.

On motion by Senator Grall, by two-thirds vote, **CS for HB 1113** 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—33

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | McClain |
| Arrington | Gaetz | Passidomo |
| Avila | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Sharief |
| Bradley | Hooper | Simon |
| Brodeur | Jones | Smith |
| Burgess | Leek | Truenow |
| Burton | Martin | Trumbull |
| Calatayud | Massullo | Wright |
| Davis | Mayfield | Yarborough |

Nays—4

| | | |
|--------|-------------|--------|
| Berman | Bracy Davis | Osgood |
| Rouson | | |

Vote after roll call:

Yea—Garcia

Consideration of **CS for CS for SB 532** was deferred.

CS for SB 576—A bill to be entitled An act relating to local government cybersecurity; creating s. 282.31855, F.S.; creating the Local Government Cybersecurity Protection Program within the Florida Digital Service; requiring the grant program to be administered by the Florida Digital Service; providing the purpose of the grant program; requiring the Florida Digital Service to enter into certain data-sharing agreements with local governments for a specified purpose; requiring the Florida Digital Service to administer the grant program based on specified criteria to provide information technology commodities and services to local governments for a specified purpose; requiring the Florida Digital Service to contract for information technology commodities and services and award such commodities and services to local governments; establishing preference for certain counties under the grant program; requiring grants to be annually awarded by a certain date; authorizing the Florida Digital Service to apply for and accept certain funds or grants; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 576**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1085** was withdrawn from the Committee on Rules.

On motion by Senator Harrell—

CS for CS for HB 1085—A bill to be entitled An act relating to local government cyber security; creating s. 282.31855, F.S.; creating the Local Government Cybersecurity Protection Program within the University of South Florida, to be administered by the Florida Center for Cybersecurity; providing the purpose of the grant program; requiring the Florida Center for Cybersecurity to enter into certain data-sharing agreements with local governments and the Florida Digital Service for a specified purpose; requiring the Florida Center for Cybersecurity to administer the grant program based on specified criteria to provide information technology commodities and services to local governments for a specified purpose; requiring the Florida Center for Cybersecurity to contract for information technology commodities and services and award such commodities and services to local governments; establishing preference for certain counties under the grant program; requiring

grants to be annually awarded by a certain date; prohibiting grants from being awarded to local governments for more than two consecutive fiscal years; authorizing local governments to purchase information technology commodities and services under specified criteria; providing local governments are responsible for all costs associated with such purchases; requiring the Florida Center for Cybersecurity to prepare and submit a specified report to the Governor’s Office of Policy and Budget and the chairs of the legislative appropriations committees; authorizing the Florida Center for Cybersecurity to apply for and accept certain funds or grants; prohibiting the total administrative expenses to support the grant program from exceeding a certain percentage of the total funds appropriated to the program; providing for future repeal unless saved by the Legislature through reenactment; providing an effective date.

—a companion measure, was substituted for **CS for SB 576** and read the second time by title.

Senator Harrell moved the following amendment:

Amendment 1 (497954) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 282.31855, Florida Statutes, is created to read:

282.31855 Local Government Cybersecurity Protection Program.—

(1) *The Local Government Cybersecurity Protection Program is created within the Florida Digital Service, to be administered by the Florida Digital Service. The purpose of the grant program is to assist eligible local governments in mitigating and defending against cybersecurity threats, including, but not limited to, ransomware incidents.*

(2) *Under the grant program, the Florida Digital Service shall enter into data-sharing agreements with local governments as necessary to facilitate the collection, analysis, and exchange of security-related information to support the detection, prevention, and response to cybersecurity incidents consistent with s. 282.318.*

(3)(a) *The Florida Digital Service shall administer the grant program based on objective eligibility and evaluation criteria to provide information technology commodities and services directly to local governments for the purpose of developing and enhancing cybersecurity risk management programs consistent with s. 282.3185.*

(b) *The Florida Digital Service shall contract for information technology commodities and services and shall award such commodities and services to local governments eligible under the grant program criteria.*

(c) *In awarding information technology commodities and services, the Florida Digital Service shall give preference to fiscally constrained counties as described in s. 218.67(1).*

(d) *Grants shall be awarded to eligible local governments by October 1 of each year.*

(4) *The Florida Digital Service may apply for and accept any funds or grants made available to it by any agency or department of the Federal Government to further the grant program.*

Section 2. This act shall take effect July 1, 2026.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to local government cybersecurity; creating s. 282.31855, F.S.; creating the Local Government Cybersecurity Protection Program within the Florida Digital Service; requiring the grant program to be administered by the Florida Digital Service; providing the purpose of the grant program; requiring the Florida Digital Service to enter into certain data-sharing agreements with local governments for a specified purpose; requiring the Florida Digital Service to administer the grant program based on specified criteria to provide information technology commodities and services to local governments for a specified purpose; requiring the Florida Digital Service to contract for information technology commodities and services and award such commodities and services to local governments; establishing preference for certain counties under the grant program; requiring grants to be annually awarded by a certain date; authorizing the Florida Digital

Service to apply for and accept certain funds or grants; providing an effective date.

Senator Harrell moved the following amendment to **Amendment 1 (497954)** which was adopted:

Amendment 1A (807678)—Delete line 35 and insert: by *December 1 of each year.*

Amendment 1 (497954), as amended, was adopted.

On motion by Senator Harrell, by two-thirds vote, **CS for CS for HB 1085**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Passidomo |
| Arrington | Gaetz | Polsky |
| Avila | Grall | Rodriguez |
| Berman | Gruters | Rouson |
| Bernard | Harrell | Sharief |
| Boyd | Hooper | Simon |
| Bracy Davis | Jones | Smith |
| Bradley | Leek | Truenow |
| Brodeur | Martin | Trumbull |
| Burgess | Massullo | Wright |
| Burton | Mayfield | Yarborough |
| Calatayud | McClain | |
| Davis | Osgood | |

Nays—None

Vote after roll call:

Yea—Garcia

CS for CS for SB 532—A bill to be entitled An act relating to clerks of the court; amending s. 28.37, F.S.; authorizing the cumulative excess of funds to be used in the development of the total combined budgets of the clerks of the court; amending ss. 28.35 and 28.36, F.S.; conforming provisions to changes made by the act; amending s. 45.031, F.S.; requiring that a court use certain sale procedures in a foreclosure action; providing that only a clerk of court may conduct a foreclosure sale; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 532**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 925** was withdrawn from the Committee on Rules.

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

CS for HB 925—A bill to be entitled An act relating to clerks of the court; amending s. 40.29, F.S.; authorizing the Florida Clerks of Court Operations Corporation, on behalf of the clerks, to submit a request for reimbursement to reimburse the clerks for filing certain petitions, orders, appeals, and summons; increasing the rate at which the clerks may be reimbursed for filing certain petitions, orders, appeals, and summons; amending ss. 57.081, 57.082, 394.459, 394.463, 394.467, 394.914, 394.917, 397.681, 741.30, 784.046, 784.0485, and 825.1035, F.S.; authorizing the clerk to be reimbursed for certain fees and charges; amending s. 318.21, F.S.; increasing the percentage of certain penalties that must be deposited into the fine and forfeiture fund and decreasing the percentage of certain penalties that must be paid to a municipality; amending s. 28.35, F.S.; conforming a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 532** and read the second time by title.

Senator Simon moved the following amendment which was adopted:

Amendment 1 (878376) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (b) of subsection (4) of section 28.37, Florida Statutes, is amended to read:

28.37 Fines, fees, service charges, and costs remitted to the state.—
(4)

(b) ~~No later than February 1, 2022, and each February 1 thereafter, the Department of Revenue shall transfer 50 percent of The cumulative excess of the original revenue projection from the Clerks of the Court Trust Fund to the General Revenue Fund. The remaining 50 percent in the Clerks of the Court Trust Fund may be used in the development of the total combined budgets of the clerks of the court as provided in s. 28.35(2)(f)6. However, a minimum of 10 percent of the clerk retained portion of the cumulative excess amount must be held in reserve until such funds reach an amount equal to at least 16 percent of the total budget authority from the current county fiscal year, as provided in s. 28.36(3)(a).~~

Section 2. Paragraph (f) of subsection (2) of section 28.35, Florida Statutes, is amended to read:

28.35 Florida Clerks of Court Operations Corporation.—

(2) The duties of the corporation shall include the following:

(f) Approving the proposed budgets submitted by clerks of the court pursuant to s. 28.36. The corporation must ensure that the total combined budgets of the clerks of the court do not exceed the total estimated revenues from fees, service charges, court costs, and fines for court-related functions available for court-related expenditures as determined by the most recent Revenue Estimating Conference, plus the total of unspent budgeted funds for court-related functions carried forward by the clerks of the court from the previous county fiscal year, plus the *cumulative excess as provided in balance of funds remaining in the Clerks of the Court Trust Fund after the transfer of funds to the General Revenue Fund required pursuant to s. 28.37(4)(b)*, and plus any appropriations for court-related functions. The corporation may amend any individual clerk of the court budget to ensure compliance with this paragraph and must consider performance measures, workload performance standards, workload measures, and expense data before modifying the budget. As part of this process, the corporation shall:

1. Calculate the minimum amount of revenue necessary for each clerk of the court to efficiently perform the list of court-related functions specified in paragraph (3)(a). The corporation shall apply the workload measures appropriate for determining the individual level of review required to fund the clerk's budget.

2. Prepare a cost comparison of similarly situated clerks of the court, based on county population and numbers of filings, using the standard list of court-related functions specified in paragraph (3)(a).

3. Conduct an annual base budget review and an annual budget exercise examining the total budget of each clerk of the court. The review shall examine revenues from all sources, expenses of court-related functions, and expenses of noncourt-related functions as necessary to determine that court-related revenues are not being used for noncourt-related purposes. The review and exercise shall identify potential targeted budget reductions in the percentage amount provided in Schedule VIII-B of the state's previous year's legislative budget instructions, as referenced in s. 216.023(3), or an equivalent schedule or instruction as may be adopted by the Legislature.

4. Identify those proposed budgets containing funding for items not included on the standard list of court-related functions specified in paragraph (3)(a).

5. Identify those clerks projected to have court-related revenues insufficient to fund their anticipated court-related expenditures.

6. Use revenue estimates based on the official estimate for funds from fees, service charges, court costs, and fines for court-related functions accruing to the clerks of the court made by the Revenue Estimating Conference, as well as any unspent budgeted funds for court-related functions carried forward by the clerks of the court from the previous county fiscal year and the *cumulative excess as provided in balance of funds remaining in the Clerks of the Court Trust Fund after the transfer of funds to the General Revenue Fund required pursuant to*

s. 28.37(4)(b), plus any appropriations for the purpose of funding court-related functions.

7. Identify pay and benefit increases in any proposed clerk budget, including, but not limited to, cost of living increases, merit increases, and bonuses.

8. Identify increases in anticipated expenditures in any clerk budget that exceeds the current year budget by more than 3 percent.

9. Identify the budget of any clerk which exceeds the average budget of similarly situated clerks by more than 10 percent.

For the purposes of this paragraph, the term “unspent budgeted funds for court-related functions” means undisbursed funds included in the clerks of the courts budgets for court-related functions established pursuant to this section and s. 28.36.

Section 3. Paragraph (b) of subsection (2) and paragraph (a) of subsection (3) of section 28.36, Florida Statutes, are amended to read:

28.36 Budget procedure.—There is established a budget procedure for the court-related functions of the clerks of the court.

(2) Each proposed budget shall further conform to the following requirements:

(b) The proposed budget must be balanced such that the total of the estimated revenues available equals or exceeds the total of the anticipated expenditures. Such revenues include revenue projected to be received from fees, service charges, court costs, and fines for court-related functions during the fiscal period covered by the budget, plus the total of unspent budgeted funds for court-related functions carried forward by the clerk of the court from the previous county fiscal year and *the cumulative excess as provided in plus the portion of the balance of funds remaining in the Clerks of the Court Trust Fund after the transfer of funds to the General Revenue Fund required pursuant to s. 28.37(4)(b)* which has been allocated to each respective clerk of the court by the Florida Clerks of Court Operations Corporation. For the purposes of this paragraph, the term “unspent budgeted funds for court-related functions” means undisbursed funds included in the clerk of the courts’ budget for court related functions established pursuant to s. 28.35 and this section. The anticipated expenditures must be itemized as required by the corporation.

(3)(a) The Florida Clerks of Court Operations Corporation shall establish and manage a reserve for contingencies within the Clerks of the Court Trust Fund which must consist of an amount not to exceed 16 percent of the total budget authority for the clerks of court during the current county fiscal year, to be carried forward at the end of the fiscal year. Funds to be held in reserve include *the transfers of cumulative excess, as provided in s. 28.37(4)(b), from the Clerks of the Court Trust Fund* and may also include revenues provided by law or moneys appropriated by the Legislature.

Section 4. Subsection (2) of section 50.0311, Florida Statutes, is amended to read:

50.0311 Publication of advertisements and public notices on a publicly accessible website and governmental access channels.—

(2) For purposes of notices and advertisements required under s. 50.011, the term “publicly accessible website” means a county’s official website or other private website designated by the county for the publication of legal notices and advertisements that is accessible via the Internet. *For legal notices and advertisements regarding real property required under s. 50.011 by a clerk of the circuit court or county comptroller, the term “publicly accessible website” means such entity’s website, a private website designated by such entity, a county’s official website, or a private website designated by the county in which such entity is located.* All advertisements and public notices published on a website as provided in this chapter must be in searchable form and indicate the date on which the advertisement or public notice was first published on the website.

Section 5. Paragraphs (a) and (b) of subsection (5) of section 318.18, Florida Statutes, are amended to read:

318.18 Amount of penalties.—The penalties required for a non-criminal disposition pursuant to s. 318.14 or a criminal offense listed in s. 318.17 are as follows:

(5)(a)1. Except as provided in subparagraph 2., \$200 for a violation of s. 316.172(1)(a), failure to stop for a school bus. If, at a hearing, the alleged offender is found to have committed this offense, the court shall impose a minimum civil penalty of \$200. In addition to this penalty, for a second or subsequent offense within a period of 5 years, the department shall suspend the driver license of the person for not less than 180 days and not more than 1 year.

2. If a violation of s. 316.172(1)(a) is enforced by a school bus infraction detection system pursuant to s. 316.173, the penalty of \$200 shall be imposed. If, at an administrative hearing contesting a notice of violation or uniform traffic citation, the alleged offender is found to have committed this offense, a minimum civil penalty of \$200 shall be imposed. Notwithstanding any other provision of law *except s. 28.37(6)*, the civil penalties assessed under this subparagraph resulting from a notice of violation or uniform traffic citation shall be remitted to the school district at least monthly and used pursuant to s. 316.173(8).

(b)1. Except as provided in subparagraph 2., \$400 for a violation of s. 316.172(1)(b), passing a school bus on the side that children enter and exit when the school bus displays a stop signal. If, at a hearing, the alleged offender is found to have committed this offense, the court shall impose a minimum civil penalty of \$400.

2. If a violation of s. 316.172(1)(b) is enforced by a school bus infraction detection system pursuant to s. 316.173, the penalty under this subparagraph is a minimum of \$200. If, at a hearing contesting a notice of violation or uniform traffic citation, the alleged offender is found to have committed this offense, the court shall impose a minimum civil penalty of \$200. Notwithstanding any other provision of law *except s. 28.37(6)*, the civil penalties assessed under this subparagraph resulting from notice of violation or uniform traffic citation shall be remitted to the school district at least monthly and used pursuant to s. 316.173(8).

3. In addition to this penalty, for a second or subsequent offense within a period of 5 years, the department shall suspend the driver license of the person for not less than 360 days and not more than 2 years.

Section 6. Paragraph (g) of subsection (2) of section 318.21, Florida Statutes, is amended to read:

318.21 Disposition of civil penalties by county courts.—All civil penalties received by a county court pursuant to the provisions of this chapter shall be distributed and paid monthly as follows:

(2) Of the remainder:

(g)1. If the violation occurred within a special improvement district of the Seminole Indian Tribe or Miccosukee Indian Tribe, 56.4 percent shall be paid to that special improvement district.

2. If the violation occurred within a municipality, 28.2 ~~50.8~~ percent shall be paid to that municipality and 28.2 ~~5.6~~ percent shall be deposited into the fine and forfeiture ~~trust~~ fund established pursuant to s. 142.01.

3. If the violation occurred within the unincorporated area of a county, including the unincorporated areas, if any, of a government created pursuant to s. 6(e), Art. VIII of the State Constitution, that is not within a special improvement district of the Seminole Indian Tribe or Miccosukee Indian Tribe, 56.4 percent shall be deposited into the fine and forfeiture fund established pursuant to s. 142.01.

Section 7. This act shall take effect July 1, 2026.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to clerks of the court; amending s. 28.37, F.S.; authorizing the cumulative excess of funds to be used in the development of the total combined budgets of the clerks of the court; amending ss. 28.35 and 28.36, F.S.; conforming provisions to changes made by the act; amending s. 50.0311, F.S.; revising the definition of the term “publicly accessible website”; amending s. 318.18, F.S.; providing ex-

ceptions to requirements that certain civil penalties be remitted to school districts; amending s. 318.21, F.S.; increasing the percentage of certain penalties which must be deposited into the fine and forfeiture fund and decreasing the percentage of certain penalties that must be paid to a municipality; providing an effective date.

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

Yeas—38

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Trumbull |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |
| Davis | McClain | |

Nays—None

CS for SB 696—A bill to be entitled An act relating to registration of trademarks; amending s. 495.111, F.S.; requiring the Department of State to use the international schedule of classes of goods and services for trademarks; deleting provisions relating to the classification of goods and services for trademark purposes; amending s. 495.031, F.S.; providing online application requirements; creating s. 495.0315, F.S.; requiring the department to establish and maintain a secure Internet website that allows submission of an online trademark registration application and renewal application; providing website requirements; requiring the department to make the online application system available by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 696**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 679** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

CS for CS for HB 679—A bill to be entitled An act relating to registration of trademarks; amending s. 495.111, F.S.; removing provisions relating to the classification of goods and services for trademark purposes; requiring the Department of State to use the international schedule of classes of goods and services; creating s. 495.0315, F.S.; requiring the department to establish and maintain a secure Internet website that allows submission of an online trademark registration application and renewal application; providing website requirements; requiring the department to make the online application system available by a specified date; amending s. 495.031, F.S.; providing online application requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 696** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 679** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

| | | |
|---------------|-------------|----------|
| Mr. President | Bracy Davis | Davis |
| Arrington | Bradley | DiCeglie |
| Avila | Brodeur | Gaetz |
| Berman | Burgess | Garcia |
| Bernard | Burton | Grall |
| Boyd | Calatayud | Gruters |

| | | |
|----------|-----------|------------|
| Harrell | McClain | Simon |
| Hooper | Osgood | Smith |
| Jones | Passidomo | Truenow |
| Leek | Polsky | Trumbull |
| Martin | Rodriguez | Wright |
| Massullo | Rouson | Yarborough |
| Mayfield | Sharief | |

Nays—None

CS for CS for SB 698—A bill to be entitled An act relating to onsite sewage treatment and disposal system permits; amending s. 381.0065, F.S.; prohibiting a municipality or political subdivision of the state from requiring owners and builders of certain residences to receive construction permits from the Department of Environmental Protection as a condition of issuing building or plumbing permits; requiring such owners and builders to provide certain proof to the municipality or political subdivision; requiring an applicant for a permit for the construction of an onsite sewage treatment and disposal system or a property owner to assume specified liabilities under certain circumstances; providing applicability for new rules adopted by the department beginning on a specified date; amending ss. 380.0552 and 381.00651, F.S.; conforming cross-references; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 698**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 589** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

CS for CS for CS for HB 589—A bill to be entitled An act relating to onsite sewage treatment and disposal system permits; amending s. 381.0065, F.S.; prohibiting a municipality or political subdivision of the state from requiring owners and builders of certain residences to receive construction permits from the Department of Environmental Protection as a condition of issuing building or plumbing permits; requiring such owners and builders to provide certain proof to the municipality or political subdivision; providing applicability for new rules adopted by the department beginning on a specified date; amending ss. 380.0552 and 381.00651, F.S.; conforming cross-references; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 698** and read the second time by title.

Senator Martin moved the following amendment which was adopted:

Amendment 1 (596626) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (4) of section 381.0065, Florida Statutes, is amended to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(4) PERMITS; INSTALLATION; CONDITIONS.—A person may not construct, repair, modify, abandon, or operate an onsite sewage treatment and disposal system without first obtaining a permit approved by the department. The department may issue permits to carry out this section, except that the issuance of a permit for work seaward of the coastal construction control line established under s. 161.053 shall be contingent upon receipt of any required coastal construction control line permit from the department. A construction permit is valid for 18 months after the date of issuance and may be extended by the department for one 90-day period under rules adopted by the department. A repair permit is valid for 90 days after the date of issuance. An operating permit must be obtained before the use of any aerobic treatment unit or if the establishment generates commercial waste. Buildings or establishments that use an aerobic treatment unit or generate commercial waste shall be inspected by the department at least annually to assure compliance with the terms of the operating permit. The operating permit for a commercial wastewater system is valid for 1 year after the date of issuance and must be renewed annually. The operating permit for an aerobic treatment unit is valid for 2 years after the date of issuance and must be renewed every 2 years. If all information per-

taining to the siting, location, and installation conditions or repair of an onsite sewage treatment and disposal system remains the same, a construction or repair permit for the onsite sewage treatment and disposal system may be transferred to another person, if the transferee files, within 60 days after the transfer of ownership, an amended application providing all corrected information and proof of ownership of the property. A fee is not associated with the processing of this supplemental information. A person may not contract to construct, modify, alter, repair, service, abandon, or maintain any portion of an onsite sewage treatment and disposal system without being registered under part III of chapter 489. A property owner who personally performs construction, maintenance, or repairs to a system serving his or her own owner-occupied single-family residence is exempt from registration requirements for performing such construction, maintenance, or repairs on that residence, but is subject to all permitting requirements. *Except as provided in paragraph (a), a municipality or political subdivision of the state may not issue a building or plumbing permit for any building that requires the use of an onsite sewage treatment and disposal system unless the owner or builder has received a construction permit for such system from the department. A building or structure may not be occupied and a municipality, political subdivision, or any state or federal agency may not authorize occupancy until the department approves the final installation of the onsite sewage treatment and disposal system. A municipality or political subdivision of the state may not approve any change in occupancy or tenancy of a building that uses an onsite sewage treatment and disposal system until the department has reviewed the use of the system with the proposed change, approved the change, and amended the operating permit.*

(a) If the building or plumbing permit is for a single-family residence that requires the use of an onsite sewage treatment and disposal system, a municipality or political subdivision of the state may not require the owner or builder to receive a construction permit from the department for such system as a condition of issuing the building or plumbing permit. The owner or builder of the single-family residence must provide to a municipality or political subdivision proof that the owner or builder submitted an application for the onsite sewage treatment and disposal system when applying for a building or plumbing permit.

(b) If construction of the onsite sewage treatment and disposal system commences before the issuance of the permit for the onsite sewage treatment and disposal system, the property owner or the applicant must assume all legal, financial, and safety liabilities arising therefrom.

(c)(a) Subdivisions and lots in which each lot has a minimum area of at least one-half acre and either a minimum dimension of 100 feet or a mean of at least 100 feet of the side bordering the street and the distance formed by a line parallel to the side bordering the street drawn between the two most distant points of the remainder of the lot may be developed with a water system regulated under s. 381.0062 and onsite sewage treatment and disposal systems, provided the projected daily sewage flow does not exceed an average of 1,500 gallons per acre per day, and provided satisfactory drinking water can be obtained and all distance and setback, soil condition, water table elevation, and other related requirements of this section and rules adopted under this section can be met.

(d)(b) Subdivisions and lots using a public water system as defined in s. 403.852 may use onsite sewage treatment and disposal systems, provided there are no more than four lots per acre, provided the projected daily sewage flow does not exceed an average of 2,500 gallons per acre per day, and provided that all distance and setback, soil condition, water table elevation, and other related requirements that are generally applicable to the use of onsite sewage treatment and disposal systems are met.

(e)(e) Notwithstanding paragraphs (c) and (d) (a) and (b), for subdivisions platted of record on or before October 1, 1991, when a developer or other appropriate entity has previously made or makes provisions, including financial assurances or other commitments, acceptable to the department, that a central water system will be installed by a regulated public utility based on a density formula, private potable wells may be used with onsite sewage treatment and disposal systems until the agreed-upon densities are reached. In a subdivision regulated by this paragraph, the average daily sewage flow may not exceed 2,500 gallons per acre per day. This section does not affect the validity of existing prior agreements. After October 1, 1991, the exception provided

under this paragraph is not available to a developer or other appropriate entity.

(f)(d) Paragraphs (c) and (d) (a) and (b) do not apply to any proposed residential subdivision with more than 50 lots or to any proposed commercial subdivision with more than 5 lots where a publicly owned or investor-owned sewage treatment system is available. This paragraph does not allow development of additional proposed subdivisions in order to evade the requirements of this paragraph.

(g)(e) The department shall adopt rules relating to the location of onsite sewage treatment and disposal systems, including establishing setback distances, to prevent groundwater contamination and surface water contamination and to preserve the public health. The rules must consider conventional and enhanced nutrient-reducing onsite sewage treatment and disposal system designs, impaired or degraded water bodies, domestic wastewater and drinking water infrastructure, potable water sources, nonpotable wells, stormwater infrastructure, the onsite sewage treatment and disposal system remediation plans developed pursuant to s. 403.067(7)(a)9.b., nutrient pollution, and the recommendations of the onsite sewage treatment and disposal systems technical advisory committee established pursuant to former s. 381.00652. The rules must also allow a person to apply for and receive a variance from a rule requirement upon demonstration that the requirement would cause an undue hardship and granting the variance would not cause or contribute to the exceedance of a total maximum daily load.

(h)(f) Onsite sewage treatment and disposal systems that are permitted before June 21, 2022, may not be placed closer than:

1. Seventy-five feet from a private potable well.
2. Two hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of greater than 2,000 gallons per day.
3. One hundred feet from a public potable well serving a residential or nonresidential establishment having a total sewage flow of less than or equal to 2,000 gallons per day.
4. Fifty feet from any nonpotable well.
5. Ten feet from any storm sewer pipe, to the maximum extent possible, but in no instance shall the setback be less than 5 feet.
6. Seventy-five feet from the mean high-water line of a tidally influenced surface water body.
7. Seventy-five feet from the mean annual flood line of a permanent nontidal surface water body.
8. Fifteen feet from the design high-water line of retention areas, detention areas, or swales designed to contain standing or flowing water for less than 72 hours after a rainfall or the design high-water level of normally dry drainage ditches or normally dry individual lot stormwater retention areas.

(i)(g) This section and rules adopted under this section relating to soil condition, water table elevation, distance, and other setback requirements must be equally applied to all lots, with the following exceptions:

1. Any residential lot that was platted and recorded on or after January 1, 1972, or that is part of a residential subdivision that was approved by the appropriate permitting agency on or after January 1, 1972, and that was eligible for an onsite sewage treatment and disposal system construction permit on the date of such platting and recording or approval shall be eligible for an onsite sewage treatment and disposal system construction permit, regardless of when the application for a permit is made. If rules in effect at the time the permit application is filed cannot be met, residential lots platted and recorded or approved on or after January 1, 1972, shall, to the maximum extent possible, comply with the rules in effect at the time the permit application is filed. At a minimum, however, those residential lots platted and recorded or approved on or after January 1, 1972, but before January 1, 1983, shall comply with those rules in effect on January 1, 1983, and those residential lots platted and recorded or approved on or after January 1, 1983, shall comply with those rules in effect at the time of such platting and recording or approval. In determining the maximum extent of

compliance with current rules that is possible, the department shall allow structures and appurtenances thereto which were authorized at the time such lots were platted and recorded or approved.

2. Lots platted before 1972 are subject to a 50-foot minimum surface water setback and are not subject to lot size requirements. The projected daily flow for onsite sewage treatment and disposal systems for lots platted before 1972 may not exceed:

a. Two thousand five hundred gallons per acre per day for lots served by public water systems as defined in s. 403.852.

b. One thousand five hundred gallons per acre per day for lots served by water systems regulated under s. 381.0062.

~~(j)1.(a)1-~~ The department may grant variances in hardship cases which may be less restrictive than the provisions specified in this section. If a variance is granted and the onsite sewage treatment and disposal system construction permit has been issued, the variance may be transferred with the system construction permit, if the transferee files, within 60 days after the transfer of ownership, an amended construction permit application providing all corrected information and proof of ownership of the property and if the same variance would have been required for the new owner of the property as was originally granted to the original applicant for the variance. A fee is not associated with the processing of this supplemental information. A variance may not be granted under this section until the department is satisfied that:

a. The hardship was not caused intentionally by the action of the applicant;

b. A reasonable alternative, taking into consideration factors such as cost, does not exist for the treatment of the sewage; and

c. The discharge from the onsite sewage treatment and disposal system will not adversely affect the health of the applicant or the public or significantly degrade the groundwater or surface waters.

Where soil conditions, water table elevation, and setback provisions are determined by the department to be satisfactory, special consideration must be given to those lots platted before 1972.

2. The department shall appoint and staff a variance review and advisory committee, which shall meet monthly to recommend agency action on variance requests. The committee shall make its recommendations on variance requests at the meeting in which the application is scheduled for consideration, except for an extraordinary change in circumstances, the receipt of new information that raises new issues, or when the applicant requests an extension. The committee shall consider the criteria in subparagraph 1. in its recommended agency action on variance requests and shall also strive to allow property owners the full use of their land where possible.

- a. The committee is composed of the following:
 - (I) The Secretary of Environmental Protection or his or her designee.
 - (II) A representative from the county health departments.
 - (III) A representative from the home building industry recommended by the Florida Home Builders Association.
 - (IV) A representative from the septic tank industry recommended by the Florida Onsite Wastewater Association.
 - (V) A representative from the Department of Health.
 - (VI) A representative from the real estate industry who is also a developer in this state who develops lots using onsite sewage treatment and disposal systems, recommended by the Florida Association of Realtors.
 - (VII) A representative from the engineering profession recommended by the Florida Engineering Society.

b. Members shall be appointed for a term of 3 years, with such appointments being staggered so that the terms of no more than two members expire in any one year. Members shall serve without re-

muneration, but if requested, shall be reimbursed for per diem and travel expenses as provided in s. 112.061.

3. The variance review and advisory committee is not responsible for reviewing water well permitting. However, the committee shall consider all requirements of law related to onsite sewage treatment and disposal systems when making recommendations on variance requests for onsite sewage treatment and disposal system permits.

~~(k)(4)~~ A construction permit may not be issued for an onsite sewage treatment and disposal system in any area zoned or used for industrial or manufacturing purposes, or its equivalent, where a publicly owned or investor-owned sewage treatment system is available, or where a likelihood exists that the system will receive toxic, hazardous, or industrial waste. An existing onsite sewage treatment and disposal system may be repaired if a publicly owned or investor-owned sewage treatment system is not available within 500 feet of the building sewer stub-out and if system construction and operation standards can be met. This paragraph does not require publicly owned or investor-owned sewage treatment systems to accept anything other than domestic wastewater.

1. A building located in an area zoned or used for industrial or manufacturing purposes, or its equivalent, when such building is served by an onsite sewage treatment and disposal system, must not be occupied until the owner or tenant has obtained written approval from the department. The department may not grant approval when the proposed use of the system is to dispose of toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals.

2. Each person who owns or operates a business or facility in an area zoned or used for industrial or manufacturing purposes, or its equivalent, or who owns or operates a business that has the potential to generate toxic, hazardous, or industrial wastewater or toxic or hazardous chemicals, and uses an onsite sewage treatment and disposal system that is installed on or after July 5, 1989, must obtain an annual system operating permit from the department. A person who owns or operates a business that uses an onsite sewage treatment and disposal system that was installed and approved before July 5, 1989, does not need to obtain a system operating permit. However, upon change of ownership or tenancy, the new owner or operator must notify the department of the change, and the new owner or operator must obtain an annual system operating permit, regardless of the date that the system was installed or approved.

3. The department shall periodically review and evaluate the continued use of onsite sewage treatment and disposal systems in areas zoned or used for industrial or manufacturing purposes, or its equivalent, and may require the collection and analyses of samples from within and around such systems. If the department finds that toxic or hazardous chemicals or toxic, hazardous, or industrial wastewater have been or are being disposed of through an onsite sewage treatment and disposal system, the department shall initiate enforcement actions against the owner or tenant to ensure adequate cleanup, treatment, and disposal.

~~(l)(4)~~ An onsite sewage treatment and disposal system designed by a professional engineer registered in the state and certified by such engineer as complying with performance criteria adopted by the department must be approved by the department subject to the following:

1. The performance criteria applicable to engineer-designed systems must be limited to those necessary to ensure that such systems do not adversely affect the public health or significantly degrade the groundwater or surface water. Such performance criteria shall include consideration of the quality of system effluent, the proposed total sewage flow per acre, wastewater treatment capabilities of the natural or replaced soil, water quality classification of the potential surface-water-receiving body, and the structural and maintenance viability of the system for the treatment of domestic wastewater. However, performance criteria shall address only the performance of a system and not a system's design.

2. A person electing to use an engineer-designed system shall, upon completion of the system design, submit such design, certified by a registered professional engineer, to the county health department. The county health department may use an outside consultant to review the engineer-designed system, with the actual cost of such review to be borne by the applicant. Within 5 working days after receiving an en-

engineer-designed system permit application, the county health department shall request additional information if the application is not complete. Within 15 working days after receiving a complete application for an engineer-designed system, the county health department shall issue the permit or, if it determines that the system does not comply with the performance criteria, shall notify the applicant of that determination and refer the application to the department for a determination as to whether the system should be approved, disapproved, or approved with modification. The department engineer's determination shall prevail over the action of the county health department. The applicant shall be notified in writing of the department's determination and of the applicant's rights to pursue a variance or seek review under the provisions of chapter 120.

3. The owner of an engineer-designed performance-based system must maintain a current maintenance service agreement with a maintenance entity permitted by the department. The maintenance entity shall inspect each system at least twice each year and shall report quarterly to the department on the number of systems inspected and serviced. The reports may be submitted electronically.

4. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own performance-based treatment system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

5. The property owner shall obtain a biennial system operating permit from the department for each system. The department shall inspect the system at least annually, or on such periodic basis as the fee collected permits, and may collect system-effluent samples if appropriate to determine compliance with the performance criteria. The fee for the biennial operating permit shall be collected beginning with the second year of system operation.

6. If an engineer-designed system fails to properly function or fails to meet performance standards, the system shall be re-engineered, if necessary, to bring the system into compliance with the provisions of this section.

~~(m)~~ An innovative system may be approved in conjunction with an engineer-designed site-specific system that is certified by the engineer to meet the performance-based criteria adopted by the department.

~~(n)~~ For the Florida Keys, the department shall adopt a special rule for the construction, installation, modification, operation, repair, maintenance, and performance of onsite sewage treatment and disposal systems which considers the unique soil conditions and water table elevations, densities, and setback requirements. On lots where a setback distance of 75 feet from surface waters, saltmarsh, and buttonwood association habitat areas cannot be met, an injection well, approved and permitted by the department, may be used for disposal of effluent from onsite sewage treatment and disposal systems. The following additional requirements apply to onsite sewage treatment and disposal systems in Monroe County:

1. The county, each municipality, and those special districts established for the purpose of the collection, transmission, treatment, or disposal of sewage shall ensure, in accordance with the specific schedules adopted by the Administration Commission under s. 380.0552, the completion of onsite sewage treatment and disposal system upgrades to meet the requirements of this paragraph.

2. Onsite sewage treatment and disposal systems must cease discharge by December 31, 2015, or must comply with department rules and provide the level of treatment which, on a permitted annual average basis, produces an effluent that contains no more than the following concentrations:

- a. Biochemical oxygen demand (CBOD5) of 10 mg/l.
- b. Suspended solids of 10 mg/l.

c. Total nitrogen, expressed as N, of 10 mg/l or a reduction in nitrogen of at least 70 percent. A system that has been tested and certified to reduce nitrogen concentrations by at least 70 percent shall be deemed to be in compliance with this standard.

d. Total phosphorus, expressed as P, of 1 mg/l.

In addition, onsite sewage treatment and disposal systems discharging to an injection well must provide basic disinfection as defined by department rule.

3. In areas not scheduled to be served by a central sewerage system, onsite sewage treatment and disposal systems must, by December 31, 2015, comply with department rules and provide the level of treatment described in subparagraph 2.

4. In areas scheduled to be served by a central sewerage system by December 31, 2015, if the property owner has paid a connection fee or assessment for connection to the central sewerage system, the property owner may install a holding tank with a high water alarm or an onsite sewage treatment and disposal system that meets the following minimum standards:

a. The existing tanks must be pumped and inspected and certified as being watertight and free of defects in accordance with department rule; and

b. A sand-lined drainfield or injection well in accordance with department rule must be installed.

5. Onsite sewage treatment and disposal systems must be monitored for total nitrogen and total phosphorus concentrations as required by department rule.

6. The department shall enforce proper installation, operation, and maintenance of onsite sewage treatment and disposal systems pursuant to this chapter, including ensuring that the appropriate level of treatment described in subparagraph 2. is met.

7. The authority of a local government, including a special district, to mandate connection of an onsite sewage treatment and disposal system is governed by s. 4, chapter 99-395, Laws of Florida.

8. Notwithstanding any other law, an onsite sewage treatment and disposal system installed after July 1, 2010, in unincorporated Monroe County, excluding special wastewater districts, that complies with the standards in subparagraph 2. is not required to connect to a central sewerage system until December 31, 2020.

~~(o)~~ A product sold in the state for use in onsite sewage treatment and disposal systems may not contain any substance in concentrations or amounts that would interfere with or prevent the successful operation of such system, or that would cause discharges from such systems to violate applicable water quality standards. The department shall publish criteria for products known or expected to meet the conditions of this paragraph. If a product does not meet such criteria, such product may be sold if the manufacturer satisfactorily demonstrates to the department that the conditions of this paragraph are met.

~~(p)~~ Evaluations for determining the seasonal high-water table elevations or the suitability of soils for the use of a new onsite sewage treatment and disposal system shall be performed by department personnel, professional engineers registered in the state, or such other persons with expertise, as defined by rule, in making such evaluations. Evaluations for determining mean annual flood lines shall be performed by those persons identified in paragraph (2)(l). The department shall accept evaluations submitted by professional engineers and such other persons as meet the expertise established by this section or by rule unless the department has a reasonable scientific basis for questioning the accuracy or completeness of the evaluation.

~~(q)~~ An application for an onsite sewage treatment and disposal system permit shall be completed in full, signed by the owner or the owner's authorized representative, or by a contractor licensed under chapter 489, and shall be accompanied by all required exhibits and fees. Specific documentation of property ownership is not required as a prerequisite to the review of an application or the issuance of a permit. The issuance of a permit does not constitute determination by the department of property ownership.

(r)(~~h~~) The department may not require any form of subdivision analysis of property by an owner, developer, or subdivider before submission of an application for an onsite sewage treatment and disposal system.

(s)(~~e~~) This section does not limit the power of a municipality or county to enforce other laws for the protection of the public health and safety.

(t)(~~r~~) In the siting of onsite sewage treatment and disposal systems, including drainfields, shoulders, and slopes, guttering may not be required on single-family residential dwelling units for systems located greater than 5 feet from the roof drip line of the house. If guttering is used on residential dwelling units, the downspouts shall be directed away from the drainfield.

(u)(~~s~~) Notwithstanding subparagraph (i)1. (~~g~~), onsite sewage treatment and disposal systems located in floodways of the Suwannee and Aucilla Rivers must adhere to the following requirements:

1. The absorption surface of the drainfield may not be subject to flooding based on 10-year flood elevations. Provided, however, for lots or parcels created by the subdivision of land in accordance with applicable local government regulations before January 17, 1990, if an applicant cannot construct a drainfield system with the absorption surface of the drainfield at an elevation equal to or above 10-year flood elevation, the department shall issue a permit for an onsite sewage treatment and disposal system within the 10-year floodplain of rivers, streams, and other bodies of flowing water if all of the following criteria are met:

- a. The lot is at least one-half acre in size;
- b. The bottom of the drainfield is at least 36 inches above the 2-year flood elevation; and
- c. The applicant installs a waterless, incinerating, or organic waste composting toilet and a graywater system and drainfield in accordance with department rules; an aerobic treatment unit and drainfield in accordance with department rules; a system that is capable of reducing effluent nitrate by at least 50 percent in accordance with department rules; or a system other than a system using alternative drainfield materials in accordance with department rules. The United States Department of Agriculture Soil Conservation Service soil maps, State of Florida Water Management District data, and Federal Emergency Management Agency Flood Insurance maps are resources that shall be used to identify flood-prone areas.

2. The use of fill or mounding to elevate a drainfield system out of the 10-year floodplain of rivers, streams, or other bodies of flowing water may not be permitted if such a system lies within a regulatory floodway of the Suwannee and Aucilla Rivers. In cases where the 10-year flood elevation does not coincide with the boundaries of the regulatory floodway, the regulatory floodway will be considered for the purposes of this subsection to extend at a minimum to the 10-year flood elevation.

(v)1.(~~b~~) The owner of an aerobic treatment unit system shall maintain a current maintenance service agreement with an aerobic treatment unit maintenance entity permitted by the department. The maintenance entity shall inspect each aerobic treatment unit system at least twice each year and shall report quarterly to the department on the number of aerobic treatment unit systems inspected and serviced. The reports may be submitted electronically.

2. The property owner of an owner-occupied, single-family residence may be approved and permitted by the department as a maintenance entity for his or her own aerobic treatment unit system upon written certification from the system manufacturer's approved representative that the property owner has received training on the proper installation and service of the system. The maintenance entity service agreement must conspicuously disclose that the property owner has the right to maintain his or her own system and is exempt from contractor registration requirements for performing construction, maintenance, or repairs on the system but is subject to all permitting requirements.

3. A septic tank contractor licensed under part III of chapter 489, if approved by the manufacturer, may not be denied access by the manufacturer to aerobic treatment unit system training or spare parts for

maintenance entities. After the original warranty period, component parts for an aerobic treatment unit system may be replaced with parts that meet manufacturer's specifications but are manufactured by others. The maintenance entity shall maintain documentation of the substitute part's equivalency for 2 years and shall provide such documentation to the department upon request.

4. The owner of an aerobic treatment unit system shall obtain a system operating permit from the department and allow the department to inspect during reasonable hours each aerobic treatment unit system at least annually, and such inspection may include collection and analysis of system-effluent samples for performance criteria established by rule of the department.

(w)(~~a~~) The department may require the submission of detailed system construction plans that are prepared by a professional engineer registered in this state. The department shall establish by rule criteria for determining when such a submission is required.

(x)(~~w~~) Any permit issued and approved by the department for the installation, modification, or repair of an onsite sewage treatment and disposal system shall transfer with the title to the property in a real estate transaction. A title may not be encumbered at the time of transfer by new permit requirements by a governmental entity for an onsite sewage treatment and disposal system which differ from the permitting requirements in effect at the time the system was permitted, modified, or repaired. An inspection of a system may not be mandated by a governmental entity at the point of sale in a real estate transaction. This paragraph does not affect a septic tank phase-out deferral program implemented by a consolidated government as defined in s. 9, Art. VIII of the State Constitution of 1885.

(y)(~~w~~) A governmental entity, including a municipality, county, or statutorily created commission, may not require an engineer-designed performance-based treatment system, excluding a passive engineer-designed performance-based treatment system, before the completion of the Florida Onsite Sewage Nitrogen Reduction Strategies Project. This paragraph does not apply to a governmental entity, including a municipality, county, or statutorily created commission, which adopted a local law, ordinance, or regulation on or before January 31, 2012. Notwithstanding this paragraph, an engineer-designed performance-based treatment system may be used to meet the requirements of the variance review and advisory committee recommendations.

(z)1.(~~a~~) An onsite sewage treatment and disposal system is not considered abandoned if the system is disconnected from a structure that was made unusable or destroyed following a disaster and if the system was properly functioning at the time of disconnection and was not adversely affected by the disaster. The onsite sewage treatment and disposal system may be reconnected to a rebuilt structure if:

- a. The reconnection of the system is to the same type of structure which contains the same number of bedrooms or fewer, if the square footage of the structure is less than or equal to 110 percent of the original square footage of the structure that existed before the disaster;
- b. The system is not a sanitary nuisance; and
- c. The system has not been altered without prior authorization.

2. An onsite sewage treatment and disposal system that serves a property that is foreclosed upon is not considered abandoned.

(aa)(~~r~~) If an onsite sewage treatment and disposal system permittee receives, relies upon, and undertakes construction of a system based upon a validly issued construction permit under rules applicable at the time of construction but a change to a rule occurs within 5 years after the approval of the system for construction but before the final approval of the system, the rules applicable and in effect at the time of construction approval apply at the time of final approval if fundamental site conditions have not changed between the time of construction approval and final approval.

(bb)(~~s~~) An existing-system inspection or evaluation and assessment, or a modification, replacement, or upgrade of an onsite sewage treatment and disposal system is not required for a remodeling addition or modification to a single-family home if a bedroom is not added. However, a remodeling addition or modification to a single-family home may

not cover any part of the existing system or encroach upon a required setback or the unobstructed area. To determine if a setback or the unobstructed area is impacted, the local health department shall review and verify a floor plan and site plan of the proposed remodeling addition or modification to the home submitted by a remodeler which shows the location of the system, including the distance of the remodeling addition or modification to the home from the onsite sewage treatment and disposal system. The local health department may visit the site or otherwise determine the best means of verifying the information submitted. A verification of the location of a system is not an inspection or evaluation and assessment of the system. The review and verification must be completed within 7 business days after receipt by the local health department of a floor plan and site plan. If the review and verification is not completed within such time, the remodeling addition or modification to the single-family home, for the purposes of this paragraph, is approved.

Section 2. Effective July 1, 2026, subsection (10) is added to section 381.0065, Florida Statutes, to read:

381.0065 Onsite sewage treatment and disposal systems; regulation.—

(10) *ADOPTION OF NEW RULES.*—Any new rule for the use and installation of onsite sewage treatment and disposal systems adopted by the department under this section does not apply to permit applications submitted within 90 days after the date such rule is adopted.

Section 3. Paragraph (i) of subsection (2), paragraph (b) of subsection (4), paragraph (j) of subsection (7), and paragraph (a) of subsection (9) of section 380.0552, Florida Statutes, are amended to read:

380.0552 Florida Keys Area; protection and designation as area of critical state concern.—

(2) **LEGISLATIVE INTENT.**—It is the intent of the Legislature to:

(i) Protect and improve the nearshore water quality of the Florida Keys through federal, state, and local funding of water quality improvement projects, including the construction and operation of wastewater management facilities that meet the requirements of *ss. 381.0065(4)(n) and 403.086(11)* ~~ss. 381.0065(4)(l) and 403.086(11)~~, as applicable.

(4) **REMOVAL OF DESIGNATION.**—

(b) Beginning November 30, 2010, the state land planning agency shall annually submit a written report to the Administration Commission describing the progress of the Florida Keys Area toward completing the work program tasks specified in commission rules. The land planning agency shall recommend removing the Florida Keys Area from being designated as an area of critical state concern to the commission if it determines that:

1. All of the work program tasks have been completed, including construction of, operation of, and connection to central wastewater management facilities pursuant to s. 403.086(11) and upgrade of onsite sewage treatment and disposal systems pursuant to *s. 381.0065(4)(n)* ~~ss. 381.0065(4)(l);~~

2. All local comprehensive plans and land development regulations and the administration of such plans and regulations are adequate to protect the Florida Keys Area, fulfill the legislative intent specified in subsection (2), and are consistent with and further the principles guiding development; and

3. A local government has adopted a resolution at a public hearing recommending the removal of the designation.

(7) **PRINCIPLES FOR GUIDING DEVELOPMENT.**—State, regional, and local agencies and units of government in the Florida Keys Area shall coordinate their plans and conduct their programs and regulatory activities consistent with the principles for guiding development as specified in chapter 27F-8, Florida Administrative Code, as amended effective August 23, 1984, which is adopted and incorporated herein by reference. For the purposes of reviewing the consistency of the adopted plan, or any amendments to that plan, with the principles for guiding development, and any amendments to the principles, the principles shall be construed as a whole and specific provisions may not be con-

strued or applied in isolation from the other provisions. However, the principles for guiding development are repealed 18 months from July 1, 1986. After repeal, any plan amendments must be consistent with the following principles:

(j) Ensuring the improvement of nearshore water quality by requiring the construction and operation of wastewater management facilities that meet the requirements of *ss. 381.0065(4)(n) and 403.086(11)* ~~ss. 381.0065(4)(l) and 403.086(11)~~, as applicable, and by directing growth to areas served by central wastewater treatment facilities through permit allocation systems.

(9) **MODIFICATION TO PLANS AND REGULATIONS.**—

(a) Any land development regulation or element of a local comprehensive plan in the Florida Keys Area may be enacted, amended, or rescinded by a local government, but the enactment, amendment, or rescission becomes effective only upon approval by the state land planning agency. The state land planning agency shall review the proposed change to determine if it is in compliance with the principles for guiding development specified in chapter 27F-8, Florida Administrative Code, as amended effective August 23, 1984, and must approve or reject the requested changes within 60 days after receipt. Amendments to local comprehensive plans in the Florida Keys Area must also be reviewed for compliance with the following:

1. Construction schedules and detailed capital financing plans for wastewater management improvements in the annually adopted capital improvements element, and standards for the construction of wastewater treatment and disposal facilities or collection systems that meet or exceed the criteria in s. 403.086(11) for wastewater treatment and disposal facilities or *s. 381.0065(4)(n)* ~~s. 381.0065(4)(l)~~ for onsite sewage treatment and disposal systems.

2. Goals, objectives, and policies to protect public safety and welfare in the event of a natural disaster by maintaining a hurricane evacuation clearance time for permanent residents of no more than 24.5 hours. The hurricane evacuation clearance time shall be determined by a hurricane evacuation study conducted in accordance with a professionally accepted methodology and approved by the state land planning agency. For purposes of hurricane evacuation clearance time:

a. Mobile home residents are not considered permanent residents.

b. The City of Key West Area of Critical State Concern established by chapter 28-36, Florida Administrative Code, shall be included in the hurricane evacuation study and is subject to the evacuation requirements of this subsection.

Section 4. Paragraph (c) of subsection (6) of section 381.00651, Florida Statutes, is amended to read:

381.00651 Periodic evaluation and assessment of onsite sewage treatment and disposal systems.—

(6) The requirements for an onsite sewage treatment and disposal system evaluation and assessment program are as follows:

(c) *Repair of systems.*—The local ordinance may not require a repair, modification, or replacement of a system as a result of an evaluation unless the evaluation identifies a system failure. For purposes of this subsection, the term “system failure” means a condition existing within an onsite sewage treatment and disposal system which results in the discharge of untreated or partially treated wastewater onto the ground surface or into surface water or that results in the failure of building plumbing to discharge properly and presents a sanitary nuisance. A system is not in failure if the system does not have a minimum separation distance between the drainfield and the wettest season water table or if an obstruction in a sanitary line or an effluent screen or filter prevents effluent from flowing into a drainfield. If a system failure is identified and several allowable remedial measures are available to resolve the failure, the system owner may choose the least costly allowable remedial measure to fix the system. There may be instances in which a pump-out is sufficient to resolve a system failure. Allowable remedial measures to resolve a system failure are limited to what is necessary to resolve the failure and must meet, to the maximum extent practicable, the requirements of the repair code in effect when the re-

pair is made, subject to the exceptions specified in s. 381.0065(4)(i) ~~s. 381.0065(4)(g)~~. An engineer-designed performance-based treatment system to reduce nutrients may not be required as an alternative remediation measure to resolve the failure of a conventional system.

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:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to onsite sewage treatment and disposal system permits; amending s. 381.0065, F.S.; prohibiting a municipality or political subdivision of the state from requiring owners and builders of certain residences to receive construction permits from the Department of Environmental Protection as a condition of issuing building or plumbing permits; requiring such owners and builders to provide certain proof to the municipality or political subdivision; requiring an applicant for a permit for the construction of an onsite sewage treatment and disposal system or a property owner to assume specified liabilities under certain circumstances; providing applicability for certain new rules adopted by the department within a specified timeframe; amending ss. 380.0552 and 381.00651, F.S.; conforming cross-references; providing effective dates.

On motion by Senator Martin, by two-thirds vote, **CS for CS for CS for HB 589**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

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|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Trumbull |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |
| Davis | McClain | |

Nays—None

CS for CS for SB 1334—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; revising definitions; defining the term “document acceptable as evidence of United States citizenship”; amending s. 97.052, F.S.; revising the information the uniform statewide voter registration application is designed to elicit from an applicant to include a certain acknowledgment; amending s. 97.0525, F.S.; requiring that the online voter registration system transmit specified information to the supervisor of elections under specified circumstances; requiring that the applicant’s legal status as a United States citizen be recorded in the statewide voter registration system; requiring that if the records of the Department of Highway Safety and Motor Vehicles indicate that an applicant is not a United States citizen or has not provided acceptable evidence of citizenship, the online voter registration system must notify the supervisor of the applicant’s legal status and transmit the application to the supervisor; providing that an applicant’s digital signature satisfies a certain requirement; providing that if an applicant’s name and date of birth cannot be verified, the system must populate certain information into a printable version of the registration application; requiring the applicant to print, complete, sign, date, and deliver such application to the supervisor; requiring that the online voter registration system populate an applicant’s information and direct the applicant to perform specified actions under specified conditions; conforming a cross-reference; amending s. 97.053, F.S.; providing that applications to update a voter’s record are retroactive under a specified condition; requiring supervisors to verify a voter’s legal status as a United States citizen using specified sources and initiate a certain notice if applicable; amending s. 97.057, F.S.; requiring

that an agreement between the Department of Highway Safety and Motor Vehicles and the Department of State match information regarding the legal status as a United States citizen of applicants applying to vote; requiring the Department of State to include specified information in the statewide voter registration system; requiring the Department of Highway Safety and Motor Vehicles to assist the Department of State in identifying certain changes in information for persons who may be voters; deleting a provision requiring the Department of State to report certain changes to supervisors; amending s. 98.015, F.S.; authorizing the office of the supervisor of elections to close to observe certain holidays under a specified condition; amending s. 98.045, F.S.; requiring supervisors to verify the current eligibility of certain applicants within a specified timeframe by reviewing specified information provided by governmental entities to make a determination under specified conditions; requiring the supervisor to deny the application and notify the applicant if a certain determination is made; amending s. 98.075, F.S.; requiring the Department of State to identify certain voters by comparing or receiving information from specified sources; requiring the Department of State to review such information and make an initial determination; requiring the department to notify the supervisor if certain information is credible and reliable and provide a copy of specified documentation to the supervisor; requiring the supervisor to adhere to specified procedures to remove the voter’s name from the statewide voter registration system; requiring the supervisor to record in the statewide voter registration system the type of document provided as evidence of United States citizenship; amending s. 98.093, F.S.; revising the information that the Department of Highway Safety and Motor Vehicles is required to furnish weekly to the Department of State; requiring the Department of State to report certain information to supervisors within a specified timeframe and for supervisors to update the voter registration records; requiring that the Department of State use certain information from federal jury coordinators to identify voters and applicants who are potentially ineligible; amending s. 99.012, F.S.; prohibiting a person from qualifying for nomination as a candidate of a political party if the person has not been a registered member of such party for a specified timeframe; prohibiting a person from qualifying for specified public office if the person has changed his or her name within a specified timeframe; providing applicability; amending s. 99.021, F.S.; revising the form of candidate oath to conform to changes made by the act; amending ss. 101.151 and 101.5606, F.S.; conforming provisions to changes made by the act; amending s. 101.56075, F.S.; requiring that all voting be done by official ballot using certain pens; providing an exception; amending s. 101.5608, F.S.; deleting the requirement that the stub be removed from the ballot and placed in an envelope; conforming provisions to changes made by the act; amending s. 101.5612, F.S.; conforming provisions to changes made by the act; amending s. 102.111, F.S.; revising the meeting times of the Elections Canvassing Commission to certify elections returns; amending s. 102.141, F.S.; requiring that supervisors upload certain results by a specified local time; requiring the supervisors, on behalf of the canvassing boards, to report all early voting and all tabulated vote-by-mail ballots to the department; requiring canvassing boards to periodically report updated precinct election results by uploading the results to the department; conforming provisions to changes made by the act; amending s. 102.166, F.S.; conforming provisions to changes made by the act; creating s. 104.51, F.S.; requiring that certain prosecutions be commenced within a specified timeframe after a specified violation is committed; creating s. 322.034, F.S.; requiring, by a specified date, that Florida driver licenses and Florida identification cards issued to qualified applicants include the legal citizenship status of the applicant on the license or card; requiring the Department of Highway Safety and Motor Vehicles to issue, at no charge, Florida driver licenses and Florida identification cards to certain licensees and cardholders; amending s. 121.121, F.S.; conforming a cross-reference; reenacting s. 98.065(6), F.S., relating to registration list maintenance programs, to incorporate the amendment made to s. 98.075, F.S., in a reference thereto; reenacting s. 101.69(2)(a), F.S., relating to the offices of the supervisor of elections being open during elections to receive vote-by-mail ballots in secure ballot intake stations, to incorporate the amendment made to s. 98.015, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1334**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 991** was withdrawn from the Committee on Rules.

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

CS for CS for HB 991—A bill to be entitled An act relating to election integrity; amending s. 97.021, F.S.; revising definitions; amending s. 97.022, F.S.; revising the information the Department of State is required to include in a specified report; amending s. 97.051, F.S.; requiring persons to swear or affirm they have reviewed the voter registration instructions, are a United States citizen, and understand the penalties for providing false information; amending s. 97.052, F.S.; requiring the voter registration application to elicit documentation required by the United States Election Assistance Commission or federal law; amending s. 97.0525, F.S.; requiring that an applicant's citizenship status be verified by the records of the Department of Highway Safety and Motor Vehicles; providing that an applicant will be registered as an unverified voter, and must vote with a provisional ballot that will not be counted if his or her legal status as a United States citizen cannot be verified through the Department of Highway Safety and Motor Vehicles; requiring the online voter registration system to transmit certain information to the supervisor of elections and generate certain notices; requiring the supervisor of elections to verify the legal status of certain applicants and provide certain notice; providing that, under specified circumstances, the online voter registration system may populate the applicant's information into a printable voter registration application; amending s. 97.053, F.S.; requiring an applicant's legal status to be verified for a voter registration application to be valid; providing that an applicant will be deemed an unverified voter if his or her application fails to meet specified requirements; requiring an applicant to provide certain evidence to the supervisor of elections to prove the applicant's legal status under specified circumstances; providing for retroactivity; providing certain applicants a provisional ballot and such ballot may only be counted if the applicant can verify his or her legal status within a specified timeframe; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State documentary proof of an applicant's citizenship; amending s. 98.015, F.S.; authorizing the office of the supervisor of elections to close to observe certain holidays under a specified condition; amending s. 98.045, F.S.; requiring supervisors to make certain determinations relating to applicants who were previously registered to vote, but later removed for ineligibility, and to follow specified procedures to notify the applicant, if applicable; amending s. 98.075, F.S.; requiring the Department of State to verify the United States citizenship status of any registered voter after a specified date; requiring specified notices regarding an applicant's potential ineligibility to vote; requiring certain applicants to submit specified information to the supervisor of elections; requiring certain documentation be recorded in the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State with information identifying United States citizens who have been issued a new, renewed, or replacement Florida driver license or Florida identification card; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State with changes in residence address and Florida driver license or identification card numbers of individuals who have declined to register or update their voter registration; creating s. 98.094, F.S.; requiring the Division of Elections to provide a list of registered voters to federal courts for a specified purpose; requiring the jury coordinator to prepare a specified list with certain information and send such list to the division; specifying the manner in which such list may be sent; requiring the division to provide such information to the appropriate supervisor of elections; amending s. 99.021, F.S.; specifying that a person seeking to qualify for office as a candidate must be a registered member of a political party, or registered without any party affiliation, for 365 consecutive days preceding the beginning of the qualifying before an election; authorizing qualified candidates or certain political parties to challenge compliance with specified provisions by filing an action for declaratory and injunctive relief in a specified circuit court; prohibiting a person from being qualified as a candidate for nomination or election and appearing on the ballot under specified circumstances; providing that compliance with specified requirements is mandatory; entitling certain candidates and political parties to specified expedited hearings and consideration; requiring the supervisor of elections to remove certain candidates from the ballot or provide certain notice that votes for certain disqualified candidates will not be counted; amending s. 101.043, F.S.; revising the forms of identification required to be provided at polls; amending ss. 101.048, 101.151, 101.5606, 101.5608, and 101.5612, F.S.; conforming provisions to changes made by the act; amending s. 101.56075, F.S.; requiring voting be completed on an official ballot using a pen or mar-

ker; amending s. 101.591, F.S.; removing provisions relating to the performance of a manual audit; requiring the county canvassing board or other local board responsible for certifying an election to conduct an automated, independent audit of voting systems used in all precincts; providing the process for conducting such automated, independent audit; requiring the canvassing board to publish a specified notice on the county's website, the supervisor's website, or in certain newspapers; requiring that the audit be completed and made public before the certification of the election; providing reporting requirements for county canvassing boards; requiring the results of the audit be included in a specified report submitted to the Governor and Legislature by a specified date each year; amending s. 101.5911, F.S.; requiring the Department of State to adopt certain rules; amending s. 101.595, F.S.; revising certain reporting requirements for the Department of State; amending ss. 101.68 and 101.6923, F.S.; conforming provisions to changes made by the act; amending s. 102.111, F.S.; revising the meeting time for the Elections Canvassing Commission; amending s. 102.141, F.S.; 102.141, F.S.; revising requirements for canvassing of ballots; revising provisions relating to reporting election results; requiring counties to conduct an automated independent audit for a specified purpose within a specified timeframe; requiring the specified parties take certain actions if the audit and vote tabulation procure difference results; requiring a manual ballot review under specified circumstances; providing procedures for such manual ballot reviews; removing provisions relating to automatic recounts and county canvassing board recount procedures; requiring the county canvassing board to publish certain notice containing manual review information through specified means; requiring manual review of ballots be open to the public; authorizing political parties to designate a certain expert to be allowed in the central counting room while reviews are being performed; prohibiting such person from interfering with the normal operation of the canvassing board; revising information required to be in a report to the Division of Elections; removing the requirement for the supervisor to file with the Department of State certain results and statistical information; amending s. 102.166, F.S.; revising requirements for recounts of overvotes and undervotes; authorizing political parties to designate a certain expert to be allowed in the central counting room while reviews are being performed; prohibiting such person from interfering with the normal operation of the canvassing board; revising requirements for rules prescribing voter intent; creating s. 104.042, F.S.; providing a statute of limitations period for election fraud; amending s. 106.08, F.S.; revising the contributions or expenditures that a foreign national is prohibited from making or offering to make; prohibiting certain persons from accepting specified contributions; prohibiting certain persons from making specified contributions or expenditures; providing an exception to such prohibition; providing penalties; creating s. 322.034, F.S.; requiring that Florida driver licenses and identification cards include certain information by a specified date; requiring the Department of Highway Safety and Motor Vehicles to issue certain replacement or renewal cards at no charge; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending ss. 98.065, 98.0755, 101.5614, 101.67, and 104.16, F.S.; conforming cross-references; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 1334** and read the second time by title.

Senator Grall moved the following amendment:

Amendment 1 (903278) (with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. Present subsections (10) through (47) of section 97.021, Florida Statutes, are redesignated as subsections (11) through (48), respectively, a new subsection (10) is added to that section, and subsection (6) and present subsections (43) and (47) of that section are amended, to read:

97.021 Definitions.—For the purposes of this code, except where the context clearly indicates otherwise, the term:

(6) "Ballot" or "official ballot" means a printed sheet of paper containing contests, including offices and candidates, constitutional amendments, and other public measures, upon which a voter's selections will be marked by using a pen compatible with or recommended for use with the voting system, for tabulation by the voting system. The term includes a voter-verifiable paper output upon which a voter's selections are marked by a voter interface device that meets voter accessibility re-

quirements for individuals with disabilities under s. 301 of the federal Help America Vote Act of 2002 and s. 101.56062 when used in reference to:

(a) ~~“Electronic or electromechanical devices” means a ballot that is voted by the process of electronically designating, including by touchscreen, or marking with a marking device for tabulation by automatic tabulating equipment or data processing equipment.~~

(b) ~~“Marksense ballots” means that printed sheet of paper, used in conjunction with an electronic or electromechanical vote tabulation voting system, containing the names of candidates, or a statement of proposed constitutional amendments or other questions or propositions submitted to the electorate at any election, on which sheet of paper an elector casts his or her vote.~~

(10) *“Document acceptable as evidence of United States citizenship” means any of the following documents:*

- (a) *An original or certified copy of a United States birth certificate.*
- (b) *A valid, unexpired United States passport.*
- (c) *A naturalization certificate issued by the United States Department of Homeland Security.*
- (d) *A Consular Report of Birth Abroad provided by the United States Department of State.*
- (e) *A current and valid Florida driver license or Florida identification card issued by the Department of Highway Safety and Motor Vehicles, if such license or identification card indicates United States citizenship.*
- (f) *A current and valid photo identification issued by the Federal Government or the state which indicates United States citizenship.*
- (g) *An order from a federal court granting United States citizenship.*

If the voter registration applicant’s or the voter’s legal name is different from the name that appears on the document, official legal documentation providing proof of legal name change is also required to constitute acceptable evidence of United States citizenship.

(44)(43) *“Voter interface device” means any device that communicates voting instructions and ballot information to a voter and allows the voter to select and vote for candidates and issues. A voter interface device may not be used to tabulate votes. Any vote tabulation must be based upon a subsequent scan of the marked marksense ballot or the voter-verifiable paper output after the voter interface device process has been completed.*

(48)(47) *“Voting system” means a method of casting and processing votes which that functions wholly or partly by use of electromechanical or electronic apparatus or by use of marksense ballots and includes, but is not limited to, the equipment, hardware, firmware, and software; the ballots; the procedures for casting and processing votes; and the programs, operating manuals, and supplies; and the reports, printouts, and other documentation software necessary for the system’s operation.*

Section 2. Present paragraphs (q) through (u) of subsection (2) of section 97.052, Florida Statutes, are redesignated as paragraphs (r) through (v), respectively, and a new paragraph (q) is added to that subsection, to read:

97.052 Uniform statewide voter registration application.—

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

(q) *Acknowledgment, by providing a box for the applicant to check, that it is a third degree felony under state and federal law to falsely swear or affirm or otherwise submit false information on a voter registration application.*

Section 3. Subsection (4) of section 97.0525, Florida Statutes, is amended to read:

97.0525 Online voter registration.—

(4)(a) The online voter registration system ~~must shall~~ compare the Florida driver license number or Florida identification number submitted pursuant to s. 97.052(2)(n) with information maintained by the Department of Highway Safety and Motor Vehicles to confirm that the name and date of birth on the application are consistent with the records of the Department of Highway Safety and Motor Vehicles.

(b) If the applicant’s name and date of birth are consistent with the records of the Department of Highway Safety and Motor Vehicles ~~and the records of the Department of Highway Safety and Motor Vehicles indicate that the applicant has provided a document acceptable as evidence of United States citizenship,~~ the online voter registration system ~~must shall~~ transmit, using the statewide voter registration system maintained pursuant to s. 98.035, the applicant’s registration application, along with the digital signature of the applicant on file with the Department of Highway Safety and Motor Vehicles, to the supervisor of elections. The applicant’s digital signature satisfies the signature requirement of s. 97.052(2)(r) ~~s. 97.052(2)(c).~~ *The applicant’s legal status as a United States citizen must be recorded in the statewide voter registration system.*

(c) *If the applicant’s name and date of birth match the records of the Department of Highway Safety and Motor Vehicles, but the records of the Department of Highway Safety and Motor Vehicles indicate the applicant is not a United States citizen or has not provided a document acceptable as evidence of United States citizenship, the online voter registration system must notify the supervisor of elections that the applicant’s legal status as a United States citizen could not be verified and transmit, using the statewide voter registration system maintained pursuant to s. 98.035, the applicant’s registration application, along with the digital signature of the applicant on file with the Department of Highway Safety and Motor Vehicles, to the supervisor of elections. The applicant’s digital signature satisfies the signature requirement of s. 97.052(2)(r).*

(d) If the applicant’s name and date of birth cannot be verified by the records of the Department of Highway Safety and Motor Vehicles, ~~or if the applicant indicated that he or she has not been issued a Florida driver license or Florida identification card,~~ the online voter registration system ~~must shall~~ populate the applicant’s information, *except for the applicant’s Florida driver license number, Florida identification card number, or social security number,* into a printable voter registration application pursuant to s. 97.052(2) ~~which and direct the applicant may to print, complete, sign, and date, the application and deliver the application to the supervisor of elections for disposition pursuant to s. 97.073.~~

(e) *If the applicant indicates that he or she has not been issued a Florida driver license or identification card, or chooses to use the system to prepopulate an application to print, sign, date, and deliver to the supervisor, the online voter registration system must populate the applicant’s information into a printable voter registration application pursuant to s. 97.052(2) and direct the applicant to print, sign, and date the application and deliver the application to the supervisor for disposition under s. 97.073.*

Section 4. Subsections (2), (4), and (6) of section 97.053, Florida Statutes, are amended to read:

97.053 Acceptance of voter registration applications.—

(2) A voter registration application is complete and becomes the official voter registration record of that applicant when all information necessary to establish the applicant’s eligibility pursuant to s. 97.041 is received by a voter registration official and verified pursuant to subsection (6). *Except as provided in subsection (6),* if the applicant fails to complete his or her voter registration application *on or before prior to* the date of book closing for an election, ~~then~~ *such applicant is shall* not be eligible to vote in that election.

(4)(a) The registration date for a valid initial voter registration application that has been mailed to a driver license office, a voter registration agency, an armed forces recruitment office, the division, or the office of any supervisor in the state and bears a clear postmark is the date of that postmark. If an initial voter registration application that has been mailed does not bear a postmark or if the postmark is unclear, the registration date is the date the application is received by any supervisor or the division, unless it is received within 5 days after the closing of the books for an election, excluding Saturdays, Sundays, and

legal holidays, in which case the registration date is the book-closing date.

(b) *The registration date for a valid application to update a voter's record with a change of address or name is the date the application was initially received once the required sufficient evidence is verified.*

(c) *The registration date for a valid application to update a voter's record with a change of party affiliation is the date the application was initially received, and the registration is effective once the required sufficient evidence is verified unless the registration books are closed for a primary election, in which case the update is effective for the subsequent general election.*

(6)(a) A voter registration application, including an application with a change in name, address, or party affiliation, may be accepted as valid only after the department has verified the authenticity or nonexistence of the *Florida* driver license number, the Florida identification card number, or the last four digits of the social security number provided by the applicant. If a completed voter registration application has been received by the book-closing deadline but the *Florida* driver license number, the Florida identification card number, or the last four digits of the social security number provided by the applicant cannot be verified, *or if the records of the Department of Highway Safety and Motor Vehicles indicate that the applicant is not a United States citizen or has not provided a document acceptable as evidence of United States citizenship, the applicant must shall be notified and that the number cannot be verified and that the applicant must provide evidence to the supervisor sufficient to verify the authenticity of the applicant's Florida driver license number, Florida identification card number, or last four digits of the social security number or, if applicable, must provide a document acceptable as evidence of United States citizenship.* If the applicant provides the necessary evidence, the supervisor *must shall* place the applicant's name on the registration rolls as an active voter. If the applicant has not provided the necessary evidence or the number has not otherwise been verified prior to the applicant presenting himself or herself to vote, the applicant *must shall* be provided a provisional ballot. The provisional ballot *must shall* be counted only if the number is verified by the end of the canvassing period or if the applicant presents evidence to the supervisor of elections sufficient to verify the authenticity of the applicant's *Florida* driver license number, Florida identification card number, or last four digits of the social security number or, if applicable, presents a document acceptable as evidence of United States citizenship no later than 5 p.m. of the second day following the election.

(b) *Upon receipt of a voter registration application, including an application with a change in name, address, or party affiliation, which indicates that the applicant has not been issued a current and valid Florida driver license, Florida identification card, or social security number, or if the records of the Department of Highway Safety and Motor Vehicles indicate that the applicant is not a United States citizen or has not provided a document acceptable as evidence of United States citizenship, the supervisor of elections shall verify the voter's legal status as a United States citizen using available state and federal governmental sources and, if applicable, initiate notice pursuant to s. 98.075(7). If the voter's legal status as a United States citizen is verified, the status must be recorded in the statewide voter registration system. If the applicant provides a document acceptable as evidence of United States citizenship, the type of document presented must be recorded in the statewide voter registration system.*

Section 5. Subsections (11) and (13) of section 97.057, Florida Statutes, are amended to read:

97.057 Voter registration by the Department of Highway Safety and Motor Vehicles.—

(11) The Department of Highway Safety and Motor Vehicles shall enter into an agreement with the department to match information in the statewide voter registration system with information in the database of the Department of Highway Safety and Motor Vehicles to the extent required to verify the accuracy of the *Florida* driver license number, Florida identification number, or last four digits of the social security number and the legal status as a United States citizen, provided on applications for voter registration as required in s. 97.053. *The department shall also include in the statewide voter registration system the*

type of documentary proof that the licensee or cardholder provided as evidence of United States citizenship.

(13) *Notwithstanding declinations to register or to update a voter registration pursuant to paragraph (2)(b), the Department of Highway Safety and Motor Vehicles, in accordance with s. 98.093(8), shall must assist the Department of State in regularly identifying changes in residence address on the Florida driver license or Florida identification card or changes in the Florida driver license or Florida identification card number of such persons who may be voters of a voter. The Department of State must report each such change to the appropriate supervisor of elections who must change the voter's registration records in accordance with s. 98.065(4).*

Section 6. Effective upon becoming a law, subsection (4) of section 98.015, Florida Statutes, is amended to read:

98.015 Supervisor of elections; election, tenure of office, compensation, custody of registration-related documents, office hours, successor, seal; appointment of deputy supervisors; duties.—

(4)(a) At a minimum, the office of the supervisor must be open Monday through Friday, ~~excluding legal holidays~~, for a period of not less than 8 hours per day, beginning no later than 9 a.m.

(b) *The office of the supervisor may close to observe legal holidays and other federal, state, or county-approved holidays, if the office is not otherwise required to be open to fulfill official duties under the Florida Election Code.*

Section 7. Subsection (1) of section 98.045, Florida Statutes, is amended to read:

98.045 Administration of voter registration.—

(1) ELIGIBILITY OF APPLICANT.—

(a) The supervisor *shall must* ensure that any eligible applicant for voter registration is registered to vote and that each application for voter registration is processed in accordance with law. The supervisor shall determine whether a voter registration applicant is ineligible based on any of the following:

1.~~(a)~~ The failure to complete a voter registration application as specified in s. 97.053.

2.~~(b)~~ The applicant is deceased.

3.~~(c)~~ The applicant has been convicted of a felony for which his or her voting rights have not been restored.

4.~~(d)~~ The applicant has been adjudicated mentally incapacitated with respect to the right to vote and such right has not been restored.

5.~~(e)~~ The applicant does not meet the age requirement pursuant to s. 97.041.

6.~~(f)~~ The applicant is not a United States citizen.

7.~~(g)~~ The applicant is a fictitious person.

8.~~(h)~~ The applicant has provided an address of legal residence that is not his or her legal residence.

9.~~(i)~~ The applicant has provided a *Florida* driver license number, Florida identification card number, or the last four digits of a social security number that is not verifiable by the department.

(b) *If the latest voter registration records show that a new applicant was previously registered but subsequently removed for ineligibility pursuant to s. 98.075(7), the supervisor must verify the current eligibility of the applicant to register within 13 days after receipt of such records by reviewing the information provided by a governmental entity listed in s. 98.075 or s. 98.093 to determine whether the applicant remains ineligible. If the supervisor determines that the applicant is ineligible, the supervisor must deny the application and notify the applicant pursuant to s. 97.073.*

Section 8. Subsection (6) and paragraph (a) of subsection (7) of section 98.075, Florida Statutes, are amended to read:

98.075 Registration records maintenance activities; ineligibility determinations.—

(6) *ELIGIBILITY.*—

(a) *Citizenship.*—*The department shall identify those registered voters who are potentially ineligible based on their legal status regarding United States citizenship by comparing or receiving information from other governmental entities as authorized by s. 98.093. Upon receipt of information from such other governmental entities indicating a voter may be ineligible based on his or her legal status regarding United States citizenship, the department shall review and make an initial determination as to whether the information is credible and reliable. If the department determines that the information is credible and reliable, the department must notify the supervisor and provide a copy of the supporting documentation indicating potential ineligibility of the voter to be registered. Upon receipt of the notice that the department has made a determination of initial credibility and reliability, the supervisor must adhere to the procedures set forth in subsection (7) before the removal of a registered voter's name from the statewide voter registration system. If the voter provides a document acceptable as evidence of United States citizenship, the supervisor must record the type of document in the statewide voter registration system.*

(b) *Other bases for ineligibility* ~~OTHER BASES FOR INELIGIBILITY.~~—Subsections (2)-(6) ~~(2)-(5)~~ do not limit or restrict the department or the supervisor in his or her duty to act upon direct receipt of, access to, or knowledge of information from any governmental entity that identifies a registered voter as potentially ineligible. If the department or supervisor receives information from any governmental entity other than those identified in subsections (2)-(6) ~~(2)-(5)~~ that a registered voter is ineligible because the voter is deceased, adjudicated a convicted felon without having had his or her voting rights restored, adjudicated mentally incapacitated without having had his or her voting rights restored, does not meet the age requirement pursuant to s. 97.041, is not a United States citizen, is a fictitious person, or has listed an address that is not his or her address of legal residence, the supervisor must adhere to the procedures set forth in subsection (7) before the removal of the name of a registered voter who is determined to be ineligible from the statewide voter registration system.

(7) *PROCEDURES FOR REMOVAL.*—

(a) If the supervisor receives notice or information pursuant to subsections (4)-(6), the supervisor of the county in which the voter is registered must:

1. Notify the registered voter of his or her potential ineligibility by mail within 7 days after receipt of notice or information. The notice must include:

a. A statement of the basis for the registered voter's potential ineligibility and a copy of any documentation upon which the potential ineligibility is based. Such documentation must include any conviction from another jurisdiction determined to be a similar offense to murder or a felony sexual offense, as those terms are defined in s. 98.0751.

b. A statement that failure to respond within 30 days after receipt of the notice may result in a determination of ineligibility and in removal of the registered voter's name from the statewide voter registration system.

c. A return form that requires the registered voter to admit or deny the accuracy of the information underlying the potential ineligibility for purposes of a final determination by the supervisor.

d. A statement that, if the voter is denying the accuracy of the information underlying the potential ineligibility, the voter has a right to request a hearing for the purpose of determining eligibility.

e. Instructions for the registered voter to contact the supervisor of elections of the county in which the voter is registered if assistance is needed in resolving the matter.

f. Instructions for seeking restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution and information explaining voting

rights restoration pursuant to s. 4, Art. VI of the State Constitution following a felony conviction, if applicable.

g. *A list of the documents acceptable as evidence of United States citizenship.*

h. The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."

2. If the mailed notice is returned as undeliverable, the supervisor must, within 14 days after receiving the returned notice, either publish notice once in a newspaper of general circulation in the county in which the voter was last registered or publish notice on the county's website as provided in s. 50.0311 or on the supervisor's website, as deemed appropriate by the supervisor. The notice must contain the following:

a. The voter's name and address.

b. A statement that the voter is potentially ineligible to be registered to vote.

c. A statement that failure to respond within 30 days after the notice is published may result in a determination of ineligibility by the supervisor and removal of the registered voter's name from the statewide voter registration system.

d. An instruction for the voter to contact the supervisor no later than 30 days after the date of the published notice to receive information regarding the basis for the potential ineligibility and the procedure to resolve the matter.

e. An instruction to the voter that, if further assistance is needed, the voter should contact the supervisor of elections of the county in which the voter is registered.

f. A statement that, if the voter denies the accuracy of the information underlying the potential ineligibility, the voter has a right to request a hearing for the purpose of determining eligibility.

g. The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."

3. If a registered voter fails to respond to a notice pursuant to subparagraph 1. or subparagraph 2., the supervisor must make a final determination of the voter's eligibility within 7 days after expiration of the voter's timeframe to respond. If the supervisor determines that the voter is ineligible, the supervisor must remove the name of the registered voter from the statewide voter registration system within 7 days. The supervisor shall notify the registered voter of the supervisor's determination and action.

4. If a registered voter responds to the notice pursuant to subparagraph 1. or subparagraph 2. and admits the accuracy of the information underlying the potential ineligibility, the supervisor must, as soon as practicable, make a final determination of ineligibility and remove the voter's name from the statewide voter registration system. The supervisor shall notify the registered voter of the supervisor's determination and action.

5. If a registered voter responds to the notice issued pursuant to subparagraph 1. or subparagraph 2. and denies the accuracy of the information underlying the potential ineligibility but does not request a hearing, the supervisor must review the evidence and make a determination of eligibility no later than 30 days after receiving the response from the voter. If the supervisor determines that the registered voter is ineligible, the supervisor must remove the voter's name from the statewide voter registration system upon such determination and

notify the registered voter of the supervisor's determination and action and that the removed voter has a right to appeal a determination of ineligibility pursuant to s. 98.0755. If such registered voter requests a hearing, the supervisor must send notice to the registered voter to attend a hearing at a time and place specified in the notice. The supervisor shall schedule and issue notice for the hearing within 7 days after receiving the voter's request for a hearing and shall hold the hearing no later than 30 days after issuing the notice of the hearing. A voter may request an extension upon showing good cause by submitting an affidavit to the supervisor as to why he or she is unable to attend the scheduled hearing. Upon hearing all evidence presented at the hearing, the supervisor shall make a determination of eligibility within 7 days. If the supervisor determines that the registered voter is ineligible, the supervisor must remove the voter's name from the statewide voter registration system and notify the registered voter of the supervisor's determination and action and that the removed voter has a right to appeal a determination of ineligibility pursuant to s. 98.0755.

Section 9. Present subsection (9) of section 98.093, Florida Statutes, is redesignated as subsection (10), a new subsection (9) is added to that section, and subsection (8) of that section is amended, to read:

98.093 Duty of officials to furnish information relating to deceased persons, persons adjudicated mentally incapacitated, persons convicted of a felony, and persons who are not United States citizens.—

(8) DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.—The Department of Highway Safety and Motor Vehicles shall furnish weekly to the department the following information:

(a) Information identifying those persons whose names have been removed from the Florida driver license or Florida identification card database during the preceding week because they have been licensed or been issued an identification card in another state. The information must contain the person's name, last known Florida address, date of birth, sex, last four digits of his or her social security number, and Florida driver license number or Florida identification card number and, if available, the address and the state in which the person is now licensed.

(b) Information identifying those persons who during the preceding week presented evidence of non-United States citizenship upon being issued a new or renewed Florida driver license or Florida identification card. The information must contain the person's name; address; date of birth; last four digits of the social security number, if applicable; Florida driver license number or Florida identification card number, as available; and alien registration number or other legal status identifier.

(c) Information identifying those persons who during the preceding week presented a document acceptable as evidence of United States citizenship upon being issued a new, renewed, or replacement Florida driver license or Florida identification card. The information must contain the person's name; address; date of birth; last four digits of the social security number, if applicable; Florida driver license number or Florida identification card number, as available; type of documentary proof provided in support of citizenship; and, if applicable, alien registration number or other legal status identifier.

(d) Information identifying a change in residence address on the Florida driver license or Florida identification card of any person who declined pursuant to s. 97.057(2) to register or update his or her voter record. The information must contain the person's name; date of birth; last four digits of the social security number, if available; and Florida driver license number or Florida identification card number, as available, in order to identify a voter's registration record. The Department of State must report each such change in residence address to the appropriate supervisor, who must change the voter's registration records in accordance with s. 98.065(4).

(e) Information identifying new, renewed, or replacement Florida driver license or Florida identification card numbers issued to persons who declined pursuant to s. 97.057(2) to register or update their voter record. The information must contain the person's name; date of birth; last four digits of the social security number, if available; and the prior, if applicable, and current Florida driver license number or Florida identification card number in order to identify a voter's registration record. Within 7 days, the Department of State shall report such in-

formation to the appropriate supervisor, who must update the voter registration records.

(f) Information identifying those persons for which it has received official information during the preceding week that the person is deceased. The information must contain the name, address, date of birth, last four digits of the social security number, Florida driver license number or Florida identification card number, and date of death of each such person.

(9) FEDERAL COURTS.—Upon receipt of information from a jury coordinator that a person was disqualified or potentially disqualified as a prospective juror from jury service due to not having United States citizenship, being convicted of a felony, being deceased, being a nonresident of this state, or being a nonresident of the county, the department shall use such information to identify registered voters or applicants for voter registration who may be potentially ineligible based on information provided in accordance with s. 98.075.

Section 10. Effective upon this act becoming a law, paragraphs (b) and (c) of subsection (1) of section 99.021, Florida Statutes, are amended, and paragraphs (f) and (g) are added to that subsection, to read:

99.021 Form of candidate oath.—

(1)

(b) In addition, any person seeking to qualify for nomination as a candidate of any political party shall, at the time of subscribing to the oath or affirmation, state in writing:

1. The party of which the person is a member.

2. That the person has been a registered member of the political party for which he or she is seeking nomination as a candidate for *at least 365 consecutive days preceding* ~~before~~ the beginning of qualifying ~~before~~ ~~preceding~~ the general election for which the person seeks to qualify.

3. That the person has paid the assessment levied against him or her, if any, as a candidate for said office by the executive committee of the party of which he or she is a member.

4. *That the person has not legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying. This subparagraph does not apply to any change of name in proceedings for dissolution of marriage or adoption of children or based on a change of name conducted with a marriage certificate.*

(c) In addition, any person seeking to qualify for office as a candidate with no party affiliation shall, at the time of subscribing to the oath or affirmation, state in writing that he or she is registered without any party affiliation and that he or she has not:

1. Been a registered member of any political party for *at least 365 consecutive days preceding* ~~before~~ the beginning of qualifying ~~before~~ ~~preceding~~ the general election for which the person seeks to qualify.

2. *Legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying. This subparagraph does not apply to any change of name in proceedings for dissolution of marriage or adoption of children or based on a change of name conducted with a marriage certificate.*

(f) *The statements in subparagraphs (b)4. and (c)2. constitute substantive requirements for the person completing the statement, and compliance with those requirements is mandatory. The sole method to enforce compliance with such requirements is contained in this paragraph. Compliance with subparagraphs (b)4. and (c)2. may be challenged by a qualified candidate or a political party with qualified candidates in the same race by filing an action in the circuit court for the county in which the qualifying officer is headquartered. A person may not be qualified as a candidate for nomination or election and his or her name may not appear on the ballot if in an order that has become final, the court determines that the person seeking to qualify has legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying, unless such change of name occurred in proceedings for dissolution of marriage or*

adoption of children or was based on a change of name conducted with a marriage certificate.

(g) *The statements in subparagraphs (b)2. and (c)1. constitute substantive requirements for the person completing the statement, and compliance with those requirements is mandatory. The sole method to enforce compliance with such requirements is contained in this paragraph. Compliance with subparagraphs (b)2. and (c)1. may be challenged by a qualified candidate or a political party with qualified candidates in the same race by filing an action in the circuit court for the county in which the qualifying officer is headquartered. A person may not be qualified as a candidate for nomination or election, and his or her name may not appear on the ballot, if, in an order that has become final, the court determines that:*

1. *The person seeking to qualify for nomination as a candidate of any political party has not been a registered member of that party for the 365-day period preceding the beginning of qualifying; or*

2. *The person seeking to qualify for office as a candidate with no party affiliation has not been registered without party affiliation for, or has been a registered member of any political party during, the 365-day period preceding the beginning of qualifying.*

Section 11. Effective upon becoming a law, section 99.0211, Florida Statutes, is created to read:

99.0211 *Challenging candidacy.—*

(1) *A candidate must ensure that he or she will satisfy all statutory and constitutional requirements for the office for which he or she is seeking nomination or election.*

(2) *A candidate or a political party with a candidate in the same race, or an affiliated party committee as authorized by s. 103.092, may challenge a candidate's compliance with subsection (1) by filing an action for declaratory and injunctive relief in the circuit court for the county in which the filing officer is headquartered.*

(3) *A person may not be qualified as a candidate for nomination or election, and his or her name may not appear on the ballot, if, in an order that has become final, the court determines that the candidate will not, at the time of qualification, election, or assumption of office, as applicable, satisfy all statutory and constitutional requirements for the office for which he or she is seeking nomination or election.*

(4) *A candidate, a political party, or an affiliated party committee bringing an action for declaratory and injunctive relief under subsection (2) is entitled to an expedited final hearing, and any appeal of a final hearing must receive expedited consideration by the appellate court. Upon a final order of the circuit court which contains the determination under subsection (3), the supervisor of elections in each county affected by such candidacy shall remove the name of the candidate from the ballot or, if the ballots have already been printed, include a notice with each vote-by-mail ballot, and post a notice at each early voting location and polling precinct, stating that a vote for such candidate will not be counted.*

Section 12. Effective upon becoming a law, paragraph (a) of subsection (7) of section 99.061, Florida Statutes, is amended to read:

99.061 *Method of qualifying for nomination or election to federal, state, county, or district office.—*

(7)(a) *In order for a candidate to be qualified, the following items must be received by the filing officer by the end of the qualifying period:*

1. *A properly executed check drawn upon the candidate's campaign account payable to the person or entity as prescribed by the filing officer in an amount not less than the fee required by s. 99.092, unless the candidate obtained the required number of signatures on petitions pursuant to s. 99.095. The filing fee for a special district candidate is not required to be drawn upon the candidate's campaign account. If a candidate's check is returned by the bank for any reason, the filing officer shall immediately notify the candidate and the candidate shall have until the end of qualifying to pay the fee with a cashier's check purchased from funds of the campaign account. Failure to pay the fee as provided in this subparagraph shall disqualify the candidate.*

2. *The candidate's oath required by s. 99.021, which must contain the name of the candidate as it is to appear on the ballot; the office sought, including the district or group number if applicable; and the signature of the candidate, which must be verified under oath or affirmation pursuant to s. 92.525(1)(a).*

3. *If the office sought is partisan, the written statement of political party affiliation required by s. 99.021(1)(b); or if the candidate is running without party affiliation for a partisan office, the written statement required by s. 99.021(1)(c).*

4. *The completed form for the appointment of campaign treasurer and designation of campaign depository, as required by s. 106.021.*

5. *The full and public disclosure or statement of financial interests required by subsection (5). A public officer who has filed the full and public disclosure or statement of financial interests with the Commission on Ethics before qualifying for office may file a copy of that disclosure or a verification or receipt of electronic filing as provided in subsection (5) at the time of qualifying.*

6. *An oath or affirmation in writing that states whether the candidate is a citizen of another country in addition to being a citizen of the United States, and, if so, discloses any other country of which the candidate is also a citizen.*

Section 13. Subsection (1) of section 101.043, Florida Statutes, is amended to read:

101.043 *Identification required at polls.—*

(1)(a) *The precinct register, as prescribed in s. 98.461, must shall be used at the polls for the purpose of identifying the elector at the polls before allowing him or her to vote. The clerk or inspector shall require each elector, upon entering the polling place, to present one of the following current and valid picture identifications:*

1. *Florida driver license.*
2. *Florida identification card issued by the Department of Highway Safety and Motor Vehicles.*
3. *United States passport or passport card.*
4. ~~*Debit or credit card.*~~
5. ~~*United States uniformed services or Merchant Marine Military identification.*~~
6. ~~*Student identification.*~~
7. ~~*Retirement center identification.*~~
8. ~~*Neighborhood association identification.*~~
9. ~~*Public assistance identification.*~~

5.10. ~~*Veteran health identification card issued by the United States Department of Veterans Affairs.*~~

6.11. ~~*A license to carry a concealed weapon or firearm issued pursuant to s. 790.06.*~~

7.12. ~~*Any other Employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality, excluding identification cards issued by an educational institution.*~~

(b) *If the picture identification does not contain the signature of the elector, an additional identification that provides the elector's signature is shall be required. The address appearing on the identification presented by the elector may not be used as the basis to challenge an elector's legal residence. The elector must shall sign his or her name in the space provided on the precinct register or on an electronic device provided for recording the elector's signature. The clerk or inspector shall compare the signature with that on the identification provided by the elector and enter his or her initials in the space provided on the precinct register or on an electronic device provided for that purpose*

and allow the elector to vote if the clerk or inspector is satisfied as to the identity of the elector.

Section 14. Paragraph (d) of subsection (6) of section 101.048, Florida Statutes, is amended to read:

101.048 Provisional ballots.—

(6)

(d) Instructions must accompany the cure affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to cure the missing signature or the signature discrepancy on your Provisional Ballot Voter's Certificate and Affirmation, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day after the election.

2. You must sign your name on the line above (Voter's Signature).

3. You must make a copy of one of the following forms of identification:

a. Tier 1 identification.—Current and valid identification that includes your name and photograph: Florida driver license; Florida identification card issued by the Department of Highway Safety and Motor Vehicles; United States passport or *passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military identification~~; ~~student identification~~; ~~retirement center identification~~; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; Florida license to carry a concealed weapon or firearm; or *any other employee* identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality, *excluding identification cards issued by an educational institution*; or

b. Tier 2 identification.—**ONLY IF YOU DO NOT HAVE A TIER 1 FORM OF IDENTIFICATION**, identification that shows your name and current residence address: current utility bill; bank statement; government check; paycheck; or government document (excluding voter information card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail (if time permits), deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct. Remember, your information **MUST** reach your county supervisor of elections no later than 5 p.m. on the 2nd day following the election or your ballot will not count.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

6. Submitting a provisional ballot affidavit does not establish your eligibility to vote in this election or guarantee that your ballot will be counted. The county canvassing board determines your eligibility to vote through information provided on the Provisional Ballot Voter's Certificate and Affirmation, written evidence provided by you, including information in your cure affidavit along with any supporting identification, and any other evidence presented by the supervisor of elections or a challenger. You may still be required to present additional written evidence to support your eligibility to vote.

Section 15. Subsection (1) of section 101.151, Florida Statutes, is amended to read:

101.151 Specifications for ballots.—

(1)(a) ~~Marksense~~ Ballots ~~must shall~~ be printed on paper of such thickness that the printing cannot be distinguished from the back and

~~must shall~~ meet the specifications of the voting system that will be used to tabulate the ballots.

(b) Polling places and early voting sites may employ a ballot-on-demand production system to print individual ~~marksense~~ ballots, including provisional ballots, for eligible ~~voters electors~~. Ballot-on-demand technology may be used to produce ~~marksense~~ vote-by-mail, *early voting*, and election-day ballots.

Section 16. Subsection (4) of section 101.5606, Florida Statutes, is amended to read:

101.5606 Requirements for approval of systems.—No electronic or electromechanical voting system shall be approved by the Department of State unless it is so constructed that:

(4) ~~For systems using marksense ballots~~, It accepts a rejected ballot pursuant to subsection (3) if a voter chooses to cast the ballot, but records no vote for any office that has been overvoted or undervoted.

Section 17. Section 101.56075, Florida Statutes, is amended to read:

101.56075 Voting methods.—For the purpose of designating ballot selections, all voting must be by *official marksense* ballot, using a *pen compatible with or recommended for use with the voting system*, unless a voter requests to vote using ~~marking device~~ or a voter interface device that produces a voter-verifiable paper output and meets the voter accessibility requirements for individuals with disabilities under s. 301 of the federal Help America Vote Act of 2002 and s. 101.56062.

Section 18. Section 101.5608, Florida Statutes, is amended to read:

101.5608 Voting at the polls ~~by electronic or electromechanical method~~; procedures.—

(1) Each ~~voter elector~~ desiring to vote ~~must shall~~ be identified to the clerk or inspector of the election as a duly qualified ~~voter elector~~ of such election and ~~must shall~~ sign his or her name on the precinct register or other form or device provided by the supervisor. The inspector shall compare the signature with the signature on the identification provided by the ~~voter elector~~. If the inspector is reasonably sure that the person is entitled to vote, the inspector ~~must shall~~ provide the person with a ballot.

(2) When an electronic or electromechanical voting system utilizes a ballot ~~card or marksense ballot~~, the following procedures ~~must shall~~ be followed *to vote*:

(a) After receiving a ballot from an inspector, the ~~voter elector~~ shall, without leaving the polling place, retire to a booth or compartment and mark the ballot. After marking his or her ballot, the ~~voter must elector shall~~ place the ballot in a secrecy envelope so that the ballot will be deposited in the tabulator without exposing the voter's choices.

(b) Any voter who spoils his or her ballot or makes an error may return the ballot to the election official and secure another ballot, except that in no case shall a voter be furnished more than three ballots. If the vote tabulation device has rejected a ballot, the ballot ~~must shall~~ be considered spoiled and a new ballot ~~must shall~~ be provided to the voter unless the voter chooses to cast the rejected ballot. The election official, without examining the original ballot, shall state the possible reasons for the rejection and ~~shall~~ provide instruction to the voter pursuant to s. 101.5611. A spoiled ballot ~~must shall~~ be preserved, without examination, in an envelope provided for that purpose. ~~The stub shall be removed from the ballot and placed in an envelope.~~

(c) The supervisor of elections shall prepare for each polling place at least one ballot box to contain the ballots of a particular precinct, and each ballot box ~~must shall~~ be plainly marked with the name of the precinct for which it is intended.

(3) The Department of State shall promulgate rules regarding voting procedures to be used when an electronic or electromechanical voting system is of a type which does not utilize a ballot ~~card or marksense ballot~~.

(4) In any election in which a write-in candidate has qualified for office, the supervisor of elections shall provide for write-in voting pursuant to rules adopted by the Division of Elections.

Section 19. Subsection (5) of section 101.5612, Florida Statutes, is amended to read:

101.5612 Testing of tabulating equipment.—

(5) Any tests involving ~~mark~~~~ense~~ ballots pursuant to this section ~~must shall~~ employ test ballots created by the supervisor of elections using actual ballots that have been printed for the election. If ballot-on-demand ballots will be used in the election, the supervisor ~~must shall~~ also create test ballots using the ballot-on-demand technology that will be used to produce ballots in the election, using the same paper stock as will be used for ballots in the election.

Section 20. Paragraph (d) of subsection (4) of section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of vote-by-mail ballot.—

(4)

(d) Instructions must accompany the cure affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your vote-by-mail ballot will be counted, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day after the election.

2. You must sign your name on the line above (Voter's Signature).

3. You must make a copy of one of the following forms of identification:

a. Tier 1 identification.—Current and valid identification that includes your name and photograph: Florida driver license; Florida identification card issued by the Department of Highway Safety and Motor Vehicles; United States passport *or passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military identification~~; ~~student identification~~; ~~retirement center identification~~; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or ~~any an employee~~ identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality, *excluding identification cards issued by an educational institution*; or

b. Tier 2 identification.—**ONLY IF YOU DO NOT HAVE A TIER 1 FORM OF IDENTIFICATION**, identification that shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter information card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail (if time permits), deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct. Remember, your information **MUST** reach your county supervisor of elections no later than 5 p.m. on the 2nd day after the election, or your ballot will not count.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

Section 21. Subsection (2) of section 101.6923, Florida Statutes, is amended to read:

101.6923 Special vote-by-mail ballot instructions for certain first-time voters.—

(2) A voter covered by this section must be provided with printed instructions with his or her vote-by-mail ballot in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your vote-by-mail ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election. Note that the later you return your ballot, the less time you will have to cure signature deficiencies, which is authorized until 5 p.m. local time on the 2nd day after the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter's Certificate. Seal the envelope and completely fill out the Voter's Certificate on the back of the envelope.

a. You must sign your name on the line above (Voter's Signature).

b. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

c. A vote-by-mail ballot will be considered illegal and will not be counted if the signature on the Voter's Certificate does not match the signature on record. The signature on file at the start of the canvass of the vote-by-mail ballots is the signature that will be used to verify your signature on the Voter's Certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

a. Identification which must include your name and photograph: United States passport *or passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military identification~~; ~~student identification~~; ~~retirement center identification~~; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or ~~any an employee~~ identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality, *excluding identification cards issued by an educational institution*; or

b. Identification which shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter information card).

7. The identification requirements of Item 6. do not apply if you meet one of the following requirements:

a. You are 65 years of age or older.

b. You have a temporary or permanent physical disability.

c. You are a member of a uniformed service on active duty who, by reason of such active duty, will be absent from the county on election day.

d. You are a member of the Merchant Marine who, by reason of service in the Merchant Marine, will be absent from the county on election day.

e. You are the spouse or dependent of a member referred to in paragraph c. or paragraph d. who, by reason of the active duty or service of the member, will be absent from the county on election day.

f. You are currently residing outside the United States.

8. Place the envelope bearing the Voter's Certificate into the mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. **DO NOT PUT YOUR IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR INSIDE THE ENVELOPE WHICH BEARS THE VOTER'S CERTIFICATE OR YOUR BALLOT WILL NOT COUNT.**

9. Mail, deliver, or have delivered the completed mailing envelope. Be sure there is sufficient postage if mailed.

10. **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 22. Subsection (2) of section 102.111, Florida Statutes, is amended to read:

102.111 Elections Canvassing Commission.—

(2) The Elections Canvassing Commission shall meet at 9 ~~8~~-a.m. on the 9th day after a primary election and at 9 ~~8~~ a.m. on the 14th day after a general election to certify the returns of the election for each federal, state, and multicounty office and for each constitutional amendment. *On days the Legislature convenes for organizational session pursuant to s. 3(a), Art. III of the State Constitution, such meeting will begin at 8 a.m.* If a member of a county canvassing board that was constituted pursuant to s. 102.141 determines, within 5 days after the certification by the Elections Canvassing Commission, that a typographical error occurred in the official returns of the county, the correction of which could result in a change in the outcome of an election, the county canvassing board must certify corrected returns to the Department of State within 24 hours, and the Elections Canvassing Commission must correct and recertify the election returns as soon as practicable.

Section 23. Subsections (3) through (7) of section 102.141, Florida Statutes, are amended to read:

102.141 County canvassing board; duties.—

(3) The canvass, except the canvass of *returned vote-by-mail ballots absent electors' returns* and the canvass of provisional ballots, ~~must shall~~ be made from the returns and certificates of the inspectors as signed and filed by them with the supervisor, and the county canvassing board ~~may shall~~ not change the number of votes cast for a candidate, nominee, constitutional amendment, or other measure submitted to the electorate of the county, respectively, in any polling place, as shown by the returns. All returns ~~must shall~~ be made to the board on or before 2 a.m. of the day following any primary, general, or other election. If the returns from any precinct are missing, if there are any omissions on the returns from any precinct, or if there is an obvious error on any such returns, the canvassing board ~~must shall~~ order a retabulation of the returns from such precinct. Before canvassing such returns, the canvassing board shall examine the tabulation of the ballots cast in such precinct and determine whether the returns correctly reflect the votes cast. If there is a discrepancy between the returns and the tabulation of the ballots cast, the tabulation of the ballots cast ~~must shall~~ be presumed correct and such votes ~~must shall~~ be canvassed accordingly.

(4)(a) The supervisor of elections shall upload into the county's election management system by 7 p.m. *local time* on the day before the election the results of all early voting and vote-by-mail ballots that have been canvassed and tabulated by the end of the early voting period. Pursuant to ss. 101.5614(8), 101.657, and 101.68(2), the tabulation of

votes cast or the results of such uploads may not be made public before the close of the polls on election day.

(b) The *supervisor of elections, on behalf of the* canvassing board, shall report all early voting and all tabulated vote-by-mail results to the Department of State within 30 minutes after the polls close. Thereafter, ~~the canvassing board shall report,~~ with the exception of provisional ballot results, updated precinct election results *shall be uploaded* to the department at least every 45 minutes until all results are completely reported. The supervisor of elections shall notify the department immediately of any circumstances that do not permit periodic updates as required. Results ~~must shall~~ be submitted in a format prescribed by the department.

(5) The canvassing board shall submit on forms or in formats provided by the division unofficial returns to the Department of State for each federal, statewide, state, or multicounty office or ballot measure no later than noon on the third day after any primary election and no later than noon on the fourth day after any general or other election. Such returns ~~must shall~~ include the canvass of all ballots, *including write-in votes*, as required by subsection (2).

(6) If the county canvassing board determines that the unofficial returns may contain a counting error in which the vote tabulation system failed to count votes that were properly marked in accordance with the instructions on the ballot, the county canvassing board ~~must shall~~:

(a) Correct the error and retabulate the affected ballots with the vote tabulation system; or

(b) Request that the Department of State verify the tabulation software. When the Department of State verifies such software, the department shall compare the software used to tabulate the votes with the software filed with the department pursuant to s. 101.5607 and check the election parameters.

(7) If the unofficial returns reflect that a candidate for any office was defeated or eliminated by one-half of a percent or less of the votes cast for such office, that a candidate for retention to a judicial office was retained or not retained by one-half of a percent or less of the votes cast on the question of retention, or that a measure appearing on the ballot was approved or rejected by one-half of a percent or less of the votes cast on such measure, a recount shall be ordered of the votes cast with respect to such office or measure. The Secretary of State is responsible for ordering recounts in *rac*es that are federal or; *state rac*es that are; ~~and~~ multicounty *and any other multicounty* races. The county canvassing board or the local board responsible for certifying the election is responsible for ordering recounts in all other races. A recount need not be ordered with respect to the returns for any office, however, if the candidate or candidates defeated or eliminated from contention for such office by one-half of a percent or less of the votes cast for such office request in writing that a recount not be made.

(a) Each canvassing board responsible for conducting a recount shall put each ~~marksense~~ ballot through automatic tabulating equipment and determine whether the returns correctly reflect the votes cast. If any ~~marksense~~ ballot is physically damaged so that it cannot be properly counted by the automatic tabulating equipment during the recount, a true duplicate shall be made of the damaged ballot pursuant to the procedures in s. 101.5614(4). Immediately before the start of the recount, a test of the tabulating equipment shall be conducted as provided in s. 101.5612. If the test indicates no error, the recount tabulation of the ballots cast shall be presumed correct and such votes shall be canvassed accordingly. If an error is detected, the cause therefor shall be ascertained and corrected and the recount repeated, as necessary. The canvassing board shall immediately report the error, along with the cause of the error and the corrective measures being taken, to the Department of State. No later than 11 days after the election, the canvassing board shall file a separate incident report with the Department of State, detailing the resolution of the matter and identifying any measures that will avoid a future recurrence of the error. If the automatic tabulating equipment used in a recount is not part of the voting system and the ballots have already been processed through such equipment, the canvassing board is not required to put each ballot through any automatic tabulating equipment again.

e. A person who is not a citizen or national of the United States and is not lawfully admitted to the United States for permanent residence.

2. The term does not include:

a. A person who is a dual citizen or dual national of the United States and a foreign country.

b. A domestic subsidiary of a foreign corporation, partnership, association, organization, or other combination of persons organized under the laws of or having its principal place of business in a foreign country if:

(I) The donations and disbursements used toward a contribution or an expenditure are derived entirely from funds generated by the subsidiary's operations in the United States; and

(II) All decisions concerning donations and disbursements used toward a contribution or an expenditure are made by individuals who either hold United States citizenship or are permanent residents of the United States. For purposes of this sub-sub-subparagraph, decisions concerning donations and disbursements do not include decisions regarding the subsidiary's overall budget for contributions or expenditures in connection with an election.

(b) A foreign national may not make or offer to make, directly or indirectly, a contribution or expenditure in connection with any election held in the state.

(c) *A political party, a political committee, an electioneering communications organization, or a candidate may not knowingly and willfully accept or solicit, directly or indirectly, a contribution from a foreign national in connection with any election held in this state.*

Section 29. Section 322.034, Florida Statutes, is created to read:

322.034 Legal status designation on state-issued driver licenses and identification cards.—

(1) By July 1, 2027, a Florida driver license or Florida identification card issued to a qualified applicant who is a United States citizen as last recorded in the system must include his or her legal citizenship status at the time of new issuance, renewal, or replacement.

(2) Notwithstanding any other law, the department must, at no charge, issue a renewal or replacement driver license or identification card if a licensee or cardholder timely updates his or her legal status upon becoming a citizen of the United States as required in s. 322.19.

Section 30. Effective July 1, 2026, paragraphs (a) and (d) of subsection (8) of section 895.02, Florida Statutes, are amended to read:

895.02 Definitions.—As used in ss. 895.01-895.08, the term:

(8) "Racketeering activity" means to commit, to attempt to commit, to conspire to commit, or to solicit, coerce, or intimidate another person to commit:

(a) Any crime that is chargeable by petition, indictment, or information under the following provisions of the Florida Statutes:

1. Section 104.155(2), relating to aiding or soliciting a noncitizen in voting.

2. *Section 104.185, s. 104.186, s. 104.187, or s. 104.188, relating to issue petition activities.*

~~3.~~ Section 210.18, relating to evasion of payment of cigarette taxes.

~~4.~~ Section 316.1935, relating to fleeing or attempting to elude a law enforcement officer and aggravated fleeing or eluding.

5. Chapter 379, relating to the illegal sale, purchase, collection, harvest, capture, or possession of wild animal life, freshwater aquatic life, or marine life, and related crimes.

~~6.~~ Section 403.727(3)(b), relating to environmental control.

~~7.~~ Section 409.920 or s. 409.9201, relating to Medicaid fraud.

~~8.~~ Section 414.39, relating to public assistance fraud.

~~9.~~ Section 440.105 or s. 440.106, relating to workers' compensation.

~~10.~~ Section 443.071(4), relating to creation of a fictitious employer scheme to commit reemployment assistance fraud.

~~11.~~ Section 465.0161, relating to distribution of medicinal drugs without a permit as an Internet pharmacy.

~~12.~~ Section 499.0051, relating to crimes involving contraband, adulterated, or misbranded drugs.

~~13.~~ Part IV of chapter 501, relating to telemarketing.

~~14.~~ Chapter 517, relating to sale of securities and investor protection.

~~15.~~ Section 550.235 or s. 550.3551, relating to dogracing and horseracing.

~~16.~~ Chapter 550, relating to jai alai frontons.

~~17.~~ Section 551.109, relating to slot machine gaming.

~~18.~~ Chapter 552, relating to the manufacture, distribution, and use of explosives.

~~19.~~ Chapter 560, relating to money transmitters, if the violation is punishable as a felony.

~~20.~~ Chapter 562, relating to beverage law enforcement.

~~21.~~ Section 624.401, relating to transacting insurance without a certificate of authority, s. 624.437(4)(c)1., relating to operating an unauthorized multiple-employer welfare arrangement, or s. 626.902(1)(b), relating to representing or aiding an unauthorized insurer.

~~22.~~ Section 655.50, relating to reports of currency transactions, when such violation is punishable as a felony.

~~23.~~ Chapter 687, relating to interest and usurious practices.

~~24.~~ Section 721.08, s. 721.09, or s. 721.13, relating to real estate timeshare plans.

~~25.~~ Section 775.13(5)(b), relating to registration of persons found to have committed any offense for the purpose of benefiting, promoting, or furthering the interests of a criminal gang.

~~26.~~ Section 777.03, relating to commission of crimes by accessories after the fact.

~~27.~~ Chapter 782, relating to homicide.

~~28.~~ Chapter 784, relating to assault and battery.

~~29.~~ Chapter 787, relating to kidnapping, human smuggling, or human trafficking.

~~30.~~ Chapter 790, relating to weapons and firearms.

~~31.~~ Chapter 794, relating to sexual battery, but only if such crime was committed with the intent to benefit, promote, or further the interests of a criminal gang, or for the purpose of increasing a criminal gang member's own standing or position within a criminal gang.

~~32.~~ Former s. 796.03, former s. 796.035, s. 796.04, s. 796.05, or s. 796.07, relating to prostitution.

~~33.~~ Chapter 806, relating to arson and criminal mischief.

~~34.~~ Chapter 810, relating to burglary and trespass.

~~35.~~ Chapter 812, relating to theft, robbery, and related crimes.

~~36.~~ Chapter 815, relating to computer-related crimes.

~~37.36:~~ Chapter 817, relating to fraudulent practices, false pretenses, fraud generally, credit card crimes, and patient brokering.

~~38.37:~~ Chapter 825, relating to abuse, neglect, or exploitation of an elderly person or disabled adult.

~~39.38:~~ Section 827.071, relating to commercial sexual exploitation of children.

~~40.39:~~ Section 828.122, relating to fighting or baiting animals.

~~41.40:~~ Chapter 831, relating to forgery and counterfeiting.

~~42.41:~~ Chapter 832, relating to issuance of worthless checks and drafts.

~~43.42:~~ Section 836.05, relating to extortion.

~~44.43:~~ Chapter 837, relating to perjury.

~~45.44:~~ Chapter 838, relating to bribery and misuse of public office.

~~46.45:~~ Chapter 843, relating to obstruction of justice.

~~47.46:~~ Section 847.011, s. 847.012, s. 847.013, s. 847.06, or s. 847.07, relating to obscene literature and profanity.

~~48.47:~~ Chapter 849, relating to gambling, lottery, gambling or gaming devices, slot machines, or any of the provisions within that chapter.

~~49.48:~~ Chapter 874, relating to criminal gangs.

~~50.49:~~ Chapter 893, relating to drug abuse prevention and control.

~~51.50:~~ Chapter 896, relating to offenses related to financial transactions.

~~52.51:~~ Sections 914.22 and 914.23, relating to tampering with or harassing a witness, victim, or informant, and retaliation against a witness, victim, or informant.

~~53.52:~~ Sections 918.12, 918.125, and 918.13, relating to tampering with or harassing court official, retaliating against court official, and tampering with evidence.

~~(d) — A violation of the Florida Election Code relating to irregularities or fraud involving issue petition activities.~~

Section 31. For the purpose of incorporating the amendment made by this act to section 98.075, Florida Statutes, in a reference thereto, subsection (6) of section 98.065, Florida Statutes, is reenacted to read:

98.065 Registration list maintenance programs.—

(6) The supervisor shall, at a minimum, conduct an annual review of voter registration records to identify registration records in which a voter is registered at an address that may not be an address of legal residence for the voter. For those registration records with such addresses that the supervisor has reasonable belief are not legal residential addresses, the supervisor shall initiate list maintenance activities pursuant to s. 98.075(6) and (7).

Section 32. For the purpose of incorporating the amendments made by this act to sections 99.061 and 105.031, Florida Statutes, in references thereto, paragraph (b) of subsection (1) of section 99.012, Florida Statutes, is reenacted to read:

99.012 Restrictions on individuals qualifying for public office.—

(1) As used in this section:

(b) “Qualify” means to fulfill the requirements set forth in s. 99.061(7)(a) or s. 105.031(5)(a).

Section 33. For the purpose of incorporating the amendment made by this act to section 98.015, Florida Statutes, in a reference thereto, paragraph (a) of subsection (2) of section 101.69, Florida Statutes, is reenacted to read:

101.69 Voting in person; return of vote-by-mail ballot.—

(2)(a) The supervisor shall allow an elector who has received a vote-by-mail ballot to physically return a voted vote-by-mail ballot to the supervisor by placing the return mail envelope containing his or her marked ballot in a secure ballot intake station. Secure ballot intake stations shall be placed at the main office of the supervisor, at each permanent branch office of the supervisor which meets the criteria set forth in s. 101.657(1)(a) for branch offices used for early voting and which is open for at least the minimum number of hours prescribed by s. 98.015(4), and at each early voting site. Secure ballot intake stations may also be placed at any other site that would otherwise qualify as an early voting site under s. 101.657(1). Secure ballot intake stations must be geographically located so as to provide all voters in the county with an equal opportunity to cast a ballot, insofar as is practicable. Except for secure ballot intake stations at an office of the supervisor, a secure ballot intake station may only be used during the county’s early voting hours of operation and must be monitored in person by an employee of the supervisor’s office. A secure ballot intake station at an office of the supervisor must be continuously monitored in person by an employee of the supervisor’s office when the secure ballot intake station is accessible for deposit of ballots.

Section 34. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon this act becoming a law, this act shall take effect January 1, 2027.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; revising definitions; defining the term “document acceptable as evidence of United States citizenship”; amending s. 97.052, F.S.; revising the information the uniform statewide voter registration application is designed to elicit from an applicant to include a certain acknowledgment; amending s. 97.0525, F.S.; requiring that the online voter registration system transmit specified information to the supervisor of elections under specified circumstances; requiring that the applicant’s legal status as a United States citizen be recorded in the statewide voter registration system; requiring that if the records of the Department of Highway Safety and Motor Vehicles indicate that an applicant is not a United States citizen or has not provided acceptable evidence of citizenship, the online voter registration system must notify the supervisor of the applicant’s legal status and transmit the application to the supervisor; providing that an applicant’s digital signature satisfies a certain requirement; providing that if an applicant’s name and date of birth cannot be verified, the system must populate certain information into a printable version of the registration application; requiring the applicant to print, complete, sign, date, and deliver such application to the supervisor; requiring that the online voter registration system populate an applicant’s information and direct the applicant to perform specified actions under specified conditions; conforming a cross-reference; amending s. 97.053, F.S.; specifying that the registration date for certain valid applications is the date the application was initially received once certain evidence is verified; requiring an applicant to provide certain evidence to the supervisor of elections to prove the applicant’s legal status under specified circumstances; requiring supervisors to verify a voter’s legal status as a United States citizen using specified sources and initiate a certain notice if applicable; requiring that the voter’s legal status as United States citizen and the type of document accepted as evidence of United States citizenship be recorded in the statewide voter registration system; amending s. 97.057, F.S.; requiring that an agreement between the Department of Highway Safety and Motor Vehicles and the Department of State match information regarding the citizenship status of voter registration applicants legal status as a United States citizen of applicants applying to vote; requiring the Department of State to include specified information in the statewide voter registration system; requiring the Department of Highway Safety and Motor Vehicles to assist the Department of State in identifying certain changes in information for persons who may be voters; deleting a provision requiring the Department of State to report certain changes to supervisors; amending s. 98.015, F.S.; authorizing the office of the supervisor of elections to close to observe certain holidays under a specified condition; amending s. 98.045, F.S.; requiring supervisors to verify the current eligibility of certain applicants within a specified timeframe by reviewing specified information provided by governmental entities to make a determination under specified conditions; requiring the supervisor to deny the application and notify the

applicant if a certain determination is made; amending s. 98.075, F.S.; requiring the Department of State to identify certain voters by comparing or receiving information from specified sources; requiring the Department of State to review such information and make an initial determination; requiring the department to notify the supervisor if certain information is credible and reliable and provide a copy of specified documentation to the supervisor; requiring the supervisor to adhere to specified procedures to remove the voter's name from the statewide voter registration system; requiring the supervisor to record in the statewide voter registration system the type of document provided as evidence of United States citizenship; revising the notice provided to potentially ineligible voters to conform to changes made by the act; amending s. 98.093, F.S.; revising the information that the Department of Highway Safety and Motor Vehicles is required to furnish weekly to the Department of State; requiring the Department of State to report certain information to supervisors within a specified timeframe and for supervisors to update the voter registration records; requiring that the Department of State use certain information from federal jury coordinators to identify voters and applicants who are potentially ineligible; amending s. 99.021, F.S.; specifying that a person seeking to qualify for office as a candidate must be a registered member of a political party, or registered without any party affiliation, for 365 consecutive days preceding the beginning of the qualifying before an election; authorizing qualified candidates or certain political parties to challenge compliance with specified provisions by filing an action for declaratory and injunctive relief in a specified circuit court; prohibiting a person from being qualified as a candidate for nomination or election and appearing on the ballot under specified circumstances; providing that compliance with specified requirements is mandatory; authorizing qualified candidates or certain political parties to challenge compliance with specified provisions by filing an action for declaratory and injunctive relief in a specified circuit court; prohibiting a person from being qualified as a candidate for nomination or election and appearing on the ballot under specified circumstances; creating s. 99.0211, F.S.; requiring candidates to ensure that they satisfy statutory and constitutional requirements for office; authorizing certain candidates, political parties, and affiliated party committees to challenge compliance with such requirements in a specified manner; providing that a person may not qualify as a candidate or appear on the ballot if the court makes a certain determination; providing that candidates, political parties, and affiliated party committees are entitled to expedited proceedings; requiring supervisors of elections to remove the names of certain candidates from the ballot or provide a certain notice to voters; amending s. 99.061, F.S.; revising the list of items a candidate must submit to the filing officer to be a qualified candidate to include a certain oath or affirmation; amending s. 101.043, F.S.; revising the forms of identification required to be provided at polls; amending ss. 101.048, 101.151, and 101.5606, F.S.; conforming provisions to changes made by the act; amending s. 101.56075, F.S.; requiring that all voting be done by official ballot using certain pens; providing an exception; amending s. 101.5608, F.S.; deleting the requirement that the stub be removed from the ballot and placed in an envelope; conforming provisions to changes made by the act; amending ss. 101.5612, 101.68, and 101.6923, F.S.; conforming provisions to changes made by the act; amending s. 102.111, F.S.; revising the meeting times of the Elections Canvassing Commission to certify elections returns; amending s. 102.141, F.S.; revising requirements for canvassing of ballots; requiring that supervisors upload certain results by a specified local time; requiring the supervisors, on behalf of the canvassing boards, to report all early voting and all tabulated vote-by-mail ballots to the department; requiring that updated precinct election results be uploaded to the department; conforming provisions to changes made by the act; amending s. 102.166, F.S.; conforming provisions to changes made by the act; creating s. 104.042, F.S.; requiring that certain prosecutions be commenced within a specified timeframe after a specified violation is committed; amending s. 105.031, F.S.; requiring certain candidates to provide to the filing officer a statement disclosing dual citizenship for nomination and election to a judicial office or to a district school board; amending s. 106.023, F.S.; requiring a candidate to provide a certain oath or affirmation in writing at the time of filing his or her statement of candidacy; amending s. 106.08, F.S.; prohibiting political parties, political committees, electioneering communications organizations, and candidates from knowingly and willfully accepting or soliciting contributions from foreign nationals in connection with elections; creating s. 322.034, F.S.; requiring, by a specified date, that Florida driver licenses and Florida identification cards issued to qualified applicants include the legal citizenship status of the applicant on the license or card; requiring the Department of

Highway Safety and Motor Vehicles to issue, at no charge, renewal or replacement Florida driver licenses and Florida identification cards to certain licensees and cardholders; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; reenacting s. 98.065(6), F.S., relating to registration list maintenance programs, to incorporate the amendment made to s. 98.075, F.S., in a reference thereto; reenacting s. 99.012(1)(b), F.S., relating to definition of the term "qualify," to incorporate the amendments made to ss. 99.061 and 105.031, F.S., in references thereto; reenacting s. 101.69(2)(a), F.S., relating to the offices of the supervisor of elections being open during elections to receive vote-by-mail ballots in secure ballot intake stations, to incorporate the amendment made to s. 98.015, F.S., in a reference thereto; providing effective dates.

Senator Davis moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1A (870132) (with title amendment)—Between lines 235 and 236 insert:

Section 5. Section 97.0536, Florida Statutes, is created to read:

97.0536 Fee waiver for requesting documents acceptable as evidence of United States citizenship.—Any political subdivision of the state, a county, or a municipality may not charge a resident of this state a fee for issuing, reissuing, or providing certified copies of a document listed in s. 97.021(10) if such resident swears or affirms that he or she requires the document to provide evidence of citizenship for voting purposes and provides the following statement: "I do solemnly swear (or affirm) that I am qualified to register as an elector under the Constitution and laws of the State of Florida and that I require this document in order to provide evidence of United States citizenship for purposes of becoming or remaining a registered voter in this state."

And the title is amended as follows:

Delete line 1600 and insert: registration system; creating s. 97.0536, F.S.; prohibiting political subdivisions of the state, counties, and municipalities from charging fees for certain documents under specified conditions; specifying the oath a resident must provide; amending s. 97.057, F.S.;

Senator Bracy Davis moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1B (452560) (with title amendment)—Between lines 235 and 236 insert:

Section 5. Section 97.0536, Florida Statutes, is created to read:

97.0536 Hardship oath for certain applicants.—

(1) An individual who is unable to provide documents acceptable as evidence of United States citizenship due to financial hardship or other reasonable impediment may execute a sworn statement as provided in subsection (2) attesting to his or her United States citizenship. The sworn statement must be signed under penalty of perjury and must be treated in the same manner as other sworn voter declarations required under the Florida Election Code.

(2) An applicant attesting to an economic hardship or reasonable impediment pursuant to subsection (1) must provide the following sworn statement under penalty of perjury:

I do solemnly swear (or affirm) that I am a citizen of the United States and that I am qualified to register as an elector under the Constitution and laws of the State of Florida. I further swear (or affirm) that I face a reasonable impediment to producing documentary proof of citizenship due to financial or other hardship. I understand that providing false information in this declaration constitutes a felony under Florida law. By signing this declaration, I swear (or affirm) under penalty of perjury that the information contained in this declaration is true.

And the title is amended as follows:

Delete line 1600 and insert: registration system; creating s. 97.0536, F.S.; authorizing certain individuals to execute a sworn statement attesting to their United States citizenship; requiring that such statement

be signed under penalty of perjury; providing construction; specifying the sworn statement the applicant is required to provide; amending s. 97.057, F.S.;

Senator Berman moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1C (712166) (with title amendment)—Delete line 341 and insert:

voter registration system. The procedures in this paragraph requiring documentary evidence of United States citizenship do not apply to a voter who has been continuously registered to vote in this state for at least four general elections and who is 80 years of age or older at the time his or her continuous registration is verified.

And the title is amended as follows:

Between lines 1636 and 1637 insert: providing applicability;

Senator Jones moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1D (927464) (with title amendment)—Between lines 360 and 361 insert:

(c) Information for determinations.—Determinations of voter eligibility related to citizenship must be based only on information obtained from official records maintained by a federal, state, or local governmental agency. Information obtained from private entities, commercial databases, or other nongovernmental sources may not be used as the sole basis for determining that a voter is not a citizen or is ineligible to vote. A registered voter may not be identified as potentially ineligible or determined to be ineligible based solely on information generated by artificial intelligence, automated systems, or algorithmic processes. This paragraph does not prohibit the use of technology to assist in records maintenance or data review; however, a voter may not be determined to be ineligible without independent human review and corroboration from official governmental records. If information obtained from governmental records is conflicting or inconclusive, the voter may not be determined to be ineligible unless the department or the supervisor obtains reliable confirmation of noncitizenship from an official governmental source.

And the title is amended as follows:

Between lines 1636 and 1637 insert: requiring that determinations of voter eligibility related to citizenship be based solely on specified official records; prohibiting information obtained from private entities, commercial databases, and other nongovernmental sources from being used as the sole basis for certain determinations; prohibiting registered voters from being identified as potentially ineligible or determined to be ineligible based solely on artificial intelligence, automated systems, or algorithmic processes; providing construction; requiring human review and corroboration of certain determinations of ineligibility; prohibiting determinations of voter ineligibility without certain supervisor confirmation;

Senators Gaetz and Grall offered the following amendment to **Amendment 1 (903278)** which was moved by Senator Gaetz and adopted:

Amendment 1E (244250) (with title amendment)—Delete lines 562-717 and insert:

paragraphs (b), (c), and (d) of subsection (1) of section 99.021, Florida Statutes, are amended, and paragraphs (f) and (g) are added to that subsection, to read:

99.021 Form of candidate oath.—

(1)

(b) In addition, any person seeking to qualify for nomination as a candidate of any political party shall, at the time of subscribing to the oath or affirmation, state in writing:

1. The party of which the person is a member.

2. That the person has been a registered member of the political party for which he or she is seeking nomination as a candidate for at

least 365 consecutive days preceding before the beginning of qualifying before preceding the general election for which the person seeks to qualify.

3. That the person has paid the assessment levied against him or her, if any, as a candidate for said office by the executive committee of the party of which he or she is a member.

4. *That the person has not legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying. This subparagraph does not apply to any change of name in proceedings for dissolution of marriage or adoption of children or based on a change of name conducted with a marriage certificate.*

(c) In addition, any person seeking to qualify for office as a candidate with no party affiliation shall, at the time of subscribing to the oath or affirmation, state in writing that he or she is registered without any party affiliation and that he or she has not:

1. Been a registered member of any political party for at least 365 consecutive days preceding before the beginning of qualifying before preceding the general election for which the person seeks to qualify.

2. *Legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying. This subparagraph does not apply to any change of name in proceedings for dissolution of marriage or adoption of children or based on a change of name conducted with a marriage certificate.*

(d)1. In addition, each candidate, whether a party candidate, a candidate with no party affiliation, or a write-in candidate, shall, at the time of subscribing to the oath or affirmation, state in writing whether he or she owes any outstanding fines, fees, or penalties that cumulatively exceed \$250 for any violations of s. 8, Art. II of the State Constitution; the Code of Ethics for Public Officers and Employees under part III of chapter 112; any local ethics ordinance governing standards of conduct and disclosure requirements; or chapter 106. If the candidate owes any outstanding fines, fees, or penalties exceeding the threshold amount specified in this paragraph, he or she must also specify the amount owed and each entity that levied such fine, fee, or penalty. For purposes of this paragraph, any such fines, fees, or penalties that have been paid in full at the time of subscribing to the oath or affirmation are not deemed to be outstanding.

2. *In addition, each candidate seeking federal office, whether a party candidate, a candidate with no party affiliation, or a write-in candidate, shall, at the time of subscribing to the oath or affirmation, state in writing whether he or she intends to trade stocks, if elected, in a manner other than through a trust or similar mechanism which strictly limits his or her ability to influence or exercise control over decisions regarding the management of assets.*

(f) *The statements in subparagraphs (b)4. and (c)2. constitute substantive requirements for the person completing the statement, and compliance with those requirements is mandatory. The sole method to enforce compliance with such requirements is contained in this paragraph. Compliance with subparagraphs (b)4. and (c)2. may be challenged by a qualified candidate or a political party with qualified candidates in the same race by filing an action in the circuit court for the county in which the qualifying officer is headquartered. A person may not be qualified as a candidate for nomination or election and his or her name may not appear on the ballot if in an order that has become final, the court determines that the person seeking to qualify has legally changed his or her name through a petition pursuant to s. 68.07 during the 365-day period preceding the beginning of qualifying, unless such change of name occurred in proceedings for dissolution of marriage or adoption of children or was based on a change of name conducted with a marriage certificate.*

(g) *The statements in subparagraphs (b)2. and (c)1. constitute substantive requirements for the person completing the statement, and compliance with those requirements is mandatory. The sole method to enforce compliance with such requirements is contained in this paragraph. Compliance with subparagraphs (b)2. and (c)1. may be challenged by a qualified candidate or a political party with qualified candidates in the same race by filing an action in the circuit court for the county in which the qualifying officer is headquartered. A person may*

not be qualified as a candidate for nomination or election, and his or her name may not appear on the ballot, if, in an order that has become final, the court determines that:

1. The person seeking to qualify for nomination as a candidate of any political party has not been a registered member of that party for the 365-day period preceding the beginning of qualifying; or

2. The person seeking to qualify for office as a candidate with no party affiliation has not been registered without party affiliation for, or has been a registered member of any political party during, the 365-day period preceding the beginning of qualifying.

Section 11. Effective upon becoming a law, section 99.0211, Florida Statutes, is created to read:

99.0211 Challenging candidacy.—

(1) A candidate must be able to satisfy all statutory and constitutional requirements for the office for which he or she is seeking nomination or election.

(2) A candidate or a political party with a candidate in the same race, or an affiliated party committee as authorized by s. 103.092, may challenge a candidate's compliance with subsection (1) by filing an action for declaratory and injunctive relief in the circuit court for the county in which the filing officer is headquartered.

(3) A person may not be qualified as a candidate for nomination or election, and his or her name may not appear on the ballot, if, in an order that has become final, the court determines that the candidate will not, at the time of qualification, election, or assumption of office, as applicable, satisfy all statutory and constitutional requirements for the office for which he or she is seeking nomination or election.

(4) A candidate, a political party, or an affiliated party committee bringing an action for declaratory and injunctive relief under subsection (2) is entitled to an expedited final hearing, and any appeal of a final hearing must receive expedited consideration by the appellate court. Upon a final order of the circuit court which contains the determination under subsection (3), the supervisor of elections in each county affected by such candidacy shall remove the name of the candidate from the ballot or, if the ballots have already been printed, include a notice with each vote-by-mail ballot, and post a notice at each early voting location and polling precinct, stating that a vote for such candidate will not be counted.

Section 12. Effective upon becoming a law, paragraph (a) of subsection (7) of section 99.061, Florida Statutes, is amended to read:

99.061 Method of qualifying for nomination or election to federal, state, county, or district office.—

(7)(a) In order for a candidate to be qualified, the following items must be received by the filing officer by the end of the qualifying period:

1. A properly executed check drawn upon the candidate's campaign account payable to the person or entity as prescribed by the filing officer in an amount not less than the fee required by s. 99.092, unless the candidate obtained the required number of signatures on petitions pursuant to s. 99.095. The filing fee for a special district candidate is not required to be drawn upon the candidate's campaign account. If a candidate's check is returned by the bank for any reason, the filing officer shall immediately notify the candidate and the candidate shall have until the end of qualifying to pay the fee with a cashier's check purchased from funds of the campaign account. Failure to pay the fee as provided in this subparagraph shall disqualify the candidate.

2. The candidate's oath required by s. 99.021, which must contain the name of the candidate as it is to appear on the ballot; the office sought, including the district or group number if applicable; and the signature of the candidate, which must be verified under oath or affirmation pursuant to s. 92.525(1)(a).

3. If the office sought is partisan, the written statement of political party affiliation required by s. 99.021(1)(b); or if the candidate is running without party affiliation for a partisan office, the written statement required by s. 99.021(1)(c).

4. If the office sought is federal, the written statement required by s. 99.021(1)(d)2.

5. The completed form for the appointment of campaign treasurer and designation of campaign depository, as required by s. 106.021.

~~6.5.~~ The full and public disclosure or statement of financial interests required by subsection (5). A public officer who has filed the full and public disclosure or statement of financial interests with the Commission on Ethics before qualifying for office may file a copy of that disclosure or a verification or receipt of electronic filing as provided in subsection (5) at the time of qualifying.

7. An oath or affirmation in writing that states whether the candidate is a citizen of another country in addition to being a citizen of the United States, and, if so, discloses any other country of which the candidate is also a citizen.

8. For a candidate seeking federal office, whether a party candidate, a candidate with no party affiliation, or a write-in candidate, an oath or affirmation in writing which states whether the candidate previously held a federal office and, if so, discloses whether the candidate traded stocks while in such office in a manner other than through a trust or similar mechanism which strictly limited his or her ability to influence or exercise control over decisions regarding the management of assets.

And the title is amended as follows:

Delete lines 1669-1684 and insert: circumstances; requiring a candidate for federal office to state in writing whether he or she intends to trade stocks in a certain manner while serving in federal office; creating s. 99.0211, F.S.; requiring that candidates be able to satisfy statutory and constitutional requirements for office; authorizing certain candidates, political parties, and affiliated party committees to challenge compliance with such requirements in a specified manner; providing that a person may not qualify as a candidate or appear on the ballot if the court makes a certain determination; providing that candidates, political parties, and affiliated party committees are entitled to expedited proceedings; requiring supervisors of elections to remove the names of certain candidates from the ballot or provide a certain notice to voters; amending s. 99.061, F.S.; revising the list of items a candidate must submit to the filing officer to be a qualified candidate to include certain oaths or affirmations;

Senator Jones moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1F (305574)—Delete lines 734-1032 and insert:

~~5.6.~~ Student identification.

~~6.7.~~ Retirement center identification.

~~8.~~ Neighborhood association identification.

~~9.~~ Public assistance identification.

~~7.10.~~ Veteran health identification card issued by the United States Department of Veterans Affairs.

~~8.11.~~ A license to carry a concealed weapon or firearm issued pursuant to s. 790.06.

~~9.12.~~ Any other Employee identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality.

(b) If the picture identification does not contain the signature of the elector, an additional identification that provides the elector's signature ~~is shall be~~ required. The address appearing on the identification presented by the elector may not be used as the basis to challenge an elector's legal residence. The elector ~~shall~~ sign his or her name in the space provided on the precinct register or on an electronic device provided for recording the elector's signature. The clerk or inspector shall compare the signature with that on the identification provided by the elector and enter his or her initials in the space provided on the precinct register or on an electronic device provided for that purpose and allow the elector to vote if the clerk or inspector is satisfied as to the identity of the elector.

Section 14. Paragraph (d) of subsection (6) of section 101.048, Florida Statutes, is amended to read:

101.048 Provisional ballots.—

(6)

(d) Instructions must accompany the cure affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to cure the missing signature or the signature discrepancy on your Provisional Ballot Voter's Certificate and Affirmation, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day after the election.

2. You must sign your name on the line above (Voter's Signature).

3. You must make a copy of one of the following forms of identification:

a. Tier 1 identification.—Current and valid identification that includes your name and photograph: Florida driver license; Florida identification card issued by the Department of Highway Safety and Motor Vehicles; United States passport *or passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military identification~~; student identification; retirement center identification; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; Florida license to carry a concealed weapon or firearm; or *any other employee* identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

b. Tier 2 identification.—**ONLY IF YOU DO NOT HAVE A TIER 1 FORM OF IDENTIFICATION**, identification that shows your name and current residence address: current utility bill; bank statement; government check; paycheck; or government document (excluding voter information card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail (if time permits), deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct. Remember, your information **MUST** reach your county supervisor of elections no later than 5 p.m. on the 2nd day following the election or your ballot will not count.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

6. Submitting a provisional ballot affidavit does not establish your eligibility to vote in this election or guarantee that your ballot will be counted. The county canvassing board determines your eligibility to vote through information provided on the Provisional Ballot Voter's Certificate and Affirmation, written evidence provided by you, including information in your cure affidavit along with any supporting identification, and any other evidence presented by the supervisor of elections or a challenger. You may still be required to present additional written evidence to support your eligibility to vote.

Section 15. Subsection (1) of section 101.151, Florida Statutes, is amended to read:

101.151 Specifications for ballots.—

(1)(a) ~~Marksense~~ Ballots ~~must shall~~ be printed on paper of such thickness that the printing cannot be distinguished from the back and ~~must shall~~ meet the specifications of the voting system that will be used to tabulate the ballots.

(b) Polling places and early voting sites may employ a ballot-on-demand production system to print individual ~~marksense~~ ballots, including provisional ballots, for eligible ~~voters electors~~. Ballot-on-demand technology may be used to produce ~~marksense~~ vote-by-mail, *early voting*, and election-day ballots.

Section 16. Subsection (4) of section 101.5606, Florida Statutes, is amended to read:

101.5606 Requirements for approval of systems.—No electronic or electromechanical voting system shall be approved by the Department of State unless it is so constructed that:

(4) ~~For systems using marksense ballots~~, It accepts a rejected ballot pursuant to subsection (3) if a voter chooses to cast the ballot, but records no vote for any office that has been overvoted or undervoted.

Section 17. Section 101.56075, Florida Statutes, is amended to read:

101.56075 Voting methods.—For the purpose of designating ballot selections, all voting must be by *official* ~~marksense~~ ballot, using a *pen compatible with or recommended for use with the voting system*, unless a voter requests to vote using ~~marking device~~ or a voter interface device that produces a voter-verifiable paper output and meets the voter accessibility requirements for individuals with disabilities under s. 301 of the federal Help America Vote Act of 2002 and s. 101.56062.

Section 18. Section 101.5608, Florida Statutes, is amended to read:

101.5608 Voting *at the polls* ~~by electronic or electromechanical method~~; procedures.—

(1) Each ~~voter elector~~ desiring to vote ~~must shall~~ be identified to the clerk or inspector of the election as a duly qualified ~~voter elector~~ of such election and ~~must shall~~ sign his or her name on the precinct register or other form or device provided by the supervisor. The inspector shall compare the signature with the signature on the identification provided by the ~~voter elector~~. If the inspector is reasonably sure that the person is entitled to vote, the inspector ~~must shall~~ provide the person with a ballot.

(2) When an electronic or electromechanical voting system utilizes a ballot ~~card or marksense ballot~~, the following procedures ~~must shall~~ be followed *to vote*:

(a) After receiving a ballot from an inspector, the ~~voter elector~~ shall, without leaving the polling place, retire to a booth or compartment and mark the ballot. After marking his or her ballot, the ~~voter must elector shall~~ place the ballot in a secrecy envelope so that the ballot will be deposited in the tabulator without exposing the voter's choices.

(b) Any voter who spoils his or her ballot or makes an error may return the ballot to the election official and secure another ballot, except that in no case shall a voter be furnished more than three ballots. If the vote tabulation device has rejected a ballot, the ballot ~~must shall~~ be considered spoiled and a new ballot ~~must shall~~ be provided to the voter unless the voter chooses to cast the rejected ballot. The election official, without examining the original ballot, shall state the possible reasons for the rejection and ~~shall~~ provide instruction to the voter pursuant to s. 101.5611. A spoiled ballot ~~must shall~~ be preserved, without examination, in an envelope provided for that purpose. ~~The stub shall be removed from the ballot and placed in an envelope.~~

(c) The supervisor of elections shall prepare for each polling place at least one ballot box to contain the ballots of a particular precinct, and each ballot box ~~must shall~~ be plainly marked with the name of the precinct for which it is intended.

(3) The Department of State shall promulgate rules regarding voting procedures to be used when an electronic or electromechanical voting system is of a type which does not utilize a ballot ~~card or marksense ballot~~.

(4) In any election in which a write-in candidate has qualified for office, the supervisor of elections shall provide for write-in voting pursuant to rules adopted by the Division of Elections.

Section 19. Subsection (5) of section 101.5612, Florida Statutes, is amended to read:

101.5612 Testing of tabulating equipment.—

(5) Any tests involving ~~marksense~~ ballots pursuant to this section ~~must shall~~ employ test ballots created by the supervisor of elections using actual ballots that have been printed for the election. If ballot-on-demand ballots will be used in the election, the supervisor ~~must shall~~ also create test ballots using the ballot-on-demand technology that will be used to produce ballots in the election, using the same paper stock as will be used for ballots in the election.

Section 20. Paragraph (d) of subsection (4) of section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of vote-by-mail ballot.—

(4)

(d) Instructions must accompany the cure affidavit in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE COMPLETING THE AFFIDAVIT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your vote-by-mail ballot will be counted, your affidavit should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 5 p.m. on the 2nd day after the election.

2. You must sign your name on the line above (Voter's Signature).

3. You must make a copy of one of the following forms of identification:

a. Tier 1 identification.—Current and valid identification that includes your name and photograph: Florida driver license; Florida identification card issued by the Department of Highway Safety and Motor Vehicles; United States passport *or passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military~~ identification; student identification; retirement center identification; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or *any an employee* identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

b. Tier 2 identification.—ONLY IF YOU DO NOT HAVE A TIER 1 FORM OF IDENTIFICATION, identification that shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter information card).

4. Place the envelope bearing the affidavit into a mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. Mail (if time permits), deliver, or have delivered the completed affidavit along with the copy of your identification to your county supervisor of elections. Be sure there is sufficient postage if mailed and that the supervisor's address is correct. Remember, your information MUST reach your county supervisor of elections no later than 5 p.m. on the 2nd day after the election, or your ballot will not count.

5. Alternatively, you may fax or e-mail your completed affidavit and a copy of your identification to the supervisor of elections. If e-mailing, please provide these documents as attachments.

Section 21. Subsection (2) of section 101.6923, Florida Statutes, is amended to read:

101.6923 Special vote-by-mail ballot instructions for certain first-time voters.—

(2) A voter covered by this section must be provided with printed instructions with his or her vote-by-mail ballot in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. FAILURE TO FOLLOW THESE INSTRUCTIONS MAY CAUSE YOUR BALLOT NOT TO COUNT.

1. In order to ensure that your vote-by-mail ballot will be counted, it should be completed and returned as soon as possible so that it can reach the supervisor of elections of the county in which your precinct is located no later than 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election. Note that the later you return your ballot, the less time you will have to cure signature deficiencies, which is authorized until 5 p.m. local time on the 2nd day after the election.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter's Certificate. Seal the envelope and completely fill out the Voter's Certificate on the back of the envelope.

a. You must sign your name on the line above (Voter's Signature).

b. If you are an overseas voter, you must include the date you signed the Voter's Certificate on the line above (Date) or your ballot may not be counted.

c. A vote-by-mail ballot will be considered illegal and will not be counted if the signature on the Voter's Certificate does not match the signature on record. The signature on file at the start of the canvass of the vote-by-mail ballots is the signature that will be used to verify your signature on the Voter's Certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

a. Identification which must include your name and photograph: United States passport *or passport card*; *United States uniformed services or Merchant Marine*; ~~debit or credit card~~; ~~military~~ identification; student identification; retirement center identification; ~~neighborhood association identification~~; ~~public assistance identification~~; veteran health identification card issued by the United States Department of Veterans Affairs; a Florida license to carry a concealed weapon or firearm; or *any an employee* identification card issued by any branch, department, agency, or entity of the Federal Government, the state, a county, or a municipality; or

The vote was:

Yeas—12

| | | |
|-------------|-----------|---------|
| Arrington | Calatayud | Polsky |
| Berman | Davis | Rouson |
| Bernard | Jones | Sharief |
| Bracy Davis | Osgood | Smith |

Nays—24

| | | |
|---------------|----------|---------|
| Mr. President | Burgess | Gruters |
| Avila | Burton | Harrell |
| Boyd | DiCeglie | Hooper |
| Bradley | Gaetz | Leek |
| Brodeur | Grall | Martin |

| | | |
|----------|-----------|------------|
| Massullo | Passidomo | Trumbull |
| Mayfield | Rodriguez | Wright |
| McClain | Truenow | Yarborough |

Senator Bernard moved the following amendment to **Amendment 1 (903278)** which failed:

Amendment 1G (596868)—Delete line 1549 and insert: this act becoming a law, this act shall take effect July 1,

Amendment 1 (903278), as amended, was adopted.

SENATOR PASSIDOMO PRESIDING

RECESS

On motion by Senator Jones, the Senate recessed at 12:25 p.m. to reconvene at 1:15 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by Senator Brodeur at 1:15 p.m. A quorum present—38:

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Trumbull |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |
| Davis | McClain | |

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Passidomo, by two-thirds vote, **CS for CS for HB 425, HB 929, and CS for HB 1283** were withdrawn from the Committee on Rules and placed on the Special Order Calendar for Thursday, March 12, 2026.

SPECIAL ORDER CALENDAR, continued

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

CS for CS for HB 991—A bill to be entitled An act relating to election integrity; amending s. 97.021, F.S.; revising definitions; amending s. 97.022, F.S.; revising the information the Department of State is required to include in a specified report; amending s. 97.051, F.S.; requiring persons to swear or affirm they have reviewed the voter registration instructions, are a United States citizen, and understand the penalties for providing false information; amending s. 97.052, F.S.; requiring the voter registration application to elicit documentation required by the United States Election Assistance Commission or federal law; amending s. 97.0525, F.S.; requiring that an applicant’s citizenship status be verified by the records of the Department of Highway Safety and Motor Vehicles; providing that an applicant will be registered as an unverified voter, and must vote with a provisional ballot that will not be counted if his or her legal status as a United States citizen cannot be verified through the Department of Highway Safety and Motor Vehicles; requiring the online voter registration system to transmit certain information to the supervisor of elections and generate certain notices; requiring the supervisor of elections to verify the legal status of certain applicants and provide certain notice; providing that, under specified circumstances, the online voter registration system may populate the applicant’s information into a printable voter registration application; amending s. 97.053, F.S.; requiring an applicant’s legal status to be verified for a voter registration application to be valid; providing that an

applicant will be deemed an unverified voter if his or her application fails to meet specified requirements; requiring an applicant to provide certain evidence to the supervisor of elections to prove the applicant’s legal status under specified circumstances; providing for retroactivity; providing certain applicants a provisional ballot and such ballot may only be counted if the applicant can verify his or her legal status within a specified timeframe; amending s. 97.057, F.S.; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State documentary proof of an applicant’s citizenship; amending s. 98.015, F.S.; authorizing the office of the supervisor of elections to close to observe certain holidays under a specified condition; amending s. 98.045, F.S.; requiring supervisors to make certain determinations relating to applicants who were previously registered to vote, but later removed for ineligibility, and to follow specified procedures to notify the applicant, if applicable; amending s. 98.075, F.S.; requiring the Department of State to verify the United States citizenship status of any registered voter after a specified date; requiring specified notices regarding an applicant’s potential ineligibility to vote; requiring certain applicants to submit specified information to the supervisor of elections; requiring certain documentation be recorded in the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State with information identifying United States citizens who have been issued a new, renewed, or replacement Florida driver license or Florida identification card; requiring the Department of Highway Safety and Motor Vehicles to provide the Department of State with changes in residence address and Florida driver license or identification card numbers of individuals who have declined to register or update their voter registration; creating s. 98.094, F.S.; requiring the Division of Elections to provide a list of registered voters to federal courts for a specified purpose; requiring the jury coordinator to prepare a specified list with certain information and send such list to the division; specifying the manner in which such list may be sent; requiring the division to provide such information to the appropriate supervisor of elections; amending s. 99.021, F.S.; specifying that a person seeking to qualify for office as a candidate must be a registered member of a political party, or registered without any party affiliation, for 365 consecutive days preceding the beginning of the qualifying before an election; authorizing qualified candidates or certain political parties to challenge compliance with specified provisions by filing an action for declaratory and injunctive relief in a specified circuit court; prohibiting a person from being qualified as a candidate for nomination or election and appearing on the ballot under specified circumstances; providing that compliance with specified requirements is mandatory; entitling certain candidates and political parties to specified expedited hearings and consideration; requiring the supervisor of elections to remove certain candidates from the ballot or provide certain notice that votes for certain disqualified candidates will not be counted; amending s. 101.043, F.S.; revising the forms of identification required to be provided at polls; amending ss. 101.048, 101.151, 101.5606, 101.5608, and 101.5612, F.S.; conforming provisions to changes made by the act; amending s. 101.56075, F.S.; requiring voting be completed on an official ballot using a pen or marker; amending s. 101.591, F.S.; removing provisions relating to the performance of a manual audit; requiring the county canvassing board or other local board responsible for certifying an election to conduct an automated, independent audit of voting systems used in all precincts; providing the process for conducting such automated, independent audit; requiring the canvassing board to publish a specified notice on the county’s website, the supervisor’s website, or in certain newspapers; requiring that the audit be completed and made public before the certification of the election; providing reporting requirements for county canvassing boards; requiring the results of the audit be included in a specified report submitted to the Governor and Legislature by a specified date each year; amending s. 101.5911, F.S.; requiring the Department of State to adopt certain rules; amending s. 101.595, F.S.; revising certain reporting requirements for the Department of State; amending ss. 101.68 and 101.6923, F.S.; conforming provisions to changes made by the act; amending s. 102.111, F.S.; revising the meeting time for the Elections Canvassing Commission; amending s. 102.141, F.S.; 102.141, F.S.; revising requirements for canvassing of ballots; revising provisions relating to reporting election results; requiring counties to conduct an automated independent audit for a specified purpose within a specified timeframe; requiring the specified parties take certain actions if the audit and vote tabulation procude difference results; requiring a manual ballot review under specified circumstances; providing procedures for such manual ballot reviews; removing provisions relating to automatic recounts and county canvassing board recount procedures; re-

quiring the county canvassing board to publish certain notice containing manual review information through specified means; requiring manual review of ballots be open to the public; authorizing political parties to designate a certain expert to be allowed in the central counting room while reviews are being performed; prohibiting such person from interfering with the normal operation of the canvassing board; revising information required to be in a report to the Division of Elections; removing the requirement for the supervisor to file with the Department of State certain results and statistical information; amending s. 102.166, F.S.; revising requirements for recounts of overvotes and undervotes; authorizing political parties to designate a certain expert to be allowed in the central counting room while reviews are being performed; prohibiting such person from interfering with the normal operation of the canvassing board; revising requirements for rules prescribing voter intent; creating s. 104.042, F.S.; providing a statute of limitations period for election fraud; amending s. 106.08, F.S.; revising the contributions or expenditures that a foreign national is prohibited from making or offering to make; prohibiting certain persons from accepting specified contributions; prohibiting certain persons from making specified contributions or expenditures; providing an exception to such prohibition; providing penalties; creating s. 322.034, F.S.; requiring that Florida driver licenses and identification cards include certain information by a specified date; requiring the Department of Highway Safety and Motor Vehicles to issue certain replacement or renewal cards at no charge; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending ss. 98.065, 98.0755, 101.5614, 101.67, and 104.16, F.S.; conforming cross-references; providing effective dates.

—which was previously considered and amended this day.

Pursuant to Rule 4.19, **CS for CS for HB 991**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 1630—A bill to be entitled An act relating to aging and disability services; amending s. 409.979, F.S.; requiring the Department of Elderly Affairs to maintain a statewide pre-enrollment list, rather than a wait list, for certain services; deleting expired requirements for Medicaid recipients to receive an offer for enrollment for long-term care services; requiring aging and disability resource center personnel to place on and release certain clients from the pre-enrollment lists; requiring certain staff to administer a rescreening under certain circumstances; deleting a requirement for the Comprehensive Assessment and Review for Long-term Care Services (CARES) program to conduct prerelease assessments; requiring an aging and disability resource center to conduct a prerelease assessment; authorizing individuals who meet financial and medical eligibility criteria to enroll in the long-term care managed care program; conforming provisions to changes made by the act; amending s. 409.983, F.S.; requiring the CARES program to review or perform the initial assessment of an enrollee's level of care; amending s. 430.03, F.S.; revising the purposes of the department to include the provision of services for certain programs only under certain circumstances; amending s. 430.04, F.S.; making a technical change; creating s. 430.09, F.S.; providing procurement requirements for area agencies on aging; prohibiting an administrative employee of an area agency on aging from receiving a specified salary amount; providing construction; amending s. 430.203, F.S.; revising definitions; amending s. 430.204, F.S.; deleting certain funding responsibilities of the department and certain entities; prohibiting the area agency on aging from directly providing core services; providing exceptions; deleting the responsibility of provider agencies to collect and assess fees for certain services; amending s. 430.205, F.S.; deleting certain funding responsibilities of the department; deleting a provision providing construction; revising frequency of inservice training for certain providers; requiring that high-risk vulnerable adults be given priority consideration for receiving community-care-for-the-elderly services; replacing the term "primary consideration" with "priority consideration"; amending s. 430.2053, F.S.; renaming aging resource centers as aging and disability resource centers; revising the purposes and duties of such centers; authorizing aging and disability resource centers to place on and release certain individuals from pre-enrollment lists; deleting a requirement for a work group to be convened; deleting a requirement to provide enrollment and coverage information to certain individuals; requiring the aging and disability resource center to receive a waiver from the department to be the provider of certain direct services; revising the services for which the department and an area agency on aging may not

make payments; deleting an eligibility requirement for an area agency on aging to transition to an aging resource center; revising with whom the department may consult to develop capitation rates; revising construction; conforming provisions to changes made by the act; amending s. 430.503, F.S.; deleting the responsibility of provider agencies to collect and assess fees for certain purposes; amending s. 430.605, F.S.; revising certain subsidy payments to include food and nutritional supplements; creating s. 430.72, F.S.; providing the purpose of and legislative intent for the Florida Alzheimer's Center of Excellence; encouraging certain actions related to innovative and efficient program development; defining terms; providing powers and duties of the center; requiring the center to work with specified entities to ensure full use of state infrastructure; authorizing the center to provide direct services or contract for the provision of services; providing eligibility criteria for services; authorizing the center to provide assistance to persons meeting such criteria, subject to availability of funds and resources; amending s. 430.901, F.S.; conforming provisions to changes made by the act; amending s. 744.2003, F.S.; revising professional and public guardians' continuing education requirements to include Alzheimer's disease and related dementias; amending ss. 744.2004 and 744.20041, F.S.; revising certain disciplinary actions and penalties; amending s. 744.2104, F.S.; authorizing the Office of Public and Professional Guardians to issue certain subpoenas to certain entities to compel the production of records in conducting certain investigations; authorizing the office to petition the court for a certain purpose under certain circumstances; reenacting s. 110.501(4), F.S., relating to definitions, to incorporate the amendment made to s. 430.204, F.S., in a reference thereto; reenacting s. 430.504, F.S., relating to confidentiality of information, to incorporate the amendment made to s. 430.503, F.S., in a reference thereto; reenacting s. 430.603, F.S., relating to home care for the elderly and rules, to incorporate the amendment made to s. 430.605, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1630**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1121** was withdrawn from the Committee on Rules.

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

CS for HB 1121—A bill to be entitled An act relating to aging and disability services; amending s. 409.979, F.S.; revising requirements for Medicaid recipients to receive an offer for enrollment for long-term care services; requiring the Department of Elderly Affairs to maintain a statewide pre-enrollment list for certain services; requiring aging and disability resource center personnel to place individuals on certain lists; requiring certain staff to administer rescreening under certain circumstances; authorizing individuals who meet specified criteria to enroll in the long-term care managed care program; amending s. 409.983, F.S.; providing that the initial assessment of an enrollee shall be reviewed or performed by the Comprehensive Assessment and Review for Long-term Care Services program; amending s. 430.04, F.S.; revising provisions relating to intermediate measures taken against an area agency on aging; creating s. 430.09, F.S.; providing definitions; providing requirements for the procurement of commodities or contractual services by area agencies on aging; limiting the salary of the chief executive officer and executive director of an area agency on aging; providing construction; requiring the department to impose certain penalties; amending s. 430.203, F.S.; revising the definitions of the terms "community care service system" and "core services"; amending s. 430.204, F.S.; authorizing an area agency on aging to directly provide core services under certain circumstances; amending s. 430.205, F.S.; removing obsolete language; revising frequency of inservice training for certain providers; requiring certain elderly persons to be given priority consideration for receiving certain services; amending s. 430.2053, F.S.; redesignating aging resource centers as aging and disability resource centers; revising the purpose thereof; authorizing aging and disability resource centers to place certain clients on and release certain clients from pre-enrollment lists; removing a requirement to convene a work group for certain purposes; removing a requirement to provide enrollment and coverage information to certain individuals; requiring the aging and disability resource center to receive a waiver to be the provider of other direct services; revising the program to which the department and the agency on aging may not make payments; removing an eligibility requirement for an area agency on aging to transition to an aging resource center; revising the entity with which the department may consult to develop capitation rates; amending s. 430.605, F.S.; re-

vising certain subsidy payments to include supplements to provide for food and nutritional supplements and certain care; amending s. 430.901, F.S.; conforming a provision to changes made by the act; amending s. 744.2001, F.S.; revising the required qualifications of the executive director of the Office of Public and Professional Guardians; amending s. 744.2003, F.S.; revising continuing education requirements for a professional guardian; amending ss. 744.2004 and 744.20041, F.S.; revising disciplinary actions taken by the office; amending s. 744.2104, F.S.; providing certain authority for the office in conducting certain investigations; amending s. 744.3701, F.S.; requiring the clerk to disclose confidential information to the department under certain circumstances; requiring the department to provide specified records to the Legislature by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for SB 1630** and read the second time by title.

On motion by Senator Grall, by two-thirds vote, **CS for HB 1121** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

| | | |
|-------------|----------|------------|
| Arrington | DiCeglie | Osgood |
| Avila | Gaetz | Passidomo |
| Berman | Garcia | Polsky |
| Bernard | Grall | Rodriguez |
| Boyd | Gruters | Rouson |
| Bracy Davis | Harrell | Sharief |
| Bradley | Hooper | Simon |
| Brodeur | Jones | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |
| Davis | McClain | |

Nays—None

Vote after roll call:

Yea—Leek

CS for CS for SB 1724—A bill to be entitled An act relating to utility services; amending s. 180.19, F.S.; requiring that a new agreement, or an extension, renewal, or material amendment of an existing agreement, to provide certain utility services at retail be in writing; requiring that certain public meetings be held as a condition precedent to the effectiveness of a new or extended agreement under which a municipality will provide specified utility services in other municipalities or unincorporated areas; specifying requirements for such public meetings; requiring rates, fees, and charges imposed for water or sewer utility services to comply with specified provisions; requiring a representative from certain municipalities to annually conduct public customer meetings; providing requirements for such meetings; defining the terms “appointed representative” and “governing body”; amending s. 180.191, F.S.; revising provisions relating to permissible rates, fees, and charges imposed by municipal water and sewer utilities on consumers located outside the municipal boundaries; authorizing a municipality to continue to impose a surcharge on certain consumers for a specified purpose; requiring the phase-out of such surcharges upon retirement, expiration, or refinancing of the applicable debt obligation; creating s. 180.192, F.S.; requiring municipalities that provide specified utility services to report certain information by a specified date, and annually thereafter, to the Florida Public Service Commission; requiring the commission to compile such information and submit a report by a specified date, and annually thereafter, to the Governor and the Legislature; authorizing commission jurisdiction over specified utilities; providing construction; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1724**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1451** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

CS for CS for HB 1451—A bill to be entitled An act relating to utility services; amending s. 180.19, F.S.; requiring certain public meetings as a condition precedent to the effectiveness of a new or an extended agreement under which a municipality will provide specified utility services in other municipalities or unincorporated areas; specifying the matters to be addressed at such public meetings; requiring such agreements to be written; requiring annual public customer meetings; defining the terms “appointed representative” and “governing body”; amending s. 180.191, F.S.; revising provisions relating to permissible rates, fees, and charges imposed by municipal water and sewer utilities on customers located outside the municipal boundaries; creating s. 180.192, F.S.; requiring municipalities that provide specified utility services to report certain information by a specified date, and annually thereafter, to the Florida Public Service Commission; providing penalties; requiring the commission to compile such information and submit a report by a specified date, and annually thereafter, to the Governor and the Legislature; providing construction; providing for state preemption over the subject of certain regional utilities authorities; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 1724** and read the second time by title.

Senator Martin moved the following amendment:

Amendment 1 (211682) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (3) is added to section 180.19, Florida Statutes, to read:

180.19 Use by other municipalities and by individuals outside corporate limits.—

(3)(a) *A new agreement, or an extension, renewal, or material amendment of an existing agreement, to provide electric, water, natural gas, or sewer utility service by a municipality to any other municipality or the owners or association of owners of lots or lands outside of its corporate limits or within the limits of any other municipality at retail must be in writing. Such agreement may not become effective before an appointed representative of the municipality that provides the service or intends to provide the service, in conjunction with the governing body of each municipality and unincorporated area served or to be served, has participated in a public meeting. Such meeting is not required to be a separate public meeting, but it must be held within each municipality and unincorporated area served or to be served for purposes of providing information and soliciting public input on:*

1. *The nature of the services to be provided or changes to the services being provided;*
2. *The rates, fees, and charges to be imposed for the services provided or intended to be provided, including any differential with the rates, fees, and charges imposed for the same services on customers located within the boundaries of the serving municipality, the basis for the differential, and the length of time that the differential is expected to exist;*
3. *The extent to which revenues generated from the provision of the services will be used to fund or finance nonutility government functions or services; and*
4. *Any other matter deemed relevant by the parties to the agreement.*

(b) *Rates, fees, and charges imposed for water or sewer utility services provided pursuant to subsection (1) must comply with s. 180.191.*

(c) *A representative of each municipality that provides electric, water, natural gas, or sewer utility services pursuant to subsection (1), in conjunction with the governing body of each municipality and unincorporated area in which it provides services, shall annually conduct a public customer meeting. Such meeting is not required to be a separate public meeting, but must be held within each municipality and unincorporated area for purposes of soliciting public input on utility-related matters, including fees, rates, charges, and services.*

(d) *As used in this subsection, the term:*

1. “Appointed representative” means an executive-level leadership employee of a municipality, or of such municipality’s related and separate utility authority, board, or commission, specifically appointed by the governing body to serve as its representative for the purposes of this subsection.

2. “Governing body” means:

a. A governing body of a municipality in which services are provided or proposed to be extended; or

b. A board of county commissioners of a county in which services are provided or proposed to be extended, if services are provided or proposed to be extended in an unincorporated area within the county.

Section 2. Subsection (1) of section 180.191, Florida Statutes, is amended to read:

180.191 Limitation on rates charged consumer outside city limits.—

(1) Any municipality within ~~this the~~ state operating a water or sewer utility outside of the boundaries of such municipality shall charge consumers outside the boundaries rates, fees, and charges determined in one of the following manners:

(a) It may charge the same rates, fees, and charges as consumers inside the municipal boundaries. ~~However, in addition thereto, the municipality may add a surcharge of not more than 25 percent of such rates, fees, and charges to consumers outside the boundaries.~~ Fixing of such rates, fees, and charges in this manner ~~may shall~~ not require a public hearing except as may be provided for service to consumers inside the municipality.

(b) It may charge rates, fees, and charges that are just and equitable and which are based on the same factors used in fixing the rates, fees, and charges for consumers inside the municipal boundaries. ~~In addition thereto, the municipality may add a surcharge not to exceed 25 percent of such rates, fees, and charges for said services to consumers outside the boundaries.~~ However, the total of all Such rates, fees, and charges for the services to consumers outside the boundaries ~~may shall~~ not be more than 25 ~~50~~ percent in excess of the rates, fees, and charges total amount the municipality charges consumers served within the municipality for corresponding service. ~~No~~ Such rates, fees, and charges ~~may not shall~~ be fixed until after a public hearing at which all of the users of the water or sewer systems; owners, tenants, or occupants of property served or to be served thereby; and all others interested shall have an opportunity to be heard concerning the proposed rates, fees, and charges. Any change or revision of such rates, fees, or charges may be made in the same manner as such rates, fees, or charges were originally established, but if such change or revision is to be made substantially pro rata as to all classes of service, both inside and outside the municipality, ~~a no~~ hearing or notice ~~is not shall~~ be required.

(c) Notwithstanding paragraphs (a) and (b), a municipality may continue to impose a surcharge on consumers outside the municipal boundaries only to the extent necessary to comply with the terms of bond covenants in effect as of July 1, 2024. Such surcharges must be phased out upon retirement, expiration, or refinancing of the applicable debt obligation.

Section 3. Effective July 1, 2027, section 180.192, Florida Statutes, is created to read:

180.192 Reporting requirements related to municipal utility service.—

(1) By January 1, 2028, and annually thereafter, each municipality that provides electric, water, natural gas, or sewer utility services outside of its municipal boundaries shall provide a report to the Florida Public Service Commission which identifies, for each type of utility service provided by the municipality:

(a) The number and percentage of customers that receive utility services provided by the municipality at a location outside the boundaries of the municipality;

(b) The volume and percentage of sales made to such customers, and the gross revenues generated from such sales; and

(c) Whether the rates, fees, and charges imposed on customers that receive services at a location outside the municipality’s boundaries are different than the rates, fees, and charges imposed on customers within the boundaries of the municipality, and, if so, the amount and percentage of the differential.

(2) By March 31, 2028, and annually thereafter, the commission shall compile the information provided pursuant to subsection (1) and submit a report containing that information to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(3) Notwithstanding s. 367.171, the commission shall have jurisdiction over all utilities identified in subsection (1) for the limited purpose of enforcing the requirements of this section. This section does not otherwise modify or extend the authority of the commission provided by law with respect to any municipal utility that is required to comply with subsection (1).

Section 4. (1) The subject of a regional utilities authority created by the Legislature through charter amendment after January 1, 2023, is expressly preempted to the state.

(2) This section shall take effect upon this act becoming a law.

Section 5. The Legislature finds and declares that this act fulfills an important state interest.

Section 6. Except as otherwise expressly provided in this act and except for this section, which shall take effect upon becoming a law, this act shall take effect July 1, 2026.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to utility services; amending s. 180.19, F.S.; requiring that a new agreement, or an extension, renewal, or material amendment of an existing agreement, made by a municipal utility to certain entities to provide certain utility services at retail be in writing; requiring that certain public meetings be held as a condition precedent to the effectiveness of a new or extended agreement under which a municipality will provide specified utility services in other municipalities or unincorporated areas; specifying requirements for such public meetings; requiring that rates, fees, and charges imposed for water or sewer utility services comply with specified provisions; requiring a representative from certain municipalities to annually conduct public customer meetings; providing requirements for such meetings; defining the terms “appointed representative” and “governing body”; amending s. 180.191, F.S.; revising provisions relating to permissible rates, fees, and charges imposed by municipal water and sewer utilities on consumers located outside the municipal boundaries; authorizing a municipality to continue to impose a surcharge on certain consumers for a specified purpose; requiring the phase-out of such surcharges upon retirement, expiration, or refinancing of the applicable debt obligation; creating s. 180.192, F.S.; requiring municipalities that provide specified utility services to report certain information by a specified date, and annually thereafter, to the Florida Public Service Commission; providing requirements for such information; requiring the commission to compile such information and submit a report by a specified date, and annually thereafter, to the Governor and the Legislature; authorizing commission jurisdiction over specified utilities; providing construction; preempting to the state the subject of a regional utilities authority; providing a declaration of an important state interest; providing effective dates.

Senator Martin moved the following amendment to **Amendment 1 (211682)** which was adopted:

Amendment 1A (407138)—Delete lines 120-126 and insert: customers, and the gross revenues generated from such sales;

(c) Whether the rates, fees, and charges imposed on customers that receive services at a location outside the municipality’s boundaries are different than the rates, fees, and charges imposed on customers within the boundaries of the municipality, and, if so, the amount and percentage of the differential; and

(d) The percentage of revenues generated from the provision of utility services that were used to fund or finance nonutility government functions or services of the municipality, and the percentage of the municipality’s nonutility budget that was funded by such revenues.

Amendment 1 (211682), as amended, was adopted.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 1451**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—29

| | | |
|-----------|----------|------------|
| Avila | Garcia | Osgood |
| Bernard | Grall | Passidomo |
| Boyd | Gruters | Rodriguez |
| Bradley | Harrell | Rouson |
| Brodeur | Hooper | Sharief |
| Burgess | Jones | Simon |
| Burton | Martin | Truenow |
| Calatayud | Massullo | Wright |
| DiCeglie | Mayfield | Yarborough |
| Gaetz | McClain | |

Nays—6

| | | |
|-----------|-------------|--------|
| Arrington | Bracy Davis | Polsky |
| Berman | Davis | Smith |

Vote after roll call:

Yea—Leek

Consideration of **CS for CS for SB 7038** was deferred.

CS for SB 7046—A bill to be entitled An act relating to taxation; amending s. 72.011, F.S.; authorizing a taxpayer to claim interest under certain circumstances; prohibiting a specified timeframe from being waived or tolled; providing construction and applicability; amending ss. 125.0168, 166.223, and 189.052, F.S.; prohibiting counties, municipalities, and special districts, respectively, from levying certain special assessments against more than a specified square footage amount per recreational vehicle parking space or campsite; providing applicability; amending s. 163.387, F.S.; revising the list of public bodies or taxing authorities that are exempt from appropriating certain revenues to the redevelopment trust fund; amending s. 193.155, F.S.; providing that the transfer of certain property to a lineal descendant is not a change in ownership under certain conditions; requiring a lineal descendant to file proof of entitlement; deeming certain property abandoned; providing construction and applicability; prohibiting a taxpayer from being assessed certain penalties or interest under certain circumstances; providing that back taxes apply only under certain circumstances; amending s. 194.032, F.S.; revising the purposes for which value adjustment boards are required to meet; amending s. 196.011, F.S.; prohibiting a taxpayer from being assessed certain penalties or interest under certain circumstances; providing that back taxes apply only under certain circumstances; amending s. 196.031, F.S.; specifying that owners who inherit an interest in property are allowed a tax exemption up to a certain value; providing applicability; amending s. 196.081, F.S.; revising a limitation on the amount of a tax exemption that a surviving spouse may transfer to a new residence; amending s. 196.173, F.S.; revising the list of military operations that qualify certain service-members for an ad valorem tax exemption; providing applicability; amending s. 196.1978, F.S.; revising a specified finding that a taxing authority must make in order to elect not to exempt certain property from certain ad valorem taxation; authorizing certain property owners in a multifamily project to apply for and continue to receive an exemption; providing applicability; specifying that certain ordinances are valid until a specified time; amending s. 200.065, F.S.; providing requirements for levying certain millage rates for certain taxing authorities; amending s. 202.18, F.S.; redirecting the transfer of certain communication services tax proceeds; amending s. 203.01, F.S.; specifying that a tax is imposed on gross receipts from utility services delivered to owners and operators of electric vehicle charging stations; specifying that the tax is not imposed in certain circumstances; providing an exception; specifying that certain owners or operators of electric vehicle charging stations are liable for a certain tax; requiring such owners or operators to register with the Department of Revenue to remit such tax; specifying the amount of such tax; specifying that dis-

tribution companies are relieved of the responsibility of collecting taxes under certain circumstances; requiring the department to look to owners and operators of electric vehicle charging stations for the recovery of taxes; amending s. 203.012, F.S.; revising the definition of the term “distribution company”; amending s. 212.04, F.S.; prohibiting taxes from being levied on admission to specified tournaments; providing for future expiration; amending s. 212.05, F.S.; providing that the sales tax rate on electrical power or energy includes provision of electric vehicle charging; creating s. 212.0516, F.S.; defining the term “electric vehicle charging station”; providing that the provision of electricity to a consumer at an electric vehicle charging station shall be considered the retail sale of electricity; specifying the sales tax rate; providing that certain purchases of electricity are for resale and include up to a certain percentage of electricity; specifying that certain taxes are in addition to certain taxes or fees; requiring that certain taxes be remitted in a specified manner; requiring certain recordkeeping for owners or operators of electric vehicle charging stations; requiring owners or operators of electric vehicle charging stations to furnish the seller of electricity with a specified affidavit and other information required by the department; providing civil penalties; specifying that the seller is relieved from the responsibility of collecting certain taxes under certain circumstances; requiring the department to look solely to owners or operators for the recovery of taxes under certain circumstances; providing applicability and construction; authorizing the department to adopt rules; amending s. 212.08, F.S.; exempting sales of certain tangible personal property made to state university contractors from the sales and use tax under certain circumstances; specifying that the exemption inures to the state university at a specified time and only through a refund of paid taxes; requiring that such refund be made within a specified timeframe; requiring a state university to file a specified application at certain intervals to receive a refund; providing requirements for the application; requiring the Department of Revenue to adopt rules; requiring a state university to file the application under a specified oath; exempting certain liquefied petroleum gas tanks from sales and use tax; amending s. 212.20, F.S.; revising the distribution of sales and use tax revenue to include a transfer to fiscally constrained counties; amending s. 218.67, F.S.; revising the conditions required for a county to be considered a fiscally constrained county; authorizing certain eligible counties to receive an additional distribution of sales and use tax revenue; revising the list of sources that the department must use to determine the amount distributed to fiscally constrained counties; revising the factors for allocation of the distribution of revenue to fiscally constrained counties; requiring that the computation and amount distributed be calculated using certain methods; requiring that fiscally constrained counties allocate such revenues for specified purposes; prohibiting such revenues from being used for a specified purpose; amending s. 288.062, F.S.; revising the certified tax credit amount for investor contributions in the Rural Community Investment Program; creating s. 377.817, F.S.; providing legislative findings; defining terms; prohibiting governmental entities from enacting or enforcing resolutions, ordinances, rules, codes, or policies to support a net zero policy; prohibiting governmental entities from using public funds in any manner that supports, implements, or advances certain net zero policies; prohibiting governmental entities from imposing any charge to advance a net zero policy; requiring each governmental entity to annually submit to the Department of Revenue a certain affidavit; prohibiting governmental entities from implementing, administering, or enforcing certain programs or joining organizations that have certain policies; providing construction; providing exceptions; providing applicability; amending s. 689.261, F.S.; defining the terms “listing platform” and “property”; requiring that certain property listings include estimated ad valorem taxes; prohibiting the use of the current owner’s ad valorem assessment or taxes to calculate the estimated ad valorem taxes under certain circumstances; requiring that listing platforms calculate and display the estimated ad valorem taxes using specified methods; prohibiting listing platforms from displaying the current owner’s ad valorem taxes if such ad valorem taxes are not estimated using a tax estimator or buyer payment calculator; requiring that listing platforms include a link to the county property appraiser’s homepage and tax estimator; requiring the Department of Revenue to maintain on its website a table of links to each county’s property appraiser’s homepage and tax estimator; prohibiting the previous year’s ad valorem taxes from being displayed as part of a property’s historical tax information; providing immunity for a person for any inaccuracies in the estimated ad valorem taxes on a property listed on a listing platform; prohibiting printed listing materials from including specified information; requiring the department to develop a formula that may be

used by listing platforms to calculate the estimated ad valorem taxes; requiring each county property appraiser to provide to the department any information needed to develop such formula; requiring the department, by a specified date, to annually publish on its website the formula and information collected; requiring the department to annually develop a countywide aggregate average millage rate for each county for use by listing platforms for a specified purpose; requiring the department to require each county property appraiser to provide to the department any information needed to develop such rate; requiring the department, by a specified date and annually thereafter, to publish on its website the countywide aggregate average millage rate for each county; authorizing the department to adopt rules; amending s. 1011.71, F.S.; revising the definition of the term “school operational purposes”; providing applicability; amending ss. 125.01, 166.021, and 166.201, F.S.; conforming provisions to changes made by the act; amending ss. 212.205, 288.11621, 288.11631, 443.191, 571.26, and 571.265, F.S.; conforming cross-references; reenacting s. 259.042(9), F.S., relating to tax increment financing for conservation lands, to incorporate the amendment made by this act to s. 163.387, F.S.; reenacting ss. 203.0011 and 212.05011, F.S., relating to the combined rate for tax collected pursuant to certain provisions, to incorporate the amendments made by this act to s. 212.05, F.S.; reenacting ss. 125.0104(5)(c), 193.624(3), 196.182(2), 218.12(1), 218.125(1), 218.135(1), 218.136(1), 252.35(2)(cc), 288.0655(2)(b), 288.102(4), 339.2816(4)(c), 403.064(16)(h), 403.0741(6)(c), 589.08(2) and (3), and 1011.62(1)(f), F.S., relating to authorized uses of tourist development tax revenue; applicability of assessments of renewable energy source devices; application of exemptions of renewable energy source devices; appropriations to offset reductions in ad valorem tax revenue in fiscally constrained counties; offset for tax loss associated with certain constitutional amendments affecting fiscally constrained counties; offset for tax loss associated with reductions in value of certain citrus fruit packing and processing equipment; offset for ad valorem revenue loss affecting fiscally constrained counties; Division of Emergency Management powers; Rural Infrastructure Fund; one-to-one match requirement under the Supply Chain Innovation Grant Program; prioritization of road projects under the Small County Road Assistance Program; applicability of provisions related to reuse of reclaimed water; regulation of grease waste removal and disposal by local governments; land acquisition restrictions; and funds for operation of schools, respectively, to incorporate the amendment made to s. 218.67, F.S., in references thereto; exempting from sales and use tax the retail sale of ammunition, firearms, certain firearm accessories, bows and crossbows, certain bow and crossbow accessories, camping supplies, and fishing supplies; defining terms; authorizing the department and the Department of Commerce to adopt emergency rules; specifying the timeframe in which such rules are effective; authorizing the renewal of such rules; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 7046**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1217** was withdrawn from the Committee on Rules.

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

CS for HB 1217—A bill to be entitled An act relating to prohibited governmental policies regulating greenhouse gas emissions; creating s. 377.816, F.S.; providing legislative findings; providing definitions; prohibiting governmental entities from adopting certain net zero policies; prohibiting governmental entities from using public funds in any manner that supports, implements, or advances certain net zero policies; prohibiting governmental entities from imposing any charge to advance certain net zero policies; requiring each governmental entity to annually submit to the Department of Revenue a certain affidavit; prohibiting governmental entities from implementing, administering, or enforcing certain programs; providing construction; providing applicability; amending ss. 125.01, 166.021, and 166.201, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 7046** and read the second time by title.

THE PRESIDENT PRESIDING

On motion by Senator Avila, further consideration of **CS for HB 1217** was deferred.

SPECIAL RECOGNITION OF PRESIDENT PRO TEMPORE BRODEUR

At the direction of the President, the Senate proceeded to the recognition of President Pro Tempore Jason Brodeur, honoring his years of service to the Senate as he approaches the completion of his term as President Pro Tempore.

SPECIAL GUESTS

The President introduced Senator Brodeur’s wife, Christy, who was present in the chamber.

SPECIAL PRESENTATION

On behalf of the Senate, Senator Boyd and Senator Berman presented Senator Brodeur with a humidor, featuring the Senate Seal, and crafted in orange leather in honor of his favorite team, the Florida Gators.

MOTIONS

On motion by Senator Passidomo, by two-thirds vote, **CS for HB 1283** was removed from the Special Order Calendar for Thursday, March 12, 2026, and returned to the calendar of bills on second reading.

RECESS

On motion by Senator Passidomo, the Senate recessed at 2:56 p.m. to reconvene at 3:45 p.m. or upon call of the President.

AFTERNOON SESSION, continued

The Senate was called to order by Senator Brodeur at 3:45 p.m. A quorum present—37:

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

LOCAL BILL CALENDAR

MOTIONS

On motion by Senator Passidomo, the rules were waived and **HB 4001**, **CS for HB 4003**, **CS for HB 4005**, **HB 4007**, **HB 4011**, **CS for HB 4013**, **CS for HB 4017**, **HB 4019**, **HB 4025**, **HB 4027**, **HB 4029**, **CS for HB 4033**, **CS for HB 4035**, **HB 4037**, **HB 4039**, **HB 4041**, **HB 4043**, **HB 4045**, **CS for HB 4047**, **HB 4049**, **CS for HB 4051**, **CS for HB 4053**, **CS for HB 4055**, **CS for CS for HB 4057**, **HB 4059**, **CS for HB 4061**, **HB 4063**, **HB 4065**, **HB 4067**, **CS for HB 4071**, **CS for HB 4075**, **CS for HB 4079**, **CS for HB 4081**, **HB 4085**, **CS for HB 4087**, **HB 4089**, **CS for CS for HB 4091**, **CS for HB 4093**, **CS for CS for HB 4095**, **CS for CS for HB 4103**, and **CS for HB 4105** on the Local Bill Calendar were withdrawn from the Committee on Rules, read a second and third time by title, and passed this day.

HB 4001—A bill to be entitled An act relating to Jefferson County; providing applicability; providing definitions; limiting compensation to a health care provider that provides medical services for an inmate housed in a Jefferson County detention center if the provider does not have a contract with the county to provide such services; limiting compensation to an entity that provides emergency medical transportation services for an inmate housed in a Jefferson County detention

center if the entity does not have a contract with the county to provide such services; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Simon, by two-thirds vote, **HB 4001** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4003—A bill to be entitled An act relating to the City of Marco Island, Collier County; amending the City of Marco Island Charter, created by chapter 97-367, Laws of Florida, and as amended by local ordinances; requiring a special election be held to fill any vacancy on the city council upon a resolution adopted by the council; providing an exception for vacancies occurring within 1 year before a general election; revising the circumstances under which the Governor is required to fill vacancies; providing for the Governor to call a special election in certain circumstances; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Passidomo, by two-thirds vote, **CS for HB 4003** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4005—A bill to be entitled An act relating to the City of Naples Airport Authority, Collier County; amending chapter 69-1326, Laws of Florida, as amended, relating to the City of Naples Airport Authority; removing provisions relating to authority members' duties and responsibilities; removing provisions that prohibit officers and employees of the city from being authority members; removing provisions that prohibit authority members from receiving compensation; providing for authority memberships by election rather than by appointment; providing requirements for elections; providing authority membership terms and qualifications; providing interim services and vacancy fillings; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Passidomo, by two-thirds vote, **CS for HB 4005** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4007—A bill to be entitled An act relating to Martin County; repealing chapter 67-1702, Laws of Florida, relating to the authority of Martin County to obtain repayment of certain welfare funds and to acquire liens on certain real and personal property and interests; amending chapter 65-1906, Laws of Florida, as amended; requiring the Martin County Board of County Commissioners to create by ordinance a process for the distribution of funds from the County Health Care Fund to all licensed hospitals in the county; providing criteria to be qualified as indigent residents of the county, for the purpose of receiving county payments for hospital care; removing provisions relating to the County Health Care Review Board; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **HB 4007** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4011—A bill to be entitled An act relating to the St. Lucie County Mosquito Control District, St. Lucie County; amending chapter 2003-365, Laws of Florida, as amended by chapter 2013-255, Laws of Florida; revising district boundaries; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **HB 4011** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|-----------|-----------|
| Mr. President | Burton | Leek |
| Arrington | Calatayud | Martin |
| Avila | Davis | Massullo |
| Berman | Gaetz | Mayfield |
| Bernard | Garcia | McClain |
| Boyd | Grall | Osgood |
| Bracy Davis | Gruters | Passidomo |
| Bradley | Harrell | Polsky |
| Brodeur | Hooper | Rodriguez |
| Burgess | Jones | Rouson |

| | | |
|---------|---------|------------|
| Sharief | Smith | Wright |
| Simon | Truenow | Yarborough |

Nays—None

CS for HB 4013—A bill to be entitled An act relating to Lee County; amending chapter 2000-384, Laws of Florida; revising the boundaries of the Iona-McGregor Fire Protection and Rescue Service District; repealing chapters 2000-422 and 2008-275, Laws of Florida, relating to the Fort Myers Beach Fire Control District; providing for the merger of the districts; providing for transition of the governing body; transferring assets and liabilities of the Fort Myers Beach Fire Control District to the Iona-McGregor Fire Protection and Rescue Service District; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Passidomo, by two-thirds vote, **CS for HB 4013** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4017—A bill to be entitled An act relating to Nassau County; repealing chapters 61-2525 and 69-1331, Laws of Florida, relating to the Nassau County Recreation and Water Conservation and Control Act; abolishing the Nassau County Recreation and Water Conservation and Control District No. 1; transferring all assets and liabilities of the district to the Board of County Commissioners of Nassau County; providing an effective date.

—was read the second time by title. On motion by Senator Yarborough, by two-thirds vote, **CS for HB 4017** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4019—A bill to be entitled An act relating to compensation for health care services for inmates in Lake County; providing definitions; limiting compensation to a health care provider and to a hospital designated as a trauma center that provide medical services for an inmate housed in a Lake County detention center if the provider and the hospital do not have a contract with the county to provide such services; limiting compensation to an entity that provides emergency medical

transportation services for an inmate housed in a Lake County detention center if the entity does not have a contract with the county to provide such services; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Truenow, by two-thirds vote, **HB 4019** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4025—A bill to be entitled An act relating to Martin and Palm Beach Counties; providing for the transfer of specified real property, together with the improvements thereon, from the Board of Trustees of the Internal Improvement Trust Fund to the Village Council of the Village of Tequesta; providing requirements for the use, ownership, and sale or disposition of the real property; providing for the conveyance of the real property by a specific date; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **HB 4025** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4027—A bill to be entitled An act relating to Hillsborough County Public Schools, Hillsborough County; providing legislative findings; providing for an elected superintendent of schools; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **HB 4027** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|-------------|---------|
| Mr. President | Bracy Davis | Davis |
| Arrington | Bradley | Gaetz |
| Avila | Brodeur | Garcia |
| Berman | Burgess | Grall |
| Bernard | Burton | Gruters |
| Boyd | Calatayud | Harrell |

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| Hooper | McClain | Sharief |
| Jones | Osgood | Simon |
| Leek | Passidomo | Smith |
| Martin | Polsky | Truenow |
| Massullo | Rodriguez | Wright |
| Mayfield | Rouson | Yarborough |

Nays—None

HB 4029—A bill to be entitled An act relating to the Hillsborough County Charter; revising the number of commissioners on the Board of County Commissioners of Hillsborough County; revising the territory of each county district; revising district reapportionment requirements; revising vote count requirements for enactment of ordinances and resolutions, county internal auditor appointments and removals, county administrator appointments and removals, county attorney appointments and removals, and charter amendments; revising the process for appointing the charter review board members and for proposing amendments to the charter; providing requirements for transitions to single-member districts and 11-member board of commissioners; requiring a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **HB 4029** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4033—A bill to be entitled An act relating to Palm Beach County; amending chapter 59-1698, Laws of Florida, as amended; revising the definitions of the terms “family day care home” and “large family child care home” to specify the maximum number of children allowed to receive care in such homes in the county; providing an effective date.

—was read the second time by title. On motion by Senator Berman, by two-thirds vote, **CS for HB 4033** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4035—A bill to be entitled An act relating to Palm Beach County; amending chapter 67-1876, Laws of Florida, as amended; revising requirements for the examinations administered by the Palm Beach County Construction Industry Licensing Board for certificates of competency; revising the Board’s applicant review process; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for HB 4035** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4037—A bill to be entitled An act relating to Pasco County Mosquito Control District, Pasco County; amending chapter 2005-322, Laws of Florida, as amended by chapter 2025-242, Laws of Florida; revising a cross-reference; revising term limits for members of the governing body of the district; requiring the Pasco County Board of County Commissioners to designate geographical districts by specified numerals; providing requirements for a specified subdistrict; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **HB 4037** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4039—A bill to be entitled An act relating to the solid waste disposal facility in Broward County; defining the term “Monarch Hill Landfill”; requiring a feasibility study and public hearing before any expansion of the Monarch Hill Landfill; providing requirements for the study and public hearing; providing an effective date.

—was read the second time by title. On motion by Senator Polsky, by two-thirds vote, **HB 4039** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|---------|-------------|
| Mr. President | Berman | Bracy Davis |
| Arrington | Bernard | Bradley |
| Avila | Boyd | Brodeur |

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| Burgess | Hooper | Polsky |
| Burton | Jones | Rodriguez |
| Calatayud | Leek | Rouson |
| Davis | Martin | Sharief |
| Gaetz | Massullo | Simon |
| Garcia | Mayfield | Smith |
| Grall | McClain | Truenow |
| Gruters | Osgood | Wright |
| Harrell | Passidomo | Yarborough |

Nays—None

HB 4041—A bill to be entitled An act relating to compensation for health care services for inmates in Indian River County; providing definitions; limiting compensation to a health care provider that provides any medical services for an inmate housed in an Indian River County detention center under certain conditions; requiring certain compensation for a specified hospital that provides medical services for specified inmates if the hospital does not have a contract with the county to provide such services; limiting compensation to an entity that provides emergency medical transportation services for an inmate housed in an Indian River County detention center if the entity does not have a contract with the county to provide such services; providing non-applicability; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **HB 4041** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4043—A bill to be entitled An act relating to the Citrus County Hospital Board, Citrus County; requiring the district to wind down its affairs and adopt a dissolution plan by a specified date; repealing chs. 2011-256 and 2014-254, Laws of Florida; dissolving the district on a specified date; providing for the continued operation of an irrevocable community trust or foundation established pursuant to ch. 2014-254, Laws of Florida; transferring district assets and liabilities to the Board of County Commissioners of Citrus County; providing effective dates.

—was read the second time by title. On motion by Senator Massullo, by two-thirds vote, **HB 4043** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|-----------|-----------|
| Mr. President | Calatayud | Massullo |
| Arrington | Davis | Mayfield |
| Avila | Gaetz | McClain |
| Berman | Garcia | Osgood |
| Bernard | Grall | Passidomo |
| Boyd | Gruters | Polsky |
| Bracy Davis | Harrell | Rodriguez |
| Bradley | Hooper | Rouson |
| Brodeur | Jones | Sharief |
| Burgess | Leek | Simon |
| Burton | Martin | Smith |

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| Truenow | Wright | Yarborough |
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Nays—None

HB 4045—A bill to be entitled An act relating to the Jacksonville Aviation Authority, Consolidated City of Jacksonville, Duval County; amending chapter 2004-464, Laws of Florida, as amended by chapter 2005-328, Laws of Florida; providing that the Jacksonville Aviation Authority is responsible for the economic development of Cecil Airport as a regional, state, and national aerospace and related-industry hub; defining the term “aerospace and related industry”; revising the definition of the term “project”; requiring annual presentation of an economic development plan for Cecil Airport to the council of the City of Jacksonville for review; revising threshold amounts for certain purchases by the authority; providing an effective date.

—was read the second time by title. On motion by Senator Yarborough, by two-thirds vote, **HB 4045** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4047—A bill to be entitled An act relating to Lee County Tourist Development Council, Lee County; amending chapter 2013-258, Laws of Florida; revising the composition of the Lee County Tourist Development Council; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **CS for HB 4047** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4049—A bill to be entitled An act relating to the office of general counsel of the City of Jacksonville, Duval County; amending chapter 92-341, Laws of Florida, as amended; authorizing the Duval County School Board to employ a general counsel, who shall be independent of the office of general counsel of the City of Jacksonville; providing that certain legal services continue to be provided through the office of general counsel of the city; providing an effective date.

—was read the second time by title. On motion by Senator Yarborough, by two-thirds vote, **HB 4049** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4051—A bill to be entitled An act relating to the Pace Fire Rescue District, Santa Rosa County; amending chapter 2017-221, Laws of Florida, as amended by chapter 2024-296, Laws of Florida; providing an exemption from non-ad valorem assessments for churches and specified religious institutions otherwise exempt from ad valorem taxes; providing calculation methods for non-ad valorem assessments; revising non-ad valorem assessments for residential properties; revising non-ad valorem assessments for industrial properties exceeding 40,000 square feet; defining the term “use code”; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote, **CS for HB 4051** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4053—A bill to be entitled An act relating to the Avalon Beach-Mulat Fire Protection District, Santa Rosa County; amending chapter 2005-347, Laws of Florida, as amended by chapter 2024-297, Laws of Florida; providing an exemption from non-ad valorem assessments for churches and specified religious institutions otherwise exempt from ad valorem taxes; providing calculation methods for non-ad valorem assessments; revising non-ad valorem assessments for residential properties; revising non-ad valorem assessments for industrial properties exceeding 40,000 square feet; defining the term “use code”; providing an effective date.

—was read the second time by title. On motion by Senator Gaetz, by two-thirds vote, **CS for HB 4053** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Bernard | Brodeur |
| Arrington | Boyd | Burgess |
| Avila | Bracy Davis | Burton |
| Berman | Bradley | Calatayud |

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| Davis | Leek | Rodriguez |
| Gaetz | Martin | Rouson |
| Garcia | Massullo | Sharief |
| Grall | Mayfield | Simon |
| Gruters | McClain | Smith |
| Harrell | Osgood | Truenow |
| Hooper | Passidomo | Wright |
| Jones | Polsky | Yarborough |

Nays—None

CS for HB 4055—A bill to be entitled An act relating to the City of Lake Wales, Polk County; providing an exception to general law for licensed alcoholic beverage vendors located within a specified area of the City of Lake Wales; providing that licensed alcoholic beverage vendors within the specified area must comply with all ordinances, statutes, and rules not inconsistent with specified provisions; defining the specified area of the city to which such exception applies; providing an effective date.

—was read the second time by title. On motion by Senator Burton, by two-thirds vote, **CS for HB 4055** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | |

Nays—1

Yarborough

CS for CS for HB 4057—A bill to be entitled An act relating to City of DeFuniak Springs, Walton County; transferring real property from the Board of Trustees of the Internal Improvement Trust Fund to the City Council of the City of DeFuniak Springs; providing a description of the real property; providing requirements for the use and the sale or disposition of the real property; requiring conveyance of the real property by a specified date; providing an effective date.

—was read the second time by title. On motion by Senator Trumbull, by two-thirds vote, **CS for CS for HB 4057** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4059—A bill to be entitled An act relating to compensation for health care services for inmates in Polk County; providing definitions; limiting compensation to a health care provider that provides any medical services for an inmate housed in a Polk County detention center under certain conditions; limiting compensation to an entity that provides emergency medical transportation services for an inmate housed in a Polk County detention center if the entity does not have a contract with the county to provide such services; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Burton, by two-thirds vote, **HB 4059** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4061—A bill to be entitled An act relating to Hillsborough County; creating the Land Reserve Stewardship District; providing a short title, legislative findings and intent, definitions, and policy; establishing compliance with minimum requirements for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board; providing for membership, election, and terms of office; providing for meetings; providing administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district employees; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for disclosure of public information; providing the general powers of the district; providing the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for trust agreements; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for payment of taxes and redemption of tax liens by the district; providing for sharing in the disbursement of sales proceeds; providing for foreclosure of liens; providing for mandatory use of certain district systems, facilities, and services; providing for competitive procurement; providing for fees, rentals, and charges; providing for discontinuance of services and facilities; providing for enforcement and penalties; providing for suits against the district; providing requirements for termination, contraction, or expansion of the district; authorizing mergers; providing for required notices to purchasers of residential units within the district; specifying that certain district property is public; providing construction; providing severability; providing for a referendum; providing effective dates.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for HB 4061** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Bracy Davis | Davis |
| Arrington | Bradley | Gaetz |
| Avila | Brodeur | Garcia |
| Berman | Burgess | Grall |
| Bernard | Burton | Gruters |
| Boyd | Calatayud | Harrell |

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| Hooper | McClain | Sharief |
| Jones | Osgood | Simon |
| Leek | Passidomo | Smith |
| Martin | Polsky | Truenow |
| Massullo | Rodriguez | Wright |
| Mayfield | Rouson | Yarborough |

Nays—None

HB 4063—A bill to be entitled An act relating to the West Palm Beach Police Pension Fund, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended; revising definitions relating to the West Palm Beach Police Pension Fund; revising professional and clerical services; revising the fund membership; revising age and service requirements for retirement; revising retirement pension calculation; revising optional forms of retirement income; revising chapter 185 share accounts; revising supplemental pension distributions; revising deferred retirement option plan (DROP); revising death benefits; revising investments; revising review procedures; revising lump sum payments of small retirement incomes; revising Internal Revenue Code limits; revising minimum distribution of benefits; revising rollovers from qualified plans; revising other police officer or military services; revising reemployment after retirement; providing an effective date.

—was read the second time by title. On motion by Senator Bernard, by two-thirds vote, **HB 4063** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4065—A bill to be entitled An act relating to the West Palm Beach Firefighters Pension Fund, Palm Beach County; amending chapter 24981 (1947), Laws of Florida, as amended; revising definitions relating to the West Palm Beach Firefighters Pension Fund; removing certain duties of the board secretary; revising members' credits for service; providing powers of the board; revising revenue sources; revising member contributions; revising custodian of funds; revising investment provisions; revising provisions regarding service benefits; revising the supplemental pension distribution; revising the optional forms of benefits; revising the chapter 175 share accounts; revising deferred retirement option plan (DROP); revising backwards deferred retirement option plan (BackDROP); revising disability pensions; providing duty-related presumptions; revising beneficiary benefits; revising review procedures; revising Internal Revenue Code limits; providing minimum distribution of benefits; revising rollovers from qualified plans; revising prior firefighter service; providing an effective date.

—was read the second time by title. On motion by Senator Bernard, by two-thirds vote, **HB 4065** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
|---------------|-------------|-----------|
| Mr. President | Boyd | Burton |
| Arrington | Bracy Davis | Calatayud |
| Avila | Bradley | Davis |
| Berman | Brodeur | Gaetz |
| Bernard | Burgess | Garcia |

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| Grall | Massullo | Rouson |
| Gruters | Mayfield | Sharief |
| Harrell | McClain | Simon |
| Hooper | Osgood | Smith |
| Jones | Passidomo | Truenow |
| Leek | Polsky | Wright |
| Martin | Rodriguez | Yarborough |

Nays—None

HB 4067—A bill to be entitled An act relating to the Plantation Acres Improvement District, Broward County; providing that the Plantation Acres Improvement District, an independent special district, shall become a dependent district of the City of Plantation; repealing chapters 67-924, 82-274, 86-355, 99-426, 2002-367, and 2009-251, Laws of Florida, relating to the independent special district; providing that the assets, liabilities, financial allocations, and written contracts of the independent district remain in full force and effect and shall be those of the dependent district; providing that the city council and the city mayor shall assume the offices of the board of supervisors of the dependent district; providing that resolutions and policies of the independent district remain in effect until amended, revised, or repealed by the city; requiring adoption of provisions under certain circumstances; providing for dissolution of the district as an independent special district; providing transition; requiring a referendum; providing construction; providing effective dates.

—was read the second time by title. On motion by Senator Osgood, by two-thirds vote, **HB 4067** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4071—A bill to be entitled An act relating to Palm Beach County; providing that a municipal service taxing unit whose primary purpose is to provide fire rescue and emergency medical services to residents in unincorporated areas of the county remains the service provider for a specified length of time to real properties that are annexed into a municipality; providing that the geographical boundaries of the municipal service taxing unit shall contract following the annexation under certain circumstances; prohibiting Palm Beach County from levying ad valorem taxes through the municipal service taxing unit on annexed real properties following the annexation; requiring the annexing municipality to pay the county an annual service price for up to a specified length of time; providing that the county, through the municipal service taxing unit, remains the authority having jurisdiction and may continue to collect certain fees from annexed real properties; providing for transfer of services to the annexing municipality and the cessation of the county jurisdiction to collect fees; providing circumstances under which such transfer and cessation may not occur; requiring good faith discussions and negotiations between the annexing municipality and the county regarding the transition of services and the expenditure of assets for capital and operational purposes in the areas proposed to be annexed; authorizing the annexing municipality and the county to enter into an agreement on the length of time for the provision of county services, the retention of county jurisdiction regarding fees, and the annual service price payments under certain circumstances; providing a conflict resolution procedure in the event an annexing

municipality and the county do not enter an interlocal agreement; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Berman, by two-thirds vote, **CS for HB 4071** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4075—A bill to be entitled An act relating to the Town of Davie, Broward County; providing an exception to general law; permitting a sign on specified agriculturally zoned property within the Town of Davie; providing construction; providing an effective date.

—was read the second time by title. On motion by Senator Sharief, by two-thirds vote, **CS for HB 4075** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4079—A bill to be entitled An act relating to Marion County; creating the Uplands Stewardship District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a board of supervisors; providing for a method for transition of the board from landowner control to control by the electors of the district; providing for membership, terms, election, removal, duties, and meetings of board members; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for disclosure of certain public information and for web-based public access; providing for the general and special powers of the district; providing for bonds; providing for borrowing; providing for trust agreements; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for tax payments, redemption of tax liens, and sharing in proceeds of tax sales; providing for foreclosure of liens; providing for mandatory use of certain facilities; providing for competitive procurement; providing for fees, rentals, and charges and minimum revenue requirements; pro-

viding for recovery of delinquent charges; providing for discontinuance of service; providing for enforcement and penalties; providing for suits against the district; providing for exemptions of district property from levies and sales; providing for termination, contraction, expansion, or merger of the district; providing for inclusion of territory; providing for required notices to purchasers of residential units within the district; specifying the district properties that are public; providing severability; providing for a referendum; providing an effective date.

—was read the second time by title. On motion by Senator McClain, by two-thirds vote, **CS for HB 4079** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for HB 4081—A bill to be entitled An act relating to the Eastpoint Water and Sewer District, Franklin County; amending chapter 2023-7, Laws of Florida; modifying the boundaries of the district to include additional lands; providing additional powers of the board; providing for referenda; providing construction; providing effective dates.

—was read the second time by title. On motion by Senator Simon, by two-thirds vote, **CS for HB 4081** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4085—A bill to be entitled An act relating to Okeechobee Utility Authority, Okeechobee County; providing for the conveyance of specified lands to the Okeechobee Utility Authority; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **HB 4085** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

| | | |
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| Mr. President | Boyd | Burton |
| Arrington | Bracy Davis | Calatayud |
| Avila | Bradley | Davis |
| Berman | Brodeur | Gaetz |
| Bernard | Burgess | Garcia |

| | | |
|---------|-----------|------------|
| Grall | Massullo | Rouson |
| Gruters | Mayfield | Sharief |
| Harrell | McClain | Simon |
| Hooper | Osgood | Smith |
| Jones | Passidomo | Truenow |
| Leek | Polsky | Wright |
| Martin | Rodriguez | Yarborough |

Nays—None

CS for HB 4087—A bill to be entitled An act relating to the Highlands County Hospital District; amending chapter 2004-458, Laws of Florida; providing requirements and duties of the Board of Commissioners of the Highlands County Hospital District before a lease or management agreement with not-for-profit or for-profit corporations; providing requirements for the agreement; providing applicability; authorizing the board to sell the entirety of the assets of the hospital to a not-for-profit or for-profit entity under certain circumstances; providing requirements and duties of the board before the sale; providing requirements for the sale agreement; requiring the hospital to file a copy of the sale agreement with the Department of Commerce; requiring the board to notify the department of the sale; providing for judicial reviews; providing for court costs; providing construction; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **CS for HB 4087** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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|---------------|----------|------------|
| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

HB 4089—A bill to be entitled An act relating to the City of Trenton, Gilchrist County; transferring real property from the Board of Trustees of the Internal Improvement Trust Fund to the City Commission of the City of Trenton; providing requirements for the use and the sale or disposition of the real property; providing for conditional cultural resource review; requiring conveyance of the real property by a specified date; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **HB 4089** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

CS for CS for HB 4091—A bill to be entitled An act relating to Sarasota and Manatee Counties; providing legislative findings; providing legislative intent; creating the University Town Center Improvement District, an independent special taxing district, in Sarasota and Manatee Counties; providing purposes of the district; establishing the boundaries of the district; providing the powers of the district; creating a Board of Supervisors; providing for the organization, powers, duties, terms of office, and compensation of the board; providing for landowners' meetings and election of supervisors; providing non-ad valorem assessments; providing penalties; providing for issuance of bonds; providing minimum charter requirements; providing boundary changes; providing severability; providing construction; requiring that certain requirements be set forth under a special circumstance; providing effective dates.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, CS for CS for HB 4091 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Davis, McClain, Arrington, Gaetz, Osgood, Avila, Garcia, Passidomo, Berman, Grall, Polsky, Bernard, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bracy Davis, Hooper, Sharief, Bradley, Jones, Simon, Brodeur, Leek, Smith, Burgess, Martin, Truenow, Burton, Massullo, Wright, Calatayud, Mayfield, Yarborough

Nays—None

CS for HB 4093—A bill to be entitled An act relating to the Fellsmere Water Control District, Indian River County; amending chapter 2017-203, Laws of Florida; providing that the district is a dependent district of Indian River County; providing that the Board of County Commissioners of Indian River County shall be the governing board of the district; revising the boundaries of the district; providing for maintenance and use of certain canals; providing for certain access to public records; providing a contingent effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, CS for HB 4093 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Davis, McClain, Arrington, Gaetz, Osgood, Avila, Garcia, Passidomo, Berman, Grall, Polsky, Bernard, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bracy Davis, Hooper, Sharief, Bradley, Jones, Simon, Brodeur, Leek, Smith, Burgess, Martin, Truenow, Burton, Massullo, Wright, Calatayud, Mayfield, Yarborough

Nays—None

CS for CS for HB 4095—A bill to be entitled An act relating to the Headwaters Water Control District, Indian River County; creating the Headwaters Water Control District as a public corporation; providing the district's charter; providing status and boundaries; providing

minimum charter requirements; providing for maintenance and use of certain canals; providing requirements for charter amendments; providing applicability of specified laws to the district; providing severability; providing a contingent effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, CS for CS for HB 4095 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Davis, McClain, Arrington, Gaetz, Osgood, Avila, Garcia, Passidomo, Berman, Grall, Polsky, Bernard, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bracy Davis, Hooper, Sharief, Bradley, Jones, Simon, Brodeur, Leek, Smith, Burgess, Martin, Truenow, Burton, Massullo, Wright, Calatayud, Mayfield, Yarborough

Nays—None

CS for CS for HB 4103—A bill to be entitled An act relating to the Apalachicola Water and Sewer District, Franklin County; creating and establishing the Apalachicola Water and Sewer District; providing a district charter; providing definitions; describing boundaries; providing for a district board; providing powers of the district and district board; prohibiting the City of Apalachicola from incurring certain additional obligations or indebtedness; requiring the city and district to enter into an interlocal agreement to effectuate the transfer of water and sewer service to the district; providing for the district to take certain actions if the city and the district do not enter an interlocal agreement; providing for the transfer of assets, assumption of all lawful debts and other obligations, and continuation of contracts by the district; providing for the status of certain employees; providing effective dates.

—was read the second time by title. On motion by Senator Simon, by two-thirds vote, CS for CS for HB 4103 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Davis, McClain, Arrington, Gaetz, Osgood, Avila, Garcia, Passidomo, Berman, Grall, Polsky, Bernard, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bracy Davis, Hooper, Sharief, Bradley, Jones, Simon, Brodeur, Leek, Smith, Burgess, Martin, Truenow, Burton, Massullo, Wright, Calatayud, Mayfield, Yarborough

Nays—None

CS for HB 4105—A bill to be entitled An act relating to the Port St. Joe Port Authority, Franklin, Gadsden, Gulf, and Liberty Counties; amending chapter 2000-488, Laws of Florida; expanding the Port St. Joe Port Authority to include Franklin, Gadsden, and Liberty Counties; revising membership of the governing body of the authority; providing for the selection of a chair of the governing body; providing for transition; providing for staggered terms; providing an effective date.

—was read the second time by title. On motion by Senator Simon, by two-thirds vote, CS for HB 4105 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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| Mr. President | Davis | McClain |
| Arrington | Gaetz | Osgood |
| Avila | Garcia | Passidomo |
| Berman | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bracy Davis | Hooper | Sharief |
| Bradley | Jones | Simon |
| Brodeur | Leek | Smith |
| Burgess | Martin | Truenow |
| Burton | Massullo | Wright |
| Calatayud | Mayfield | Yarborough |

Nays—None

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 178, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for SB 178—A bill to be entitled An act relating to athletics in public K-12 schools; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to adopt bylaws authorizing a head coach to support the welfare of a student by using personal funds to provide certain effects to the student; requiring the head coach to report such use of personal funds to the association; providing that such use of personal funds is presumed not to be an impermissible benefit; providing exceptions; providing a limitation on the annual amount of personal funds a head coach may use per athletic team; authorizing other athletic associations to adopt similar bylaws; amending ss. 768.135, 1002.20, 1006.165, and 1012.468, F.S.; conforming cross-references; providing an effective date.

House Amendment 1 (144123) (with title amendment)—Remove line 30 and insert: *services. The bylaws must require a parent to provide written consent before a head coach may provide such effects to a student. The bylaws must also restrict such use of funds to one head coach per athletic team.*

And the title is amended as follows:

Remove line 7 and insert: *effects to the student; providing requirements for such bylaws; requiring the head coach to*

On motion by Senator Jones, the Senate concurred in **House Amendment 1 (144123)**.

CS for CS for SB 178 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

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|---------------|----------|------------|
| Mr. President | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 246, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for SB 246—A bill to be entitled An act relating to specialty license plates; amending s. 320.08056, F.S.; increasing the annual use fee for the Florida Wildflower license plate and providing a discount for owners purchasing the plate for more than a specified number of vehicles; amending s. 320.08058, F.S.; deleting a restriction on who may be issued the Fraternal Order of Police license plate; revising the distribution and use of annual use fees collected from sales of the Fraternal Order of Police license plate; directing the Department of Highway Safety and Motor Vehicles to develop specified specialty license plates; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

House Amendment 1 (695167) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Subsections (2), (3), and (4) of section 320.08053, Florida Statutes, are renumbered as subsections (4), (5), and (6), respectively, subsection (1) is amended, and new subsections (2) and (3) are added to that section, to read:

320.08053 Establishment of specialty license plates.—

(1) If a specialty license plate requested by an organization is approved by law, the organization must submit ~~the proposed art design for the specialty license plate~~ to the department, *as soon as practicable but no later than 60 days after the act approving the specialty license plate becomes a law:*

(a) *The proposed art design for the specialty license plate.*

(b) *A 5-year financial projection that:*

1. *Outlines anticipated revenues and planned expenditures of the revenues to be derived from the sale of the requested specialty license plate.*

2. *Provides a list of administrative expenses that the approved specialty license plate organization anticipates, if such expenses are authorized by s. 320.08058.*

3. *Provides a list of third parties to which the approved specialty license plate organization plans to transfer, convey, or otherwise distribute the specialty license plate annual use fees in a medium prescribed by the department, as soon as practicable, but no later than 60 days after the act approving the specialty license plate becomes a law.*

(2) *If the financial projection required in paragraph (1)(b) is not received by the department from the approved specialty license plate organization within the timeframe specified in subsection (1), then the specialty license plate is deauthorized.*

(3) *By December 31 of each year, the department must submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives summarizing the financial projections submitted to the department pursuant to paragraph (1)(b). The report must also include the department's notification regarding the status of organizations whose revenues have been withheld as provided in s. 320.08062(2)(d).*

Section 2. Paragraph (a) of subsection (10) and subsection (12) of section 320.08056, Florida Statutes, are amended to read:

320.08056 Specialty license plates.—

(10)(a) A specialty license plate annual use fee collected and distributed under this chapter, or any interest earned from those fees, *may be distributed to either a domestic corporation as defined in s. 617.01401(4) that has filed its articles of incorporation with the De-*

partment of State pursuant to chapter 617 or a foreign corporation as defined in s. 617.01401 that has complied with s. 617.1503 and is authorized to conduct its affairs in Florida. Such corporations authorized by law to collect annual use fees from a specialty license plate may not:

1. Transfer, convey, or otherwise distribute the annual use fees or any interest earned from those fees to any third party unless the third party is a domestic corporation as defined in s. 617.01401(4) which has filed its articles of incorporation with the Department of State pursuant to chapter 617 or a foreign corporation as defined in s. 617.01401 which has complied with s. 617.1503 and is authorized to conduct its affairs in Florida.

2. Use the annual use fees or any interest earned from those fees ~~Be~~ used for commercial or for-profit activities nor for general or administrative expenses, except as authorized by s. 320.08058 or to pay the cost of the audit or report required by s. 320.08062(1).

3. Expend the annual use fees or ~~The fees and~~ any interest earned from the fees ~~outside may be expended only for use in~~ this state unless the annual use fee is derived from the sale of United States Armed Forces and veterans-related specialty license plates pursuant to paragraph (3)(d) for the Support Our Troops, American Legion, and Honor Flight license plates; paragraphs (4)(b), (q), and (v) for the Florida Salutes Veterans, United States Marine Corps, and Military Services license plates, respectively; and s. 320.0891 for the U.S. Paratrooper license plate.

(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 opting to use the standard template specialty license plate shall have the standard template specialty license 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 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(5)(b) ~~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. Paragraph (a) of subsection (3), subsections (66) and (67), paragraph (a) of subsection (71), paragraph (a) of subsection (72), paragraph (a) of subsection (73), paragraph (a) of subsection (74), paragraph (a) of subsection (75), paragraph (a) of subsection (76), paragraph (a) of subsection (77), paragraph (a) of subsection (78), and paragraph (d) of subsection (101) of section 320.08058, Florida Statutes, are amended, and subsections (136) through (143) are added to that section, to read:

320.08058 Specialty license plates.—

(3) COLLEGIATE LICENSE PLATES.—

(a) The department shall develop a collegiate license plate as provided in this section for state and independent universities domiciled in this state. However, any collegiate license plate created or established after October 1, 2002, must comply with the requirements of s. 320.08053, other than the presale voucher requirements in s. 320.08053(4)(b) ~~s. 320.08053(2)(b)~~, and be specifically authorized by an act of the Legislature. Collegiate license plates must bear the colors and design approved by the department as appropriate for each state and

independent university. The word “Florida” must be stamped across the bottom of the plate in small letters.

(66) ENDLESS SUMMER LICENSE PLATES.—

(a) The department shall develop an Endless Summer license plate for display on a motor vehicle and for display on a motorcycle as provided in this section. Endless Summer 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 “Endless Summer” 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 license plate annual use fees shall be distributed to Surfing’s Evolution & Preservation Corporation to fund its activities, programs, and projects aimed at preserving the sport of surfing. Surfing’s Evolution & Preservation Corporation may retain all revenue from the annual use fees until all startup costs for developing and establishing the plate have been recovered. Thereafter, up to 10 percent of the annual use fee revenue may be used for promotion and marketing of the specialty license plate and administrative costs directly associated with the corporation’s programs and the specialty license plate. Surfing’s Evolution & Preservation Corporation shall use the remaining funds as follows:

1. To fund the proposed Surfing’s Evolution & Preservation Experience project.
2. To provide funds for the provision of lifeguards or the building of artificial reefs.
3. To provide funds to organizations that house the history and artifacts of surfing or promote the sport through exhibits, lectures, and events.
4. To support programs and events of other organizations that support beaches and oceans and promote education on beach safety, coastal pollution, and beach ecology.

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

(67) FRATERNAL ORDER OF POLICE LICENSE PLATES.—

~~(a)~~ The department shall develop a Fraternal Order of Police license plate as provided in this section. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Fraternal Order of Police” must appear at the bottom of the plate.

~~2. The department may issue the plate only to an applicant who submits a notarized letter from the Florida State Lodge of the Fraternal Order of Police stating that the applicant is a member of the lodge in good standing or a member of a lodge member’s family, together with other fees and documents required for a specialty plate.~~

(b) The annual use fees shall be distributed to ~~the Florida State Lodge of the Fraternal Order of Police, which shall retain all proceeds until the startup costs to develop and establish the plate have been recovered. Thereafter, the proceeds shall be distributed to the Florida State Lodge Fraternal Order of Police Memorial Foundation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, which shall distribute funds according to its articles of incorporation of the Fraternal Order of Police and used as follows:~~

- ~~1. A maximum of 10 percent of the proceeds may be used to promote and market the plate, to administer the license plate program, and to pay administrative costs directly associated with the state Fraternal Order of Police Law Enforcement Memorial.~~
- ~~2. The remaining proceeds shall be used by the foundation to fund projects, programs, or events related to the memorial or to fund improvements, maintenance, or other support for the memorial.~~

(71) FREEMASONRY LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Freemasonry license plate as provided in this section and s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~. The word "Florida" must appear at the top of the plate, and the words "In God We Trust" must appear at the bottom of the plate.

(72) AMERICAN LEGION LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop an American Legion license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "American Legion" must appear at the bottom of the plate.

(73) LAUREN'S KIDS LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Lauren's Kids, Prevent Child Sexual Abuse license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Lauren's Kids" must appear at the bottom of the plate.

(74) BIG BROTHERS BIG SISTERS LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Big Brothers Big Sisters license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Big Brothers Big Sisters" must appear at the bottom of the plate.

(75) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Fallen Law Enforcement Officers license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "A Hero Remembered Never Dies" must appear at the bottom of the plate.

(76) FLORIDA SHERIFFS ASSOCIATION LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Florida Sheriffs Association license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. A sheriff's star must appear on the left side of the plate, the word "Florida" must appear at the top of the plate, and the words "Florida Sheriffs Association" must appear at the bottom of the plate.

(77) KEISER UNIVERSITY LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Keiser University license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Keiser University" must appear at the bottom of the plate.

(78) MOFFITT CANCER CENTER LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Moffitt Cancer Center license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The word "Florida" must appear at the top of the plate, and the words "Moffitt Cancer Center" must appear at the bottom of the plate.

(101) DIVINE NINE LICENSE PLATES.—

(d) A Divine Nine license plate:

1. May be personalized.
2. May not be transferred between vehicle owners.

License plates created pursuant to this subsection shall have their plate sales combined for the purpose of meeting the minimum license plate sales threshold in s. 320.08056(8)(a) and for determining the license plate limit in s. 320.08053(5)(b) ~~s. 320.08053(3)(b)~~. License plates created pursuant to this subsection must be ordered directly from the department.

(136) MIAMI NORTHWESTERN ALUMNI ASSOCIATION LICENSE PLATES.—

(a) *The department shall develop a Miami Northwestern Alumni Association license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Miami Northwestern Alumni Association" must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate must be distributed to the Miami Northwestern Alumni Association, Inc., which may use up to 10 percent of the fees for administrative costs and marketing of the plate. The balance of the fees must be used by the Miami Northwestern Alumni Association, Inc., to fund academic programs, athletic programs, and need-based scholarships for the benefit of Miami Northwestern Senior High School students and the Miami Northwestern Senior High School Performing and Visual Arts Center.*

(137) CHRISTOPHER COLUMBUS HIGH SCHOOL LICENSE PLATES.—

(a) *The department shall develop a Christopher Columbus High School 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 "Christopher Columbus High School" must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate must be distributed to Christopher Columbus High School, Inc., which may use up to 10 percent of the fees for administrative costs and marketing of the plate. The balance of the fees must be used by Christopher Columbus High School, Inc., to fund academic programs, athletic programs, and need-based scholarships for the benefit of Christopher Columbus High School students.*

(138) ULTIMATE FIGHTING CHAMPIONSHIP (UFC) LICENSE PLATES.—

(a) *The department shall develop an Ultimate Fighting Championship (UFC) 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 "UFC Lives Here" must appear at the bottom of the plate.*

(b) *The annual use fees from the sale of the plate must be distributed to the UFC Foundation, a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, which may use up to 10 percent of the proceeds to promote and market the plate. The UFC Foundation shall use the remainder of the proceeds to support charities and nonprofits in this state which align with the foundation's mission and goals, such as children's hospitals, support for first responders and the military, and youth advocacy and mentorship, and to fund the development and operation of youth mentorship programs in partnership with local law enforcement agencies.*

(139) UNITED STATES NAVAL ACADEMY LICENSE PLATES.—

(a) *The department shall develop a United States Naval Academy 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 "Go Navy, Beat Army!" must appear at the bottom of the plate.*

(b) The annual use fees from the sale of the plate must be distributed to the Jacksonville Chapter of the Naval Academy Alumni Association, which may use up to 10 percent of the fees for administrative costs related to promotion and marketing of the plate. The chapter shall use the remaining fees to provide grants to charitable organizations in this state which directly support veterans and their families for purposes including, but not limited to:

1. Providing food or shelter.
2. Providing service animals or support animals to wounded veterans.
3. Supporting children of servicemembers killed in the line of duty.

(140) UNITED STATES MILITARY ACADEMY LICENSE PLATES.—

(a) The department shall develop a United States Military Academy 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 “Go Army, Beat Navy!” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed to Bay Area Legal Services, Inc., which may use up to 10 percent of the fees for administrative costs related to promotion and marketing of the plate. The balance of the fees must be used by Bay Area Legal Services, Inc., to fund the Florida Veterans Legal Helpline.

(141) MIAMI DADE COLLEGE LICENSE PLATES.—

(a) The department shall develop a Miami Dade College 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 “Miami Dade College” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed to the Miami Dade College Foundation, Inc., which may use up to 10 percent of the fees for administrative costs and marketing of the plate. The balance of the fees must be used by the Miami Dade College Foundation, Inc., to fund student scholarships.

(142) FLORIDA FILM LEGACY LICENSE PLATES.—

(a) The department shall develop a Florida Film Legacy license plate as provided in this section and s. 320.08053. The plate must bear the colors and design approved by the department in consultation with Feature Florida Partnerships, Inc. The word “Florida” must appear at the top of the plate, and the words “Film Legacy” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed to Feature Florida Partnerships, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. By September 1, 2027, and annually thereafter, Feature Florida Partnerships, Inc., must submit a financial report to the department detailing the use of such fees during the preceding fiscal year.

(143) ST. PETERSBURG COLLEGE LICENSE PLATES.—

(a) The department shall develop a St. Petersburg College 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 “St. Petersburg College” must appear at the bottom of the plate.

(b) The annual use fees from the sale of the plate must be distributed to the St. Petersburg College Foundation, Inc., and allocated as follows:

1. Ten percent may be used for administrative costs related to the promotion and marketing of the plate.
2. Forty percent must be dedicated to funding student scholarships to ensure access to quality education for students in need.
3. Fifty percent must be used to fund initiatives that embolden student success, particularly in emerging technologies and workforce de-

velopment programs, to prepare students for high-demand careers and the future economy.

Section 4. Paragraph (d) of subsection (2) of section 320.08062, Florida Statutes, is amended to read:

320.08062 Audits and attestations required; annual use fees of specialty license plates.—

(2)

(d) If an organization fails to comply with the department’s recommendations and corrective actions as outlined in paragraph (c), the revenue distributions shall be discontinued until completion of the next regular session of the Legislature. By December 31 of each year and as part of the report required in s. 320.08053(3), the department shall notify the Governor, the President of the Senate, and the Speaker of the House of Representatives by the first day of the next regular session of any organization whose revenues have been withheld as a result of this paragraph. If the Legislature does not provide direction to the organization and the department regarding the status of the undistributed revenues, the department shall deauthorize the plate and the undistributed revenues shall be immediately deposited into the Highway Safety Operating Trust Fund.

Section 5. This act shall take effect October 1, 2026.

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.; requiring certain organizations that have an approved specialty license plate to submit within a specified timeframe certain financial information to the Department of Highway Safety and Motor Vehicles; providing for the deauthorization of certain specialty license plates if the organization receiving the annual use fees does not submit the required financial information to the department within the specified timeframe; requiring the department to submit an annual report to the Governor and Legislature by a specified date; amending s. 320.08056, F.S.; prohibiting specialty license plate annual use fees or interest earned from such fees from being distributed to certain entities; amending s. 320.08058, F.S.; requiring the department to develop an Endless Summer motorcycle specialty license plate; specifying a design requirement for the plate; requiring that the number of valid Endless Summer motor vehicle and motorcycle specialty license plates be added together for purposes of a certain determination; revising provisions relating to the issuance and fee distribution for Fraternal Order of Police license plates; directing the department to develop specified specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; conforming provisions to changes made by the act; providing an effective date.

On motion by Senator Gruters, the Senate concurred in **House Amendment 1 (695167)**.

CS for SB 246 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 | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 418, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

SB 418—A bill to be entitled An act relating to law enforcement officer interactions with individuals with autism spectrum disorder; creating s. 320.021, F.S.; requiring the Department of Highway Safety and Motor Vehicles to establish a program to improve communication between individuals with autism spectrum disorder and law enforcement officers under certain circumstances; requiring the department to develop and make available to individuals with autism spectrum disorder a certain envelope by a specified date; providing requirements for the envelope; authorizing persons with autism spectrum disorder to request the envelope from the department or a tax collector's office, beginning on a specified date; amending s. 943.1727, F.S.; defining the terms "agency" and "autism spectrum disorder"; requiring the Criminal Justice Standards and Training Commission within the Department of Law Enforcement to establish an employment training component relating to individuals with autism spectrum disorder; requiring that such employment training component be developed jointly by the commission and an organization that meets certain requirements; providing requirements for training law enforcement officers on interacting with individuals with autism spectrum disorder; requiring the commission to adopt certain rules requiring such training as part of basic recruit training and as part of the required instruction for continued employment and appointment as law enforcement officers; providing an effective date.

House Amendment 1 (376741) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Section 320.021, Florida Statutes, is created to read:

320.021 Blue envelope and blue card program.—

(1) *The department shall establish a blue envelope and blue card program for the purpose of improving communication between individuals with autism spectrum disorder and law enforcement officers.*

(2)(a) *By January 1, 2027, the department shall develop and make available to individuals with autism spectrum disorder a blue envelope that is intended to hold a copy of an individual's driver license and his or her vehicle registration, proof of insurance, and emergency contact information, and a blue card, which envelope or card may be provided by an individual with autism spectrum disorder to a law enforcement officer during an interaction with the law enforcement officer.*

(b) *The exterior of the blue envelope must identify the individual as an individual with autism spectrum disorder and include communication guidelines intended to assist law enforcement officers during interactions with drivers with autism spectrum disorder.*

(c) *The blue card may be digital or a durable, wallet-sized card and must identify the individual as an individual with autism spectrum disorder and include communication guidelines intended to assist law enforcement officers during interactions with individuals with autism spectrum disorder.*

(3) *Beginning January 1, 2027, an individual with autism spectrum disorder may request a blue envelope, blue card, or both a blue envelope and blue card from the department or a tax collector's office.*

Section 2. Section 943.1727, Florida Statutes, is amended to read:

943.1727 Continued Employment training relating to autism spectrum disorder.—

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

(a) *"Agency" means the ability to make independent decisions and act in one's own best interests.*

(b) *"Autism spectrum disorder" has the same meaning as in s. 627.6686(2).*

(2) ~~The commission department shall establish an a continued employment training component relating to individuals with autism spectrum disorder as defined in s. 627.6686. The training component shall include, but need not be limited to, instruction on the recognition of the symptoms and characteristics of an individual on the autism disorder spectrum and appropriate responses to an individual exhibiting such symptoms and characteristics. Completion of the training component counts may count toward the 40 hours of instruction for continued employment or appointment as a law enforcement officer required under s. 943.135.~~

(3) *The employment training component for law enforcement officers which relates to interaction with individuals with autism spectrum disorder must include in-person instruction for initial certification and online instruction for continued employment training or education required under s. 943.135(1) in all of the following:*

(a) *The nature and manifestation of autism spectrum disorder.*

(b) *Techniques for interviewing or interrogating an individual with autism spectrum disorder, including techniques to ensure the legality of statements made by the individual and techniques used to protect the rights of the individual.*

(c) *Techniques for locating an individual with autism spectrum disorder who has run away and is in danger and for returning that individual while causing as little stress as possible to the individual.*

(d) *Techniques for recognizing the agency of an individual with autism spectrum disorder while identifying potential abusive or coercive situations.*

(e) *Techniques for de-escalating a potentially dangerous situation to maximize the safety of both the officer and the individual with autism spectrum disorder.*

(f) *Techniques for differentiating an individual with autism spectrum disorder from an individual who is belligerent, uncooperative, or otherwise displaying traits similar to the characteristics of an individual with autism spectrum disorder and for understanding the law as it relates to the use of the Baker Act on an individual with autism spectrum disorder.*

(g) *The impact of an interaction with officers on individuals with autism spectrum disorder.*

(h) *Information about the blue envelope and blue card program established under s. 320.021 and the "SAFE" designation included in the motor vehicle record pursuant to s. 320.02(15).*

(4)(a) *By July 1, 2028, each basic skills course required for law enforcement officers to obtain initial certification, as required under s. 943.13(9), must incorporate such training component. Such training component may be taught as part of other relevant components of the training.*

(b) *Each certified law enforcement officer must successfully complete such training component as part of the basic recruit training required under s. 943.13(9) or as part of continued training or education required under s. 943.135(1) by July 1, 2030.*

Section 3. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to law enforcement officer interactions with individuals with autism spectrum disorder; creating s. 320.021, F.S.; requiring the Department of Highway Safety and Motor Vehicles to establish a program to improve communication between individuals with autism spectrum disorder and law enforcement officers under certain circumstances; requiring the department to develop and make available to individuals with autism spectrum disorder a certain envelope and card by a specified date; providing requirements for the envelope and card; authorizing individuals with autism spectrum disorder to request the envelope and card from the department or a tax

collector's office beginning on a specified date; amending s. 943.1727, F.S.; defining the terms "agency" and "autism spectrum disorder"; requiring the Criminal Justice Standards and Training Commission within the Department of Law Enforcement to establish an employment training component relating to individuals with autism spectrum disorder; providing requirements for training law enforcement officers on interacting with individuals with autism spectrum disorder; requiring the training component to be included in a specified course by a specified date; requiring specified law enforcement officers to complete the training component by a specified date; providing an effective date.

On motion by Senator Jones, the Senate concurred in **House Amendment 1 (376741)**.

SB 418 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 | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 488, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

SB 488—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 207.001, F.S.; revising a short title; reordering and amending s. 207.002, F.S.; defining terms and revising definitions; amending s. 207.003, F.S.; conforming provisions to changes made by the act; amending s. 207.004, F.S.; requiring licensure in lieu of registration of motor carriers operating certain qualified motor vehicles; requiring motor carriers to obtain fuel use decals in lieu of identifying devices; requiring that qualified motor vehicles carry a copy of the license or make the license available electronically; requiring that fuel tax decals be conspicuously displayed on qualified motor vehicles while the vehicles are operated on public highways; requiring the department or its authorized agent to issue licenses and fuel tax decals; requiring that fuel tax decal renewal orders be submitted electronically through an online system beginning on a certain date; providing an exception; revising required contents of temporary fuel-use permits; deleting provisions for driveaway permits; amending s. 207.005, F.S.; revising due dates for motor fuel use tax returns submitted by licensed motor carriers; requiring that tax returns be submitted electronically through an online system beginning on a certain date; providing an exception; amending s. 207.007, F.S.; revising the method of calculating interest due for certain delinquent taxes; prohibiting a person from knowingly making, or assisting any other person in making, a false statement in connection with an audit; prohibiting a person from counterfeiting, altering, manufacturing, or selling fuel tax licenses, fuel tax decals, or temporary fuel-use permits except under certain circumstances; providing penalties; amending s. 207.008, F.S.; conforming provisions to changes made by the act; amending s. 207.011, F.S.; authorizing the department to inspect records necessary to verify the tax returns of motor carriers, motor fuel retail dealers, and motor fuel wholesale distributors; amending ss. 207.013 and 207.014, F.S.; conforming provisions to changes made by

the act; amending s. 207.019, F.S.; requiring motor carriers to destroy fuel tax decals and notify the department upon the discontinuance, sale, or transfer of the business; amending ss. 207.023, 207.0281, and 212.08, F.S.; conforming provisions to changes made by the act; amending s. 316.065, F.S.; revising the apparent amount of property damage which requires the driver of a vehicle involved in a crash to notify law enforcement of the crash; amending s. 318.15, F.S.; conforming a provision to changes made by the act; amending s. 320.02, F.S.; requiring vehicle registration applicants to provide a Florida address; providing an exception; requiring an applicant to provide satisfactory proof of address and certain documentation; defining the term "REAL ID driver's license or identification card"; amending s. 320.061, F.S.; prohibiting a person from applying or attaching materials that interfere with the legibility, angular visibility, or detectability of, or that interfere with the ability to record, the primary features or details on a license plate; authorizing license plate frames that impinge upon information at certain locations under certain circumstances; amending s. 320.95, F.S.; revising the purpose for which the department may use e-mail; amending s. 322.01, F.S.; revising the definition of the term "tank vehicle"; amending s. 322.08, F.S.; revising the purpose for which the department may use e-mail; amending ss. 322.18, 322.21, and 322.251, F.S.; authorizing the department to provide certain orders and notices by e-mail notification; amending ss. 322.2616, 322.64, 324.091, and 324.171, F.S.; conforming provisions to changes made by the act; amending s. 328.30, F.S.; revising the purpose for which the department may use e-mail; amending s. 627.7415, F.S.; conforming a provision to changes made by the act; amending ss. 316.545 and 319.35, F.S.; conforming cross-references; making a technical change; providing an effective date.

House Amendment 1 (078509) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Section 207.001, Florida Statutes, is amended to read:

207.001 Short title.—This chapter shall be known as the "Florida Diesel Fuel and Motor Fuel Use Tax Act of 1981," and the taxes levied under this chapter shall be in addition to all other taxes imposed by law.

Section 2. Section 207.002, Florida Statutes, is amended to read:

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

(1)(2) "Department" means the Department of Highway Safety and Motor Vehicles.

(2) "International Fuel Tax Agreement" means the reciprocal agreement among certain states of the United States, provinces of Canada, and other member jurisdictions which provides for the administration, collection, and enforcement of taxes on the basis of fuel consumed or distance accrued, or both, in member jurisdictions.

(3) "~~Diesel fuel~~" means ~~any liquid product or gas product or combination thereof, including, but not limited to, all forms of fuel known or sold as diesel fuel, kerosene, butane gas, or propane gas and all other forms of liquefied petroleum gases, except those defined as "motor fuel," used to propel a motor vehicle.~~

(4) "~~International Registration Plan~~" means ~~a registration reciprocity agreement among states of the United States and provinces of Canada providing for payment of license fees or license taxes on the basis of fleet miles operated in various jurisdictions.~~

(3)(5) "Interstate" means vehicle movement between or through two or more member jurisdictions states.

(4)(6) "Intrastate" means vehicle movement from one point within a member jurisdiction state to another point within the same member jurisdiction state.

(5) "Member jurisdiction" means a member of the International Fuel Tax Agreement.

(6)(7) "Motor carrier" means any person owning, controlling, operating, or managing any motor vehicle used to transport persons or property over any public highway.

(7)(8) "Motor fuel" means any fuel placed in the fuel supply storage unit of a qualified motor vehicle, including an alternative fuel such as pure methanol, ethanol, or other alcohol; a blend of 85 percent or more

alcohol with gasoline; natural gas and liquid fuel produced from natural gas; propane; coal-derived liquified fuel; hydrogen; electricity; pure biodiesel (B100) fuel, other than alcohol, derived from biological materials; P-series fuel; or any other type of fuel or energy used to propel a qualified motor vehicle ~~what is commonly known and sold as gasoline and fuels containing a mixture of gasoline and other products.~~

(8)(9) “Operate,” “operated,” “operation,” or “operating” means ~~and includes the use~~ ~~utilization~~ in any form of any qualified commercial motor vehicle, whether loaded or empty, whether used ~~utilized~~ for compensation or not for compensation, and whether owned by or leased to the motor carrier who uses it or causes it to be used.

(9)(10) “Person” means ~~and includes~~ natural persons, corporations, copartnerships, firms, companies, agencies, or associations, singular or plural.

(10)(11) “Public highway” means any public street, road, or highway in this state.

(11)(1) “Qualified commercial motor vehicle” means any vehicle not owned or operated by a governmental entity which uses diesel fuel or motor fuel on the public highways; and which has two axles and a gross vehicle weight or registered gross vehicle weight in excess of 26,000 pounds, or has three or more axles regardless of weight, or is used in combination when the weight of such combination exceeds 26,000 pounds gross vehicle weight or registered gross vehicle weight. The term excludes any recreational vehicle or vehicle owned or operated by a community transportation coordinator as defined in s. 427.011 or by a private operator that provides public transit services under contract with such a provider.

(12) “Registrant” means a person in whose name or names a vehicle is properly registered.

(12)(13) “Use,” “uses,” or “used” means the consumption of diesel fuel or motor fuel in a qualified commercial motor vehicle for the propulsion thereof.

Section 3. Section 207.004, Florida Statutes, is amended to read:

207.004 ~~Licensing registration~~ of motor carriers; ~~fuel tax decals identifying devices~~; fees; renewals; temporary fuel-use permits ~~and driveway permits.~~—

(1)(a) A ~~no~~ motor carrier ~~may not shall~~ operate or cause to be operated in this state any qualified commercial motor vehicle, other than a Florida-based qualified commercial motor vehicle that travels Florida intrastate mileage only, ~~which that~~ uses diesel fuel or motor fuel until such carrier is licensed ~~has registered with the department or has registered under the International Fuel Tax Agreement a cooperative reciprocal agreement as described in s. 207.0281, after such time as this state enters into such agreement,~~ and has been issued fuel tax decals ~~an identifying device~~ or such carrier has been issued a temporary fuel-use permit as authorized under ~~subsection subsections (4) and (5)~~ for each vehicle operated. ~~The fee for each set of fuel tax decals is There shall be a fee of \$4 per year or any fraction thereof. A copy of the license must be carried in each vehicle or made available electronically. The fuel tax decal for each such identifying device issued. The identifying device shall be provided by the department and must be conspicuously displayed on the qualified commercial motor vehicle as prescribed by the instructions on the reverse side of the decal department while the vehicle it is being operated on the public highways of this state. The transfer of a fuel tax decal an identifying device from one vehicle to another vehicle or from one motor carrier to another motor carrier is prohibited. The department or its authorized agent shall issue the licenses and fuel tax decals.~~

(b) The motor carrier to whom fuel tax decals have ~~an identifying device~~ has been issued ~~is shall~~ be solely responsible for the proper use of the fuel tax decals ~~identifying device~~ by its employees, consignees, or lessees.

(2) Fuel tax decals ~~Identifying devices~~ shall be issued each year for the period January 1 through December 31, or any portion thereof, if tax returns and tax payments, when applicable, have been submitted to the department for all prior reporting periods. Fuel tax decals ~~Identifying devices~~ may be displayed for the next succeeding indicia period begin-

ning December 1 of each year. *Beginning October 1, 2026, except as otherwise authorized by the department, all fuel tax decal renewal orders must be submitted electronically through an online system prescribed by the department.*

(3) If a motor carrier licensed in this state no longer operates or causes to be operated in this state ~~any qualified a commercial~~ motor vehicle, the fuel tax decal for each qualified motor vehicle that is no longer operated or caused to be operated by the motor carrier ~~must identifying device shall~~ be destroyed and the motor carrier to whom the fuel tax decal ~~device~~ was issued ~~must shall~~ notify the department immediately by letter of such removal and of the number of the fuel tax decal ~~identifying device~~ that was ~~has been~~ destroyed.

(4) A motor carrier, before operating a qualified commercial motor vehicle on the public highways of this state, must ~~require each qualified~~ motor vehicle to display a fuel tax decal ~~an identifying device~~ as required under subsections (1) and (2) or must obtain a temporary fuel-use permit for that vehicle ~~as provided in subsection (5). A temporary fuel-use permit shall expire within 10 days after date of issuance. The cost of a temporary fuel-use permit is \$45, and the permit exempts the vehicle from the payment of the motor fuel or diesel fuel tax imposed under this chapter during the term for which the permit is valid. However, the vehicle is not exempt from paying the fuel tax at the pump.~~

(5)(a) A registered motor carrier holding a valid license ~~may certificate of registration may, upon payment of the \$45 fee per permit,~~ secure from the department, or any wire service authorized by the department, a temporary fuel-use permit.

(b) *The fee for a temporary fuel-use permit is \$45. A temporary fuel-use permit expires 10 days after the date of issuance and exempts the vehicle from payment of the motor fuel tax imposed under this chapter during the period for which the permit is valid. However, this paragraph does not exempt the vehicle from payment at the pump of the fuel tax imposed under chapter 206.*

(c) A ~~blank~~ temporary fuel-use permit, ~~before its use, must be executed by the motor carrier, in ink or type, so as to identify the carrier, the vehicle to which the permit is assigned, and the permit's effective date and expiration date that the vehicle is placed in and removed from service. The temporary fuel-use permit shall also show a complete identification of the vehicle on which the permit is to be used, together with the name and address of the owner or lessee of the vehicle. The endorsed temporary fuel-use permit must shall then~~ be carried on the vehicle that it identifies and ~~must shall~~ be exhibited on demand to any authorized personnel. Temporary fuel-use permits may be transmitted to the motor carrier by electronic means ~~and shall be completed as outlined by department personnel prior to transmittal.~~

(d) The motor carrier to whom a temporary fuel-use permit is issued ~~is shall~~ be solely responsible for the proper use of the permit by its employees, consignees, or lessees. Any erasure, alteration, or unauthorized use of a temporary fuel-use permit ~~renders shall render~~ it invalid and of no effect. A motor carrier to whom a temporary fuel-use permit is issued may not knowingly allow the permit to be used by any other person ~~or organization.~~

(b) ~~An unregistered motor carrier may, upon payment of the \$45 fee, secure from any wire service authorized by the department, by electronic means, a temporary fuel-use permit that shall be valid for a period of 10 days. Such permit must show the name and address of the unregistered motor carrier to whom it is issued, the date the vehicle is placed in and removed from service, a complete identification of the vehicle on which the permit is to be used, and the name and address of the owner or lessee of the vehicle. The temporary fuel-use permit shall then be carried on the vehicle that it identifies and shall be exhibited on demand to any authorized personnel. The unregistered motor carrier to whom a temporary fuel-use permit is issued shall be solely responsible for the proper use of the permit by its employees, consignees, or lessees. Any erasure, alteration, or unauthorized use of a temporary fuel-use permit shall render it invalid and of no effect. The unregistered motor carrier to whom a temporary fuel-use permit is issued may not knowingly allow the permit to be used by any other person or organization.~~

(c) ~~A registered motor carrier engaged in driveway transportation, in which the cargo is the vehicle itself and is in transit to stock inventory and the ownership of the vehicle is not vested in the motor~~

carrier, may, upon payment of the \$4 fee, secure from the department a driveaway permit. The driveaway permits shall be issued for the period January 1 through December 31. An original permit must be in the possession of the operator of each vehicle and shall be exhibited on demand to any authorized personnel. Vehicle mileage reports must be submitted by the motor carrier, and the road privilege tax must be paid on all miles operated within this state during the reporting period. All other provisions of this chapter shall apply to the holder of a driveaway permit.

Section 4. Section 207.005, Florida Statutes, is amended to read:

207.005 Returns and payment of tax; delinquencies; calculation of fuel used during operations in this the state; credit; bond.—

(1) The taxes levied under this chapter ~~are shall be~~ due and payable on the first day of the month following the last month of the reporting period. The department may ~~adopt promulgate~~ rules for requiring and establishing procedures for annual, semiannual, or quarterly filing. The reporting period ~~is shall be~~ the 12 months beginning ~~January July~~ 1 and ending ~~December 31 June 30~~. It shall be the duty of Each motor carrier ~~licensed registered~~ or required to be ~~licensed registered~~ under the provisions of this chapter ~~must to~~ submit a return ~~by the following due dates, except that each due date is extended until the last day of the month of the due date, and, if the last day of the month falls on a Saturday, Sunday, or legal holiday, the due date is further extended until the next day that is not a Saturday, Sunday, or legal holiday within 30 days after the due date. The due date shall be as follows:~~

(a) If annual filing, the due date ~~is January 31 shall be July 1;~~

(b) If semiannual filing, the due dates ~~are shall be~~ January 31 ~~±~~ and July 31 ~~±~~; or

(c) If quarterly filing, the due dates ~~are shall be~~ January 31 ~~±~~, April 30 ~~±~~, July 31 ~~±~~, and October 31 ~~±~~.

(2) The amount of fuel used in the propulsion of any ~~qualified commercial~~ motor vehicle within this state may be calculated, if the motor carrier maintains adequate records, by applying total interstate vehicular consumption of all ~~diesel fuel and~~ motor fuel used as related to total miles traveled and applying such rate to total miles traveled within this state. In the absence of adequate documentation by the motor carrier, the department ~~may adopt is authorized to promulgate~~ rules converting miles driven to gallons used.

(3) For the purpose of computing the carrier's liability for the ~~fuel road privilege~~ tax, the total gallons of fuel used in the propulsion of any ~~qualified commercial~~ motor vehicle in this state shall be multiplied by the rates provided in parts I-III of chapter 206. From the sum determined by this calculation, there shall be allowed a credit equal to the amount of the tax per gallon under parts I-III of chapter 206 for each gallon of fuel purchased in this state during the reporting period when the ~~diesel fuel or~~ motor fuel tax was paid at the time of purchase. If the tax paid under parts I-III of chapter 206 exceeds the total tax due under this chapter, the excess may be allowed as a credit against future tax payments, until the credit is fully offset or until eight calendar quarters shall have passed since the end of the calendar quarter in which the credit accrued, whichever occurs first. A refund may be made for this credit provided it exceeds \$10.

(4) The department ~~may adopt is authorized to promulgate~~ the necessary rules to provide for an adequate bond from each motor carrier to ensure payment of taxes required under this chapter.

(5) *Beginning October 1, 2026, except as otherwise authorized by the department, all returns must be submitted electronically through an online system prescribed by the department.*

Section 5. Section 207.007, Florida Statutes, is amended to read:

207.007 Offenses; penalties and interest.—

(1) If any motor carrier ~~licensed registered~~ under this chapter fails to file a return ~~or and~~ pay any tax liability under this chapter within the time required ~~hereunder~~, the department may impose a delinquency penalty of \$50 or 10 percent of the delinquent taxes due, whichever is greater, if the failure is for not more than 30 days, with an additional 10 percent penalty for each additional 30 days, or fraction thereof, during

the time which the failure continues, not to exceed a total penalty of 100 percent in the aggregate. However, the penalty may not be less than \$50.

(2) In addition to any other penalties, any delinquent tax shall bear interest *in accordance with the International Fuel Tax Agreement* ~~at the rate of 1 percent per month, or fraction thereof, calculated from the date the tax was due. If the department enters into a cooperative reciprocal agreement under the provisions of s. 207.0281, the department shall collect and distribute all interest due to other jurisdictions at the same rate as if such interest were due to the state.~~

(3) Any person who:

(a) Willfully refuses or neglects to make any statement, report, or return required by ~~the provisions of this chapter;~~

(b) Knowingly makes, or assists any other person in making, a false statement in a return or report ~~or in connection with an application for licensure registration~~ under this chapter ~~or in connection with an audit;~~ ~~or~~

(c) *Counterfeits, alters, manufactures, or sells fuel tax licenses, fuel tax decals, or temporary fuel-use permits without first having obtained the department's permission in writing; or*

(d)(e) Violates any ~~provision of the provisions~~ of this chapter, a penalty for which is not otherwise provided,

~~commits is guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. In addition, the department may revoke or suspend the *licensure and* registration privileges under ss. 207.004 and 320.02, *respectively*, of the violator. Each day or part thereof during which a person operates or causes to be operated a *qualified commercial* motor vehicle without being the holder of *fuel tax decals an identifying device* or having a valid temporary fuel-use ~~or driveaway~~ permit as required by this chapter constitutes a separate offense within the meaning of this section. In addition to the penalty imposed by this section, the defendant ~~is shall be~~ required to pay all taxes, interest, and penalties due to ~~this the~~ state.

Section 6. Subsection (1) of section 207.019, Florida Statutes, is amended to read:

207.019 Discontinuance or transfer of business; change of address.—

(1) Whenever a person ceases to engage in business as a motor carrier within ~~this the~~ state by reason of the discontinuance, sale, or transfer of the business of such person, ~~the person he or she~~ shall notify the department in writing at least 10 days ~~before prior to~~ the time the discontinuance, sale, or transfer takes effect. Such notice ~~must shall~~ give the date of discontinuance and, in the event of a sale or transfer of the business, the date thereof and the name and address of the purchaser or transferee. All ~~diesel fuel or~~ motor fuel use taxes ~~are shall~~ ~~become~~ due and payable concurrently with such discontinuance, sale, or transfer; ~~and~~ any such person shall, concurrently with such discontinuance, sale, or transfer, make a report ~~and~~; pay all such taxes, interest, and penalties; ~~and the fuel tax decals must be destroyed and the motor carrier to whom the decals were issued shall notify the department by letter of their destruction and of the numbers of the fuel tax decals that were destroyed, and surrender to the department the registration issued to such person.~~

Section 7. Subsection (1) of section 316.065, Florida Statutes, is amended to read:

316.065 Crashes; reports; penalties.—

(1) The driver of a vehicle involved in a crash resulting in injury to or death of any persons or damage to any vehicle or other property in an apparent amount of at least \$2,000 ~~\$500~~ shall immediately by the quickest means of communication give notice of the crash to the local police department, if such crash occurs within a municipality; otherwise, to the office of the county sheriff or the nearest office or station of the Florida Highway Patrol. A violation of this subsection is a non-criminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318.

Section 8. Subsection (2) and paragraph (e) of subsection (5) of section 320.02, Florida Statutes, are amended to read:

320.02 Registration required; application for registration; forms.—

(2)(a) The application for registration must include the street address of the owner's permanent *Florida* residence or the address of his or her permanent place of business in *Florida* and be accompanied by personal or business identification information. *If the vehicle is registered to an active duty member of the United States Armed Forces who is a Florida resident, the active duty member is not required to provide the street address of a permanent Florida residence.*

(b) An individual applicant must provide *proof of address satisfactory to the department and:*

1. A valid *REAL ID* driver license or identification card issued by this state or another state; ~~or~~

2. A valid, *unexpired United States* passport; *or*

3. A valid, *unexpired passport issued by another country and an unexpired Form I-94 issued by the United States Bureau of Customs and Border Protection.*

For purposes of this paragraph, the term "REAL ID driver license or identification card" has the same meaning as provided in 6 C.F.R. s. 37.3.

(c) A business applicant must provide a federal employer identification number, if applicable, or verification that the business is authorized to conduct business in *this* the state, or a Florida municipal or county business license or number.

~~1. If the owner does not have a permanent residence or permanent place of business or if the owner's permanent residence or permanent place of business cannot be identified by a street address, the application must include:~~

~~a. If the vehicle is registered to a business, the name and street address of the permanent residence of an owner of the business, an officer of the corporation, or an employee who is in a supervisory position.~~

~~b. If the vehicle is registered to an individual, the name and street address of the permanent residence of a close relative or friend who is a resident of this state.~~

~~2. If the vehicle is registered to an active duty member of the Armed Forces of the United States who is a Florida resident, the active duty member is exempt from the requirement to provide the street address of a permanent residence.~~

(d)(b) The department shall prescribe a form upon which motor vehicle owners may record odometer readings when registering their motor vehicles.

(5)

(e) Upon the expiration date noted in the cancellation notice that the department receives from the insurer, the department shall suspend the registration; issued under this chapter or *revoke the license issued under s. 207.004(1);* of a motor carrier who operates a commercial motor vehicle or a *qualified motor vehicle* who permits it to be operated in this state during the registration period or *licensure period* without having in full force liability insurance, a surety bond, or a valid self-insurance certificate that complies with this section. The insurer shall provide notice to the department at the same time the cancellation notice is provided to the insured pursuant to s. 627.7281. The department may adopt rules regarding the electronic submission of the cancellation notice.

Section 9. Section 320.061, Florida Statutes, is amended to read:

320.061 Unlawful to alter motor vehicle registration certificates, license plates, temporary license plates, mobile home stickers, or validation stickers or to obscure license plates; penalty.—

(1) A person may not alter the original appearance of a vehicle registration certificate, license plate, temporary license plate, mobile home sticker, or validation sticker issued for and assigned to a motor vehicle or mobile home, whether by mutilation, alteration, defacement, or change of color or in any other manner. A person may not apply or attach a substance, reflective matter, illuminated device, spray, coating, covering, or other material onto or around any license plate which interferes with the legibility, angular visibility, or detectability of ~~any feature or detail on~~ the license plate number or validation sticker or interferes with the ability to record ~~any feature or detail on~~ the license plate number or validation sticker. A person who knowingly violates this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(2) *The use of a license plate frame or decorative border around a license plate is not an offense under this section, provided that the frame or border does not obscure the visibility of the following:*

(a) *The alphanumeric designation or license plate number.*

(b) *The registration decal or validation sticker located in the upper right corner.*

Section 10. Subsection (3) of section 320.084, Florida Statutes, is amended to read:

320.084 Free motor vehicle license plate to certain disabled veterans.—

(3) The department shall, as it deems necessary, require each person to whom a motor vehicle license plate has been issued pursuant to subsection (1) to apply to the department for reissuance of his or her registration license plate. Upon receipt of the application and proof of the applicant's continued eligibility, the department shall issue a new permanent disabled veteran motor vehicle license plate which shall be of the colors red, white, and blue similar to the colors of the United States flag. *A disabled veteran who has been issued a permanent disabled veteran motor vehicle license plate may retain the unique alphanumeric designation assigned to the plate upon reissuance, renewal, or transfer of the plate to another vehicle owned by the veteran.* The operation of a motor vehicle displaying a disabled veteran license plate from a previous issue period or a noncurrent validation sticker after the date specified by the department shall subject the owner if he or she is present, otherwise the operator, to the penalty provided in s. 318.18(2). Such permanent license plate shall be removed upon sale of the vehicle, but may be transferred to another vehicle owned by such veteran in the manner prescribed by law. Upon request of any such veteran, the department is authorized to issue a designation plate containing only the letters "DV," to be displayed on the front of the vehicle.

Section 11. Section 320.0843, Florida Statutes, is amended to read:

320.0843 License plates for persons with disabilities eligible for permanent disabled parking permits.—

(1) Any owner or lessee of a motor vehicle who resides in this state and qualifies for a disabled parking permit under s. 320.0848(2), upon application to the department, *or the tax collector as an authorized agent of the department,* and payment of the license tax for a motor vehicle registered under s. 320.08(2), (3)(a), (b), (c), or (e), (4)(a) or (b), (6)(a), or (9)(c) or (d), shall be issued a license plate as provided by s. 320.06 which, in lieu of *or in addition to* the serial number prescribed by s. 320.06, shall, *at the option of the applicant,* be stamped with the international wheelchair user symbol or the letters "DV" indicating a disabled veteran after the serial number of the license plate. The license plate entitles the person to all privileges afforded by a parking permit issued under s. 320.0848. When more than one registrant is listed on the registration issued under this section, the eligible applicant shall be noted on the registration certificate.

(2) All applications for such license plates ~~may~~ *must* be made to the department *or the tax collector,* and such plates *may be issued immediately on demand by the tax collector.*

Section 12. Paragraphs (c) and (d) of subsection (1) of section 320.262, Florida Statutes, are amended, and subsection (5) is added to that section, to read:

320.262 License plate obscuring device prohibited; penalties.—

(1) As used in this section, the term “license plate obscuring device” means a manual, electronic, or mechanical device designed or adapted to be installed on a motor vehicle for the purpose of:

(c) Covering, obscuring, or otherwise interfering with the legibility, angular visibility, or detectability of the ~~primary features or details, including the license plate number or validation sticker, on the license plate;~~ or

(d) Interfering with the ability to record the ~~primary features or details, including the license plate number or validation sticker, on the license plate.~~

(5) *The use of a license plate frame or decorative border device is not an offense under this section, provided that the device does not obscure the visibility of the following:*

- (a) *The alphanumeric designation or license plate number.*
- (b) *The registration decal or validation sticker located in the upper right corner.*

Section 13. Subsection (16) and paragraph (a) of subsection (36) of section 320.64, Florida Statutes, are amended, and subsection (44) is added to that section, to read:

320.64 Denial, suspension, or revocation of license; grounds.—A license of a licensee under s. 320.61 may be denied, suspended, or revoked within the entire state or at any specific location or locations within the state at which the applicant or licensee engages or proposes to engage in business, upon proof that the section was violated with sufficient frequency to establish a pattern of wrongdoing, and a licensee or applicant shall be liable for claims and remedies provided in ss. 320.695 and 320.697 for any violation of any of the following provisions. A licensee is prohibited from committing the following acts:

(16)(a) Notwithstanding the terms of any franchise agreement, the applicant or licensee prevents or refuses to accept the succession to any interest in a franchise agreement by any legal heir or devisee under the will of a motor vehicle dealer or under the laws of descent and distribution of this state; provided, the applicant or licensee is not required to accept a succession:

- 1. ~~When~~ *where* such heir or devisee does not meet licensee’s written, reasonable, and uniformly applied minimal standard qualifications for dealer applicants;
- 2. ~~or~~ Which, after notice and administrative hearing pursuant to chapter 120, is demonstrated to be detrimental to the public interest or to the representation of the applicant or licensee; *or*
- 3. *When the direct result of such succession will cause the applicant or licensee to be in violation of subsection (44).*

(b) ~~This subsection does not. Nothing contained herein, however, shall prevent a motor vehicle dealer, during his or her lifetime, from designating any person as his or her successor in interest by written instrument filed with and accepted by the applicant or licensee. A licensee who rejects the successor transferee under this subsection shall have the burden of establishing in any proceeding where such rejection is in issue that the rejection of the successor transferee complies with this subsection.~~

(36)(a) Notwithstanding the terms of any franchise agreement, in addition to any other statutory or contractual rights of recovery after the voluntary or involuntary termination, cancellation, or nonrenewal of a franchise, failing to pay the motor vehicle dealer, as provided in paragraph (d), the following amounts:

- 1. The net cost paid by the dealer for each new *motor vehicle other than motorcycles ~~car or truck~~* in the dealer’s inventory with mileage of 2,000 miles or less, or *each new a motorcycle in the dealer’s inventory* with mileage of 100 miles or less, exclusive of mileage placed on the motor vehicle before it was delivered to the dealer.
- 2. The current price charged for each new, unused, undamaged, or unsold part or accessory that:

a. Is in the current parts catalog and is still in the original, resalable merchandising package and in an unbroken lot, except that sheet metal may be in a comparable substitute for the original package; and

b. Was purchased by the dealer directly from the manufacturer or distributor or from an outgoing authorized dealer as a part of the dealer’s initial inventory.

3. The fair market value of each undamaged sign owned by the dealer which bears a trademark or trade name used or claimed by the applicant or licensee or its representative which was purchased from or at the request of the applicant or licensee or its representative.

4. The fair market value of all special tools, data processing equipment, and automotive service equipment owned by the dealer which:

- a. Were recommended in writing by the applicant or licensee or its representative and designated as special tools and equipment;
- b. Were purchased from or at the request of the applicant or licensee or its representative; and

c. Are in usable and good condition except for reasonable wear and tear.

5. The cost of transporting, handling, packing, storing, and loading any property subject to repurchase under this section.

(44)(a) *The applicant or licensee has directly or indirectly distributed 1,000 or more motor vehicles of a particular line-make to motor vehicle dealers in this state during any 12-month period and has directly or indirectly distributed more than 33.33 percent of those same line-make motor vehicles during that 12-month period to one motor vehicle dealer or to multiple motor vehicle dealers that share common ownership or control. For purposes of this subsection, a motor vehicle dealer shares common ownership or control with another motor vehicle dealer if:*

- 1. *It is directly or indirectly controlled by or has more than 30 percent of its equity interest directly or indirectly owned by another motor vehicle dealer; or*
- 2. *It has more than 30 percent of its equity interest directly or indirectly controlled or owned by one or more persons who also directly or indirectly control or own more than 30 percent of the equity interests of another motor vehicle dealer.*

(b) *This subsection does not apply to any line-make of motor vehicle for which there exists a licensed franchised dealer in this state as of January 1, 2026, or to an applicant or licensee who is not prohibited by s. 320.645 from owning or operating a motor vehicle dealership.*

A motor vehicle dealer who can demonstrate that a violation of, or failure to comply with, any of the preceding provisions by an applicant or licensee will or may adversely and pecuniarily affect the complaining dealer, shall be entitled to pursue all of the remedies, procedures, and rights of recovery available under ss. 320.695 and 320.697.

Section 14. Subsections (1) and (2) of section 320.643, Florida Statutes, are amended to read:

320.643 Transfer, assignment, or sale of franchise agreements.—

(1)(a) Notwithstanding the terms of any franchise agreement, a licensee ~~may shall~~ not, by contract or otherwise, fail or refuse to give effect to, prevent, prohibit, or penalize or attempt to refuse to give effect to, prohibit, or penalize any motor vehicle dealer from selling, assigning, transferring, alienating, or otherwise disposing of its franchise agreement to any other person or persons, including a corporation established or existing for the purpose of owning or holding a franchise agreement, unless the licensee proves at a hearing pursuant to a complaint filed by a motor vehicle dealer under this section that the sale, transfer, alienation, or other disposition:

- 1. Is to a person who is not, or whose controlling executive management is not, of good moral character;
- 2. *Is to a person who ~~or~~* does not meet the written, reasonable, and uniformly applied standards or qualifications of the licensee relating to

financial qualifications of the transferee and business experience of the transferee or the transferee's executive management; *or*

3. *Would directly cause the licensee to be in violation of s. 320.64(44).*

(b) A motor vehicle dealer who desires to sell, assign, transfer, alienate, or otherwise dispose of a franchise shall notify, or cause the proposed transferee to notify, the licensee, in writing, setting forth the prospective transferee's name, address, financial qualifications, and business experience during the previous 5 years. A licensee who receives such notice may, within 60 days following such receipt, notify the motor vehicle dealer, in writing, that the proposed transferee is not a person qualified to be a transferee under this section and setting forth the material reasons for such rejection. Failure of the licensee to notify the motor vehicle dealer within the 60-day period of such rejection shall be deemed an approval of the transfer. No such transfer, assignment, or sale shall be valid unless the transferee agrees in writing to comply with all requirements of the franchise then in effect, but with the ownership changed to the transferee.

(c)(b) A motor vehicle dealer whose proposed sale is rejected may, within 60 days following such receipt of such rejection, file with the department a complaint for a determination that the proposed transferee has been rejected in violation of this section. The licensee has the burden of proof with respect to all issues raised by the complaint. The department shall determine, and enter an order providing, that the proposed transferee is either qualified or is not and cannot be qualified for specified reasons, or the order may provide the conditions under which a proposed transferee would be qualified. If the licensee fails to file such a response to the motor vehicle dealer's complaint within 30 days after receipt of the complaint, unless the parties agree in writing to an extension, or if the department, after a hearing, renders a decision other than one disqualifying the proposed transferee, the franchise agreement between the motor vehicle dealer and the licensee is deemed amended to incorporate such transfer or amended in accordance with the determination and order rendered, effective upon compliance by the proposed transferee with any conditions set forth in the determination or order.

(2)(a) Notwithstanding the terms of any franchise agreement, a licensee ~~may shall~~ not, by contract or otherwise, fail or refuse to give effect to, prevent, prohibit, or penalize, or attempt to refuse to give effect to, prevent, prohibit, or penalize, any motor vehicle dealer or any proprietor, partner, stockholder, owner, or other person who holds or otherwise owns an interest therein from selling, assigning, transferring, alienating, or otherwise disposing of, in whole or in part, the equity interest of any of them in such motor vehicle dealer to any other person or persons, including a corporation established or existing for the purpose of owning or holding the stock or ownership interests of other entities, unless the licensee proves at a hearing pursuant to a complaint filed by a motor vehicle dealer under this section that the sale, transfer, alienation, or other disposition:

1. Is to a person who is not, or whose controlling executive management is not, of good moral character; *or*
2. *Would directly cause the licensee to be in violation of s. 320.64(44).*

(b) A motor vehicle dealer, or any proprietor, partner, stockholder, owner, or other person who holds or otherwise owns an interest in the motor vehicle dealer, who desires to sell, assign, transfer, alienate, or otherwise dispose of any interest in such motor vehicle dealer shall notify, or cause the proposed transferee to so notify, the licensee, in writing, of the identity and address of the proposed transferee. A licensee who receives such notice may, within 60 days following such receipt, notify the motor vehicle dealer in writing that the proposed transferee is not a person qualified to be a transferee under this section and setting forth the material reasons for such rejection. Failure of the licensee to notify the motor vehicle dealer within the 60-day period of such rejection shall be deemed an approval of the transfer. Any person whose proposed sale of stock is rejected may file within 60 days of receipt of such rejection a complaint with the department alleging that the rejection was in violation of the law or the franchise agreement. The licensee has the burden of proof with respect to all issues raised by such complaint. The department shall determine, and enter an order providing, that the proposed transferee either is qualified or is not and cannot be qualified for specified reasons; or the order may provide the conditions under which a proposed transferee would be qualified. If the

licensee fails to file a response to the motor vehicle dealer's complaint within 30 days of receipt of the complaint, unless the parties agree in writing to an extension, or if the department, after a hearing, renders a decision on the complaint other than one disqualifying the proposed transferee, the transfer shall be deemed approved in accordance with the determination and order rendered, effective upon compliance by the proposed transferee with any conditions set forth in the determination or order.

(c)(b) Notwithstanding paragraph (a), a licensee may not reject a proposed transfer of a legal, equitable, or beneficial interest in a motor vehicle dealer to a trust or other entity, or to any beneficiary thereof, which is established by an owner of any interest in a motor vehicle dealer for purposes of estate planning, if the controlling person of the trust or entity, or the beneficiary, is of good moral character.

Section 15. Subsection (2) of section 320.95, Florida Statutes, is amended to read:

320.95 Transactions by electronic or telephonic means.—

(2) The department may collect ~~e-mail electronic mail~~ addresses and use ~~e-mail electronic mail~~ in lieu of the United States Postal Service as a method of notification for the purpose of providing renewal notices.

Section 16. Subsection (44) of section 322.01, Florida Statutes, is amended to read:

322.01 Definitions.—As used in this chapter:

(44) "Tank vehicle" means a *commercial motor vehicle* that is designed to transport any liquid or gaseous material within *one or more tanks that each have an individual rated capacity of more than 119 gallons and an aggregate rated capacity of 1,000 gallons or more and that are a tank* either permanently or temporarily attached to the vehicle or chassis. *The term does not include a commercial motor vehicle transporting an empty storage tank that is not designed for transportation but that is temporarily attached to a flatbed trailer, if such tank has a designed capacity of 1,000 gallons or more.*

Section 17. Paragraph (a) of subsection (1) of section 322.051, Florida Statutes, is amended to read:

322.051 Identification cards.—

(1) Any person who is 5 years of age or older, or any person who has a disability, regardless of age, who applies for a disabled parking permit under s. 320.0848, may be issued an identification card by the department upon completion of an application and payment of an application fee.

(a) The application must include the following information regarding the applicant:

1. Full name (first, middle or maiden, and last), gender, proof of social security card number satisfactory to the department, which may include a military identification card, county of residence, mailing address, *e-mail address*, proof of residential address satisfactory to the department, country of birth, and a brief description.

2. Proof of birth date satisfactory to the department.

3. Proof of identity satisfactory to the department. Such proof must include one of the following documents issued to the applicant:

- a. A driver license record or identification card record from another jurisdiction that required the applicant to submit a document for identification which is substantially similar to a document required under sub-subparagraph b., sub-subparagraph c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph f., sub-subparagraph g., or sub-subparagraph h.;

- b. A certified copy of a United States birth certificate;

- c. A valid, unexpired United States passport;

- d. A naturalization certificate issued by the United States Department of Homeland Security;

- e. A valid, unexpired alien registration receipt card (green card);
- f. A Consular Report of Birth Abroad provided by the United States Department of State;
- g. An unexpired employment authorization card issued by the United States Department of Homeland Security; or
- h. Proof of nonimmigrant classification provided by the United States Department of Homeland Security, for an original identification card. In order to prove nonimmigrant classification, an applicant must provide at least one of the following documents. In addition, the department may require applicants to produce United States Department of Homeland Security documents for the sole purpose of establishing the maintenance of, or efforts to maintain, continuous lawful presence:
- (I) A notice of hearing from an immigration court scheduling a hearing on any proceeding.
- (II) A notice from the Board of Immigration Appeals acknowledging pendency of an appeal.
- (III) A notice of the approval of an application for adjustment of status issued by the United States Citizenship and Immigration Services.
- (IV) An official documentation confirming the filing of a petition for asylum or refugee status or any other relief issued by the United States Citizenship and Immigration Services.
- (V) A notice of action transferring any pending matter from another jurisdiction to Florida, issued by the United States Citizenship and Immigration Services.
- (VI) An order of an immigration judge or immigration officer granting relief that authorizes the alien to live and work in the United States, including, but not limited to, asylum.
- (VII) Evidence that an application is pending for adjustment of status to that of an alien lawfully admitted for permanent residence in the United States or conditional permanent resident status in the United States, if a visa number is available having a current priority date for processing by the United States Citizenship and Immigration Services.
- (VIII) On or after January 1, 2010, an unexpired foreign passport with an unexpired United States Visa affixed, accompanied by an approved I-94, documenting the most recent admittance into the United States.

An identification card issued based on documents required in sub-subparagraph g. or sub-subparagraph h. is valid for a period not to exceed the expiration date of the document presented or 1 year, whichever occurs first.

Section 18. Subsection (1) of section 322.17, Florida Statutes, is amended to read:

322.17 Replacement licenses and permits.—

(1)(a) In the event that an instruction permit or driver license issued under ~~the provisions of~~ this chapter is lost or destroyed, the person to whom the same was issued may, upon payment of the appropriate fee pursuant to s. 322.21, obtain a replacement upon furnishing proof satisfactory to the department that such permit or license has been lost or destroyed, and further furnishing the full name, date of birth, sex, residence and mailing address, *e-mail address*, proof of birth satisfactory to the department, and proof of identity satisfactory to the department.

(b) In the event that an instruction permit or driver license issued under ~~the provisions of~~ this chapter is stolen, the person to whom the same was issued may, at no charge, obtain a replacement upon furnishing proof satisfactory to the department that such permit or license was stolen and further furnishing the full name, date of birth, sex, residence and mailing address, *e-mail address*, proof of birth satisfactory to the department, and proof of identity satisfactory to the department.

Section 19. Subsections (1), (2), (3), and (6) of section 322.251, Florida Statutes, are amended to read:

322.251 Notice of cancellation, suspension, revocation, or disqualification of license.—

(1) All orders of cancellation, suspension, revocation, or disqualification issued under ~~the provisions of~~ this chapter, chapter 318, chapter 324, or ss. 627.732-627.734 ~~must shall~~ be given ~~either~~ by personal delivery ~~thereof~~ to the licensee whose license is being canceled, suspended, revoked, or disqualified; ~~or~~ by deposit in the United States mail in an envelope, first class, postage prepaid, addressed to the licensee at his or her last known mailing address furnished to the department; ~~or by e-mail notification if authorized by the licensee.~~ Such ~~methods of notification mailing~~ by the department ~~constitute notice~~ ~~constitutes notification~~, and any failure by the person to receive the ~~mailed~~ order ~~does will~~ not affect or stay the effective date or term of the cancellation, suspension, revocation, or disqualification of the licensee's driving privilege.

(2) The giving of notice and an order of cancellation, suspension, revocation, or disqualification ~~by mail~~ is complete upon expiration of 20 days after *e-mail notification* or deposit in the United States mail for all notices except those issued under chapter 324 or ss. 627.732-627.734, which are complete 15 days after *e-mail notification* or deposit in the United States mail. Proof of the giving of notice and an order of cancellation, suspension, revocation, or disqualification in ~~such either~~ manner ~~must shall~~ be made by entry in the records of the department that such notice was given. The entry is admissible in the courts of this state and constitutes sufficient proof that such notice was given.

(3) Whenever the driving privilege is suspended, revoked, or disqualified under ~~the provisions of~~ this chapter, the period of such suspension, revocation, or disqualification ~~must shall~~ be indicated on the order of suspension, revocation, or disqualification, and the department shall require the licensee whose driving privilege is suspended, revoked, or disqualified to surrender all licenses then held by him or her to the department. However, ~~if should~~ the person ~~fails fail~~ to surrender such licenses, the suspension, revocation, or disqualification period ~~does shall~~ not expire until a period identical to the period for which the driving privilege was suspended, revoked, or disqualified has expired after the date of surrender of the licenses, or the date an affidavit swearing such licenses are lost has been filed with the department. In any instance where *notice of* the suspension, revocation, or disqualification order is ~~given mailed~~ as provided herein, and the license is not surrendered to the department, and such license thereafter expires, the department ~~may shall~~ not renew that license until a period of time identical to the period of such suspension, revocation, or disqualification imposed has expired.

(6) Whenever a cancellation, suspension, revocation, or disqualification occurs, the department shall enter the cancellation, suspension, revocation, or disqualification order on the licensee's driver file 20 days after *e-mail notification* or deposit ~~the notice was actually placed~~ in the United States mail. Any inquiry into the file after the 20-day period shall reveal that the license is canceled, suspended, revoked, or disqualified and whether the license has been received by the department.

Section 20. Paragraphs (a) and (i) of subsection (3) and paragraphs (b), (d), and (r) of subsection (7) of section 337.401, Florida Statutes, are amended to read:

337.401 Use of right-of-way for utilities subject to regulation; permit; fees.—

(3)(a) Because of the unique circumstances applicable to providers of communications services, including, but not limited to, the circumstances described in paragraph (e) and the fact that federal and state law require the nondiscriminatory treatment of providers of telecommunications services, and because of the desire to promote competition among providers of communications services, it is the intent of the Legislature that municipalities and counties treat providers of communications services in a nondiscriminatory and competitively neutral manner when imposing rules or regulations governing the placement or maintenance of communications facilities in the public roads or rights-of-way. Rules or regulations imposed by a municipality or county relating to providers of communications services placing or maintaining

communications facilities in its roads or rights-of-way must be generally applicable to all providers of communications services, taking into account the distinct engineering, construction, operation, maintenance, public works, and safety requirements of the provider's facilities, and, notwithstanding any other law, may not require a provider of communications services to apply for or enter into an individual license, franchise, or other agreement with the municipality or county as a condition of placing or maintaining communications facilities in its roads or rights-of-way. In addition to other reasonable rules or regulations that a municipality or county may adopt relating to the placement or maintenance of communications facilities in its roads or rights-of-way under this subsection or subsection (7), a municipality or county may require a provider of communications services that places or seeks to place facilities in its roads or rights-of-way to register with the municipality or county. To register, a provider of communications services may be required only to provide its name; the name, address, and telephone number of a contact person for the registrant; the number of the registrant's current certificate of authorization issued by the Florida Public Service Commission, the Federal Communications Commission, or the Department of State; a statement of whether the registrant is a pass-through provider as defined in subparagraph (6)(a)1.; the registrant's federal employer identification number; and any required proof of insurance or self-insuring status adequate to defend and cover claims. A municipality or county may not require a registrant to renew a registration more frequently than every 5 years but may require during this period that a registrant update the registration information provided under this subsection within 90 days after a change in such information. A municipality or county may not require the registrant to provide an inventory of communications facilities, maps, locations of such facilities, or other information by a registrant as a condition of registration, renewal, or for any other purpose; provided, however, that a municipality or county may require as part of a permit application that the applicant identify at-grade communications facilities within 50 feet of the proposed installation location for the placement of at-grade communications facilities. *A municipality or county may not require that a provider locate or perform a survey of any facilities except its own or any right-of-way boundary when requesting a permit consistent with chapter 556. If the owner of a facility fails to locate their facilities as required under chapter 556, a provider may proceed with the work but must use reasonable care and detection equipment or other acceptable means to avoid damaging existing underground facilities.* A municipality or county may not require a provider to pay any fee, cost, or other charge for registration or renewal thereof. *A municipality or county may not limit the number of permits in any way, including by project size or by limiting the number of open permits or applications, provided that the permit is closed out within 45 days after the provider's completion of work. A municipality or county may require the submission or maintenance of a bond or other financial instrument as set out in this section but may not require a cash deposit or other escrow, payment, or exaction as a condition of issuing a permit.* It is the intent of the Legislature that the placement, operation, maintenance, upgrading, and extension of communications facilities not be unreasonably interrupted or delayed through the permitting or other local regulatory process. Except as provided in this chapter or otherwise expressly authorized by chapter 202, chapter 364, or chapter 610, a municipality or county may not adopt or enforce any ordinance, regulation, or requirement as to the placement or operation of communications facilities in a right-of-way by a communications services provider authorized by state or local law to operate in a right-of-way; regulate any communications services; or impose or collect any tax, fee, cost, charge, or exaction for the placement of communications facilities or the provision of communications services over the communications services provider's communications facilities in a right-of-way.

(i) Except as expressly provided in this section, this section does not modify the authority of municipalities and counties to levy the tax authorized in chapter 202 or the duties of providers of communications services under ss. 337.402-337.404. This section does not apply to ~~building permits, pole attachments, or private roads, private easements, and private rights-of-way, or building permits unrelated to the placement of communications facilities.~~

(7)

(b) As used in subsections (3)-(9) ~~this subsection~~, the term:

1. "Antenna" means communications equipment that transmits or receives electromagnetic radio frequency signals used in providing wireless services.

2. "Applicable codes" means uniform building, fire, electrical, plumbing, or mechanical codes adopted by a recognized national code organization or local amendments to those codes enacted solely to address threats of destruction of property or injury to persons, and includes the National Electric Safety Code and the 2017 edition of the Florida Department of Transportation Utility Accommodation Manual.

3. "Applicant" means a person who submits an application and is a wireless provider.

4. "Application" means a request submitted by an applicant to an authority for a permit to collocate small wireless facilities, ~~or to~~ place a new utility pole used to support a small wireless facility, ~~or place other communications facilities.~~ *An authority's permit application form or process must include all required permissions, however designated, required by the authority to grant a permit to place communications facilities, including, but not limited to, right-of-way occupancy, building permits, electrical permits, or historic review.*

5. "Authority" means a county or municipality having jurisdiction and control of the rights-of-way of any public road. The term does not include the Department of Transportation. Rights-of-way under the jurisdiction and control of the department are excluded from this subsection.

6. "Authority utility pole" means a utility pole owned by an authority in the right-of-way. The term does not include a utility pole owned by a municipal electric utility, a utility pole used to support municipally owned or operated electric distribution facilities, or a utility pole located in the right-of-way within:

a. A retirement community that:

(I) Is deed restricted as housing for older persons as defined in s. 760.29(4)(b);

(II) Has more than 5,000 residents; and

(III) Has underground utilities for electric transmission or distribution.

b. A municipality that:

(I) Is located on a coastal barrier island as defined in s. 161.053(1)(b) 3.;

(II) Has a land area of less than 5 square miles;

(III) Has less than 10,000 residents; and

(IV) Has, before July 1, 2017, received referendum approval to issue debt to finance municipal-wide undergrounding of its utilities for electric transmission or distribution.

7. "Collocate" or "collocation" means to install, mount, maintain, modify, operate, or replace one or more wireless facilities on, under, within, or adjacent to a wireless support structure or utility pole. The term does not include the installation of a new utility pole or wireless support structure in the public rights-of-way.

8. "FCC" means the Federal Communications Commission.

9. "Micro wireless facility" means a small wireless facility having dimensions no larger than 24 inches in length, 15 inches in width, and 12 inches in height and an exterior antenna, if any, no longer than 11 inches.

10. "Small wireless facility" means a wireless facility that meets the following qualifications:

a. Each antenna associated with the facility is located inside an enclosure of no more than 6 cubic feet in volume or, in the case of antennas that have exposed elements, each antenna and all of its exposed elements could fit within an enclosure of no more than 6 cubic feet in volume; and

b. All other wireless equipment associated with the facility is cumulatively no more than 28 cubic feet in volume. The following types of associated ancillary equipment are not included in the calculation of equipment volume: electric meters, concealment elements, telecommunications demarcation boxes, ground-based enclosures, grounding equipment, power transfer switches, cutoff switches, vertical cable runs for the connection of power and other services, and utility poles or other support structures.

11. "Utility pole" means a pole or similar structure that is used in whole or in part to provide communications services or for electric distribution, lighting, traffic control, signage, or a similar function. The term includes the vertical support structure for traffic lights but does not include a horizontal structure to which signal lights or other traffic control devices are attached and does not include a pole or similar structure 15 feet in height or less unless an authority grants a waiver for such pole.

12. "Wireless facility" means equipment at a fixed location which enables wireless communications between user equipment and a communications network, including radio transceivers, antennas, wires, coaxial or fiber-optic cable or other cables, regular and backup power supplies, and comparable equipment, regardless of technological configuration, and equipment associated with wireless communications. The term includes small wireless facilities. The term does not include:

a. The structure or improvements on, under, within, or adjacent to the structure on which the equipment is collocated;

b. Wireline backhaul facilities; or

c. Coaxial or fiber-optic cable that is between wireless structures or utility poles or that is otherwise not immediately adjacent to or directly associated with a particular antenna.

13. "Wireless infrastructure provider" means a person who has been certificated under chapter 364 to provide telecommunications service or under chapter 610 to provide cable or video services in this state, or that person's affiliate, and who builds or installs wireless communication transmission equipment, wireless facilities, or wireless support structures but is not a wireless services provider.

14. "Wireless provider" means a wireless infrastructure provider or a wireless services provider.

15. "Wireless services" means any services provided using licensed or unlicensed spectrum, whether at a fixed location or mobile, using wireless facilities.

16. "Wireless services provider" means a person who provides wireless services.

17. "Wireless support structure" means a freestanding structure, such as a monopole, a guyed or self-supporting tower, or another existing or proposed structure designed to support or capable of supporting wireless facilities. The term does not include a utility pole, pedestal, or other support structure for ground-based equipment not mounted on a utility pole and less than 5 feet in height.

(d) An authority may require a registration process and permit fees in accordance with subsection (3). An authority shall accept applications for permits and shall process and issue permits subject to the following requirements:

1. An authority may not directly or indirectly require an applicant to perform services unrelated to the collocation for which approval is sought, such as in-kind contributions to the authority, including reserving fiber, conduit, or pole space for the authority.

2. An applicant may not be required to provide more information to obtain a permit than is necessary to demonstrate the applicant's compliance with applicable codes for the placement of small wireless facilities in the locations identified in the application. An applicant may not be required to provide inventories, maps, or locations of communications facilities in the right-of-way other than as necessary to avoid interference with other at-grade or aerial facilities located at the specific location proposed for a small wireless facility or within 50 feet of such location.

3. An authority may not:

a. Require the placement of small wireless facilities on any specific utility pole or category of poles;

b. Require the placement of multiple antenna systems on a single utility pole;

c. Require a demonstration that collocation of a small wireless facility on an existing structure is not legally or technically possible as a condition for granting a permit for the collocation of a small wireless facility on a new utility pole except as provided in paragraph (i);

d. Require compliance with an authority's provisions regarding placement of *communications facilities, including* small wireless facilities or a new utility poles ~~pole~~ used to support a small wireless ~~facilities, facility~~ in rights-of-way under the control of the department unless the authority has received a delegation from the department for the location of the small wireless facility or utility pole; or require such compliance as a condition to receive a permit that is ancillary to the permit for collocation of a small wireless facility, including an electrical permit;

e. Require a meeting before filing an application;

f. Require direct or indirect public notification or a public meeting for the placement of communication facilities in the right-of-way;

g. Limit the size or configuration of a small wireless facility or any of its components, if the small wireless facility complies with the size limits in this subsection;

h. Prohibit the installation of a new utility pole used to support the collocation of a small wireless facility if the installation otherwise meets the requirements of this subsection; ~~or~~

i. Require that any component of a small wireless facility be placed underground except as provided in paragraph (i); or

j. Require compliance with provisions regarding the placement of communications facilities, including small wireless facilities or new utility poles used to support small wireless facilities, in rights-of-way not owned and controlled by the authority and public utility easements that are within areas not owned and controlled by the authority unless a permit delegation agreement exists between the authority and the owner of the right-of-way or area that contains the public utility easement.

4. Subject to paragraph (r), an authority may not limit the placement, by minimum separation distances, of small wireless facilities, utility poles on which small wireless facilities are or will be collocated, or other at-grade communications facilities. However, within 14 days after the date of filing the application, an authority may request that the proposed location of a small wireless facility be moved to another location in the right-of-way and placed on an alternative authority utility pole or support structure or placed on a new utility pole. The authority and the applicant may negotiate the alternative location, including any objective design standards and reasonable spacing requirements for ground-based equipment, for 30 days after the date of the request. At the conclusion of the negotiation period, if the alternative location is accepted by the applicant, the applicant must notify the authority of such acceptance and the application shall be deemed granted for any new location for which there is agreement and all other locations in the application. If an agreement is not reached, the applicant must notify the authority of such nonagreement and the authority must grant or deny the original application within 90 days after the date the application was filed. A request for an alternative location, an acceptance of an alternative location, or a rejection of an alternative location must be in writing and provided by electronic mail.

5. An authority shall limit the height of a small wireless facility to 10 feet above the utility pole or structure upon which the small wireless facility is to be collocated. Unless waived by an authority, the height for a new utility pole is limited to the tallest existing utility pole as of July 1, 2017, located in the same right-of-way, other than a utility pole for which a waiver has previously been granted, measured from grade in place within 500 feet of the proposed location of the small wireless facility. If there is no utility pole within 500 feet, the authority shall limit the height of the utility pole to 50 feet.

6. The installation by a communications services provider of a utility pole in the public rights-of-way, other than a utility pole used to support a small wireless facility, is subject to authority rules or regulations governing the placement of utility poles in the public rights-of-way.

7. Within 14 days after receiving an application, an authority must determine and notify the applicant by electronic mail as to whether the application is complete. If an application is deemed incomplete, the authority must specifically identify the missing information. An application is deemed complete if the authority fails to provide notification to the applicant within 14 days.

8. An application must be processed on a nondiscriminatory basis. A complete application is deemed approved if an authority fails to approve or deny the application within 60 days after receipt of the application. If an authority does not use the 30-day negotiation period provided in subparagraph 4., the parties may mutually agree to extend the 60-day application review period. The authority shall grant or deny the application at the end of the extended period. A permit issued pursuant to an approved application shall remain effective for 1 year unless extended by the authority.

9. An authority must notify the applicant of approval or denial by electronic mail. An authority shall approve a complete application unless it does not meet the authority's applicable codes. If the application is denied, the authority must specify in writing the basis for denial, including the specific code provisions on which the denial was based, and send the documentation to the applicant by electronic mail on the day the authority denies the application. The applicant may cure the deficiencies identified by the authority and resubmit the application within 30 days after notice of the denial is sent to the applicant. The authority shall approve or deny the revised application within 30 days after receipt or the application is deemed approved. The review of a revised application is limited to the deficiencies cited in the denial. If an authority provides for administrative review of the denial of an application, the review must be complete and a written decision issued within 45 days after a written request for review is made. A denial must identify the specific code provisions on which the denial is based. If the administrative review is not complete within 45 days, the authority waives any claim regarding failure to exhaust administrative remedies in any judicial review of the denial of an application.

10. An applicant seeking to collocate small wireless facilities within the jurisdiction of a single authority may, at the applicant's discretion, file a consolidated application and receive a single permit for the collocation of up to 30 small wireless facilities. If the application includes multiple small wireless facilities, an authority may separately address small wireless facility collocations for which incomplete information has been received or which are denied.

11. An authority may deny an application to collocate a small wireless facility or place a utility pole used to support a small wireless facility in the public rights-of-way if the proposed small wireless facility or utility pole used to support a small wireless facility:

- a. Materially interferes with the safe operation of traffic control equipment.
- b. Materially interferes with sight lines or clear zones for transportation, pedestrians, or public safety purposes.
- c. Materially interferes with compliance with the Americans with Disabilities Act or similar federal or state standards regarding pedestrian access or movement.
- d. Materially fails to comply with the 2017 edition of the Florida Department of Transportation Utility Accommodation Manual.
- e. Fails to comply with applicable codes.
- f. Fails to comply with objective design standards authorized under paragraph (r).

12. An authority may adopt by ordinance provisions for insurance coverage, indemnification, force majeure, abandonment, authority liability, or authority warranties. Such provisions must be reasonable and nondiscriminatory and apply to all providers of communications services, including, if applicable, any local government or nonprofit provi-

ders. An authority may require a construction bond to secure restoration of the postconstruction rights-of-way to the preconstruction condition. However, such bond must be time-limited to not more than 18 months after the construction to which the bond applies is completed, and such bond must be reasonably related to the cost to secure restoration of the rights-of-way. An authority may not limit the number of permits allowed under the same bond. For any financial obligation required by an authority allowed under this section, the authority may not limit the number of permits in any way, including by project size or by limiting the number of applications or open permits, provided that the permit is closed out within 45 days after the provider's completion of work; may not impose additional requirements based on the scope or linear feet of the project; and shall accept, at the option of the applicant, a bond or a letter of credit or similar financial instrument issued by any financial institution that is authorized to do business within the United States and, provided that a claim against the financial instrument may be made by electronic means, including by facsimile. An authority may not require a deposit or escrow of cash as a condition of issuing a permit or compel the applicant to agree to any additional terms or agreements not specifically authorized by this act or directly related to the work set out in the application. A provider of communications services may add an authority to any existing bond, insurance policy, or other relevant financial instrument, and the authority must accept such proof of coverage without any conditions other than consent to venue for purposes of any litigation to which the authority is a party. An authority may not require a communications services provider to indemnify it for liabilities not caused by the provider, its agents, or its employees, including liabilities arising from the authority's negligence, gross negligence, or willful conduct by an unaffiliated third party.

13. Collocation of a small wireless facility on an authority utility pole does not provide the basis for the imposition of an ad valorem tax on the authority utility pole.

14. An authority may reserve space on authority utility poles for future public safety uses. However, a reservation of space may not preclude collocation of a small wireless facility. If replacement of the authority utility pole is necessary to accommodate the collocation of the small wireless facility and the future public safety use, the pole replacement is subject to make-ready provisions and the replaced pole shall accommodate the future public safety use.

15. A structure granted a permit and installed pursuant to this subsection shall comply with chapter 333 and federal regulations pertaining to airport airspace protections.

(r) An authority may require wireless providers to comply with objective design standards adopted by ordinance. The ordinance may only require:

1. A new utility pole that replaces an existing utility pole to be of substantially similar design, material, and color;
2. Reasonable spacing requirements concerning the location of a ground-mounted component of a small wireless facility which does not exceed 15 feet from the associated support structure; or
3. A small wireless facility to meet reasonable location context, color, camouflage, and concealment requirements, subject to the limitations in this subsection; and
4. A new utility pole used to support a small wireless facility to meet reasonable location context, color, and material of the predominant utility pole type at the proposed location of the new utility pole.

Such design standards under this paragraph may be waived by the authority upon a showing that the design standards are not reasonably compatible for the particular location of a small wireless facility or utility pole or are technically infeasible or that the design standards impose an excessive expense. The waiver must be granted or denied within 45 days after the date of the request. An authority may not require landscaping, landscaping maintenance, or vegetation management other than that necessary for right-of-way restoration.

Section 21. Paragraph (a) of subsection (8) of section 120.80, Florida Statutes, is amended to read:

120.80 Exceptions and special requirements; agencies.—

(8) DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.—

(a) Driver licenses.—

1. Notwithstanding s. 120.57(1)(a), hearings regarding driver licensing pursuant to chapter 322 need not be conducted by an administrative law judge assigned by the division.

2. Notwithstanding s. 120.60(5), cancellation, suspension, or revocation of a driver license shall be by personal delivery to the licensee or by first-class mail or e-mail as provided in s. 322.251.

Section 22. Section 207.003, Florida Statutes, is amended to read:

207.003 Privilege tax levied.—A tax for the privilege of operating any ~~qualified commercial~~ motor vehicle upon the public highways of this state shall be levied upon every motor carrier at a rate which includes the minimum rates provided in parts I-III of chapter 206 on each gallon of ~~diesel fuel or~~ motor fuel used for the propulsion of a ~~qualified commercial~~ motor vehicle by such motor carrier within ~~the~~ state.

Section 23. Section 207.008, Florida Statutes, is amended to read:

207.008 Retention of records by motor carrier.—Each ~~licensed registered~~ motor carrier shall maintain and keep pertinent records and papers as may be required by the department for the reasonable administration of this chapter and shall preserve the records upon which each ~~quarterly~~ tax return is based for 4 years ~~after following~~ the due date or filing date of the return, whichever is later.

Section 24. Subsection (3) of section 207.011, Florida Statutes, is amended to read:

207.011 Inspection of records; hearings; forms; rules.—

(3) The department, or any authorized agent thereof, ~~may is authorized to~~ examine the records, books, papers, and equipment of any motor carrier, any retail dealer of ~~motor diesel~~ fuels, and any wholesale distributor of ~~diesel fuels or~~ motor fuels ~~which that~~ are deemed necessary to verify the truth and accuracy of any statement, ~~or~~ report, or return and ascertain whether the tax imposed by this chapter has been paid.

Section 25. Section 207.013, Florida Statutes, is amended to read:

207.013 Suits for collection of unpaid taxes, penalties, and interest.—Upon demand of the department, the Department of Legal Affairs or the state attorney for a judicial circuit shall bring appropriate actions, in the name of the state or in the name of the Department of Highway Safety and Motor Vehicles in the capacity of its office, for the recovery of taxes, penalties, and interest due under this chapter; and judgment shall be rendered for the amount so found to be due together with costs. However, if it ~~is shall~~ be found as a fact that such claim for, or grant of, an exemption or credit was willful on the part of any motor carrier, retail dealer, or distributor of ~~diesel fuel or~~ motor fuel, judgment ~~must shall~~ be rendered for double the amount of the tax found to be due with costs. The department may employ an attorney at law to institute and prosecute proper proceedings to enforce payment of the taxes, penalties, and interest provided for by this chapter and may fix the compensation for the services of such attorney at law.

Section 26. Subsection (3) of section 207.014, Florida Statutes, is amended to read:

207.014 Departmental warrant for collection of unpaid taxes.—

(3) In the event there is a contest or claim of any kind with reference to the property levied upon or the amount of taxes, costs, or penalties due, such contest or claim ~~must shall~~ be tried in the circuit court in and for the county in which the warrant was executed, as nearly as may be in the same manner and means as such contest or claim would have been tried in such court had the warrant originally issued upon a judgment rendered by such court. The warrant issued as provided in this section ~~constitutes shall constitute~~ prima facie evidence of the amount of taxes, interest, and penalties due to the state by the motor carrier, and the burden of proof ~~is shall~~ be upon the motor carrier, retail dealer, or distributor of ~~diesel fuel or~~ motor fuel to show that the amounts or penalties were incorrect.

Section 27. Subsections (1) and (3) of section 207.023, Florida Statutes, are amended to read:

207.023 Authority to inspect vehicles, make arrests, seize property, and execute warrants.—

(1) As a part of their responsibility when inspecting ~~qualified motor commercial~~ vehicles, the Department of Highway Safety and Motor Vehicles, the Department of Agriculture and Consumer Services, and the Department of Transportation shall ensure that all vehicles are properly qualified under ~~the provisions of~~ this chapter.

(3) ~~Qualified commercial~~ motor vehicles owned or operated by any motor carrier who refuses to comply with this chapter may be seized by authorized agents or employees of the Department of Highway Safety and Motor Vehicles, the Department of Agriculture and Consumer Services, or the Department of Transportation; or authorized agents and employees of any of these departments also may seize property as set out in ss. 206.205, 206.21, and 206.215. Upon such seizure, the property ~~must shall~~ be surrendered without delay to the sheriff of the county where the property was seized for further proceedings.

Section 28. Subsections (1) and (6) of section 207.0281, Florida Statutes, are amended to read:

207.0281 ~~Registration~~; Cooperative reciprocal agreements between states.—

(1) The Department of Highway Safety and Motor Vehicles may enter into a cooperative reciprocal agreement, including, but not limited to, the International ~~Fuel Tax fuel tax~~ Agreement, with another state or group of states for the administration of the tax imposed by this chapter. An agreement arrangement, declaration, or amendment is not effective until stated in writing and filed with the Department of Highway Safety and Motor Vehicles.

(6) This section and the contents of any reciprocal agreement entered into under this section supersede all other fuel-tax requirements of this chapter for ~~qualified commercial~~ motor vehicles.

Section 29. Paragraph (aa) of subsection (7) of section 212.08, Florida Statutes, is amended to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any entity by this chapter do not inure to any transaction that is otherwise taxable under this chapter when payment is made by a representative or employee of the entity by any means, including, but not limited to, cash, check, or credit card, even when that representative or employee is subsequently reimbursed by the entity. In addition, exemptions provided to any entity by this subsection do not inure to any transaction that is otherwise taxable under this chapter unless the entity has obtained a sales tax exemption certificate from the department or the entity obtains or provides other documentation as required by the department. Eligible purchases or leases made with such a certificate must be in strict compliance with this subsection and departmental rules, and any person who makes an exempt purchase with a certificate that is not in strict compliance with this subsection and the rules is liable for and shall pay the tax. The department may adopt rules to administer this subsection.

(aa) ~~Qualified motor certain commercial~~ vehicles.—Also exempt is the sale, lease, or rental of a ~~qualified commercial~~ motor vehicle as defined in s. 207.002, when the following conditions are met:

1. The sale, lease, or rental occurs between two commonly owned and controlled corporations;
2. Such vehicle was titled and registered in this state at the time of the sale, lease, or rental; and
3. Florida sales tax was paid on the acquisition of such vehicle by the seller, lessor, or renter.

Section 30. Paragraphs (a) and (b) of subsection (4) of section 316.545, Florida Statutes, are amended to read:

316.545 Weight and load unlawful; special fuel and motor fuel tax enforcement; inspection; penalty; review.—

(4)(a) A commercial vehicle may not be operated over the highways of this state unless it has been properly *licensed* ~~registered~~ under s. 207.004. Whenever any law enforcement officer identified in s. 207.023(1), upon inspecting the vehicle or combination of vehicles, determines that the vehicle is in violation of s. 207.004, a penalty in the amount of \$50 shall be assessed, and the vehicle may be detained until payment is collected by the law enforcement officer.

(b) In addition to the penalty provided for in paragraph (a), the vehicle may be detained until the owner or operator of the vehicle furnishes evidence that the vehicle has been properly *licensed* ~~registered~~ pursuant to s. 207.004. Any officer of the Florida Highway Patrol or agent of the Department of Transportation may issue a temporary *fuel-use* ~~fuel-use~~ permit and collect the appropriate fee as provided for in s. 207.004(5) ~~s. 207.004(4)~~. Notwithstanding the provisions of subsection (6), all permit fees collected pursuant to this paragraph shall be transferred to the Department of Highway Safety and Motor Vehicles to be allocated pursuant to s. 207.026.

Section 31. Paragraph (a) of subsection (1) of section 318.15, Florida Statutes, is amended to read:

318.15 Failure to comply with civil penalty or to appear; penalty.—

(1)(a) If a person fails to comply with the civil penalties provided in s. 318.18 within the time period specified in s. 318.14(4), fails to enter into or comply with the terms of a penalty payment plan with the clerk of the court in accordance with ss. 318.14 and 28.246, fails to attend driver improvement school, or fails to appear at a scheduled hearing, the clerk of the court must notify the Department of Highway Safety and Motor Vehicles of such failure within 10 days after such failure. Upon receipt of such notice, the department must immediately issue an order suspending the driver license and privilege to drive of such person effective 20 days after the date the order of suspension is *provided* ~~mailed~~ in accordance with s. 322.251(1), (2), and (6). The order also must inform the person that he or she may contact the clerk of the court to establish a payment plan pursuant to s. 28.246(4) to make partial payments for court-related fines, fees, service charges, and court costs. Any such suspension of the driving privilege which has not been reinstated, including a similar suspension imposed outside of this state, must remain on the records of the department for a period of 7 years *after from* the date imposed and must be removed from the records after the expiration of 7 years *after from* the date it is imposed. The department may not accept the resubmission of such suspension.

Section 32. Paragraph (b) of subsection (1) of section 319.35, Florida Statutes, is amended to read:

319.35 Unlawful acts in connection with motor vehicle odometer readings; penalties.—

(1)

(b) It is unlawful for any person to knowingly provide false information on the odometer readings required pursuant to ss. 319.23(3) and 320.02(2)(d) ~~320.02(2)(b)~~.

Section 33. Subsection (3) of section 319.40, Florida Statutes, is amended to read:

319.40 Transactions by electronic or telephonic means.—

(3) The department may collect *e-mail* ~~electronic mail~~ addresses and use *e-mail* ~~electronic mail~~ in lieu of the United States Postal Service as a method of notification. However, any notice regarding the potential forfeiture or foreclosure of an interest in property must be sent via the United States Postal Service.

Section 34. Paragraph (b) of subsection (5) of section 320.03, Florida Statutes, is amended to read:

320.03 Registration; duties of tax collectors; International Registration Plan.—

(5)

(b) Upon a tax collector's request, the department may provide ancillary technology to integrate other tax collection systems used by tax collectors in order to provide tax collectors with data access and uniform interface functionalities for registration renewal transactions performed at a tax collector's office or online via a tax collector's website. The department shall prescribe the best manner of delivering the data access and uniform interface functionalities to tax collectors for the purpose of processing registration renewal transactions and shall provide the ability to record and process registration renewal transactions in the state system in real time and bulk data reporting for vehicle registrations, including each applicant's *e-mail* ~~electronic mail~~ address collected pursuant to s. 320.95. Such data and functionality may be used only for purposes of fulfilling the tax collector's statutory duties pursuant to this chapter, chapter 319, chapter 322, or chapter 328 and may not be resold or used for any other purpose. Such data access and uniform interface functionalities shall be developed no later than July 1, 2023. For the purposes of this paragraph, the term "registration renewal transactions" means issuance of motor vehicle, mobile home, and trailer registration certificates, registration license plates, and validation stickers.

Section 35. Subsection (10) of section 322.08, Florida Statutes, is amended to read:

322.08 Application for license; requirements for license and identification card forms.—

(10) The department may collect *e-mail* ~~electronic mail~~ addresses and use *e-mail* ~~electronic mail~~ in lieu of the United States Postal Service as a method of notification for the purpose of providing renewal notices.

Section 36. Paragraph (a) of subsection (8) of section 322.18, Florida Statutes, is amended to read:

322.18 Original applications, licenses, and renewals; expiration of licenses; delinquent licenses.—

(8) The department shall issue 8-year renewals using a convenience service without reexamination to drivers who have not attained 80 years of age. The department shall issue 6-year renewals using a convenience service when the applicant has satisfied the requirements of subsection (5).

(a) If the department determines from its records that the holder of a license about to expire is eligible for renewal, the department *must* ~~shall~~ mail a renewal notice to the licensee at his or her last known address or provide a renewal notice to the licensee by *e-mail* notification at least, ~~not less than~~ 30 days before ~~prior to~~ the licensee's birthday. The renewal notice *must* ~~shall~~ direct the licensee to appear at a driver license office for in-person renewal or to transmit the completed renewal notice and the fees required by s. 322.21 to the department using a convenience service.

Section 37. Subsection (4) of section 322.21, Florida Statutes, is amended to read:

322.21 License fees; procedure for handling and collecting fees.—

(4) If the department determines from its records or is otherwise satisfied that the holder of a license about to expire is entitled to have it renewed, the department *must* ~~shall~~ mail a renewal notice to the licensee at his or her last known address or provide a renewal notice to the licensee by *e-mail* notification at least, ~~within~~ 30 days before the licensee's birthday. The licensee *must* ~~shall~~ be issued a renewal license, after reexamination, if required, during the 30 days immediately preceding his or her birthday upon presenting a renewal notice, his or her current license, and the fee for renewal to the department at any driver license examining office.

Section 38. Subsection (3) and paragraph (a) of subsection (5) of section 322.245, Florida Statutes, are amended to read:

322.245 Suspension of license upon failure of person charged with specified offense under chapter 316, chapter 320, or this chapter to comply with directives ordered by traffic court or upon failure to pay child support in non-IV-D cases as provided in chapter 61 or failure to pay any financial obligation in any other criminal case.—

(3) If the person fails to comply with the directives of the court within the 30-day period, or, in non-IV-D cases, fails to comply with the requirements of s. 61.13016 within the period specified in that statute, the depository or the clerk of the court must electronically notify the department of such failure within 10 days. Upon electronic receipt of the notice, the department shall immediately issue an order suspending the person's driver license and privilege to drive effective 20 days after the date the order of suspension is *provided mailed* in accordance with s. 322.251(1), (2), and (6). The order of suspension must also contain information specifying that the person may contact the clerk of the court to establish a payment plan pursuant to s. 28.246(4) to make partial payments for fines, fees, service charges, and court costs.

(5)(a) When the department receives notice from a clerk of the court that a person licensed to operate a motor vehicle in this state under ~~the provisions of this chapter~~ has failed to pay financial obligations for any criminal offense other than those specified in subsection (1), in full or in part under a payment plan pursuant to s. 28.246(4), the department must suspend the license of the person named in the notice. The department shall *provide mail* an order of suspension in accordance with s. 322.251(1), (2), and (6), which must also contain information specifying that the person may contact the clerk of the court to establish a payment plan pursuant to s. 28.246(4) to make partial payments for fines, fees, service charges, and court costs.

Section 39. Subsections (3) and (5) of section 322.2615, Florida Statutes, are amended to read:

322.2615 Suspension of license; right to review.—

(3) If the department determines that the license should be suspended pursuant to this section and if the notice of suspension has not already been served upon the person by a law enforcement officer or correctional officer as provided in subsection (1), the department shall issue a notice of suspension and, unless the notice is *provided mailed* pursuant to s. 322.251, a temporary permit that expires 10 days after the date of issuance if the driver is otherwise eligible.

(5) After completion of the informal review, notice of the department's decision sustaining, amending, or invalidating the suspension of the driver license of the person whose license was suspended must be provided to such person. Such notice must be mailed to the person at the last known address shown on the department's records, *mailed or* to the address provided in the law enforcement officer's report if such address differs from the address of record, *or e-mailed to the e-mail address furnished to the department* within 21 days after the expiration of the temporary permit issued pursuant to subsection (1) or subsection (3).

Section 40. Subsection (4) of section 322.2616, Florida Statutes, is amended to read:

322.2616 Suspension of license; persons under 21 years of age; right to review.—

(4) If the department finds that the license of the person should be suspended under this section and if the notice of suspension has not already been served upon the person by a law enforcement officer or correctional officer as provided in subsection (2), the department *must shall* issue a notice of suspension and, unless the notice is *provided mailed* under s. 322.251, a temporary driving permit that expires 10 days after the date of issuance if the driver is otherwise eligible.

Section 41. Subsection (3) of section 322.64, Florida Statutes, is amended to read:

322.64 Holder of commercial driver license; persons operating a commercial motor vehicle; driving with unlawful blood-alcohol level; refusal to submit to breath, urine, or blood test.—

(3) If the department determines that the person arrested should be disqualified from operating a commercial motor vehicle pursuant to this section and if the notice of disqualification has not already been served upon the person by a law enforcement officer or correctional officer as provided in subsection (1), the department *must shall* issue a notice of disqualification and, unless the notice is *provided mailed* pursuant to s. 322.251, a temporary permit which expires 10 days after the date of issuance if the driver is otherwise eligible.

Section 42. Subsection (1) of section 324.091, Florida Statutes, is amended to read:

324.091 Notice to department; notice to insurer.—

(1) Each owner and operator involved in a crash or conviction case within the purview of this chapter shall furnish evidence of automobile liability insurance or motor vehicle liability insurance within 14 days after the date of *providing the mailing of* notice of crash by the department in the form and manner as it may designate. Upon receipt of evidence that an automobile liability policy or motor vehicle liability policy was in effect at the time of the crash or conviction case, the department shall forward to the insurer such information for verification in a method as determined by the department. The insurer shall respond to the department within 20 days after the notice whether or not such information is valid. If the department determines that an automobile liability policy or motor vehicle liability policy was not in effect and did not provide coverage for both the owner and the operator, it *must shall* take action as it is authorized to do under this chapter.

Section 43. Paragraph (c) of subsection (1) of section 324.171, Florida Statutes, is amended to read:

324.171 Self-insurer.—

(1) Any person may qualify as a self-insurer by obtaining a certificate of self-insurance from the department which may, in its discretion and upon application of such a person, issue said certificate of self-insurance when such person has satisfied the requirements of this section to qualify as a self-insurer under this section:

(c) The owner of a commercial motor vehicle, as defined in ~~s. 207.002 or s. 320.01~~ *or a qualified motor vehicle as defined in s. 207.002*, may qualify as a self-insurer subject to the standards provided for in subparagraph (b)2.

Section 44. Subsection (3) of section 328.30, Florida Statutes, is amended to read:

328.30 Transactions by electronic or telephonic means.—

(3) The department may collect *e-mail electronic mail* addresses and use *e-mail electronic mail* in lieu of the United States Postal Service as a *method of notification for the purpose of providing renewal notices*.

Section 45. Paragraph (b) of subsection (1) of section 328.73, Florida Statutes, is amended to read:

328.73 Registration; duties of tax collectors.—

(1)

(b) Upon a tax collector's request, the department may provide ancillary technology to integrate other tax collection systems used by tax collectors in order to provide tax collectors with data access and uniform interface functionalities for registration renewal transactions performed at a tax collector's office or online via a tax collector's website. The department shall prescribe the best manner of delivering the data access and uniform interface functionalities to tax collectors for the purpose of processing registration renewal transactions and shall provide the ability to record and process registration renewal transactions in the state system in real time and bulk data reporting for vessel registrations, including each applicant's *e-mail electronic mail* address collected pursuant to s. 328.30. Such data and functionality may be used only for purposes of fulfilling the tax collector's statutory duties pursuant to this chapter, chapter 319, chapter 320, or chapter 322 and may not be resold or used for any other purpose. Such data access and uniform interface functionalities shall be developed no later than July 1, 2023. For the purposes of this paragraph, the term "registration renewal transactions" means vessel registration certificates, vessel numbers, and decals.

Section 46. Section 627.7415, Florida Statutes, is amended to read:

627.7415 Commercial motor vehicles *and qualified motor vehicles*; additional liability insurance coverage.—Commercial motor vehicles; as defined in ~~s. 207.002 or s. 320.01~~ *and qualified motor vehicles as defined*

in s. 207.002; operated upon the roads and highways of this state ~~shall~~ be insured with the following minimum levels of combined bodily liability insurance and property damage liability insurance in addition to any other insurance requirements:

(1) Fifty thousand dollars per occurrence for a commercial motor vehicle or *qualified motor vehicle* with a gross vehicle weight of 26,000 pounds or more, but less than 35,000 pounds.

(2) One hundred thousand dollars per occurrence for a commercial motor vehicle or *qualified motor vehicle* with a gross vehicle weight of 35,000 pounds or more, but less than 44,000 pounds.

(3) Three hundred thousand dollars per occurrence for a commercial motor vehicle or *qualified motor vehicle* with a gross vehicle weight of 44,000 pounds or more.

(4) All commercial motor vehicles and *qualified motor vehicles* subject to regulations of the United States Department of Transportation, 49 C.F.R. part 387, subparts A and B, and as may be hereinafter amended, ~~shall~~ be insured in an amount equivalent to the minimum levels of financial responsibility as set forth in such regulations.

A violation of this section is a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318.

Section 47. This act shall take effect October 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to transportation; amending s. 207.001, F.S.; revising a short title; amending s. 207.002, F.S.; providing and revising definitions; amending s. 207.004, F.S.; requiring licensing, rather than registration, of motor carriers; requiring fuel tax decals, rather than identifying devices, for motor carriers; requiring a copy of the license to be carried in each qualified motor vehicle or made available electronically; specifying how fuel tax decals are to be displayed on qualified motor vehicles; requiring the Department of Highway Safety and Motor Vehicles or its authorized agent to issue licenses and fuel tax decals; requiring fuel tax decal renewal orders to be submitted electronically beginning on a specified date; revising required contents of temporary fuel-use permits; removing provisions relating to driveaway permits; amending s. 207.005, F.S.; revising reporting periods and due dates for motor fuel use tax returns; requiring such tax returns to be submitted electronically beginning on a specified date; amending s. 207.007, F.S.; revising requirements for calculation of interest due for delinquent tax; providing penalties for any person who counterfeits, alters, manufactures, or sells fuel tax licenses, fuel tax decals, or temporary fuel-use permits except under certain circumstances; amending s. 207.019, F.S.; requiring motor carriers to destroy fuel tax decals under certain circumstances and notify the department; amending s. 316.065, F.S.; revising the apparent amount of property damage that requires the driver of a vehicle involved in a crash to notify law enforcement of the crash; amending s. 320.02, F.S.; providing an exemption from certain vehicle registration requirements for certain active duty military members; requiring applicants to provide proof of address; revising requirements for documenting an applicant's address and proof of legal presence; defining the term "REAL ID driver license or identification card"; removing certain requirements for business applicants; amending s. 320.061, F.S.; revising a prohibition on obscuring a license plate; providing that the use of a license plate frame or decorative border is not prohibited under specified conditions; amending s. 320.084, F.S.; providing that a disabled veteran may retain a certain license plate designation upon reissuance, renewal, or transfer of the plate; amending s. 320.0843, F.S.; authorizing applications for certain license plates to be made to the tax collector; providing that such license plates may be stamped with specified letters at the option of the applicant; authorizing the tax collector to issue such plates immediately on demand; amending s. 320.262, F.S.; revising the definition of the term "license plate obscuring device"; providing that the use of a license plate frame or decorative border device is not prohibited under specified conditions; amending s. 320.64, F.S.; authorizing licensees to reject the succession to interest in a franchise agreement of a motor vehicle dealer under certain circumstances; clarifying the motor vehicles for which a licensee must pay certain costs to a motor vehicle dealer under certain circumstances; prohibiting a licensee from distributing more than a specified percentage of a specified number of motor vehicles of a particular line-make during a certain period to one motor vehicle dealer or dealers that share common ownership or control; providing applicability; amending

s. 320.643, F.S.; authorizing a licensee to reject a sale, transfer, alienation, or other disposition of a franchise agreement or an equity interest in a motor vehicle dealer under certain circumstances; amending s. 320.95, F.S.; authorizing the department to use e-mail as a method of notification; amending s. 322.01, F.S.; revising the definition of the term "tank vehicle"; amending ss. 322.051 and 322.17, F.S.; requiring an e-mail address to be included on an identification card application and a request for a replacement driver license or instruction permit, respectively; amending s. 322.251, F.S.; authorizing orders of cancellation, suspension, revocation, or disqualification to be provided by e-mail notification; amending s. 337.401, F.S.; prohibiting municipalities and counties from requiring that providers locate or perform surveys of certain facilities; requiring a provider to use certain means to avoid damaging certain facilities under specified circumstances; prohibiting municipalities and counties from taking certain actions relating to certain facility permits; authorizing municipalities and counties to require a bond or other financial instrument; prohibiting municipalities and counties from imposing or collecting a tax, fee, cost, charge, or exaction for the placement of certain communications facilities; revising applicability; revising the definition of the term "application"; prohibiting an authority from requiring compliance with an authority's provisions regarding placement of communications facilities in certain locations; providing exceptions; requiring that certain authority ordinances apply to all providers of communications services; providing bond requirements; providing requirements for certain financial obligations required by an authority; prohibiting an authority from requiring a deposit or escrow of cash or agreement with certain terms; prohibiting an authority from requiring a communications service provider to indemnify it for certain liabilities; prohibiting an authority from imposing certain landscaping and vegetation management requirements; amending ss. 120.80, 207.003, 207.008, 207.011, 207.013, 207.014, 207.023, 207.0281, 212.08, 316.545, 318.15, 319.35, 319.40, 320.03, 322.08, 322.18, 322.21, 322.245, 322.2615, 322.2616, 322.64, 324.091, 324.171, 328.30, 328.73, and 627.7415, F.S.; conforming provisions to changes made by the act; providing an effective date.

On motion by Senator Massullo, the Senate concurred in **House Amendment 1 (078509)**.

SB 488 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—36

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | McClain |
| Arrington | Gaetz | Osgood |
| Berman | Garcia | Passidomo |
| Bernard | Grall | Polsky |
| Boyd | Gruters | Rodriguez |
| Bracy Davis | Harrell | Rouson |
| Bradley | Hooper | Sharief |
| Brodeur | Jones | Simon |
| Burgess | Leek | Smith |
| Burton | Martin | Truenow |
| Calatayud | Massullo | Wright |
| Davis | Mayfield | Yarborough |

Nays—None

Vote after roll call:

Yea—Avila

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 538, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for CS for SB 538—A bill to be entitled An act relating to extracurricular activities; amending s. 1001.43, F.S.; authorizing district school boards to adopt policies for the use of certain funds to provide funding to athletic coaches or activity sponsors of extracurricular activities; prohibiting such funds from being used as severance pay or

compensation; amending s. 1006.15, F.S.; making technical changes; defining terms; revising the definition of the term "eligible to participate"; revising eligibility requirements for a student to participate in an interscholastic or intrascholastic extracurricular activity; providing construction; deleting obsolete provisions; requiring that insurance provided by district school boards for participants in extracurricular activities cover any eligible student; deleting requirements for the Florida High School Athletic Association (FHSAA) to facilitate a program for private school students to participate in an interscholastic or intrascholastic sport; requiring the athletic director or other appropriate administrator to maintain student records for all eligible students participating in interscholastic or intrascholastic extracurricular activities at a member school; revising requirements for a student to apply to participate in an interscholastic or intrascholastic extracurricular activity at certain schools; authorizing a public school to assess an activity fee for certain students; defining the term "prorated per-student cost to the school or district for the activity"; requiring district school boards to adopt a policy for calculating specified costs; requiring that the activity fee schedule and supporting calculations be published on the school district website; providing a limitation on a specified fee assessed by a public school; requiring parents to provide for the transportation to and from the school for their student; providing indemnity for a school and district school board under specified circumstances; prohibiting a student from participating in interscholastic or intrascholastic extracurricular activities at two different schools within the same school year unless the student meets specified criteria; requiring the governing organization to provide a certain determination of eligibility within a specified timeframe; requiring the governing organization to adopt specified bylaws; authorizing the governing organization to adopt additional bylaws; deleting provisions providing requirements for certain student transfers; amending s. 1002.31, F.S.; deleting obsolete language; amending s. 1002.33, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1006.195, F.S.; conforming cross-references; amending s. 1006.20, F.S.; requiring the FHSAA to adopt, maintain, and enforce specified manuals or handbooks; requiring the FHSAA to ensure that athletes may request certain exemptions or accommodations; requiring the FHSAA to provide accommodations under certain circumstances; authorizing a student who is denied certain eligibility to appeal a decision made by the governing organization; requiring the governing organization to adopt bylaws to establish a timeline for an appeals process; providing a limitation on such timelines; amending s. 1012.01, F.S.; including athletic administrators in the broad classification of K-12 administrative personnel; authorizing district school superintendents to negotiate specified compensation; providing requirements for such compensation; providing an effective date.

House Amendment 1 (838301) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (i) is added to subsection (2) of section 1001.43, Florida Statutes, to read:

1001.43 Supplemental powers and duties of district school board.—The district school board may exercise the following supplemental powers and duties as authorized by this code or State Board of Education rule.

(2) FISCAL MANAGEMENT.—The district school board may adopt policies providing for fiscal management of the school district with respect to school purchasing, facilities, nonstate revenue sources, budgeting, fundraising, and other activities relating to the fiscal management of district resources, including, but not limited to, the policies governing:

(i) *Use of voluntary donations and revenues generated by authorized booster clubs or associations to provide funds to athletic coaches, activity directors, or activity sponsors of an extracurricular activity supported by the booster club or association. Any policy authorizing payment by booster clubs or associations may not control the provision of funds except that such funds may not be used for severance pay or for compensation as defined in s. 1012.22 and must comply with all applicable laws.*

Section 2. Section 1006.15, Florida Statutes, is amended to read:

1006.15 Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation.—

(1) *SHORT TITLE.*—This section may be cited as the “Craig Dickinson Act.”

(2) *DETERMINATION.*—Interscholastic extracurricular student activities are an important complement to the academic curriculum. Participation in a comprehensive extracurricular and academic program contributes to student development of the social and intellectual skills necessary to become a well-rounded adult. As used in this section, the term “extracurricular” means any school-authorized or education-related activity occurring during or outside the regular instructional school day. In the determination of whether a school offers an activity or a sport, the activity or sport must meet the designation requirements of s. 1006.205(3)(a).

(3)(~~a~~) *DEFINITIONS.*—As used in this section and s. 1006.20, the term:

(a) *“Eligible student” means a home education student, charter school student, private school student, Florida Virtual School student, alternative school student, or traditional public school student who wishes to participate in an interscholastic or intrascholastic extracurricular activity.*

(b) *“Eligible to participate”:*

1. Includes, but is not limited to, a student participating in *any of the following:*

- a. Tryouts.;
- b. Off-season conditioning.;
- c. Summer workouts.;
- d. Preseason conditioning.;
- e. In-season practice.;
- f. ~~or~~ Contests.

2. ~~The term~~ Does not mean that a student must be placed on any specific team for interscholastic or intrascholastic extracurricular activities.

(c) *“Extracurricular” means any school-authorized or education-related activity occurring during or outside the regular instructional school day.*

(d) *“Governing organization” means any organization that governs the interscholastic or intrascholastic extracurricular activity of a school, including, but not limited to, the Florida High School Athletic Association.*

(4) *ELIGIBILITY.*—

(a) To be eligible to participate in interscholastic extracurricular student activities, a student must:

1. Maintain a grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the previous semester or a cumulative grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the courses required by s. 1002.3105(5) or s. 1003.4282.

2. Execute and fulfill the requirements of an academic performance contract between the student, the district school board, the appropriate governing association, and the student's parents, if the student's cumulative grade point average falls below 2.0, or its equivalent, on a 4.0 scale in the courses required by s. 1002.3105(5) or s. 1003.4282. At a minimum, the contract must require that the student attend summer school, or its graded equivalent, between grades 9 and 10 or grades 10 and 11, as necessary.

3. Have a cumulative grade point average of 2.0 or above on a 4.0 scale, or its equivalent, in the courses required by s. 1002.3105(5) or s. 1003.4282 during his or her junior or senior year.

4. Maintain satisfactory conduct, including adherence to appropriate dress and other codes of student conduct policies described in s. 1006.07(2). If a student is convicted of, or is found to have committed, a felony or a delinquent act that would have been a felony if committed by an adult, regardless of whether adjudication is withheld, the student's participation in interscholastic extracurricular activities is contingent upon established and published district school board policy.

(b) Any student who is exempt from attending a full school day based on rules adopted by the district school board for double session schools or programs, experimental schools, or schools operating under emergency conditions must maintain the grade point average required by this section and pass each class for which he or she is enrolled.

(c) *A home education student must meet the requirements of the home education program pursuant to s. 1002.41.*

1. *During the period of participation at a school, the home education student must demonstrate educational progress as required in paragraph (b) in all subjects taken in the home education program by a method of evaluation agreed upon by the parent and the school principal, which evaluation may include review of the student's work by a certified teacher chosen by the parent; grades earned through correspondence; grades earned in courses taken at a Florida College System institution, state university, or district career center; standardized test scores above the 35th percentile; or any other method designated in s. 1002.41.*

2. *The home education student must meet the same standards of acceptance, behavior, and performance as required of other students in extracurricular activities.*

3. *A student who transfers from a home education program to a public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period, provided the student has a successful evaluation from the previous school year pursuant to subparagraph 1.*

~~(d)(e)1.~~ *An individual home education student is eligible to participate in an interscholastic or intrascholastic extracurricular activity at the school in which he or she is enrolled.*

(e) *An eligible student may participate in an interscholastic or intrascholastic extracurricular activity at a school other than the school in which the student is enrolled if:*

1. *The school in which the student is enrolled does not offer the same interscholastic or intrascholastic extracurricular activity or the student is in a home education program; and*

2. *The school at which the student will participate in the interscholastic or intrascholastic extracurricular activity is located in the school district in which the student resides.*

(f) *If no public or charter schools in the district in which the student resides offer the interscholastic or intrascholastic extracurricular activity, and an agreement cannot be reached with a private school in the district in which the student resides, the student may participate at a public, charter, or private school that is appropriate for the student's grade level located outside of his or her school district. The school at which the student participates pursuant to this paragraph must be in a school district adjacent to the school district in which the student resides.*

(g) *If a student has exhausted all options outlined above for participation in an interscholastic or intrascholastic extracurricular activity, the student may petition the executive director of the applicable governing organization to explore options for participation at a school not otherwise authorized by this section.*

(h) *For purposes of this subsection, any participation by an eligible student at a private school other than the school in which the student is enrolled must be pursuant to an agreement between the private school and the student. ~~at the public school to which the student would be assigned according to district school board attendance area policies or which the student could choose to attend pursuant to s. 1002.31, or may~~*

~~develop an agreement to participate at a private school, in the interscholastic extracurricular activities of that school, provided the following conditions are met:~~

~~a. The home education student must meet the requirements of the home education program pursuant to s. 1002.41.~~

~~b. During the period of participation at a school, the home education student must demonstrate educational progress as required in paragraph (b) in all subjects taken in the home education program by a method of evaluation agreed upon by the parent and the school principal which may include: review of the student's work by a certified teacher chosen by the parent; grades earned through correspondence; grades earned in courses taken at a Florida College System institution, university, or trade school; standardized test scores above the 35th percentile; or any other method designated in s. 1002.41.~~

~~e. The home education student must meet the same residency requirements as other students in the school at which he or she participates.~~

~~d. The home education student must meet the same standards of acceptance, behavior, and performance as required of other students in extracurricular activities.~~

~~e. The student must register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school before participation. A home education student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.~~

~~f. A student who transfers from a home education program to a public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period provided the student has a successful evaluation from the previous school year, pursuant to subparagraph b.~~

~~g. Any public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a home education student until the student has successfully completed one grading period in home education pursuant to sub paragraph b. to become eligible to participate as a home education student.~~

~~2. An individual home education student is eligible to participate on an interscholastic athletic team at any public school in the school district in which the student resides, provided the student meets the conditions specified in sub paragraphs 1.a. g.~~

~~(d) An individual charter school student pursuant to s. 1002.33 is eligible to participate at the public school to which the student would be assigned according to district school board attendance area policies or which the student could attend, or may develop an agreement to participate at a private school, in any interscholastic extracurricular activity of that school, unless such activity is provided by the student's charter school, if the following conditions are met:~~

~~1. The charter school student must meet the requirements of the charter school education program as determined by the charter school governing board.~~

~~2. During the period of participation at a school, the charter school student must demonstrate educational progress as required in paragraph (b).~~

~~3. The charter school student must meet the same residency requirements as other students in the school at which he or she participates.~~

~~4. The charter school student must meet the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities.~~

~~5. The charter school student must register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school before participation. A charter school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.~~

6. A student who transfers from a charter school program to a traditional public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period if the student has a successful evaluation from the previous school year pursuant to subparagraph 2.

7. Any public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a charter school student until the student has successfully completed one grading period in a charter school pursuant to subparagraph 2, to become eligible to participate as a charter school student.

(c) A student of the Florida Virtual School full-time program may participate in any interscholastic extracurricular activity at the public school to which the student would be assigned according to district school board attendance area policies or which the student could choose to attend pursuant to s. 1002.21, or may develop an agreement to participate at a private school, if the student:

1. During the period of participation in the interscholastic extracurricular activity, meets the requirements in paragraph (a);
2. Meets any additional requirements as determined by the board of trustees of the Florida Virtual School;
3. Meets the same residency requirements as other students in the school at which he or she participates;
4. Meets the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities;
5. Registers his or her intent to participate in interscholastic extracurricular activities with the school before participation. A Florida Virtual school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

(f) A student who transfers from the Florida Virtual School full-time program to a traditional public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period if the student has a successful evaluation from the previous school year pursuant to paragraph (a).

(g) A public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a Florida Virtual School student until the student successfully completes one grading period in the Florida Virtual School pursuant to paragraph (a).

(h) A student in a full-time virtual instruction program under s. 1002.45, including the full-time Florida Virtual School program, a full-time school district virtual instruction program, or a full-time virtual charter school, is eligible to participate on an interscholastic athletic team at any public school in the school district in which the student resides, or may develop an agreement to participate at a private school, provided the student:

1. During the period of participation in the interscholastic extracurricular activity, meets the requirements in paragraph (a);
2. Meets any additional requirements as determined by the board of trustees of the Florida Virtual School, the district school board, or the governing board of the virtual charter school, as applicable;
3. Meets the same residency requirements as other students in the school at which he or she participates;
4. Meets the same standards of athletic team acceptance, behavior, and performance which are required of other students in extracurricular activities; and
5. Registers his or her intent to participate in interscholastic extracurricular activities with the school before participation.

(i) An individual traditional public school student who is otherwise eligible to participate in interscholastic extracurricular activities may

either participate in any such activity at any public school in the school district in which the student resides or develop an agreement to participate in such activity at a private school, unless the activity is provided by the student's traditional public school. Such student must:

1. Meet the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities at the school at which the student wishes to participate.
2. Before participation, register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school. The student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

(j)1. A school district or charter school may not delay eligibility or otherwise prevent a student participating in controlled open enrollment, or a choice program, from being immediately eligible to participate in interscholastic and intrascholastic extracurricular activities.

2. A student may not participate in a sport if the student participated in that same sport at another school during that school year, unless the student meets one of the following criteria:

- a. Dependent children of active duty military personnel whose move resulted from military orders.
- b. Children who have been relocated due to a foster care placement in a different school zone.
- c. Children who move due to a court-ordered change in custody due to separation or divorce, or the serious illness or death of a custodial parent.
- d. Authorized for good cause in district or charter school policy.

(5)(4) *BEGINNING APPLICABILITY.*—The student standards for participation in interscholastic extracurricular activities must be applied beginning with the student's first semester of the 9th grade. Each student must meet such other requirements for participation as may be established by the district school board; however, a district school board may not establish requirements for participation in interscholastic extracurricular activities which make participation in such activities less accessible to home education students than to other students. ~~Except as set forth in paragraph (3)(c), evaluation processes or requirements that are placed on home education student participants may not go beyond those that apply under s. 1002.41 to home education students generally.~~

(6)(5) *GOVERNING ORGANIZATION RESPONSIBILITIES.*—*All governing organizations* Any organization or entity that regulates or governs interscholastic extracurricular activities of public schools:

- (a) Shall permit home education associations to join as member schools.
- (b) ~~May~~ Shall not discriminate against any eligible student based on an educational choice of public, private, or home education.

(c) *Must adopt, maintain, and enforce sport-specific manuals or handbooks that govern interscholastic competition, which must comply with the requirements of s. 1006.20(2)(o).*

(7)(6) *PROHIBITED MEMBERSHIPS.*—Public schools are prohibited from membership in any governing organization that ~~or entity~~ which regulates or governs interscholastic extracurricular activities and discriminates against eligible students in public, private, or home education.

(8)(7) *INSURANCE.*—Any insurance provided by district school boards for participants in extracurricular activities ~~must~~ shall cover any eligible the participating home education student. If there is an additional premium for such coverage, the participating home education student shall pay the premium.

(8)(a) The Florida High School Athletic Association (FHSAA) shall, in cooperation with each district school board and its member private schools, facilitate a program in which a middle school or high school student who attends a private school is eligible to participate in an interscholastic or intrascholastic sport at a member public high school, a member public middle school, a member 6-12 public school, or a

member private school, as appropriate for the private school student's grade level, if:

~~1. The private school in which the student is enrolled is not a member of the FHSAA or the private school in which the student is enrolled is a member of the FHSAA and does not offer the sport in which the student wishes to participate.~~

~~2. The private school student meets the guidelines for the conduct of the program established by the FHSAA's board of directors and the district school board or member private school. At a minimum, such guidelines must provide a deadline for each sport by which the private school student's parents must register with the member school in writing their intent for their child to participate at that school in the sport.~~

~~(b) The parents of a private school student participating in a member school sport under this subsection are responsible for transporting their child to and from the member school at which the student participates. The private school the student attends, the member school at which the student participates in a sport, the district school board, and the FHSAA are exempt from civil liability arising from any injury that occurs to the student during such transportation.~~

~~(c) For each academic year, a private school student may only participate at the member school in which the student is first registered under subparagraph (a)2. or makes himself or herself a candidate for an athletic team by engaging in a practice.~~

~~(9) SCHOOL RESPONSIBILITIES.—~~

~~(a)(d) The athletic director or other appropriate administrator of each participating FHSAA member school shall maintain the student records necessary for eligibility, compliance, and participation for all eligible students participating in interscholastic or intrascholastic extracurricular activities at the school in the program.~~

~~(b)(e) Any private school that has a student who is seeking wishes to participate in interscholastic or intrascholastic extracurricular activities at another school this program must make all student records related to that student, including, but not limited to, academic, financial, disciplinary, and attendance records, available upon request of the governing organization FHSAA.~~

~~(c)1. Each public school may assess an activity fee to an enrolled student. Each public school may assess an activity fee to a student who is not enrolled but is eligible to participate pursuant to this section, provided that such fee does not exceed the greater of the following:~~

~~a. The fee students enrolled at the school pay to participate in the activity; or~~

~~b. A reasonable fee based on the costs to the school, not to exceed \$400 per activity.~~

~~2. Annually by July 1, activity fees developed pursuant to sub-subparagraph 1.b. must be approved by the district school board or charter school governing board, as appropriate, after being voted on as an action item. Each public school must publish a complete list of fees developed under this paragraph, by activity, on its website before the beginning of each school year.~~

~~3. Each school district and charter school shall annually report to the Department of Education all fees assessed pursuant to this paragraph.~~

~~(d) Notwithstanding paragraph (c), a home education student, pursuant to s. 1002.41, or a public school student participating at a public school at which he or she is not enrolled may only be assessed the fee paid by students enrolled at the school to participate in the activity.~~

~~(e) The parents of the student participating in the interscholastic or intrascholastic extracurricular activity must provide for the transportation of the student to and from the school at which the student participates. The school in which the student is enrolled, the school at which the student participates in the extracurricular activity, and the district school board are exempt from civil liability arising from any injury that occurs to the student during such transportation.~~

~~(10) STUDENT TRANSFERS.—~~

~~(a) A student may not participate in sports at two different schools during the same school year, unless the student:~~

~~1. Is a dependent child of active duty military personnel whose move resulted from military orders;~~

~~2. Has been relocated due to a foster care placement in a different school zone;~~

~~3. Has moved due to a court-ordered change in custody due to separation or divorce, or the serious illness or death of a custodial parent; or~~

~~4. Has been granted approval by the applicable governing organization's executive director.~~

~~(b) The governing organization must provide a determination of eligibility to the requesting student within 14 days after such a request is made.~~

~~(c) The governing organization shall adopt bylaws establishing criteria for determining eligibility of students pursuant to this section and an appeals procedure equivalent to the appeals procedure set forth in s. 1006.20(7).~~

~~(11) APPLICABILITY.—Any organization that conducts a school-related or school support-related function or activity is subject to the requirements of this section.~~

~~(12) BYLAWS.—The governing organization may adopt additional bylaws to implement this section.~~

~~(f) A student must apply to participate in this program through the FHSAA program application process.~~

~~(9)(a) A student who transfers to a school during the school year may seek to immediately join an existing team if the roster for the specific interscholastic or intrascholastic extracurricular activity has not reached the activity's identified maximum size and if the coach for the activity determines that the student has the requisite skill and ability to participate. The FHSAA and school district or charter school may not declare such a student ineligible because the student did not have the opportunity to comply with qualifying requirements.~~

~~(b) A student may not participate in a sport if the student participated in that same sport at another school during that school year, unless the student meets one of the following criteria:~~

~~1. Dependent children of active duty military personnel whose move resulted from military orders.~~

~~2. Children who have been relocated due to a foster care placement in a different school zone.~~

~~3. Children who move due to a court-ordered change in custody due to separation or divorce, or the serious illness or death of a custodial parent.~~

~~4. Authorized for good cause in district or charter school policy.~~

~~(10) A student who participates in an interscholastic or intrascholastic activity at a public school and who transfers from that school during the school year must be allowed to continue to participate in the activity at that school for the remainder of the school year if:~~

~~(a) During the period of participation in the activity, the student continues to meet the requirements specified in paragraph (3)(a).~~

~~(b) The student continues to meet the same standards of acceptance, behavior, and performance which are required of other students participating in the activity, except for enrollment requirements at the school at which the student participates.~~

~~(c) The parents of the student participating in the activity provide for the transportation of the student to and from the school at which the student participates. The school the student attends, the school at which the student participates in the activity, and the district school~~

~~board are exempt from civil liability arising from any injury that occurs to the student during such transportation.~~

Section 3. Subsection (6) of section 1002.31, Florida Statutes, is amended to read:

1002.31 Controlled open enrollment; public school parental choice.—

(6)~~(a)~~ A school district or charter school may not delay eligibility or otherwise prevent a student participating in controlled open enrollment or a choice program from being immediately eligible to participate in interscholastic and intrascholastic extracurricular activities, *except as provided under s. 1006.15.*

~~(b) A student may not participate in a sport if the student participated in that same sport at another school during that school year, unless the student meets one of the following criteria:~~

- ~~1. Dependent children of active duty military personnel whose move resulted from military orders.~~
- ~~2. Children who have been relocated due to a foster care placement in a different school zone.~~
- ~~3. Children who move due to a court ordered change in custody due to separation or divorce, or the serious illness or death of a custodial parent.~~
- ~~4. Authorized for good cause in district or charter school policy.~~

Section 4. Subsection (11) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

(11) PARTICIPATION IN INTERSCHOLASTIC EXTRACURRICULAR ACTIVITIES.—A charter school student is eligible to participate in an interscholastic extracurricular activity ~~at the public school to which the student would be otherwise assigned to attend, or may develop an agreement to participate at a private school, pursuant to s. 1006.15 s. 1006.15(3)(d).~~

Section 5. Paragraphs (a) and (b) of subsection (1) of section 1006.195, Florida Statutes, are amended to read:

1006.195 District school board, charter school authority and responsibility to establish student eligibility regarding participation in interscholastic and intrascholastic extracurricular activities.—Notwithstanding any provision to the contrary in ss. 1006.15, 1006.18, and 1006.20, regarding student eligibility to participate in interscholastic and intrascholastic extracurricular activities:

(1)(a) A district school board ~~shall~~ ~~must~~ establish, through its code of student conduct, student eligibility standards and related student disciplinary actions regarding student participation in interscholastic and intrascholastic extracurricular activities. The code of student conduct must provide that:

1. A student not currently suspended from interscholastic or intrascholastic extracurricular activities, or suspended or expelled from school, pursuant to a district school board’s suspension or expulsion powers provided in law, including ss. 1006.07, 1006.08, and 1006.09, is eligible to participate in interscholastic and intrascholastic extracurricular activities.
2. A student may not participate in a sport if the student participated in that same sport at another school during that school year, unless the student meets the criteria in *s. 1006.15(10)(a)* ~~s. 1006.15(3)(j).~~
3. A student’s eligibility to participate in any interscholastic or intrascholastic extracurricular activity may not be affected by any alleged recruiting violation until final disposition of the allegation pursuant to s. 1006.20(2)(b).

(b) Students who participate in interscholastic and intrascholastic extracurricular activities for, but are not enrolled in, a public school pursuant to *s. 1006.15(4)* ~~s. 1006.15(3)(e) (e) and (8)~~, are subject to the

district school board’s code of student conduct for the limited purpose of establishing and maintaining the student’s eligibility to participate at the school.

Section 6. Paragraph (e) of subsection (7) of section 1006.20, Florida Statutes, is amended, and paragraph (o) is added to subsection (2) of that section, to read:

1006.20 Athletics in public K-12 schools.—

(2) ADOPTION OF BYLAWS, POLICIES, OR GUIDELINES.—

(o) *The FHSAA shall adopt, maintain, and enforce sport-specific manuals or handbooks that govern interscholastic competition. The manuals or handbooks may include, but are not limited to, timing, scoring, equipment, officiating, and athlete safety. The FHSAA must ensure that athletes may request exemptions or accommodations from real-time scoring requirements not later than 72 hours before a sanctioned event. If a request is made within the prescribed time, the FHSAA must provide access to accommodations for such participants.*

(7) APPEALS.—

(e) A student athlete or member school that receives an unfavorable ruling from a committee on appeals or the executive director shall be entitled to appeal that decision to the board of directors at its next regularly scheduled meeting or called meeting. *The FHSAA’s bylaws must establish a timeline for appeals relating to eligibility which may not exceed 20 days after the date of receipt of the appeal.* The board of directors shall have the authority to uphold, reverse, or amend the decision of the committee on appeals or the executive director. In all such cases, the decision of the board of directors shall be final.

Section 7. Paragraph (d) is added to subsection (3) of section 1012.01, Florida Statutes, to read:

1012.01 Definitions.—As used in this chapter, the following terms have the following meanings:

(3) ADMINISTRATIVE PERSONNEL.—“Administrative personnel” includes K-12 personnel who perform management activities such as developing broad policies for the school district and executing those policies through the direction of personnel at all levels within the district. Administrative personnel are generally high-level, responsible personnel who have been assigned the responsibilities of systemwide or schoolwide functions, such as district school superintendents, assistant superintendents, deputy superintendents, school principals, assistant principals, career center directors, and others who perform management activities. Broad classifications of K-12 administrative personnel are as follows:

(d) *Extracurricular activities administrator.—Included in this classification is any athletic director or coach or any activity director or sponsor specified by the district school superintendent at the request of the individual. The district school superintendent may negotiate individual compensation in excess of compensation otherwise awardable pursuant to s. 1012.22. Such compensation may not exceed the compensation of the highest paid administrator in the district.*

Section 8. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to extracurricular activities; amending s. 1001.43, F.S.; authorizing district school boards to adopt policies for the use of certain funds to provide funding to specified persons relating to extracurricular activities; prohibiting such funds from being used as severance pay or compensation; amending s. 1006.15, F.S.; providing and revising definitions; revising eligibility requirements for a student to participate in an interscholastic or intrascholastic extracurricular activity; providing construction; deleting obsolete provisions; requiring governing organizations to adopt, maintain, and enforce specified manuals or handbooks; requiring that insurance provided by district school boards for participants in extracurricular activities cover any eligible student; deleting requirements for the Florida High School Athletic Association (FHSAA) to facilitate a program for private school students to participate in an interscholastic or intrascholastic sport;

requiring the athletic director or other appropriate administrator to maintain records for all eligible students participating in interscholastic or intrascholastic extracurricular activities at a member school; revising requirements for a student to apply to participate in an interscholastic or intrascholastic extracurricular activity at certain schools; authorizing a public school to assess an activity fee for certain students; providing a limitation on such fee; requiring such fee to be annually approved by a district school board or charter school governing board, as appropriate; requiring each school to annually publish a complete list of such fees on its website; requiring school districts and charter schools to annually report such fees to the Department of Education; requiring parents to provide transportation to and from the school for their students; providing indemnity for a school and district school board under specified circumstances; prohibiting a student from participating in interscholastic or intrascholastic extracurricular activities at two different schools within the same school year unless the student meets specified criteria; requiring the governing organization to provide a certain determination of eligibility within a specified timeframe; requiring the governing organization to adopt specified bylaws; authorizing the governing organization to adopt additional bylaws; deleting provisions providing requirements for certain student transfers; amending s. 1002.31, F.S.; deleting obsolete language; conforming provisions to changes made by the act; amending s. 1002.33, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1006.195, F.S.; conforming cross-references; amending s. 1006.20, F.S.; requiring the FHSAA to adopt, maintain, and enforce specified manuals or handbooks; requiring the FHSAA to ensure that athletes may request certain exemptions or accommodations; requiring the FHSAA to provide accommodations under certain circumstances; authorizing a student who is denied certain eligibility to appeal a decision made by the governing organization; requiring the governing organization to adopt bylaws to establish a timeline for an appeals process; providing a limitation on such timelines; authorizing the executive director of the FHSAA to rule on specified appeals; amending s. 1012.01, F.S.; including extracurricular athletic administrators in the broad classification of K-12 administrative personnel; authorizing district school superintendents to negotiate specified compensation; providing requirements for such compensation; providing an effective date.

On motion by Senator Simon, the Senate concurred in **House Amendment 1 (838301)**.

CS for CS for CS for SB 538 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 | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 824, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for SB 824—A bill to be entitled An act relating to inventory of unimproved real property owned by school districts; creating s. 1013.041, F.S.; defining terms; requiring each school district to annually submit to the Department of Education an inventory of certain real property; specifying requirements for the inventory; requiring the department to compile the districts' inventories into an annual report; specifying requirements for the report; requiring the department to publish the report online annually by a specified date; requiring the department to deliver copies of the report to the Governor and the Legislature; providing that school districts that do not comply with the act are subject to enforcement; providing an effective date.

House Amendment 1 (211059) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Section 1013.041, Florida Statutes, is created to read:

1013.041 Statewide inventory of unimproved real property owned by school districts.—

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

(a) *“Department” means the Department of Education.*

(b) *“District” means each school district as defined in s. 1001.30.*

(c) *“Unimproved real property” means any parcel of land owned in whole or in part by a district that does not contain any vertical improvements, including, but not limited to, buildings, permanent structures, or constructed facilities.*

(2) *DATA COLLECTION REQUIREMENTS.—*

(a) *Each district shall annually, by a date established by the department, submit to the department a complete inventory of all unimproved real property owned by the district as of June 30 of that year.*

(b) *For each parcel of unimproved real property, the district must provide all of the following data to the department in a format prescribed by the department:*

1. *The parcel identification number.*

2. *The acreage of the parcel.*

3. *The address or descriptive location of the parcel.*

4. *The date of acquisition of the parcel by the district.*

5. *The current use of the parcel, if any.*

6. *The fair market value of the parcel, calculated using:*

a. *The most recent market value assessed by the county property appraiser; or*

b. *A district-commissioned appraisal completed within the previous 24 months.*

(3) *STATEWIDE REPORT.—The department shall compile the data collected pursuant to subsection (2) into a statewide report, which must include:*

(a) *The total statewide acreage of all unimproved real property owned by districts.*

(b) *The aggregate statewide fair market value of such property.*

(c) *A district-by-district breakdown of such unimproved real property, including:*

1. *The total number of parcels per district.*

2. *The total acreage per district.*

3. *The total fair market value of such parcels per district.*

4. *Each parcel’s identification number and acreage.*

(d) Any trends or findings the department determines relevant to effective statewide land use or long-range facilities planning.

(4) PUBLICATION.—The department shall publish the statewide report on its website by December 1, 2026, and every 3 years thereafter.

Section 2. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to school district unimproved real property; creating s. 1013.041, F.S.; providing definitions; requiring school districts to annually submit complete inventories of unimproved real property owned by the district to the Department of Education; providing requirements for such data; requiring the department to compile and publish such data in a statewide report; providing requirements for such report; providing an effective date.

On motion by Senator Truenow, the Senate concurred in House Amendment 1 (211059).

CS for SB 824 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—33

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | Mayfield |
| Arrington | Gaetz | McClain |
| Avila | Garcia | Passidomo |
| Bernard | Grall | Rodriguez |
| Boyd | Gruters | Rouson |
| Bradley | Harrell | Sharief |
| Brodeur | Hooper | Simon |
| Burgess | Jones | Smith |
| Burton | Leek | Truenow |
| Calatayud | Martin | Wright |
| Davis | Massullo | Yarborough |

Nays—4

| | | |
|--------|-------------|--------|
| Berman | Bracy Davis | Osgood |
| Polsky | | |

Vote after roll call:

Yea to Nay—Smith

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 984, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for SB 984—A bill to be entitled An act relating to firefighter cancer benefits and prevention; amending s. 112.1816, F.S.; revising conditions under which a specified one-time payment must be made by a former employer upon a firefighter's cancer diagnosis; requiring a former employer to provide death benefits for a specified timeframe under certain circumstances; deleting the requirement for the Division of State Fire Marshal to adopt rules for establishing employer cancer prevention best practices; providing a finding and declaration of important state interest; providing an effective date.

House Amendment 1 (761459) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Paragraph (c) of subsection (4) of section 112.1816, Florida Statutes, is amended to read:

112.1816 Firefighters; cancer diagnosis.—

(4)

(c) Firefighters who die as a result of cancer or circumstances that arise out of the treatment of cancer are considered to have died in the manner as described in s. 112.191(2)(a), and all of the benefits arising out of such death are available to the deceased firefighter's beneficiary. Such death benefits must be made available by the former employer of the firefighter for 1 year after the date on which the firefighter terminated employment so long as the firefighter otherwise met the criteria specified in this subsection when he or she terminated employment and was not employed as a firefighter after that date.

Section 2. The Legislature finds and declares that this act fulfills an important state interest.

Section 3. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to firefighter cancer benefits; amending s. 112.1816, F.S.; requiring a former employer to provide death benefits to certain beneficiaries for a specified time period under certain circumstances; providing a finding and declaration of important state interest; providing an effective date.

On motion by Senator DiCeglie, the Senate concurred in House Amendment 1 (761459).

CS for CS for SB 984 passed, as amended, by the required constitutional two-thirds vote of the membership, 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 | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1602, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for CS for SB 1602—A bill to be entitled An act relating to housing for veterans; creating s. 83.684, F.S.; providing a short title; defining terms; establishing the Homes for Veterans Property Management Incentive Pilot Program in certain counties, subject to legislative appropriation; requiring the Florida Housing Finance Corporation, in consultation with other entities and persons, to establish and oversee specified aspects of the pilot program; providing the responsibilities of the corporation for the pilot program; requiring contracted program administrators to maintain certain functions of the pilot program; authorizing certain landlords to apply to a contracted program administrator to request funding from the Vacancy Relief and Risk Mitigation Trust Fund under certain circumstances; providing the purpose of such trust fund; requiring a landlord to submit to the contracted program administrator required documentation within a specified time period to apply for the trust fund; requiring certain case

managers to assist the contracted program administrator; requiring the contracted program administrator to maintain and provide certain documentation to the corporation; requiring the entity responsible for certain functions to maintain any supporting documentation; authorizing the corporation to rely on certifications, determinations, and documentation provided by specified entities; authorizing a landlord to apply for up to a specified dollar amount from the trust fund; providing requirements to apply for the trust fund; providing that funding for the pilot program is awarded on a first-come, first-served basis; authorizing the corporation to suspend the acceptance of applications under certain circumstances; requiring specified notice; requiring the corporation to adopt rules; providing a contingent effective date.

House Amendment 1 (481141) (with title amendment)—Remove lines 67-170 and insert: *Veterans' Affairs, shall establish and oversee the document requirements and all processes of the pilot program. The corporation's responsibilities under this section are limited to program administration, including rulemaking, oversight, and establishing and executing contracts with one or more local public housing authorities, contracted program administrators, or other public or nonprofit entities that have experience administering the HUD-Veterans Affairs Supportive Housing program, supportive housing, or landlord mitigation programs to perform intake, documentation review, and claim verification functions to locally administer funds and to distribute funding to the contracted program administrator for payment of approved reimbursement requests. The corporation is not responsible for maintaining eligibility files, tenancy records, or other case-level documentation for the HUD-Veterans Affairs Supportive Housing program. Such functions shall be maintained by the contracted program administrator.*

(4)(a) *A landlord who enters into a rental agreement with an eligible veteran may apply to a contracted program administrator to request funding for the purpose of allowing a landlord to hold a dwelling unit for a period of time, and still be compensated for the time that the dwelling unit is vacant, until the veteran is able to move into the dwelling unit. Such funding provides proportional rent to eligible landlords for a period of up to 45 days after the date the dwelling unit becomes available or until the actual date that the veteran moves into the dwelling unit, whichever is sooner.*

(b) *To apply for funding under paragraph (a), a landlord must submit all required documentation to the contracted program administrator within 60 days after the veteran moves into the dwelling unit. The case manager assigned to the veteran shall assist the contracted program administrator by facilitating funding requests from landlords and documentation compliance. The contracted program administrator shall maintain all documentation required under this subsection and provide the corporation with a certification of eligibility, tenancy dates, and verified costs within the timeframe established by the corporation by rule. At a minimum, a landlord shall submit documentation to the contracted program administrator in the form and manner established by the corporation. Required supporting documentation necessary to confirm eligibility for reimbursement and oversight shall be maintained by the entity responsible for case management or rental assistance administration in the HUD-Veterans Affairs Supportive Housing program.*

(c) *The corporation may rely on certifications, determinations, and documentation provided by public housing authorities, the United States Department of Veterans Affairs, providers of Supportive Services for Veteran Families, continuums of care, or other entities responsible for administering or supporting the functions of the HUD-Veterans Affairs Supportive Housing program. The corporation's reliance on such certifications, determinations, and documentation satisfies the corporation's oversight and evaluation responsibilities of the functions, activities, and outcomes for the pilot program.*

(5)(a) *If a veteran moves out of the dwelling unit during the first 12 months of a year-to-year rental agreement or after the expiration of a rental agreement for any duration, the landlord may apply to the contracted program administrator for funding to cover property loss at the dwelling unit caused by the veteran which exceeds the amount of the deposit money. The landlord may apply for up to \$2,000 beyond the deposit money.*

(b) *To apply for funding under paragraph (a), a landlord must submit all required documentation to the contracted program adminis-*

trator within 60 days after the veteran moves out of the dwelling unit. The case manager assigned to the veteran shall assist the contracted program administrator by facilitating funding requests from landlords and documentation compliance. The contracted program administrator shall maintain all documentation required under this subsection and provide the corporation, within the timeframe established by rule, a certification of eligibility, tenancy dates, verified damage amounts, and verified costs. Required supporting documentation necessary to confirm eligibility for reimbursement and oversight shall be maintained by the entity responsible for case management or rental assistance administration in the HUD-Veterans Affairs Supportive Housing program.

(c) *After the veteran vacates the dwelling unit, the landlord shall provide the contracted program administrator a copy of the move-out checklist with current photos of the dwelling unit and a copy of the written notice provided to the veteran by the landlord in accordance with s. 83.49(3)(a).*

(d) *A landlord may apply for funding under paragraph (a) only if the landlord previously applied for funding under paragraph (4)(a).*

(6) *Funding for the pilot program is limited, and the corporation shall award funds on a first-come, first-served basis. The corporation may suspend acceptance of applications when available appropriations are fully obligated. The corporation must notify contracted program administrators if intake of applications is suspended and when intake of applications is resumed.*

(7) *The corporation shall adopt rules to implement this section.*

Section 2. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove lines 15-37 and insert: administrator to request funding under certain circumstances; requiring a landlord to submit to the contracted program administrator required documentation within a specified time period to apply for funding; requiring certain case managers to assist the contracted program administrator; requiring the contracted program administrator to maintain and provide certain documentation to the corporation; requiring the entity responsible for certain functions to maintain any supporting documentation; authorizing the corporation to rely on certifications, determinations, and documentation provided by specified entities; authorizing a landlord to apply for up to a specified dollar amount from the funds; providing requirements to apply for funding; providing that funding for the pilot program is awarded on a first-come, first-served basis; authorizing the corporation to suspend the acceptance of applications under certain circumstances; requiring specified notice; requiring the corporation to adopt rules; providing an effective date.

On motion by Senator Wright, the Senate concurred in **House Amendment (481141)**.

CS for CS for SB 1602 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 | DiCeglie | Osgood |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Berman | Grall | Rodriguez |
| Bernard | Gruters | Rouson |
| Boyd | Harrell | Sharief |
| Bracy Davis | Hooper | Simon |
| Bradley | Jones | Smith |
| Brodeur | Leek | Truenow |
| Burgess | Martin | Wright |
| Burton | Massullo | Yarborough |
| Calatayud | Mayfield | |
| Davis | McClain | |

Nays—None

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 628, with 1 amendment, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

SB 628—A bill to be entitled An act relating to transportation facility designations; providing an honorary designation of a certain transportation facility in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

House Amendment 1 (376033) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. *Transportation facility designations; Department of Transportation to erect suitable markers.—*

(1) *That portion of S.R. 295/Navy Boulevard between Duncan Road and S.R. 292/Gulf Beach Highway in Escambia County is designated as “Warrior Sacrifice Way.”*

(2) *That portion of U.S. 90 in Baker County between N. 3rd Street and the Nassau County line is designated as “State Representative/Circuit Judge Hon. John J. Crews, Jr., Memorial Highway.”*

(3) *The bridge on Moncrief Road West over the Ribault River in Duval County is designated as “Bernard Wilkes Ribault River Bridge.”*

(4) *That portion of U.S. 41 between North Creek and Blackburn Point Road in Sarasota County is designated as “Dickey Betts Memorial Highway.”*

(5) *That portion of S.R. 5/U.S. 1 between N.E. 38th Street and E. Commercial Boulevard in Broward County is designated as “Phil Smith Memorial Highway.”*

(6) *That portion of S.R. 46 between Sanford Avenue and E. Lake Mary Boulevard in Seminole County is designated as “Mayor Larry A. Dale Memorial Highway.”*

(7) *The northbound off-ramp from U.S. 1 Alternate/Martin Luther King, Jr., Parkway to E. 21st Street in Duval County is designated as “Terry L. Fields Memorial Access.”*

(8) *Notwithstanding s. 334.071(3), Florida Statutes, the entirety of S.R. 80, consisting of the 124 contiguous miles of highway stretching from S.R. A1A/S. Ocean Boulevard in Palm Beach County, continuing westward through Hendry County, and ending at a junction with U.S. 41/Cleveland Avenue in Lee County, is designated as “President Donald J. Trump Highway.” This designation shall replace and expand the designation adopted in ch. 2025-214, Laws of Florida, for that portion of Southern Boulevard between Kirk Road and S. Ocean Boulevard in Palm Beach County.*

(9) *The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.*

Section 2. This act shall take effect July 1, 2026.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

Senator Davis moved the following amendment to **House Amendment 1 (376033)** which was adopted:

Senate Amendment 1 (169580) to House Amendment 1 (376033)—Delete lines 14-16.

Senator Gaetz moved the following amendment to **House Amendment 1 (376033)** which was adopted:

Senate Amendment 2 (387786) (with title amendment) to House Amendment 1 (376033)—Delete lines 29-41 and insert:

(8) *That portion of S.R. 842/East Las Olas Boulevard between South Andrews Avenue and S.E. 6th Avenue in Broward County is designated as “Terry Stiles Memorial Boulevard.”*

(9) *That portion of S.R. A1A between the north end of the Hillsboro Inlet and the next mile marker north of 991 Hillsboro Mile in Broward County is designated as “Rick Case Memorial Highway.”*

(10) *That portion of S.R. 959/S.W. 57th Avenue between S.W. 8th Street and S.W. 24th Street in Miami-Dade County is designated as “Wayne Russell and Jimmy Fabbriatore Way.”*

(11) *That portion of S.R. 968/S.W. 1st Street between S.W. 17th Avenue and S.W. 19th Avenue in Miami-Dade County is designated as “Charles Dascal Way.”*

(12) *That portion of Guana River Road located in St. Johns County is designated as “Henry Dean Road.”*

(13) *That portion of Halifax Drive between Granada Blvd. North and John Anderson Drive in Volusia County is designated as “Lowell Lohman Road.”*

(14) *The access road leading to the Daytona Regional Chamber of Commerce located at 126 East Orange Avenue in Daytona Beach in Volusia County is designated as “George Mirabal Road.”*

(15) *That portion of U.S. 331 between U.S. 90 and the bridge crossing the Choctawhatchee Bay in Walton County is designated as the “Esteena K. Wells Memorial Highway.”*

(16) *That portion of S.R. 85/N.E. Eglin Parkway between Richbourg Avenue and Florida Place S.E. in Okaloosa County is designated as “Superintendent Pledger V. Sullivan Memorial Highway.”*

(17) *That portion of College Avenue between Copeland Street and South Monroe Street in Leon County is designated as “President John Thrasher Memorial Boulevard.”*

(18) *Notwithstanding s. 334.071(3), Florida Statutes, the entirety of S.R. 80, consisting of the 124 contiguous miles of highway stretching from S.R. A1A/S. Ocean Boulevard in Palm Beach County, continuing westward through Hendry County, and ending at a junction with U.S. 41/Cleveland Avenue in Lee County, is designated as “President Donald J. Trump Highway.” This designation shall replace and expand the designation adopted in ch. 2025-214, Laws of Florida, for that portion of Southern Boulevard between Kirk Road and S. Ocean Boulevard in Palm Beach County.*

(19) *The Department of Transportation is directed to erect suitable markers designating the transportation facilities as described in this section.*

Section 2. Section 8 of chapter 2006-316, Laws of Florida, is amended to read:

Section 8. Senator N. Ray Carroll Memorial Interchange designated; Department of Transportation to erect suitable markers.—

(1) *Upon completion of construction, the new Nolte Road interchange ~~The Florida Turnpike interchange being constructed at Milepost 240 and Kissimmee Park Road~~ in Osceola County is designated as “Senator N. Ray Carroll Memorial Interchange.”*

(2) *The Department of Transportation is directed to erect suitable markers designating Senator N. Ray Carroll Memorial Interchange as described in subsection (1).*

And the title is amended as follows:

Delete line 52 and insert: to erect suitable markers; amending chapter 2006-316, Laws of Florida; revising a specified interchange designation; providing an effective

Senator Simon moved the following amendment to **House Amendment 1 (376033)** which was adopted:

Senate Amendment 3 (374018) (with title amendment) to House Amendment 1 (376033)—Delete line 39 and insert:

(9) *Notwithstanding s. 334.071(3), Florida Statutes, the airport located at 3300 Capital Circle Southwest in Tallahassee, or nearest thereto, is designated as the “Bobby Bowden-Tallahassee International Airport.”*

(10) *The Department of Transportation is directed to erect*

And the title is amended as follows:

Delete line 51 and insert: counties and a specified municipality; directing the Department of Transportation

On motion by Senator Gaetz, the Senate concurred in **House Amendment 1 (376033)**, as amended, and requested the House to concur in **Senate Amendment 1 (169580)**, **Senate Amendment 2 (387786)**, and **Senate Amendment 3 (374018) to House Amendment 1 (376033)**.

SB 628 passed, as amended, and the action of the Senate was certified to the House. The vote on passage was:

Yeas—34

| | | |
|---------------|----------|------------|
| Mr. President | Gaetz | Osgood |
| Arrington | Garcia | Passidomo |
| Avila | Grall | Polsky |
| Bernard | Gruters | Rodriguez |
| Boyd | Harrell | Rouson |
| Bradley | Hooper | Sharief |
| Brodeur | Jones | Simon |
| Burgess | Leek | Truenow |
| Burton | Martin | Wright |
| Calatayud | Massullo | Yarborough |
| Davis | Mayfield | |
| DiCeglie | McClain | |

Nays—3

| | | |
|--------|-------------|-------|
| Berman | Bracy Davis | Smith |
|--------|-------------|-------|

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

CS for HB 1217—A bill to be entitled An act relating to prohibited governmental policies regulating greenhouse gas emissions; creating s. 377.816, F.S.; providing legislative findings; providing definitions; prohibiting governmental entities from adopting certain net zero policies; prohibiting governmental entities from using public funds in any manner that supports, implements, or advances certain net zero policies; prohibiting governmental entities from imposing any charge to advance certain net zero policies; requiring each governmental entity to annually submit to the Department of Revenue a certain affidavit; prohibiting governmental entities from implementing, administering, or enforcing certain programs; providing construction; providing applicability; amending ss. 125.01, 166.021, and 166.201, F.S.; conforming provisions to changes made by the act; providing an effective date.

—which was previously considered this day.

On motion by Senator Avila, by two-thirds vote, **CS for HB 1217** was read the third time by title, passed and, certified to the House. The vote on passage was:

Yeas—24

| | | |
|---------------|----------|----------|
| Mr. President | Burton | Hooper |
| Avila | DiCeglie | Leek |
| Boyd | Gaetz | Martin |
| Bradley | Garcia | Massullo |
| Brodeur | Grall | Mayfield |
| Burgess | Harrell | McClain |

| | | |
|-----------|---------|------------|
| Passidomo | Simon | Wright |
| Rodriguez | Truenow | Yarborough |

Nays—12

| | | |
|-------------|-----------|---------|
| Arrington | Calatayud | Polsky |
| Berman | Davis | Rouson |
| Bernard | Jones | Sharief |
| Bracy Davis | Osgood | Smith |

HB 167—A bill to be entitled An act relating to former phosphate mining lands; amending s. 376.308, F.S.; providing conditions for a cause of action against certain former phosphate mine sites; creating s. 378.213, F.S.; authorizing landowners to record certain notice of former phosphate mines; specifying requirements for such notice; defining the term “former phosphate mine”; creating s. 404.0561, F.S.; requiring the Department of Health to conduct gamma radiation surveys of former phosphate land parcels upon petition; creating s. 768.405, F.S.; requiring that specified documentation of radiation levels be submitted in certain civil actions related to phosphate mining; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **HB 167** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—32

| | | |
|---------------|----------|------------|
| Mr. President | DiCeglie | McClain |
| Arrington | Gaetz | Passidomo |
| Avila | Garcia | Polsky |
| Bernard | Grall | Rodriguez |
| Boyd | Harrell | Rouson |
| Bradley | Hooper | Sharief |
| Brodeur | Jones | Simon |
| Burgess | Leek | Truenow |
| Burton | Martin | Wright |
| Calatayud | Massullo | Yarborough |
| Davis | Mayfield | |

Nays—4

| | | |
|--------|-------------|--------|
| Berman | Bracy Davis | Osgood |
| Smith | | |

Vote after roll call:

Yea to Nay—Rouson

CS for CS for SB 896—A bill to be entitled An act relating to school safety; amending s. 30.15, F.S.; requiring sheriffs to assist public postsecondary educational institutions in implementing guardian programs under certain provisions; authorizing public postsecondary educational institutions to participate in the school guardian program; requiring public postsecondary educational institutions to provide a specified notice to the sheriff; amending s. 790.115, F.S.; creating the offense of discharging a weapon or firearm within 1,000 feet of a school; providing an exception; providing that a person arrested for certain offenses must be held in custody until brought before the court for admittance to bail; amending s. 921.0022, F.S.; ranking an offense created by the act on the offense severity ranking chart of the Criminal Punishment Code; amending s. 943.082, F.S.; requiring that postsecondary institutions be made aware of the mobile suspicious activity reporting tool in a specified manner; requiring public postsecondary educational institutions to promote the use of such tool; amending s. 1003.25, F.S.; requiring specified educational records for certain students to be transferred to a Florida College System institution or state university under certain circumstances; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1006.07, F.S.; requiring certain trainings to include specified information relating to school safety; creating s. 1006.601, F.S.; defining the term “public postsecondary educational institution”; authorizing such institutions to participate in certain programs; author-

izing such institutions to appoint certified school guardians; authorizing specified persons to serve as school guardians; requiring such institutions to adopt specified emergency response plans; requiring such institutions to provide specified training, post specified information, and adopt threat management processes; requiring public postsecondary educational institutions to collaborate with certain public safety agencies, and authorizing such institutions to collaborate with private sector security consulting firms, to annually conduct a security risk assessment using a specified assessment tool; authorizing public postsecondary educational institutions to contract with a private sector security consulting firm for a specified purpose; authorizing a public postsecondary educational institution to apply for grant funds for security improvements, subject to appropriation; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; reenacting s. 1006.12, F.S., relating to safe-school officers at each public school, to incorporate the amendments made by the act; reenacting ss. 402.305(19)(a), 843.08, 943.03(16), and 1001.212(1), (4), and (10), F.S., relating to licensing standards and child care facilities, false personation, Department of Law Enforcement, and Office of Safe Schools, respectively, to incorporate the amendments made by the act; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 896**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 757** was withdrawn from the Committee on Rules.

On motion by Senator Gaetz—

CS for CS for HB 757—A bill to be entitled An act relating to school safety; amending s. 30.15, F.S.; requiring sheriffs to assist public postsecondary educational institutions in implementing guardian programs under certain provisions; authorizing public postsecondary educational institutions to participate in the school guardian program; requiring a sheriff to establish a guardian training program or contract with certain other sheriff's offices to do so in certain circumstances; removing provisions relating to certain private school and child care facility guardian programs; amending s. 790.115, F.S.; creating the offense of discharging a weapon or firearm within 1,000 feet of a school; providing an exception; providing that a person arrested for certain offenses must be held in custody until brought before the court for admittance to bail; amending s. 921.0022, F.S.; ranking an offense created by the act on the offense severity ranking chart of the Criminal Punishment Code; amending s. 943.082, F.S.; requiring that postsecondary institutions be made aware of the mobile suspicious activity reporting tool in a specified manner; requiring certain public postsecondary educational institutions to promote the use of such tool; amending s. 1001.2921, F.S.; authorizing funds for Catholic schools for specified security purposes; prioritizing the use of such funds; amending s. 1003.25, F.S.; requiring specified educational records for certain students to be transferred to a Florida College System institution or state university under certain circumstances; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1006.07, F.S.; requiring certain trainings to include specified information relating to school safety; authorizing, in certain circumstances, state universities and Florida College System institutions to share specified records or information that are confidential or exempt from disclosure with specified agencies; creating s. 1006.601, F.S.; providing a short title; defining the term “public postsecondary educational institution”; authorizing such institutions to participate in certain programs; authorizing such institutions to appoint certified school guardians; authorizing specified persons to serve as school guardians; requiring such institutions to adopt specified emergency response plans; requiring such institutions to provide specified training, post specified information, and adopt threat management processes; requiring such institutions to develop policies for specified student, faculty, and staff supports; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; reenacting ss. 402.305(19)(a), 843.08, 943.03(16), 1001.212(1) and (4), and 1006.12(3)(a), (4)(a), and (7), F.S., relating to licensing standards for child care facilities, false personation, the Department of Law Enforcement, the Office of Safe Schools, and safe-school officers at each public school, respectively; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 896** and read the second time by title.

Senator Gaetz moved the following amendment which was adopted:

Amendment 1 (263022) (with title amendment)—Delete lines 433-463.

And the title is amended as follows:

Delete lines 25-27 and insert: use of such tool;

On motion by Senator Gaetz, by two-thirds vote, **CS for CS for HB 757**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—26

| | | |
|---------------|----------|------------|
| Mr. President | Gaetz | McClain |
| Avila | Garcia | Passidomo |
| Boyd | Grall | Rodriguez |
| Bradley | Harrell | Rouson |
| Brodeur | Hooper | Simon |
| Burgess | Leek | Truenow |
| Burton | Martin | Wright |
| Calatayud | Massullo | Yarborough |
| DiCeglie | Mayfield | |

Nays—10

| | | |
|-------------|--------|---------|
| Arrington | Davis | Sharief |
| Berman | Jones | Smith |
| Bernard | Osgood | |
| Bracy Davis | Polsky | |

Vote after roll call:

Yea to Nay—Rouson

Consideration of **CS for CS for SB 7036**, **CS for CS for CS for SB 902**, **CS for CS for SB 1260**, and **SB 7034** was deferred.

MOTIONS

On motion by Senator Passidomo, the rules were waived and all bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar.

On motion by Senator Passidomo, the rules were waived and a deadline of one hour after adjournment was set for filing amendments to Bills on Third Reading to be considered Thursday, March 12, 2026.

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 11, 2026: **CS for SB 68**, **CS for CS for SB 208**, **CS for SB 350**, **CS for CS for SB 532**, **CS for SB 576**, **CS for SB 696**, **CS for CS for SB 698**, **CS for CS for SB 1334**, **CS for SB 1630**, **CS for CS for SB 7038**, **CS for SB 7046**, **HB 167**, **CS for CS for SB 896**, **CS for CS for SB 7036**, **CS for CS for CS for SB 902**, **CS for CS for SB 1260**, **SB 7034**.

Respectfully submitted,
Kathleen Passidomo, Rules Chair
Jim Boyd, Majority Leader
Lori Berman, Minority Leader

Pursuant to Rule 4.18 the Rules Chair submits the following bills to be placed on the Local Bill Calendar for Wednesday, March 11, 2026: **HB 4001**, **CS for HB 4003**, **CS for HB 4005**, **HB 4007**, **HB 4011**, **CS for HB 4013**, **CS for HB 4017**, **HB 4019**, **HB 4025**, **HB 4027**, **HB 4029**, **CS for HB 4033**, **CS for HB 4035**, **HB 4037**, **HB 4039**, **HB 4041**, **HB 4043**, **HB 4045**, **CS for HB 4047**, **HB 4049**, **CS for HB 4051**, **CS for HB 4053**, **CS for HB 4055**, **CS for CS for HB 4057**, **HB 4059**, **CS for HB 4061**, **HB 4063**, **HB 4065**, **HB 4067**, **CS for HB 4071**, **CS for HB 4075**, **CS for HB 4079**, **CS for HB 4081**, **HB 4085**, **CS for HB 4087**, **HB 4089**, **CS for CS for**

HB 4091, CS for HB 4093, CS for CS for HB 4095, CS for CS for HB 4103, CS for HB 4105.

Respectfully submitted,
Kathleen Passidomo, Rules Chair

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 14.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 52.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 124.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 156.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 168.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 192.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 212.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 386.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 394.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 578.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 656.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 686.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 688.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 800.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 844.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 848.

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1568.

Jeff Takacs, Clerk

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 962.

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1614.

Jeff Takacs, Clerk

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed SB 1022.

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 1690.

Jeff Takacs, Clerk

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The bill contained in the foregoing message was ordered enrolled.

The Honorable Ben Albritton, President

CORRECTION AND APPROVAL OF JOURNAL

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 1296.

The Journal of March 10 was corrected and approved.

Jeff Takacs, Clerk

CO-INTRODUCERS

The bill contained in the foregoing message was ordered enrolled.

Senators Arrington—SB 1598; Berman—SB 1598

The Honorable Ben Albritton, President

ADJOURNMENT

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1332.

On motion by Senator Passidomo, the Senate adjourned at 5:16 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Thursday, March 12 or upon call of the President.

Jeff Takacs, Clerk

JOURNAL OF THE SENATE

Daily Numeric Index for

March 11, 2026

BA — Bill Action
BF — Bill Failed
BP — Bill Passed
CO — Co-Introducers
CR — Committee Report
CS — Committee Substitute, First Reading

FR — First Reading
MO — Motion
RC — Reference Change
SM — Special Master Reports
SO — Bills on Special Orders

| | | | |
|----------------------------------|--|--------------------------------|--|
| CS/SB 68 | (BA) 752, (SO) 824 | CS/HB 1283 | (MO) 780, (MO) 785 |
| CS/CS/SB 178 | (BP) 795 | CS/CS/HB 1451 | (BA) 782, (BP) 784 |
| CS/CS/SB 208 | (BA) 752, (SO) 824 | HB 4001 | (MO) 785, (BA) 785, (BP) 786, (SO) 824 |
| CS/SB 246 | (BP) 798 | CS/HB 4003 | (MO) 785, (BA) 786, (BP) 786, (SO) 824 |
| CS/SB 350 | (BA) 752, (BA) 753, (SO) 824 | CS/HB 4005 | (MO) 785, (BA) 786, (BP) 786, (SO) 824 |
| SB 418 | (BP) 800 | HB 4007 | (MO) 785, (BA) 786, (BP) 786, (SO) 824 |
| SB 488 | (BP) 813 | HB 4011 | (MO) 785, (BA) 786, (BP) 786, (SO) 824 |
| CS/CS/SB 532 | (BA) 753, (BA) 754, (SO) 824 | CS/HB 4013 | (MO) 785, (BA) 787, (BP) 787, (SO) 824 |
| CS/CS/CS/SB 538 | (BP) 819 | CS/HB 4017 | (MO) 785, (BA) 787, (BP) 787, (SO) 824 |
| CS/SB 576 | (BA) 753, (SO) 824 | HB 4019 | (MO) 785, (BA) 787, (BP) 787, (SO) 824 |
| SB 628 | (BP) 823 | HB 4025 | (MO) 785, (BA) 787, (BP) 787, (SO) 824 |
| CS/SB 696 | (BA) 756, (SO) 824 | HB 4027 | (MO) 785, (BA) 787, (BP) 787, (SO) 824 |
| CS/CS/SB 698 | (BA) 756, (SO) 824 | HB 4029 | (MO) 785, (BA) 788, (BP) 788, (SO) 824 |
| CS/SB 824 | (BP) 820 | CS/HB 4033 | (MO) 785, (BA) 788, (BP) 788, (SO) 824 |
| CS/CS/SB 896 | (BA) 823, (BA) 824, (SO) 824 | CS/HB 4035 | (MO) 785, (BA) 788, (BP) 788, (SO) 824 |
| CS/CS/CS/SB 902 | (BA) 824, (SO) 824 | HB 4037 | (MO) 785, (BA) 788, (BP) 788, (SO) 824 |
| CS/CS/SB 984 | (BP) 820 | HB 4039 | (MO) 785, (BA) 788, (BP) 788, (SO) 824 |
| CS/CS/SB 1260 | (BA) 824, (SO) 824 | HB 4041 | (MO) 785, (BA) 789, (BP) 789, (SO) 824 |
| CS/CS/SB 1334 | (BA) 762, (BA) 763, (SO) 824 | HB 4043 | (MO) 785, (BA) 789, (BP) 789, (SO) 824 |
| SB 1598 | (CO) 826 | HB 4045 | (MO) 785, (BA) 789, (BP) 789, (SO) 824 |
| CS/CS/SB 1602 | (BP) 821 | CS/HB 4047 | (MO) 785, (BA) 789, (BP) 789, (SO) 824 |
| CS/SB 1630 | (BA) 781, (BA) 782, (SO) 824 | HB 4049 | (MO) 785, (BA) 789, (BP) 790, (SO) 824 |
| CS/CS/SB 1724 | (BA) 782 | CS/HB 4051 | (MO) 785, (BA) 790, (BP) 790, (SO) 824 |
| SR 1766 | (FR) 750 | CS/HB 4053 | (MO) 785, (BA) 790, (BP) 790, (SO) 824 |
| SR 1814 | (FR) 751 | CS/HB 4055 | (MO) 785, (BA) 790, (BP) 790, (SO) 824 |
| SB 7034 | (BA) 824, (SO) 824 | CS/CS/HB 4057 | (MO) 785, (BA) 790, (BP) 790, (SO) 824 |
| CS/CS/SB 7036 | (BA) 824, (SO) 824 | HB 4059 | (MO) 785, (BA) 791, (BP) 791, (SO) 824 |
| CS/CS/SB 7038 | (BA) 784, (SO) 824 | CS/HB 4061 | (MO) 785, (BA) 791, (BP) 791, (SO) 824 |
| CS/SB 7046 | (BA) 784, (BA) 785, (SO) 824 | HB 4063 | (MO) 785, (BA) 791, (BP) 791, (SO) 824 |
| HB 167 | (BA) 823, (BP) 823, (SO) 824 | HB 4065 | (MO) 785, (BA) 791, (BP) 791, (SO) 824 |
| CS/HB 355 | (BA) 752, (BP) 752 | HB 4067 | (MO) 785, (BA) 792, (BP) 792, (SO) 824 |
| CS/CS/HB 425 | (MO) 780 | CS/HB 4071 | (MO) 785, (BA) 792, (BP) 792, (SO) 824 |
| CS/CS/CS/HB 589 | (BA) 756, (BP) 762 | CS/HB 4075 | (MO) 785, (BA) 792, (BP) 792, (SO) 824 |
| CS/CS/HB 679 | (BA) 756, (BP) 756 | CS/HB 4079 | (MO) 785, (BA) 792, (BP) 793, (SO) 824 |
| CS/CS/HB 757 | (BA) 824, (BP) 824 | CS/HB 4081 | (MO) 785, (BA) 793, (BP) 793, (SO) 824 |
| CS/HB 925 | (BA) 754, (BP) 756 | HB 4085 | (MO) 785, (BA) 793, (BP) 793, (SO) 824 |
| HB 929 | (MO) 780 | CS/HB 4087 | (MO) 785, (BA) 793, (BP) 793, (SO) 824 |
| CS/CS/HB 991 | (BA) 762, (BA) 763, (BA) 780, (BA) 781 | HB 4089 | (MO) 785, (BA) 793, (BP) 793, (SO) 824 |
| CS/CS/HB 1085 | (BA) 753, (BP) 754 | CS/CS/HB 4091 | (MO) 785, (BA) 794, (BP) 794, (SO) 824 |
| CS/HB 1113 | (BA) 752, (BP) 753 | CS/HB 4093 | (MO) 785, (BA) 794, (BP) 794, (SO) 825 |
| CS/HB 1121 | (BA) 781, (BP) 782 | CS/CS/HB 4095 | (MO) 785, (BA) 794, (BP) 794, (SO) 825 |
| CS/HB 1217 | (BA) 785, (BA) 823, (BP) 823 | CS/CS/HB 4103 | (MO) 785, (BA) 794, (BP) 794, (SO) 825 |
| | | CS/HB 4105 | (MO) 785, (BA) 794, (BP) 794, (SO) 825 |