



Journal of the Senate

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CONTENTS

Bills on Special Orders 565
 Call to Order 510, 532
 Co-Introducers 513, 580
 Committee Substitutes, First Reading 565
 House Messages, First Reading 573
 Moment of Silence 511
 Motions 565
 Recess 532
 Remarks 532
 Reports of Committees 565
 Resolutions 510
 Special Guests 532
 Special Order Calendar 511, 534
 Special Presentation 532, 534
 Special Recognition 511, 532

CALL TO ORDER

The Senate was called to order by President Albritton at 10:00 a.m. A quorum present—36:

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

Excused: Senators Avila and Davis; Senator Gruters until 10:39 a.m.

PRAYER

The following prayer was offered by Major Ethan Frizzell, The Salvation Army of Lee, Hendry, and Glades Counties, Fort Myers:

Almighty God—our father and divine author of creation, we, the people of the State of Florida, are grateful to you for our constitutional liberty. As we begin this day in the Florida Senate, we humbly seek you to secure its benefits: perfect our government—today, this session, and for our shared future; ensure domestic tranquility; maintain public order; and guarantee equal civil and political rights to all.

Lord, we ask your presence not only in this chamber but throughout our state—from the Perdido River to the Chattahoochee and the Flint, down the St. Mary’s to the Atlantic, along the Gulf Stream, and back again.

With awe we behold the works of your hands. We give thanks for the Everglades and the living waters, for the fields and farms, for neighborhoods and schools, for families and faith communities. Make us faithful stewards of this land, that its beauty and bounty may bless

generations to come—and grant rest to all who find refuge beneath your sunshine and beside your seas.

Remember those who are in harm’s way today. Watch them both away and at home. Bless our military and our veterans. Bless our first responders—police, firemen, and EMS—and all who labor in city and county government. Give them courage, compassion, and sound judgment.

Now, Lord, we ask that you work among us as a body and within each of us individually. Bless the President of the Senate, the members of this chamber, and every staff member who supports this work. Give us clear minds and humble hearts. Let truth guide our words, and let love of our neighbor guide our decisions. Where there is discord, sow unity; where there is weariness, renew strength; where there is fear, give peace.

We lift before you the needs of our neighbors who struggle—especially the elderly and the vulnerable, those who need help, hope, and a home. As we address health, housing, family, and youth development, and the care of the vulnerable, grant us wisdom to choose what makes for peace and courage to do what is right.

Teach us to do justice, love mercy, and walk humbly with you. From the islands of South Florida to the Perdido River in the northwest, bless this state we serve.

Grateful to Almighty God, we open this day of legislative service. We acknowledge, welcome, and appreciate your presence. Amen.

PLEDGE

Senate Pages, Hudson McCoy of Inlet Beach; Morgan McKinney of St. Petersburg; and Bianca Rey of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Michael Allison of Clearwater, sponsored by Senator Hooper, as the doctor of the day. Dr. Allison specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Calatayud—

By Senator Calatayud—

SR 1402—A resolution expressing appreciation for the sister state relationship and bilateral economic and cultural ties between the State of Florida and Taiwan and encouraging the Governor to lead a trade and economic delegation to Taiwan in 2026.

WHEREAS, the Taiwan Relations Act was signed into United States law in 1979, formally establishing the basis for the continued commercial and cultural relations between the people of the United States and Taiwan, and

WHEREAS, the administration of Taiwan has continued with its signature Integrated Diplomacy proposed by President Lai Ching-te, demonstrating that Taiwan is a pivotal force for stability and prosperity in the Indo-Pacific, and

WHEREAS, the United States severely condemned China for misusing the United Nations General Assembly Resolution 2758 in its attempt to isolate Taiwan at the United Nations Security Council in April 2025, and reiterated that Resolution 2758 did not preclude Taiwan's participation in the United Nations system or other multilateral forums, and

WHEREAS, President Donald Trump signed the Taiwan Assurance Implementation Act and the National Defense Authorization Act for Fiscal Year 2026 in December 2025, demonstrating strong bipartisan support from Congress and the executive branch for deepening Taiwan-U.S. relations and bolstering Taiwan's defense capabilities, and

WHEREAS, Taiwan is the United States' seventh-largest trading partner, as well as Florida's fourth-largest bilateral merchandise trading partner in the Asia-Pacific region, and Taiwan's economy is exceptionally strong, exceeding a GDP growth rate of 7 percent in 2025, and

WHEREAS, the beef working group of the 2025 Taiwan Agricultural Trade Goodwill Mission that visited Florida in September 2025 learned the advantages of Florida's cattle industry, underscoring Taiwan's commitment to strengthen its beef trade with Florida and explore opportunities for expanding bilateral cooperation based on the Taiwan-Florida Memorandum of Understanding, and

WHEREAS, the Florida Leadership Mission, approved by Governor Ron DeSantis and composed of leaders from state government, economic development organizations, universities, and representatives from the business community, visited Taiwan in October 2025 to expand strategic cooperation between Taiwan and Florida and advance collaboration in critical sectors, and

WHEREAS, since November 1, 2012, Taiwan has been a member of the United States Visa Waiver Program, which enhances the convenience of two-way travel for business and tourism, reflecting the cooperation between the United States and Taiwan, and

WHEREAS, the launch of FORMOSAT-7/COSMIC-2 on June 25, 2019, a joint United States-Taiwan collaborative space mission consisting of a constellation of six satellites designed to enhance the accuracy of atmospheric weather prediction, has demonstrated the mutual benefit born from the relations between Florida and Taiwan, and

WHEREAS, Taiwan actively participates in international organizations, including the World Health Assembly, the United Nations, the International Criminal Police Organization, and the United Nations Framework Convention on Climate Change, while also maintaining its membership status in both the Asia-Pacific Economic Cooperation and the World Trade Organization, as well as participating, observing, and cooperating with more than 50 additional international organizations, and

WHEREAS, the economic bonds between the United States and Taiwan continue to flourish, embodied by the signing of the United States-Taiwan Initiative on 21st-Century Trade First Agreement Implementation Act in August 2023; the extension of the Economic Prosperity Partnership Dialogue Memorandum of Cooperation for an additional 5 years; the inclusion of Taiwan in the Indo-Pacific Economic Framework; and the introduction of the United States-Taiwan Expedited Double-Tax Relief Act in Congress in January 2025, and

WHEREAS, since the establishment of the Taipei Economic and Cultural Office in Miami in 1988, Taiwan has developed a sister state relationship with Florida and multiple sister city relations within this state, and Florida is proud of its 34-year-long sister state relationship with Taiwan, NOW, THEREFORE,

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

That the Senate expresses its appreciation for the sister state relationship and bilateral economic and cultural ties between the State of Florida and Taiwan.

BE IT FURTHER RESOLVED that, to further fortify the significant friendship between Taiwan and Florida, the Governor of Florida is encouraged to lead a trade and economic delegation meeting in Taiwan in 2026, and the Secretary of State is directed to dispatch copies of this resolution to President Lai Ching-te, through the Taipei Economic and

Cultural Office in Miami, and to the Executive Office of the Governor as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

SPECIAL RECOGNITION

Senator Calatayud recognized Director-General Charles Chi-Yu Chou of the Taipei Economic and Cultural Office in Miami who was present in the gallery in support of SR 1402.

MOMENT OF SILENCE

At the request of Senator Burgess, the Senate observed a moment of silence in memory of the six service members whose lives were lost in the conflict in Iran. Captain Cody Khork, a native of Winter Haven, was among those service members who made the ultimate sacrifice for their country.

At the request of Senator Burton, the Senate observed a moment of silence to pray for the safety of every American service member who is willing to put their life on the line for each and everyone of us and the citizens of the United States.

President Albritton: Heavenly Father, we thank you for the blessing of having men and women that are willing to stand in harm's way on our behalf and on behalf of our families. We ask, Lord, that you bless them with safety and security, and we ask that you just take care of them. God, we understand that in a world of turmoil, it's likely America becomes part of that, and necessarily so. We ask, Lord, that for all the service members that are either deployed today or will be deployed in the future, that you put your hand of comfort and protection on them. Father, every day we ask you to encourage your spirit in those around them to make sure that they are clear, regardless of the circumstances they are in, that they are loved here at home, and they are supported here at home. We are thankful of their service every minute of every day. Thank you, God, that we can come to you. Thank you, Lord, for loving us. And especially, thank you, Lord, for your grace. We pray all these things in Christ's name. Amen.

SPECIAL ORDER CALENDAR

CS for CS for SB 1062—A bill to be entitled An act relating to speech and debate education; creating s. 683.221, F.S.; designating Florida Speech and Debate Week annually in February; providing purposes for the annual observance; authorizing specified entities to observe Florida Speech and Debate Week; creating s. 1000.09, F.S.; establishing the Florida Debate Initiative, Inc., (FDI) as a statewide speech and debate organization that performs certain functions in support of the Florida Civics and Debate Initiative (FCDI) in the Department of Education; providing the duties of FDI; providing construction; authorizing FDI to establish and maintain certain partnerships; specifying activities for FDI and FCDI; providing authorized uses of funds for FDI; requiring FDI to publish online and submit annually by a specified date to the Department of Education a specified report; specifying requirements for the report; requiring FCDI to provide certain data to FDI by a specified date; providing an appropriation; providing an effective date.

—was read the second time by title.

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

Senator Brodeur moved the following amendment which was adopted:

Amendment 1 (634444) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 265.0042, Florida Statutes, is created to read:

265.0042 *Florida Speech and Debate Hall of Fame.*—

(1) *There is created the Florida Speech and Debate Hall of Fame. The Department of Management Services shall set aside an area on the Plaza Level of the Capitol Building and shall consult with the Florida Edu-*

cation Foundation and the Commissioner of Education regarding the design and theme of the area.

(2) The hall of fame shall do all of the following:

(a) Honor distinguished students, coaches, educators, alumni, veterans, public servants, benefactors, and supporters who have elevated speech and debate in this state.

(b) Preserve the history, impact, and cultural significance of competitive debate.

(c) Inspire future generations of Florida students to pursue speech, debate, public leadership, and civic excellence.

(3) The hall of fame shall convene a committee to establish procedures to nominate and select individuals to be featured.

Section 2. Section 683.221, Florida Statutes, is created to read:

683.221 *Florida Speech and Debate Week.*—

(1) February 1 through February 7 shall be annually designated as “Florida Speech and Debate Week.”

(2) Florida Speech and Debate Week shall be observed for all of the following purposes:

(a) To recognize the academic, civic, and leadership value of competitive speech and debate.

(b) To honor educators, coaches, judges, and school districts that support debate programming.

(c) To inspire students statewide to participate in debate as a pathway to civic engagement.

(d) To promote Florida’s role as the national leader in scholastic speech and debate.

(3) Public and charter schools, state agencies, and other entities may observe Florida Speech and Debate Week.

Section 3. Section 1000.09, Florida Statutes, is created to read:

1000.09 *Competitive speech and debate.*—

(1) **LEGISLATIVE FINDINGS AND INTENT.**—

(a) The Legislature finds that speech and debate significantly improve literacy, critical thinking, research ability, civic knowledge, and leadership for students of this state.

(b) The Legislature also finds that this state’s civics and debate expansion has become a national model, increasing access to this instruction in all regions. Sustaining and improving this success requires a permanent statewide organization with specialized expertise, program capacity, and year-round operational support.

(c) The Legislature further finds that the Florida Debate Initiative has demonstrated statewide effectiveness and is uniquely positioned to ensure continuity, equitable access, quality programming, tournament infrastructure, and instructional rigor.

(d) It is the intent of the Legislature to establish a comprehensive statewide infrastructure, under the Florida Debate Initiative’s direction, which expands, supports, and elevates K–20 speech and debate education.

(2) **CREATION, DESIGNATION, AND RESPONSIBILITIES.**—In alignment with, and in support of, the Department of Education and the program it operates called the Florida Civics and Debate Initiative (FCDI), the Florida Debate Initiative, Inc., (FDI) is established as this state’s nonprofit statewide speech and debate organization that manages, develops, and expands K–20 civics, speech, and debate programs.

(a)1. FDI shall support and expand access to statewide civic literacy and speech and debate programs by undertaking the following, which list is not exhaustive:

- a. Educating and training coaches and students.
- b. Training judges and volunteers.
- c. Promoting educational competition opportunities.
- d. Leading training and leadership development experiences.
- e. Establishing competition standards.
- f. Maintaining statewide data reporting.
- g. Assisting the FCDI, upon request, in civics-focused education, training, and programming initiatives.

2. This paragraph may not be construed to prohibit schools, districts, or students from participating in civics, speech and debate activities, leagues, or competitions not operated or supervised by FDI.

(b) FDI may establish and maintain partnerships with school districts, charter schools, state agencies, postsecondary institutions, nonprofit organizations, private entities, and national or international organizations to achieve the purposes of this section, including collaborative efforts with FCDI. In such collaboration:

1. FCDI and FDI shall jointly host and operate the annual National Civics and Debate Championship known as The Great Debate, a nationally recognized synthesis of civics education and debate competition that challenges students’ civic knowledge, debate skills, and endurance through multi-day, multi-event competition.

2. FCDI shall lead specific civics immersion events, including FCDI Day at the Capitol and the Great American Civics Challenge, which includes the Ronald Reagan Presidential Debates and the We The People Civics Showdown.

3. FDI shall provide logistical support, debate tournament operations support, and tournament coordination support for The Great Debate and other collaborative initiatives to advance statewide speech and debate opportunities.

(3) **AUTHORIZED USES OF FUNDS.**—FDI may expend program funds on all of the following:

(a) Administrative operations, including staffing, insurance, compliance, reporting, and statewide infrastructure.

(b) Programmatic operations, including curriculum, training, summer programs, workshops, camps, and mentorship programs.

(c) Tournament operations, including logistics, staff, judge training, technology, awards, and regional team operations.

(d) Travel, lodging, training, and transportation for participants, including local, state, and national travel to competitions hosted by FDI, FCDI, or other civics, speech, and debate organizations.

(e) Public-private partnership development, including sponsorship and philanthropic support.

(f) Memberships, affiliations, and participation fees related to civics education, speech, debate, leadership, and academic competition programs, provided such memberships, affiliations, and participation advance the purposes of this section.

(4) **REPORTING.**—FDI shall make publicly available online and submit, no later than December 31 of each year, an annual report to the Department of Education which includes all of the following:

(a) Student participation in statewide FDI programs, by district and demographics.

(b) The number of active student teams in statewide FDI speech and debate programs.

(c) Competitive and educational outcomes of statewide FDI programs.

(d) A categorized summary of all expenditures.

(5) *ENDORSEMENT IN SPEECH AND DEBATE.*—Pursuant to s. 1012.56 and State Board of Education rule, a certified teacher may earn an endorsement in speech and debate if he or she demonstrates all of the following:

(a) Completion of coursework approved by the board in argumentation, rhetoric, communication, or debate instruction.

(b) Completion of professional development offered by FDI or equivalent professional development offered by a Florida College System institution or state university.

(c) Competency, as determined by the board, in the rules, events, and competitive standards of scholastic debate.

(6) *REGIONAL TRAVELING DEBATE TEAMS.*—The department shall collaborate with FDI to establish regional traveling debate teams to represent Florida in national competitions. Teams must be accessible to students at Title I and rural schools. Teams must provide competitive training and coaching for speech and debate.

(a) All travel costs may be covered through legislative appropriation, public-private partnerships, and sponsorships.

(b) A school district may use school buses to transport students to and from speech and debate competitions.

Section 4. Present subsection (29) of section 1001.42, Florida Statutes, is redesignated as subsection (30), and a new subsection (29) is added to that section, to read:

1001.42 Powers and duties of district school board.—The district school board, acting as a board, shall exercise all powers and perform all duties listed below:

(29) *SPEECH AND DEBATE COMPETITION REPORTING.*—Each district school board shall annually make available online and submit to the Department of Education, by a date set by the department, a report that includes all of the following information:

- (a) The number of active speech and debate teams.
- (b) Student participation rates.
- (c) Competitive performance and public service engagement.
- (d) Transportation, facilities, and administrative support provided.
- (e) Resources needed to expand the program.

Section 5. Section 1004.0983, Florida Statutes, is created to read:

1004.0983 *Speech and debate training pathways.*—The Board of Governors and the State Board of Education shall develop undergraduate and graduate coursework, certificates, and micro-credentials in speech and debate education, coaching, and tournament operations.

(1) Coursework may include all of the following:

- (a) Rhetoric, argumentation, and communication theory.
- (b) Coaching methods and competitive event instruction.
- (c) Tournament management and adjudication.
- (d) Public speaking pedagogy.

(2) The Board of Governors and the State Board of Education may collaborate with the Florida Debate Initiative, Inc., to develop coursework.

Section 6. The Department of Education shall approve courses developed pursuant to s. 1004.0983, Florida Statutes, for inclusion in dual enrollment programs under s. 1007.271, Florida Statutes.

Section 7. For the 2026–2027 fiscal year, the sum of \$2.4 million in recurring funds is appropriated from the General Revenue Fund to support the Florida Debate Initiative, Inc.’s responsibilities assigned under s. 1000.09(1), Florida Statutes, including administrative, programmatic, and tournament operation duties.

Section 8. 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 speech and debate education; creating s. 265.0042, F.S.; creating the Florida Speech and Debate Hall of Fame; requiring the Department of Management Services to set aside an area in the Capitol Building for the hall of fame; requiring the department to consult with the Florida Education Foundation and the Commissioner of Education; providing the duties for the hall of fame; requiring the hall of fame to convene a committee for specified purposes; creating s. 683.221, F.S.; designating Florida Speech and Debate Week annually in February; providing purposes for the annual observance; authorizing specified entities to observe Florida Speech and Debate Week; creating s. 1000.09, F.S.; providing legislative findings and intent; establishing the Florida Debate Initiative, Inc., (FDI) as a statewide speech and debate organization that performs certain functions in support of the Florida Civics and Debate Initiative (FCDI) in the Department of Education; providing the duties of FDI; providing construction; authorizing FDI to establish and maintain certain partnerships; specifying activities for FDI and FCDI; providing authorized uses of funds for FDI; requiring FDI to publish online and submit annually by a specified date to the department a specified report; specifying requirements for the report; authorizing a certified teacher to earn an endorsement in speech and debate; specifying requirements for the endorsement; requiring the department to collaborate with FDI to establish regional traveling debate teams; authorizing a school district to use school buses to transport students to speech and debate competitions; amending s. 1001.42, F.S.; requiring each district school board annually to publish online and submit to the department a report; specifying requirements for the report; creating s. 1004.0983, F.S.; requiring the Board of Governors of the State University System and the State Board of Education to develop specified undergraduate and graduate coursework, certificates, and micro-credentials; authorizing the Board of Governors and the State Board of Education to collaborate with FDI to develop coursework; requiring the department to approve specified dual enrollment courses; providing an appropriation; providing an effective date.

On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 1062**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for CS for SB 1062**

Yeas—32

Mr. President	Burton	Hooper
Arrington	Calatayud	Jones
Berman	DiCeglie	Leek
Bernard	Garcia	Martin
Boyd	Grall	Mayfield
Bracy Davis	Gruters	McClain
Bradley	Harrell	Passidomo

Pizzo	Sharief	Trumbull
Polsky	Simon	Wright
Rodriguez	Smith	Yarborough
Rouson	Truenow	

SB 1072—A bill to be entitled An act relating to the Antisemitism Task Force; creating s. 16.571, F.S.; creating the Antisemitism Task Force adjunct to the Office of Civil Rights within the Department of Legal Affairs for a specified purpose; requiring the department to provide administrative and staff support to the task force; providing for appointment and terms of task force members; providing for per diem and travel expenses; requiring the task force to meet quarterly; authorizing more frequent meetings at the call of the co-chairs; providing duties of the task force; requiring the task force to annually submit a report and policy recommendations to the Governor and the Legislature by a specified date; providing for future repeal; providing an effective date.

—was read the second time by title.

SENATOR BRODEUR PRESIDING

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

Senator Calatayud moved the following amendment which was adopted:

Amendment 1 (856218) (with title amendment)—Between lines 104 and 105 insert:

(5) *For the purposes of the task force, the term “antisemitism” does not include criticism of Israel which is similar to criticism of any other country.*

(6) *This section may not be construed to diminish or infringe upon any right protected under the First Amendment to the United States Constitution or to conflict with federal or state antidiscrimination laws.*

And the title is amended as follows:

Delete line 15 and insert: Legislature by a specified date; specifying that the term “antisemitism” does not include certain criticism of the state of Israel; providing construction; providing for future

On motion by Senator Calatayud, by two-thirds vote, **SB 1072**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for CS for SB 1230—A bill to be entitled An act relating to perfluoroalkyl and polyfluoroalkyl substances; providing a short title; creating s. 376.911, F.S.; defining the terms “aqueous film-forming foam” and “department”; prohibiting, beginning on a specified date, certain use and the sale, purchase, or distribution of aqueous film-forming foam in this state; requiring, beginning on a specified date, certain entities to submit aqueous film-forming foam inventories and

disposal plans to the Department of Environmental Protection; prohibiting, beginning on a specified date, the possession and use of aqueous film-forming foam in this state; providing applicability; providing duties of the department; authorizing the department to administer certain grants or cost-share programs; providing penalties and injunctive relief; amending s. 403.086, F.S.; requiring certain public entities disposing of domestic wastewater biosolids and treated effluent to quarterly conduct specified samplings and submit the results to the department; requiring that such sampling be conducted in accordance with department rules; providing that such sampling is for informational purposes only, and may not be the basis for enforcement action or other causes of action, until the department adopts certain water quality standards; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1230**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1019** was withdrawn from the Committee on Rules.

On motion by Senator Harrell—

CS for CS for HB 1019—A bill to be entitled An act relating to perfluoroalkyl and polyfluoroalkyl substances; providing a short title; creating s. 376.911, F.S.; defining the terms “aqueous film-forming foam” and “department”; prohibiting, beginning on a specified date, certain use and the sale, purchase, or distribution of aqueous film-forming foam; requiring, beginning on a specified date, certain entities to submit aqueous film-forming foam inventories and disposal plans to the Department of Environmental Protection; prohibiting, beginning on a specified date, the possession and use of aqueous film-forming foam; providing applicability; providing duties of the department; authorizing the department to administer certain grants or cost share programs; providing penalties and injunctive relief; amending s. 403.086, F.S.; requiring certain public entities disposing of domestic wastewater biosolids and treated effluent to quarterly conduct specified samplings and submit the results to the Department of Environmental Protection; limiting the purpose of such samplings and results until specified standards are established by the United States Environmental Protection Agency and adopted by the department; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1230** and read the second time by title.

Senator Harrell moved the following amendment which was adopted:

Amendment 1 (719556)—Delete lines 55-56 and insert:

(a) *Airports as defined in s. 330.27.*

On motion by Senator Harrell, by two-thirds vote, **CS for CS for HB 1019**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for SB 1706—A bill to be entitled An act relating to the My Safe Florida Condominium Pilot Program; amending s. 215.55871, F.S.; defining the term “area median income”; deleting the definition of the

term “service area”; revising definitions; revising eligibility requirements for participation in the My Safe Florida Condominium Pilot Program; requiring the Department of Financial Services to adopt rules to verify household income; authorizing the department to require periodic recertification; specifying that condominium property with mixed-income occupancies is eligible to participate in the pilot program under certain circumstances; authorizing financial grants to be used by associations for a specified purpose; requiring that an application for a mitigation grant include documentation to verify household income; making clarifying changes; requiring a hurricane mitigation inspector to verify the possession of water intrusion mitigation devices; limiting the award of grant funds; requiring an association to complete a certain percentage of opening protection improvements; providing an effective date.

—was read the second time by title. On motion by Senator Pizzo, by two-thirds vote, **CS for SB 1706** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for SB 186—A bill to be entitled An act relating to student health and safety; amending s. 385.207, F.S.; revising Department of Health responsibilities for educational programs concerning epilepsy; amending s. 1006.0626, F.S.; revising the definition of the term “school”; revising requirements for a student’s individualized seizure action plan; revising the list of which employees must complete training in the care of students with epilepsy and seizure disorders; providing that the training is valid for 5 years; requiring schools to display a specified poster; requiring the Department of Education to identify for a specified purpose posters that meet certain requirements; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 186**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1201** was withdrawn from the Committee on Rules.

On motion by Senator Garcia—

CS for HB 1201—A bill to be entitled An act relating to student health and safety; amending s. 385.207, F.S.; revising Department of Health responsibilities for educational programs concerning epilepsy; amending s. 1006.0626, F.S.; revising the definition of the term “school”; revising requirements for a student’s individualized seizure action plan; revising the list of which employees must complete training in the care of students with epilepsy and seizure disorders; providing that the training is valid for 5 years; requiring schools to display a specified poster; providing an effective date.

—a companion measure, was substituted for **CS for SB 186** and read the second time by title.

On motion by Senator Garcia, by two-thirds vote, **CS for HB 1201** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for CS for SB 598—A bill to be entitled An act relating to funeral, cemetery, and consumer services; amending s. 497.164, F.S.; prohibiting a licensee of funeral or cemetery services from entering into certain contracts, agreements, or arrangements; amending s. 497.263, F.S.; revising the procedures for applicants seeking a cemetery license; amending s. 497.270, F.S.; conforming a provision to changes made by the act; amending s. 497.369, F.S.; revising the requirements for an applicant seeking licensure by endorsement to be an embalmer; amending s. 497.374, F.S.; revising the requirements for an applicant seeking licensure by endorsement to be a funeral director; amending s. 497.375, F.S.; deleting an exception to the educational requirements for an applicant seeking licensure to be a funeral director; amending s. 497.376, F.S.; revising the requirements for an applicant seeking a license by endorsement as a combination funeral director and embalmer; amending s. 497.377, F.S.; revising the educational requirements for licensure to be a combination funeral director and embalmer intern; amending s. 497.386, F.S.; authorizing a licensee or a licensed facility to dispose of human remains in a specified manner if the legally authorized person of the decedent fails, neglects, or refuses to direct the disposition; amending s. 497.459, F.S.; revising the method in which a preneed licensee must send written notice to cancel a preneed contract; authorizing the Board of Funeral, Cemetery, and Consumer Services to adopt rules; amending s. 497.607, F.S.; revising the timeframe after which a funeral or direct disposal establishment may dispose of cremated remains if the remains have not been claimed; amending s. 627.404, F.S.; revising the exceptions to the prohibition relating to personal insurance; reenacting s. 497.260(5), F.S., relating to cemeteries, exemptions, investigations, and mediation, to incorporate the amendment made to s. 497.263, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Truenow, by two-thirds vote, **CS for CS for SB 598** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

Consideration of **CS for SB 432** and **CS for CS for SB 928** was deferred.

SB 990—A bill to be entitled An act relating to protected cell captive insurance companies; amending s. 628.901, F.S.; revising the definitions of the terms “captive insurance company” and “special purpose captive insurance company”; defining terms; amending s. 628.905, F.S.; specifying that a protected cell captive insurance company may only insure certain risks; amending s. 628.907, F.S.; revising the unimpaired paid-in capital requirements for captive insurance companies; revising the unrestricted net asset requirements for captive insurance companies incorporated as nonprofit corporations; amending s. 628.908, F.S.; revising the unimpaired surplus requirements for captive insurance companies; amending s. 628.909, F.S.; revising applicability; creating s. 628.921, F.S.; authorizing one or more sponsors to form a protected cell captive insurance company; requiring protected cell captive insurance companies to be incorporated in a specified manner; requiring applicant protected cell captive insurance companies to file certain information with the Office of Insurance Regulation; authorizing protected cell captive insurance companies to establish and maintain certain protected cells, subject to certain approvals granted by the office; specifying conditions on protected cell establishment and maintenance; providing construction; specifying requirements regarding protected cells’ assets and liabilities and their attribution; requiring protected cell captive insurance companies to file annual reports, as required by the office, and to notify the office when any protected cell is insolvent or unable to meet its obligations; requiring the office’s approval before a participant contract may take effect; specifying requirements for any insurance business written by a protected cell captive insurance company and the security arrangements that must be established; authorizing the office to take certain actions in the event of an insolvency of a protected cell captive insurance company; requiring certain affidavits for owners of incorporated protected cells; authorizing the assets of two or more protected cells to be combined for a specified purpose; specifying that such combination may not be construed in a certain manner; authorizing the office to approve the use of certain methods for valuation of certain assets and liabilities and rating the risk attributable to a protected cell; requiring a receiver to manage the assets and liabilities of protected cell captive insurance companies under certain circumstances; prohibiting assets of protected cells from being used to pay certain expenses and claims; requiring that protected cell captive insurance companies’ capital and surplus be available to pay certain expenses or claims; specifying requirements in actions brought by or against protected cell captive insurance companies; specifying that certain legal actions are deemed to be brought against the general account only; specifying that protected cells not named in an action are not deemed to be a party to the action and are entitled to dismissal under certain circumstances; prohibiting the assets of protected cells from being encumbered or seized under certain circumstances; specifying that protected cells do not have a duty to defend the rights and obligations or other protected cells; requiring protected cell captive insurance companies and protected cells to be afforded a certain status during discovery; specifying that nonparty protected cells have standing under certain circumstances; authorizing protected cells to be converted to any authorized form of captive insurance company; authorizing the office to issue a specified certificate of authority; requiring converting protected cells to file certain organizational documents; specifying requirements for such documents; specifying the formation date upon conversion; requiring converted protected cells to possess certain assets and liabilities; requiring the converting protected cell to submit amended organizational documents under certain circumstances; authorizing captive insurance companies to apply to the office for conversion to protected cell captive insurance companies; requiring captive insurance companies to be issued a revised certificate of authority under certain circumstances; specifying the effective date of such certificate; authorizing protected cells of a captive insurance company to disaffiliate and to affiliate with another protected cell captive insurance company under certain circumstances; authorizing the office to require changes to certain documents under certain circumstances; specifying the formation date of protected cells that affiliate with another protected cell captive insurance company; requiring such protected cells to maintain and carry over certain assets and liabilities; authorizing an individual protected cell to merge or otherwise combine assets and liabilities with another individual protected cell, subject to certain requirements; specifying that a hearing is not required for certain mergers; specifying the date of final conversion or disaffiliation of a protected cell for certain

purposes; specifying that the prior entity and successor entities are responsible for certain tasks; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 990**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 883** was withdrawn from the Committee on Rules.

On motion by Senator Leek—

CS for CS for HB 883—A bill to be entitled An act relating to protected cell captive insurance companies; amending s. 628.901, F.S.; revising the definitions of the terms “captive insurance company” and “special purpose captive insurance company”; defining terms; amending s. 628.905, F.S.; specifying that a protected cell captive insurance company may only insure certain risks; amending s. 628.907, F.S.; revising the unimpaired paid-in capital requirements for captive insurance companies; revising the unrestricted net asset requirements for captive insurance companies incorporated as nonprofit corporations; amending s. 628.908, F.S.; revising the unimpaired surplus requirements for captive insurance companies; amending s. 628.909, F.S.; revising applicability; creating s. 628.921, F.S.; authorizing one or more sponsors to form a protected cell captive insurance company; requiring protected cell captive insurance companies to be incorporated in a specified manner; requiring applicant protected cell captive insurance companies to file certain information with the Office of Insurance Regulation; authorizing protected cell captive insurance companies to establish and maintain certain protected cells, subject to certain approvals granted by the office; specifying conditions on protected cell establishment and maintenance; providing construction; specifying requirements regarding protected cells’ assets and liabilities and their attribution; requiring protected cell captive insurance companies to file annual reports, as required by the office, and to notify the office when any protected cell is insolvent or unable to meet its obligations; requiring the office’s approval before a participant contract may take effect; specifying requirements for any insurance business written by a protected cell captive insurance company and the security arrangements that must be established; authorizing the office to take certain actions in the event of an insolvency of a protected cell captive insurance company; requiring certain affidavits for owners of incorporated protected cells; authorizing the assets of two or more protected cells to be combined for a specified purpose; specifying that such combination may not be construed in a certain manner; authorizing the office to approve the use of certain methods for valuation of certain assets and liabilities and rating the risk attributable to a protected cell; requiring a receiver to manage the assets and liabilities of protected cell captive insurance companies under certain circumstances; prohibiting assets of protected cells from being used to pay certain expenses and claims; requiring that protected cell captive insurance companies’ capital and surplus be available to pay certain expenses or claims; specifying requirements in actions brought by or against protected cell captive insurance companies; specifying that certain legal actions are deemed to be brought against the general account only; specifying that protected cells not named in an action are not deemed to be a party to the action and are entitled to dismissal under certain circumstances; prohibiting the assets of protected cells from being encumbered or seized under certain circumstances; specifying that protected cells do not have a duty to defend the rights and obligations or other protected cells; requiring protected cell captive insurance companies and protected cells to be afforded a certain status during discovery; specifying that nonparty protected cells have standing under certain circumstances; authorizing protected cells to be converted to any authorized form of captive insurance company; authorizing the office to issue a specified certificate of authority; requiring converting protected cells to file certain organizational documents; specifying requirements for such documents; specifying the formation date upon conversion; requiring converted protected cells to possess certain assets and liabilities; requiring the converting protected cell to submit amended organizational documents under certain circumstances; authorizing captive insurance companies to apply to the office for conversion to protected cell captive insurance companies; requiring captive insurance companies to be issued a revised certificate of authority under certain circumstances; specifying the effective date of such certificate; authorizing protected cells of a captive insurance company to disaffiliate and to affiliate with another protected cell captive insurance company under certain circumstances; authorizing the office to require changes to certain documents under certain circumstances; specifying the formation date of protected cells that affili-

ate with another protected cell captive insurance company; requiring such protected cells to maintain and carry over certain assets and liabilities; authorizing an individual protected cell to merge or otherwise combine assets and liabilities with another individual protected cell, subject to certain requirements; specifying that a hearing is not required for certain mergers; specifying the date of final conversion or disaffiliation of a protected cell for certain purposes; specifying that the prior entity and successor entities are responsible for certain tasks; providing an effective date.

—a companion measure, was substituted for **SB 990** and read the second time by title.

On motion by Senator Leek, by two-thirds vote, **CS for CS for HB 883** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

Consideration of **CS for SB 620** was deferred.

CS for SB 554—A bill to be entitled An act relating to nonprofit corporations; amending s. 617.01011, F.S.; renaming the “Florida Not For Profit Corporation Act” as the “Florida Nonprofit Corporation Act”; amending s. 617.01201, F.S.; providing applicability; prohibiting a provision of a plan or filed document to be made dependent upon facts outside the plan or filed document; requiring a corporation to file articles of amendment with the Department of State under certain circumstances; providing that articles of amendment are deemed to be authorized by the authorization of the original filed document to which they relate; providing that such articles of amendment may be filed by the corporation without further action by the board of directors or the members; defining the terms “filed document” and “plan”; making technical changes; amending s. 617.0123, F.S.; providing that a document accepted for filing may specify an effective time and a delayed effective date; providing that a previous effective date may be specified in the initial articles of incorporation if such date is within a specified timeframe; specifying when a document accepted for filing is effective; providing that the date and time at which a document is filed is the time and date at the place of filing in this state; amending s. 617.0124, F.S.; revising the circumstances in which a domestic or foreign corporation may correct a document filed with the department; prohibiting articles of correction from containing a delayed effective date for the correction; authorizing a corporation to withdraw a filing delivered to the department before it takes effect by delivering a withdrawal statement to the department for filing; specifying what information must be included in a withdrawal statement; providing that the action or transaction evidenced by the original filing does not take effect upon the filing of a withdrawal statement by the department; amending s. 617.0126, F.S.; revising what a domestic or foreign corporation may do if the department refuses to file a document delivered to its office for filing; amending s. 617.0127, F.S.; requiring all courts, public offices, and official bodies to receive all certificates issued by the department as prima facie evidence of certain facts; amending s. 617.0128, F.S.; requiring the department to issue, upon request, a certificate of status for a domestic corporation or a certificate of authorization for a foreign corporation; amending s. 617.01301, F.S.; revising who must answer interrogatories directed at a corporation; making technical changes; amending s.

617.01401, F.S.; defining, revising, and deleting terms; amending s. 617.0141, F.S.; requiring written and oral notice to be communicated in a specified manner; making technical changes; creating s. 617.0143, F.S.; defining terms; providing that a director is not automatically prevented from being a qualified director under certain circumstances; amending s. 617.0202, F.S.; revising the contents of articles of incorporation; amending s. 617.0204, F.S.; deleting an exception for liability for reincorporation transactions; amending s. 617.0206, F.S.; providing an exception when the initial bylaws of a corporation must be adopted by its board of directors; amending s. 617.0302, F.S.; revising the corporate powers of nonprofit corporations; amending s. 617.0304, F.S.; making technical changes; amending s. 617.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing that the corporate name as filed with the department is for public notice only and does not alone create any presumption of ownership of such name; providing applicability; amending s. 617.0403, F.S.; authorizing a foreign corporation that has registered its name to conduct its affairs in this state; making technical changes; amending s. 617.0501, F.S.; specifying the duties of a registered agent; authorizing a court to stay a proceeding commenced by a corporation until the corporation is in compliance; deleting the definition for the term “authorized entity”; making technical changes; amending s. 617.0502, F.S.; revising the information required in a statement filed with the department for a corporation requesting to change its registered office or its registered agent; deleting a provision that a registered agent may resign by signing and delivering to the department a statement of resignation; revising statement of resignation requirements; deleting the notification requirements for a registered agent who changes his or her business name or business address; deleting a provision providing that a registered office or registered agent may be changed on the corporation’s annual report form filed with the department; deleting a requirement that the department collect a fee for filings; creating s. 617.05021, F.S.; authorizing a registered agent to resign as agent for a corporation in a specified manner under certain circumstances; providing applicability; providing that a registered agent is terminated upon the department filing certain documents; providing that a registered agent ceases to have responsibility for any matter tendered to the agent once a statement of resignation takes effect; authorizing a registered agent to resign from a corporation regardless of whether the corporation has active status; creating s. 617.05022, F.S.; authorizing a registered agent seeking to change the registered agent’s name or business address to file with the department a statement of change; specifying the information to be included in the statement of change; requiring a registered agent to furnish notice of the statement of change to the represented corporation; providing that the statement of change is effective when filed by the department; providing that such changes may be made by the corporation with other filings by the department; requiring the department to collect a fee for filings; amending s. 617.0503, F.S.; deleting applicability for alien business organizations; revising the testimony and records required to be produced for the Department of Legal Affairs by certain domestic or foreign corporations; deleting definitions; making technical changes; amending s. 617.0505, F.S.; prohibiting a corporation from paying any dividend and making distributions of any part of its net income or net earnings to its members, directors, or officers; revising exceptions; providing that a dividend or distribution by a nonprofit insurance company subsidiary is not a distribution under certain circumstances; making technical changes; amending s. 617.0601, F.S.; providing that, for certain nonprofit corporations, notice to, the presence of, or the vote, consent, or other action by a board of directors satisfies a specified requirement; requiring corporation members who have no other rights except as provided in the articles of incorporation or the bylaws to have the same rights and obligations as every other member; authorizing a corporation to admit members for no consideration or for such consideration as determined by the board of directors; providing that such consideration may take any form; providing that payment of such consideration may be made as set forth in or authorized by the articles of incorporation, the bylaws, or the action of the board of directors; prohibiting a corporation from being a member of itself or exercising the rights of a member with respect to itself; providing that a corporation’s purchase of its own membership interest is canceled under certain circumstances; providing applicability; making technical changes; creating s. 617.0603, F.S.; authorizing a corporation to pay certain compensation to and confer certain benefits upon its members, directors, officers, agents, and employees; authorizing a corporation to make certain distributions to its members and others upon dissolution or final liquidation; providing that such pay-

ments, benefits, or distributions may not be deemed to be a dividend or a distribution of income or earnings; amending s. 617.0604, F.S.; authorizing a corporation to levy dues, assessments, and fees on its members to the extent authorized by the articles of incorporation or bylaws; providing that such dues, assessments, and fees may be imposed on members of the same class in alike or different amounts or proportions, and imposed on a different basis on different classes of members; providing that certain members may be made exempt from such dues, assessments, and fees to the extent provided in the articles of incorporation or bylaws; providing that the amount and method of collecting such dues, assessments, and fees may be fixed in the articles of incorporation or bylaws, or by the board of directors or its members; providing that the articles of incorporation or bylaws may provide reasonable means to enforce the collection of such dues, assessments, and fees; prohibiting a creditor of a corporation from bringing a proceeding to reach the liability of a member of the corporation unless certain conditions are met; authorizing all creditors of a corporation to intervene in any other creditor's proceeding brought to reach and apply unpaid amounts due from the corporation; authorizing all members who owe unpaid amounts to the corporation to be joined in the proceeding; providing that satisfaction of a debt owed to a creditor by the corporation through payment of a member who owes unpaid amounts to the corporation satisfies the debt of the corporation to the creditor and the debt of the member to the corporation to the extent so paid by the member to the creditor; amending s. 617.0605, F.S.; revising the process by which membership interests of a corporation may be transferred; amending s. 617.0606, F.S.; authorizing a member to resign at any time for any reason; amending s. 617.0607, F.S.; providing that a member who had a membership suspended or terminated may be liable to the corporation for dues, assessments, or fees for obligations incurred or commitments made before the expulsion, suspension, or termination; providing that any such expulsion, suspension, or termination does not relieve the member of any obligations or commitments made before the expulsion, suspension, or termination; authorizing a corporation to levy fines or penalize its members if such actions are authorized in the articles of incorporation or bylaws; prohibiting the levy of certain penalties until after the corporation has provided notice to the member concerned and has afforded the affected member an opportunity to be heard on the matter; amending s. 617.0608, F.S.; prohibiting certain corporations from purchasing the membership interests or any rights arising from membership of any of their members; authorizing certain other corporations to purchase the membership interest of any member or any right arising from membership, subject to the articles of incorporation or bylaws; providing that payment for such membership interest or right arising from membership is not a dividend or a distribution of income or earnings; providing circumstances in which a corporation may purchase the membership interests of a member who resigns; amending s. 617.0701, F.S.; authorizing a corporation with members to hold meetings for certain purposes; providing that specified meetings may be held in or out of this state; providing that failure to hold a required annual meeting does not work a forfeiture or dissolution of the corporation and does not affect the validity of any corporate action; revising when special meetings of the members may be called; providing that a written demand for a special meeting may be revoked by a writing received by the corporation before receiving the written demands from certain members sufficient in number to require holding the special meeting; providing that any business other than that described in the meeting notice may not be conducted at the meeting; authorizing special meetings to be held in or out of this state at a place stated in or fixed in accordance with the articles of incorporation and bylaws; requiring that special meetings be held at the corporation's principal office if no such place is stated in or fixed in the articles of incorporation and bylaws or in the notice of special meeting; providing that action taken by written consent is effective when such written consent is signed by members entitled to cast the required number of votes on the action and the consent has been delivered to the corporation; requiring that, for corporations whose nonvoting members must be given notice of proposed corporate action, proper notice be given to the nonvoting members after obtaining authorization by written consent; authorizing members to waive any required notice within a certain timeframe; requiring that such waiver be in writing, signed by the member, and delivered to the corporation for filing; providing that a member's attendance at a meeting waives certain objections; making technical changes; amending s. 617.0721, F.S.; providing that a member or a member's attorney-in-fact may appoint a proxy to vote or otherwise act for the member for certain duties; requiring that an appointment form contain certain information; specifying when an appointment of a

proxy is effective and valid; providing that the death or incapacity of a member who appoints a proxy does not affect the right of the corporation to accept the proxy's authority under certain circumstances; authorizing a member to revoke appointment of a proxy; providing an exception; providing that a corporation may reject a ballot or demand, as well as a vote, consent, waiver, or proxy appointment, under certain circumstances; providing that members of any class, their attorneys-in-fact, and proxies may participate in any meeting of members to the extent that the board of directors authorizes such participation for such class; limiting participation by remote communication to the guidelines and procedures adopted by the board of directors; providing that members, their attorneys-in-fact, and proxies who participate by means of remote communication are deemed present in person and may vote at a meeting under certain circumstances; requiring that a vote or action taken by a member, a member's attorney-in-fact, or a proxy by means of remote communication be maintained by the corporation; providing that a meeting may be held solely by means of remote communication only under certain circumstances; making technical changes; creating s. 617.0741, F.S.; prohibiting directors, officers, or members from commencing a proceeding in the right of a domestic or foreign corporation unless certain circumstances exist; creating s. 617.0742, F.S.; specifying requirements for a complaint in a proceeding brought in the right of a corporation; creating s. 617.0743, F.S.; authorizing the court to stay a derivative proceeding if the corporation commences an inquiry into the allegations made in the demand or complaint; creating s. 617.0744, F.S.; authorizing the court to dismiss a derivative proceeding on motion by the corporation if a certain determination is made by specified persons; providing that the corporation has the burden of proof in all such cases in regard to certain issues; authorizing the court to appoint a panel of disinterested and independent persons to make such determination; providing construction; creating s. 617.0745, F.S.; providing that a derivative action may not be discontinued or settled without the court's approval; requiring the court to direct that notice be given to certain members under certain circumstances; authorizing the court to determine which party bears the expense of giving such notice; creating s. 617.0746, F.S.; authorizing the court to take specified action upon the termination of a derivative proceeding; creating s. 617.0747, F.S.; providing applicability; amending s. 617.0803, F.S.; revising the number of persons to serve on the board of directors; creating s. 617.0804, F.S.; specifying the manner in which directors of membership and non-membership corporations are elected; creating s. 617.0805, F.S.; providing that the articles of incorporation or bylaws may specify the terms of directors; providing that if a term is not specified in the articles of incorporation or bylaws, the term of a director is 1 year; providing that a decrease in the number of directors does not affect an incumbent director's term; providing that the term of a director elected to fill a vacancy expires at the end of the term the director is filling; providing that a director continues to serve after his or her term expires until the director's successor takes office; amending s. 617.0808, F.S.; providing that a director may be removed under certain circumstances; amending s. 617.0809, F.S.; revising the manner in which a vacancy on the board of directors is filled; deleting a requirement that the term of a director elected or appointed to fill a vacancy expires at the next annual meeting to elect directors; deleting a provision authorizing a vacancy caused by an increase in the number of directors to be filled by the board of directors in a specified manner; creating s. 617.08091, F.S.; authorizing the court to remove a director from office in a proceeding commenced by or in the right of the corporation if the court makes certain findings; limiting the persons who may bring such an action; requiring that an action by a member be brought only if the member or members collectively bringing action have a specified voting power; authorizing the court to bar the director from being reelected, redesignated, or reappointed for a period prescribed by the court; providing construction; amending s. 617.0820, F.S.; revising the criteria for when meetings of the board of directors may be called; providing that regular meetings of the board of directors may be held without notice of date, time, place, or purpose; requiring that special meetings of the board of directors be preceded by a certain amount of notice of the date, time, and place of the meeting; amending s. 617.0821, F.S.; requiring that actions taken without a meeting be delivered to the corporation; revising when certain action taken is effective; providing that a director's consent may be withdrawn by a revocation signed by the director and delivered to the corporation before delivery to the corporation of certain unrevoked written consents; amending s. 617.0823, F.S.; revising the list of what a director waives when he or she signs a waiver of notice and attends a meeting of the board of directors; amending s. 617.0830, F.S.; specifying the standards of conduct to which a member of the board of directors or

a board committee must conform in discharging his or her duties; authorizing members to rely on certain persons in discharging their duties; providing that a director is not a trustee in certain respects; amending s. 617.0832, F.S.; defining terms; providing that if a director's conflict of interest transaction is fair to the corporation at the time such transaction is authorized, approved, effectuated, or ratified, the transaction is not void or voidable, and is not grounds for relief, damages, or other sanctions; providing that the person challenging the validity of such transaction or seeking relief has the burden of proving certain facts; specifying the burden of proof for the person defending or asserting the validity of the director's conflict of interest; providing that the presence of or a vote cast by a director with an interest in a transaction does not affect the validity of the action if the transaction is otherwise authorized, approved, or ratified by the board of directors; authorizing a party challenging the validity of the transaction to assert and prove that a director or member was not disinterested on certain grounds for the purpose of voting on, consenting to, or approving the transaction; requiring that an action to satisfy certain authorization requirements be taken by the board of directors or a committee in order to authorize the transaction under certain circumstances; requiring that action be taken to satisfy certain requirements by the members or a committee in order to authorize the transaction under certain circumstances; reordering and amending s. 617.0834, F.S.; revising immunity and liability of certain persons; specifying when such persons are deemed not to have derived an improper personal benefit from any transaction under certain circumstances; revising the definition of the term "recklessness"; providing construction; amending s. 617.0835, F.S.; revising applicability; creating s. 617.0844, F.S.; providing the standards of conduct to which an officer must conform in discharging his or her duties; authorizing officers to rely on certain persons in discharging their duties; specifying the duties of an officer; providing that an officer is not a trustee with respect to the corporation or any property held or administered by the corporation in trust; amending s. 617.1001, F.S.; revising the authority of the corporation to amend its articles of incorporation; amending s. 617.1002, F.S.; revising the procedure for amending the articles of incorporation; amending s. 617.1006, F.S.; requiring that an amendment to the articles of incorporation be delivered to the department for filing articles of amendment; specifying what must be set forth in such articles of amendment; providing that the articles of amendment take effect on the effective date; amending s. 617.1101, F.S.; revising the plan of merger for certain entities; specifying what a plan of merger must include; providing that terms of a plan of merger may be made dependent upon facts objectively ascertainable outside the plan; authorizing amendments to a plan of merger with the consent of each party to the merger, except as provided in the plan; authorizing a domestic party to a merger to approve an amendment to a plan in a certain manner; amending s. 617.1102, F.S.; revising the limitations on merger for certain corporations that hold property for a charitable purpose; amending s. 617.1103, F.S.; specifying the manner in which a plan of merger must be adopted for a domestic corporation whose members are entitled to vote on the merger; authorizing the adoption of a plan of merger at the meeting of the board of directors for certain domestic corporations; providing that a plan of merger may be abandoned after the plan has been approved but before the articles of merger are effective; providing that the plan may be abandoned by the board of directors in the same manner as the plan of merger was approved by a domestic corporation or a merging domestic eligible entity; requiring that a statement of abandonment signed by all parties that signed the articles of merger be delivered to the department if the merger is abandoned after articles of merger were delivered to the department for filing but before the articles of merger become effective; specifying what must be in a statement of abandonment; creating s. 617.1104, F.S.; authorizing a domestic or foreign parent eligible entity that holds membership in a domestic corporation and that carries a specified percentage of voting power of the domestic corporation to merge the subsidiary into itself or into another specified domestic or foreign eligible entity or to merge itself into the subsidiary; providing that such mergers do not require approval of the board of directors or members of the subsidiary unless required; providing that articles of merger do not need to be signed by the subsidiary entity; requiring the parent eligible entity to notify subsidiary members within a specified timeframe; providing construction; amending s. 617.1105, F.S.; requiring that the articles of merger be signed by each party to the merger if the merger has been approved; providing an exception; specifying what must be included in the articles of merger; requiring that the articles of merger be delivered to the department for filing; specifying when a merger becomes effective; authorizing the filing of articles of merger in

a specified manner under certain circumstances; amending s. 617.1106, F.S.; revising the effects of a merger once such merger becomes effective; providing that a merger does not give rise to any rights that any interest holder or third party would have upon a dissolution, liquidation, or winding up of that party; providing that a party to a merger is not required to wind up its affairs and cause its dissolution or termination; prohibiting certain property held in trust or otherwise used for charitable purposes from being diverted from such purposes except as provided by law; providing that any bequest, devise, gift, grant, or promise contained in certain instruments inures to the survivor of the merger; providing that a trust obligation that would govern property if the property is directed to be transferred to the nonsurviving party is transferred to the surviving party of a merger; amending s. 617.1107, F.S.; deleting provisions related to mergers of foreign corporations and domestic corporations under certain circumstances; requiring a foreign eligible entity that survives a merger to comply with ch. 617, F.S.; deleting a provision to allow abandonment of merger under certain circumstances; amending s. 617.1202, F.S.; revising the manner in which a corporation may sell, lease, exchange, or otherwise dispose of all, or substantially all, of its property; specifying the manner in which a board of directors proposes and its members approve the proposed transaction; authorizing the corporation to abandon such disposition of property without action by the members; providing exceptions; providing construction; reenacting and amending s. 617.1401, F.S.; revising what must be set forth in articles of dissolution; amending s. 617.1402, F.S.; making technical changes; amending s. 617.1403, F.S.; defining the term "dissolved corporation"; reenacting and amending s. 617.1405, F.S.; authorizing the circuit court to appoint a trustee, custodian, receiver, or provisional director for any property owned or acquired by the corporation to conduct its affairs for winding up and liquidating its affairs if any director or officer of the dissolved corporation is unwilling or unable to serve or cannot be located; prohibiting certain property held in trust from being diverted from its trust or charitable purpose unless done so under certain circumstances; amending s. 617.1406, F.S.; deleting obsolete language; making technical changes; amending s. 617.1407, F.S.; revising the notice requirements a dissolved corporation or successor entity must file with the department; revising the claimants who may bring a claim against a dissolved corporation or successor entity; providing conditions under which certain claims are barred; amending s. 617.1408, F.S.; providing that a dissolved corporation or successor entity may dispose of known claims against it by giving written notice to its known claimants of the dissolution within a specified timeframe; specifying what must be in such written notice; providing that a dissolved corporation or successor entity may reject a claim submitted by a claimant and received before the specified timeframe by mailing notice of the rejection to the claimant within a specified timeframe; specifying what must be included in such notice; providing that a claim against a dissolved corporation is barred under certain circumstances; defining the term "known claim"; providing that such notice does not revive any claim then barred or acknowledge that any person to whom such notice is sent is a proper claimant and does not operate as a waiver of any defenses or counterclaims; creating s. 617.1409, F.S.; authorizing a dissolved corporation to file with the circuit court for a determination of the amount and form of security to be provided for payment of unknown claims; specifying certain notice requirements of such proceeding; authorizing the court to appoint a guardian ad litem for a specified purpose; requiring the dissolved corporation to pay the reasonable fees and expenses of the guardian ad litem; providing that provisions by the dissolved corporation for security ordered by the court satisfies the dissolved corporation's obligations with respect to certain claims; creating s. 617.14091, F.S.; providing that directors of certain dissolved corporations are not personally liable to its claimants; prohibiting certain claims from being enforced against the dissolved corporation's undistributed assets and a member of the dissolved corporation on a pro rata share of the claim or the corporate assets distributed to such member, whichever is less; providing construction; amending s. 617.1420, F.S.; requiring the department to serve notice in a record to the corporation of its intent to administratively dissolve a corporation under certain circumstances; specifying the manner in which the department may issue the notice; requiring the department to administratively dissolve a corporation that does not respond to such notice within a specified timeframe; requiring the department to issue a notice in a record of administrative dissolution that states the grounds for the administrative dissolution; authorizing the department to issue such notice in a specified manner; reenacting and amending s. 617.1421, F.S.; making technical changes; amending s. 617.1430, F.S.; revising when a circuit court may dissolve a corporation

or order other remedies; amending s. 617.1431, F.S.; revising the venue for judicial dissolution proceedings; providing that directors need not be made parties to a proceeding to dissolve a corporation unless relief is sought against them individually; authorizing a court to award reasonable attorney fees and costs to the other parties to the proceedings if the court makes certain findings; deleting obsolete language; amending s. 617.1432, F.S.; prohibiting a court from appointing a custodian or receiver brought in certain proceedings if its members, directors, or authorized persons have provided for the appointment of a provisional director or other means for the resolution of a deadlock; authorizing the court to enforce the remedy so provided by the provisional director; revising who the court may appoint to act as receiver or custodian of the corporation; revising the duties of the receiver redesignated as custodian by the court; authorizing the court to amend the order designating the receiver as custodian and custodian as receiver; making technical changes; amending s. 617.1433, F.S.; conforming provisions to changes made by the act; making technical changes; creating s. 617.1434, F.S.; authorizing the court to order certain actions to be taken as an alternative to directing the dissolution of a corporation; creating s. 617.1435, F.S.; authorizing the court to appoint a provisional director for a certain proceeding if it appears such appointment will remedy the grounds alleged by the complaining members or directors; providing that a provisional director may be appointed without a vacancy on the board of directors; providing that a provisional director has all the rights and powers of a duly elected director, until removed; specifying the criteria for a provisional director; requiring a provisional director to report to the court concerning certain matters; providing that a provisional director is not liable for actions taken or decisions made; providing exceptions; requiring the provisional director to submit recommendations to the court if directed; authorizing any officer or director to petition the court for certain instructions; requiring the court to compensate and reimburse the provisional director; amending s. 617.1440, F.S.; providing an exception to the assets that must be deposited with the Department of Financial Services for safekeeping; making technical changes; creating s. 617.15015, F.S.; providing the governing law for a foreign corporation for certain affairs and interests of the foreign corporation; prohibiting a foreign corporation from being denied a certificate of authority for a specified reason; providing that a certificate of authority does not authorize a foreign corporation to engage in any business or exercise any prohibited power; amending s. 617.1502, F.S.; making technical changes; providing that any member, officer, or director of a foreign corporation is not liable for the debts, obligations, or other liabilities of the foreign corporation under certain circumstances; providing applicability; requiring a foreign corporation that transacts business in this state without a certificate of authority to appoint the Secretary of State as its agent for service of process; amending s. 617.1503, F.S.; conforming a provision to changes made by the act; amending s. 617.1504, F.S.; revising the requirements for a foreign corporation to amend its certificate of authority; revising applicability; authorizing a foreign corporation to amend its certificate of authority to add, remove, or change certain information; amending s. 617.1505, F.S.; deleting a prohibition of the state to regulate the organization or internal affairs of a foreign corporation; making a technical change; amending s. 617.1506, F.S.; revising the requirements for a foreign corporation whose name is noncompliant to use an alternate name; authorizing the foreign corporation to use its name if it becomes available; providing construction; authorizing a foreign corporation to transact business in this state under the alternate name; providing an exception; prohibiting a foreign corporation with a noncompliant name from transacting business in this state until such corporation obtains an amended certificate of authority; authorizing a foreign corporation to register under a name not otherwise distinguishable on the records of another registered entity under certain circumstances; amending s. 617.1507, F.S.; requiring certain registered agents to file a statement containing certain information with the department; providing the duties of a registered agent; deleting the definition of the term "authorized entity"; requiring the department to maintain an accurate record of the registered agent and registered offices; requiring the department to furnish any information upon payment of a fee; prohibiting a foreign corporation from prosecuting or maintaining any action in a court in this state until it complies with certain requirements; authorizing a court to stay a proceeding commenced by a foreign corporation until such compliance; amending s. 617.1508, F.S.; specifying what must be in a statement of change; providing that a statement of change is effective when filed with the department; providing that a statement of change may also be filed on the foreign corporation's annual report in an application for reinstatement; making technical changes; amending s.

617.1509, F.S.; requiring the registered agent of a foreign corporation to mail a copy of his or her statement of resignation to the foreign corporation after filing it with the department; providing criteria determining when a registered agent is terminated; providing that a registered agent ceases to have responsibility for any matters for the foreign corporation when a statement of resignation takes effect; providing that resignation does not affect contractual rights between the foreign corporation and the registered agent; authorizing a registered agent to resign from a foreign corporation regardless of whether it has active status; creating s. 617.15091, F.S.; providing the permissible means of delivery of certain communications; providing when notice to the department is effective; providing an exception; amending s. 617.1520, F.S.; requiring a foreign corporation that wishes to cancel its certificate of authority to deliver to the department a notice of withdrawal of certificate of authority; providing when such certificate is effective; requiring that such certificate be signed by an officer or a director and state certain information; providing that service of process is on the Secretary of State for a foreign corporation whose withdrawal is effective; creating s. 617.1521, F.S.; providing that a foreign corporation that converts to a domestic corporation or another domestic eligible entity is deemed to have withdrawn its certificate of authority on the effective date of the conversion; creating s. 617.1522, F.S.; requiring certain entities no longer authorized to conduct affairs in this state to deliver a notice of withdrawal of certificate of authority to the department for filing; specifying service of process for such entities; creating s. 617.1523, F.S.; authorizing the Department of Legal Affairs to maintain an action to enjoin a foreign corporation from illegally conducting affairs in this state; amending s. 617.1530, F.S.; authorizing the department to revoke a foreign corporation's certificate of authority to transact business under certain circumstances; requiring revocation of a foreign corporation's certificate of authority to be done on a specified date; requiring the department to issue notice to revoke the foreign corporation's certificate of authority and authority to transact business; authorizing the department to issue notice stating the grounds of such revocations by electronic transmission if the foreign corporation provided an e-mail address; providing that revocation of a foreign corporation's certificate of authority does not terminate the authority of the registered agent; creating s. 617.15315, F.S.; authorizing a foreign corporation whose certificate of authority has been revoked to apply to the department for reinstatement at any time after the effective date of revocation; requiring the foreign corporation to submit all fees and penalties owed with its application for reinstatement; specifying what must be included in the application for reinstatement; authorizing a foreign corporation to be reinstated if it pays all fees and penalties and files its current annual report; requiring the registered agent and an officer or director to sign the annual report; requiring the department to reinstate the foreign corporation if all conditions are met; providing that a reinstatement relates back to the effective date of the revocation of authority; prohibiting another entity from using the name of the foreign corporation whose certificate of authority has been revoked until after a specified timeframe; requiring the department to require a foreign corporation seeking reinstatement whose name has been lawfully assumed by another eligible entity to comply with choosing a new name before accepting its application for reinstatement; amending s. 617.1532, F.S.; requiring the department to serve a foreign corporation with written notice explaining the reasons for denial of its application for reinstatement; authorizing a foreign corporation to appeal the department's denial in a specified manner; specifying how service is effectuated on the department; authorizing the Circuit Court of Leon County to take certain actions; providing that the circuit court's final decision may be appealed; amending s. 617.1601, F.S.; requiring a corporation to maintain certain records; requiring that such records be maintained in a certain manner; amending s. 617.1602, F.S.; revising the records a member of a corporation may inspect and copy; authorizing the corporation to impose reasonable restrictions on the disclosure, use, or distribution of, and reasonable obligations to maintain the confidentiality of, certain records; providing that persons who become members of a corporation after a specified timeframe and who are entitled to vote at a meeting are entitled to certain information; providing an exception; prohibiting the abolishment or limitation of the right of inspection by a corporation's articles of incorporation or bylaws; revising construction; prohibiting a member from selling or distributing specified information or records; providing an exception; prohibiting a person from obtaining or using a membership list or any part thereof for any purpose unrelated to a member's interest without the consent of the board of directors; revising the definition of the term "member"; providing applicability; amending s. 617.1603, F.S.; authorizing a cor-

poration to satisfy the right of a member to inspect specified records by means chosen by the corporation; providing that the corporation bears the reasonable costs of converting specified records; making technical changes; conforming a cross-reference; amending s. 617.1604, F.S.; revising the circumstances under which a corporation is not liable for the costs of a member inspecting and copying specified records; authorizing the court to impose reasonable restrictions on the confidentiality of such records; making technical changes; amending s. 617.1605, F.S.; requiring a corporation to deliver or make available the latest annual financial statements to a member within a specified timeframe under certain circumstances; requiring the corporation to notify the member within a specified timeframe if the annual financial statements have not been prepared for the fiscal year requested; requiring the corporation to deliver to the member the annual financial statements within a specified timeframe; specifying how a corporation may deliver the specified annual financial statements; authorizing the corporation to place reasonable restrictions on members requesting annual financial statements; authorizing a corporation to decline to issue annual financial statements if the corporation determines the request was not made in good faith or for a proper purpose; authorizing a member who has not received a response from the corporation as required to seek relief from the circuit court in the applicable county; requiring the circuit court to expedite the matter; authorizing the circuit court to impose reasonable restrictions on the annual financial statements; providing that the corporation has the burden of proof; requiring the court to award the member's expenses under certain circumstances; providing exceptions; creating s. 617.16051, F.S.; providing that a director of a corporation is entitled to inspect and copy specified records of the corporation at any reasonable time for a specified purpose; authorizing the circuit court of the applicable county to order inspection and copying of such records at the corporation's expense upon application of a director who has been refused such inspection rights; providing exceptions; requiring the court to expedite such application; authorizing a court that orders access to such records to include specific provisions protecting the corporation from undue burden or expense and prohibiting the director from using such information obtained for a specified purpose; authorizing the court to order the corporation to reimburse the director for the costs incurred for the application; amending s. 617.1622, F.S.; revising the information to be included in a domestic or foreign corporation's annual report to the department; providing that if the name or address of a registered agent in a corporation's annual report differs from the records of the department, the annual report is considered a statement of change; revising when the first annual report must be delivered to the department; providing reporting requirements for specified entities involved in certain mergers, conversions, or domestications; creating s. 617.180301, F.S.; providing construction; requiring a domesticating corporation to enter into a plan of domestication; specifying what must be included in a plan of domestication; authorizing the terms of a plan of domestication to be made dependent upon facts objectively ascertainable outside the plan; providing applicability; creating s. 617.18031, F.S.; providing the manner in which a domestication of a domestic corporation into a foreign jurisdiction must be adopted; creating s. 617.18032, F.S.; providing that articles of domestication must be signed by the domesticating corporation under certain circumstances; specifying information to be included in the articles of domestication; requiring that certain information be included in the articles of domestication for a domesticated corporation that is seeking to become a domestic corporation; requiring that articles of domestication be filed with the department and take effect within certain timeframes; specifying when the domestications of domestic and foreign corporations are effective; providing that a domesticating foreign corporation's certificate of authority is automatically canceled when domestication becomes effective; authorizing the filing of a certified copy of the articles of domestication in any county in this state in which the domesticating corporation holds an interest in real property; creating s. 617.18033, F.S.; authorizing the amending of a plan of domestication of a domestic corporation in certain manners; authorizing the abandoning of a plan of domestication under certain circumstances in the same manner that the plan was approved or determined by the board of directors; requiring a domesticating corporation seeking to abandon domestication to send to the department a statement of abandonment before the articles of domestication become effective; specifying the information the statement of abandonment must include; creating s. 617.18034, F.S.; specifying effects of domestication with respect to rights, responsibilities, and liabilities; providing that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting the diversion for any other purpose of certain

property held in trust or otherwise dedicated to a charitable purpose and held by a domestic or foreign corporation immediately before a domestication becomes effective; providing that any bequest, devise, gift, grant, or promise in certain instruments inures to the domesticated corporation; providing that a trust obligation that would govern property if the property is transferred to the domesticating corporation applies to property that is transferred to the domesticated corporation after domestication takes effect; creating s. 617.1804, F.S.; specifying what certain domestic and foreign entities may convert to under certain circumstances; specifying applicability of certain provisions in certain protected agreements of a domestic converting corporation; creating s. 617.18041, F.S.; prohibiting a domestic corporation that holds property for a charitable purpose from becoming a domestic eligible entity or a foreign eligible entity; providing an exception; creating s. 617.18042, F.S.; authorizing a domestic corporation to convert to a domestic or foreign eligible entity by approving a plan of conversion; specifying the information to be included in the plan of conversion; providing that the terms of a plan of conversion may be made dependent upon facts objectively ascertainable outside the plan; creating s. 617.18043, F.S.; providing for the adoption of a plan of conversion for a domestic corporation converting to a domestic or foreign eligible entity other than a domestic corporation; creating s. 617.18044, F.S.; requiring specified entities that have had plans of conversion adopted and approved to sign articles of conversion; specifying the information to be included in such articles of conversion; requiring a converted domestic corporation to satisfy the requirements of filing its articles of incorporation; providing an exception; requiring that certain domestic eligible entities' organic records, if any, satisfy certain requirements; providing an exception; requiring that articles of conversion be delivered to the department for filing and take effect on a specified date; specifying when certain entities' conversions become effective; authorizing the filing of articles of conversion in combination with any filing required for certain entities; providing that an eligible entity that is a foreign eligible entity's foreign qualification cancels automatically on the effective date of its conversion; authorizing the filing of a certified copy of the articles of conversion in the official records of any county in this state in which the converting eligible entity holds an interest in real property; creating s. 617.18045, F.S.; authorizing the amending of a plan of conversion of a converting eligible entity that is a domestic corporation under certain circumstances; authorizing such converting eligible entity to abandon the plan of conversion without action by its interest holders under certain circumstances; requiring a converting eligible entity to sign and deliver to the department for filing a statement of abandonment if the conversion is abandoned after the articles of conversion have been delivered to the department but before the articles of conversion become effective; specifying when the statement of abandonment takes effect; specifying the information a statement of abandonment must contain; creating s. 617.18046, F.S.; specifying the effect of a conversion of an eligible entity; providing that certain interest holders of certain eligible entities who become subject to interest holder liability as a result of the conversion have such interest holder liability only in respect of interest holder liabilities that arise after the conversion becomes effective; providing that a conversion does not require the converting eligible entity to wind up its affairs or cause the dissolution or termination of the entity; prohibiting certain property held for charitable purposes immediately before conversion of specified entities from being diverted from the purposes for which such property was given; providing exceptions; providing that any bequest, devise, gift, grant, or promise contained in certain instruments made to a converting eligible entity takes effect or remains payable after the conversion inures to the converted eligible entity; providing for applicability of certain trust obligations under certain circumstances; amending s. 617.2005, F.S.; revising the manner in which a court may dissolve an extinct church or religious society; amending s. 617.2006, F.S.; deleting certain provisions relating to a labor union or body filing its articles of incorporation in the applicable circuit court; amending ss. 39.8298, 381.00316, 605.1025, 617.0102, 617.0121, 617.0122, 617.0125, 617.02011, 617.0203, 617.0205, 617.0301, 617.0504, 617.0806, 617.0824, 617.0825, 617.0831, 617.0901, 617.1008, 617.1009, 617.1404, 617.1422, 617.1423, 617.1501, 617.1510, 617.1606, 617.1623, 617.1701, 617.1702, 617.1703, 617.1711, 617.1808, 617.1809, 617.1904, 617.1907, 617.1908, 617.2001, 617.2002, 617.2003, 617.2007, 617.2101, 617.221, 620.2108, 620.8918, 628.910, 768.38, and 893.055, F.S.; conforming provisions to changes made by the act; conforming cross-references; making technical changes; repealing ss. 617.07401, 617.0822, 617.1108, 617.1301, 617.1302, 617.1531, 617.1533, 617.1803, 617.1805, 617.1806, 617.1807, and 617.2102, F.S., relating to members' derivative actions; notice of meetings; merger of

domestic corporation and other eligible entities; prohibited distributions; authorized distributions; procedure for and effect of revocation; reinstatement following revocation; domestication of foreign not-for-profit corporations; corporations for profit and when they may become corporations not for profit; conversion to corporation not for profit, petition, and contents; conversion to corporation not for profit and authority of circuit judge; and fines and penalties against members, respectively; reenacting s. 617.1007(3), F.S., relating to restated articles of incorporation, to incorporate the amendments to ss. 617.01201 and 617.1006, F.S., in references thereto; reenacting s. 295.21(5)(a), F.S., relating to Florida Is For Veterans, Inc., to incorporate the amendment made to s. 617.0302, F.S., in a reference thereto; reenacting ss. 409.987(4)(b), 718.1265(1), 719.128(1), and 720.316(1), F.S., relating to lead agency procurement, boards, and conflicts of interest; association emergency powers; association emergency powers; and association emergency powers, respectively, to incorporate the amendment made to s. 617.0830, F.S., in references thereto; reenacting s. 718.3027(2) and (5), F.S., relating to conflicts of interest, to incorporate the amendment made to s. 617.0832, F.S., in references thereto; reenacting s. 720.3033(2)(a) and (b) and (3), F.S., relating to officers and directors, respectively, to incorporate the amendments made to ss. 617.0832 and 617.0834, F.S., in references thereto; reenacting s. 721.13(13)(a), F.S., relating to management, to incorporate the amendment made to s. 617.0834, F.S., in a reference thereto; reenacting s. 718.111(1)(d), F.S., relating to the association, to incorporate the amendments made to ss. 617.0830 and 617.0834, F.S., in references thereto; providing an effective date.

—was read the second time by title.

SENATOR WRIGHT PRESIDING

Pending further consideration of **CS for SB 554**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 797** was withdrawn from the Committee on Rules.

On motion by Senator Bernard—

CS for CS for HB 797—A bill to be entitled An act relating to nonprofit corporations; amending s. 617.01011, F.S.; renaming the “Florida Not For Profit Corporation Act” as the “Florida Nonprofit Corporation Act”; amending s. 617.01201, F.S.; providing applicability; providing that provisions of a plan or filed document may not be made dependent upon facts outside the plan or filed document; requiring a corporation to file articles of amendment with the Department of State under certain circumstances; providing that articles of amendment are deemed to be authorized by the authorization of the original filed document to which they relate; providing that such articles of amendment may be filed by the corporation without further action by the board of directors or the members; defining the terms “filed document” and “plan”; making technical changes; amending s. 617.0123, F.S.; providing that a document accepted for filing may specify an effective time and a delayed effective date; providing that a previous effective date may be specified in the initial articles of incorporation if such date is within a specified timeframe; specifying when a document accepted for filing is effective; providing that the date or time at which a document is filed is the time and date at the place of filing in this state; amending s. 617.0124, F.S.; revising the circumstances in which a domestic or foreign corporation may correct a document filed with the department; prohibiting articles of correction from containing a delayed effective date for the correction; authorizing a corporation to withdraw a filing delivered to the department before it takes effect by delivering a withdrawal statement to the department for filing; specifying what information must be included in a withdrawal statement; providing that the action or transaction evidenced by the original filing does not take effect upon the filing of a withdrawal statement by the department; amending s. 617.0126, F.S.; revising what a domestic or foreign corporation may do if the department refuses to file a document delivered to its office for filing; amending s. 617.0127, F.S.; requiring all courts, public offices, and official bodies to receive all certificates issued by the department as prima facie evidence of certain facts; amending s. 617.0128, F.S.; requiring the department to issue, upon request, a certificate of status for a domestic corporation or a certificate of authorization for a foreign corporation; amending s. 617.01301, F.S.; revising who must answer interrogatories directed at a corporation; making technical changes; amending s. 617.01401, F.S.; defining, revising, and deleting terms; amending s. 617.0141, F.S.; requiring written and oral

notice to be communicated in a specified manner; making technical changes; creating s. 617.0143, F.S.; defining terms; providing that a director is not automatically prevented from being a qualified director under certain circumstances; amending s. 617.0202, F.S.; revising the contents of the articles of incorporation; amending s. 617.0204, F.S.; deleting an exception for liability for preincorporation transactions; amending s. 617.0206, F.S.; providing an exception when the initial bylaws of a corporation must be adopted by its board of directors; amending s. 617.0302, F.S.; revising the corporate powers of nonprofit corporations; amending s. 617.0304, F.S.; making technical changes; amending s. 617.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing that the corporate name as filed with the department is for public notice only and does not alone create any presumption of ownership of such name; providing applicability; amending s. 617.0403, F.S.; authorizing a foreign corporation that has registered its name to conduct its affairs in this state; making technical changes; amending s. 617.0501, F.S.; specifying the duties of a registered agent; deleting the definition for the term “authorized entity”; authorizing a court to stay a proceeding commenced by a corporation until the corporation is in compliance; making technical changes; amending s. 617.0502, F.S.; revising the information required in a statement filed with the department for a corporation requesting to change its registered office or its registered agent; deleting a provision that a registered agent may resign by signing and delivering to the department a statement of resignation; revising the statement of resignation requirements; deleting the notification requirements for a registered agent who changes his or her business name or business address; deleting a provision that a registered office or registered agent may be changed on the corporation’s annual report form filed with the department; deleting a requirement that the department collect a fee for filings; creating s. 617.05021, F.S.; authorizing a registered agent to resign as agent for a corporation in a specified manner under certain circumstances; providing applicability; providing that a registered agent is terminated upon the department filing certain documents; providing that a registered agent ceases to have responsibility for any matter tendered to the agent once a statement of resignation takes effect; authorizing a registered agent to resign from a corporation regardless of whether the corporation has active status; creating s. 617.05022, F.S.; authorizing a registered agent seeking to change the registered agent’s name or business address to file with the department a statement of change; specifying the information to be included in the statement of change; requiring a registered agent to furnish notice of the statement of change to the represented corporation; providing that the statement of change is effective when filed by the department; providing that such changes may be made by the corporation with other filings by the department; requiring the department to collect a fee for filings; amending s. 617.0503, F.S.; deleting applicability for alien business organizations; revising the testimony and records required to be produced for the Department of Legal Affairs by certain domestic or foreign corporations; deleting definitions; making technical changes; amending s. 617.0505, F.S.; prohibiting a corporation from paying any dividend and making distributions of any part of its net income or net earnings to its members, directors, or officers; revising exceptions; providing that a dividend or distribution by a nonprofit insurance company subsidiary is not a distribution under certain circumstances; making technical changes; amending s. 617.0601, F.S.; providing that, for certain nonprofit corporations, notice to, the presence of, or the vote, consent, or other action by a board of directors satisfies a specified requirement; requiring corporation members who have no other rights except as provided in the articles of incorporation or the bylaws to have the same rights and obligations as every other member; authorizing a corporation to admit members for no consideration or for such consideration as determined by the board of directors; providing that such consideration may take any form; providing that payment of such consideration may be made as set forth in or authorized by the articles of incorporation, the bylaws, or the action of the board of directors; prohibiting a corporation from being a member of itself or exercising the rights of a member with respect to itself; providing that a corporation’s purchase of its own membership interest is canceled under certain circumstances; making technical changes; creating s. 617.0603, F.S.; authorizing a corporation to pay certain compensation to and confer certain benefits upon its members, directors, officers, agents, and employees; authorizing a corporation to make certain distributions to its members and others upon dissolution or final liquidation; providing that such payments, benefits, or distributions may not be deemed to be a dividend or a distribution of income or earnings; amending s.

617.0604, F.S.; authorizing a corporation to levy dues, assessments, and fees on its members to the extent authorized by the articles of incorporation or bylaws; providing that such dues, assessments, and fees may be imposed on members of the same class in alike or different amounts or proportions, and imposed on a different basis on different classes of members; providing that certain members may be made exempt from such dues, assessments, and fees to the extent provided in the articles of incorporation or bylaws; providing that the amount and method of collecting such dues, assessments, and fees may be fixed in the articles of incorporation or bylaws, or by the board of directors or its members; providing that the articles of incorporation or bylaws may provide reasonable means to enforce the collection of such dues, assessments, and fees; prohibiting a creditor of a corporation from bringing a proceeding to reach the liability of a member of the corporation unless certain conditions are met; authorizing all creditors of a corporation to intervene in any other creditor's proceeding brought to reach and apply unpaid amounts due from the corporation; authorizing all members who owe unpaid amounts to the corporation to be joined in the proceeding; providing that satisfaction of a debt owed to a creditor by the corporation through payment of a member who owes unpaid amounts to the corporation satisfies the debt of the corporation to the creditor and the debt of the member to the corporation to the extent so paid by the member to the creditor; amending s. 617.0605, F.S.; revising the process by which membership interests of a corporation may be transferred; amending s. 617.0606, F.S.; authorizing a member to resign at any time for any reason; amending s. 617.0607, F.S.; providing that a member who had a membership suspended or terminated may be liable to the corporation for dues, assessments, or fees for obligations incurred or commitments made before the expulsion, suspension, or termination; providing that any such expulsion, suspension, or termination does not relieve the member of any obligations or commitments made before the expulsion, suspension, or termination; authorizing a corporation to levy fines or penalize its members if such actions are authorized in the articles of incorporation or bylaws; prohibiting the levy of certain penalties until after the corporation has provided notice to the member concerned and has afforded the affected member an opportunity to be heard on the matter; amending s. 617.0608, F.S.; prohibiting certain corporations from purchasing the membership interests or any rights arising from membership of any of their members; authorizing certain other corporations to purchase the membership interest of any member or any right arising from membership, subject to the articles of incorporation or bylaws; providing that payment for such membership interest or right arising from membership is not a dividend or a distribution of income or earnings; providing circumstances in which a corporation may purchase the membership interests of a member who resigns; amending s. 617.0701, F.S.; authorizing a corporation with members to hold meetings for certain purposes; providing that failure to hold a required annual meeting does not work a forfeiture or dissolution of the corporation and does not affect the validity of any corporate action; revising when special meetings of the members may be called; providing that a written demand for a special meeting may be revoked by a writing received by the corporation before receiving the written demands from certain members sufficient in number to require holding the special meeting; providing that any business other than that described in the meeting notice may not be conducted at the meeting; authorizing special meetings to be held in or out of this state at a place stated in or fixed in accordance with the articles of incorporation and bylaws; requiring that special meetings be held at the corporation's principal office if no such place is stated in or fixed in the articles of incorporation and bylaws or in the notice of special meeting; providing that action taken by written consent is effective when such written consent is signed by members entitled to cast the required number of votes on the action and has been delivered to the corporation; requiring that, for corporations whose nonvoting members must be given notice of proposed corporate action, proper notice be given to the nonvoting members after obtaining authorization by written consent; authorizing members to waive any required notice within a certain timeframe; requiring that such waiver be in writing, signed by the member, and delivered to the corporation for filing; providing that a member's attendance at a meeting waives certain objections; making technical changes; amending s. 617.0721, F.S.; providing that a member or a member's attorney in fact may appoint a proxy to vote or otherwise act for the member for certain duties; requiring that an appointment form contain certain information; specifying when an appointment of a proxy is effective and valid; providing that the death or incapacity of a member who appoints a proxy does not affect the right of the corpora-

tion to accept the proxy's authority under certain circumstances; authorizing a member to revoke appointment of a proxy; providing an exception; providing that a corporation may reject a ballot or demand, as well as a vote, consent, waiver, or proxy appointment, under certain circumstances; providing that members of any class, their attorneys-in-fact, and proxies may participate in any meeting of members to the extent that the board of directors authorizes such participation for such class; limiting participation by remote communication to the guidelines and procedures adopted by the board of directors; providing that members, their attorneys-in-fact, and proxies who participate by means of remote communication are deemed present in person and may vote at a meeting under certain circumstances; requiring that a vote or action taken by a member, a member's attorney in fact, or a proxy by means of remote communication be maintained by the corporation; providing that a meeting may be held solely by means of remote communication only under certain circumstances; making technical changes; creating s. 617.0741, F.S.; prohibiting directors, officers, or members from commencing a proceeding in the right of a domestic or foreign corporation unless certain circumstances exist; creating s. 617.0742, F.S.; specifying requirements for a complaint in a proceeding brought in the right of a corporation; creating s. 617.0743, F.S.; authorizing the court to stay a derivative proceeding if the corporation commences an inquiry into the allegations made in the demand or complaint; creating s. 617.0744, F.S.; authorizing the court to dismiss a derivative proceeding on motion by the corporation if a certain determination is made by specified persons; providing that the corporation has the burden of proof in all such cases in regard to certain issues; authorizing the court to appoint a panel of disinterested and independent persons to make such determination; providing construction; creating s. 617.0745, F.S.; providing that a derivative action may not be discontinued or settled without the court's approval; requiring the court to direct that notice be given to certain members under certain circumstances; authorizing the court to determine which party bears the expense of giving such notice; creating s. 617.0746, F.S.; authorizing the court to take specified action upon the termination of a derivative proceeding; creating s. 617.0747, F.S.; providing applicability; amending s. 617.0803, F.S.; revising the number of persons to serve on the board of directors; creating s. 617.0804, F.S.; specifying the manner in which directors of membership and non-membership corporations are elected; creating s. 617.0805, F.S.; providing that the articles of incorporation or bylaws may specify the terms of directors; providing that if a term is not specified in the articles of incorporation or bylaws, the term of a director is 1 year; providing that a decrease in the number of directors does not affect an incumbent director's term; providing that the term of a director elected to fill a vacancy expires at the end of the term the director is filling; providing that a director continues to serve after his or her term expires until the director's successor takes office; amending s. 617.0808, F.S.; providing that a director may be removed under certain circumstances; amending s. 617.0809, F.S.; revising the manner in which a vacancy on the board of directors is filled; deleting a requirement that the term of a director elected or appointed to fill a vacancy expires at the next annual meeting to elect directors; deleting a provision authorizing a vacancy caused by an increase in the number of directors to be filled by the board of directors in a specified manner; creating s. 617.08091, F.S.; authorizing the court to remove a director from office in a proceeding commenced by or in the right of the corporation if the court makes certain findings; limiting the persons who may bring such an action; requiring that an action by a member be brought only if the member or members collectively bringing action have a specified voting power; authorizing the court to bar the director from being reelected, redesignated, or reappointed for a period prescribed by the court; providing construction; amending s. 617.0820, F.S.; revising the criteria for when meetings of the board of directors may be called; authorizing that regular meetings of the board of directors may be held without notice of date, time, place, or purpose; requiring that special meetings of the board of directors be preceded by a certain amount of notice of the date, time, and place of the meeting; amending s. 617.0821, F.S.; requiring that actions taken without a meeting be delivered to the corporation; revising when certain action taken is effective; providing that a director's consent may be withdrawn by a revocation signed by the director and delivered to the corporation before delivery to the corporation of certain unrevoked written consents; amending s. 617.0823, F.S.; revising the list of what a director waives when he or she signs a waiver of notice and attends a meeting of the board of directors; amending s. 617.0830, F.S.; specifying the standards of conduct a member of the board of directors or a board committee must conform to in discharging his or her duties; authorizing members to rely on certain persons in discharging their duties; pro-

viding that a director is not a trustee in certain respects; amending s. 617.0832, F.S.; defining terms; providing that if a director's conflict of interest transaction is fair to the corporation at the time that transaction is authorized, approved, effectuated, or ratified, the transaction is not void or voidable, and is not grounds for relief, damages, or other sanctions; providing that the person challenging the validity of such transaction or seeking relief has the burden of proving certain facts; specifying the burden of proof for the person defending or asserting the validity of the director's conflict of interest; providing that the presence of or a vote cast by a director with an interest in a transaction does not affect the validity of the action if the transaction is otherwise authorized, approved, or ratified by the board of directors; authorizing a party challenging the validity of the transaction to assert and prove that a director or member was not disinterested on certain grounds for the purpose of voting on, consenting to, or approving the transaction; requiring that an action to satisfy certain authorization requirements be taken by the board of directors or a committee in order to authorize the transaction under certain circumstances; requiring that action be taken to satisfy certain requirements by the members or a committee in order to authorize the transaction under certain circumstances; reordering and amending s. 617.0834, F.S.; revising immunity and liability of certain persons; specifying when such persons are deemed not to have derived an improper personal benefit from any transaction under certain circumstances; revising the definition of the term "recklessness"; providing construction; amending s. 617.0835, F.S.; revising applicability; creating s. 617.0844, F.S.; providing the standards of conduct an officer must conform to in discharging his or her duties; authorizing officers to rely on certain persons in discharging their duties; specifying the duties of an officer; providing that an officer is not a trustee with respect to the corporation or any property held or administered by the corporation in trust; amending s. 617.1001, F.S.; revising the authority of the corporation to amend its articles of incorporation; amending s. 617.1002, F.S.; revising the procedure for amending the articles of incorporation; amending s. 617.1006, F.S.; requiring that an amendment to the articles of incorporation be delivered to the department for filing articles of amendment; specifying what must be set forth in such articles of amendment; amending s. 617.1101, F.S.; revising the plan of merger for certain entities; specifying what a plan of merger must include; providing that terms of a plan of merger may be made dependent upon facts objectively ascertainable outside the plan; authorizing amendments to a plan of merger with the consent of each party to the merger, except as provided in the plan; authorizing a domestic party to a merger to approve an amendment to a plan in a certain manner; amending s. 617.1102, F.S.; revising the limitations on merger for certain corporations that hold property for a charitable purpose; amending s. 617.1103, F.S.; specifying the manner in which a plan of merger must be adopted for a domestic corporation whose members are entitled to vote on the merger; authorizing the adoption of a plan of merger at the meeting of the board of directors for certain domestic corporations; providing that a plan of merger may be abandoned after the plan has been approved but before the articles of merger are effective; providing that the plan may be abandoned by the board of directors in the same manner as the plan of merger was approved by a domestic corporation or a merging domestic eligible entity; requiring that a statement of abandonment signed by all parties that signed the articles of merger be delivered to the department if the merger is abandoned after articles of merger were delivered to the department for filing but before the articles of merger become effective; specifying what must be in a statement of abandonment; creating s. 617.1104, F.S.; authorizing a domestic or foreign parent eligible entity that holds membership in a domestic corporation and that carries a specified percentage of voting power of the domestic corporation to merge the subsidiary into itself or into another specified domestic or foreign eligible entity or to merge itself into the subsidiary; providing that such mergers do not require approval of the board of directors or members of the subsidiary unless required; providing that articles of merger do not need to be signed by the subsidiary entity; requiring the parent eligible entity to notify subsidiary members within a specified timeframe; providing construction; amending s. 617.1105, F.S.; requiring that the articles of merger be signed by each party to the merger if the merger has been approved; providing an exception; specifying what must be included in the articles of merger; requiring that the articles of merger be delivered to the department for filing; specifying when a merger becomes effective; authorizing the filing of articles of merger in a specified manner under certain circumstances; amending s. 617.1106, F.S.; revising the effects of a merger once such merger becomes effective; providing that a merger does not give rise to any rights that any interest holder or third party

would have upon a dissolution, liquidation, or winding up of that party; providing that a party to a merger is not required to wind up its affairs and cause its dissolution or termination; prohibiting certain property held in trust or otherwise used for charitable purposes from being diverted from such purposes except as provided by law; providing that any bequest, devise, gift, grant, or promise contained in certain instruments inures to the survivor of the merger; providing that a trust obligation that would govern property if the property is directed to be transferred to the nonsurviving party is transferred to the surviving party of a merger; amending s. 617.1107, F.S.; deleting provisions related to mergers of foreign corporations and domestic corporations under certain circumstances; requiring a foreign eligible entity that survives a merger to comply with ch. 617, F.S.; deleting a provision to allow abandonment of merger under certain circumstances; amending s. 617.1202, F.S.; revising the manner in which a corporation may sell, lease, exchange, or otherwise dispose of all, or substantially all, of its property; specifying the manner in which a board of directors proposes and its members approve the proposed transaction; authorizing the corporation to abandon such disposition of property without action by the members; providing exceptions; providing construction; reenacting and amending s. 617.1401, F.S.; revising what must be set forth in articles of dissolution; amending s. 617.1402, F.S.; making technical changes; amending s. 617.1403, F.S.; defining the term "dissolved corporation"; reenacting and amending s. 617.1405, F.S.; authorizing the circuit court to appoint a trustee, custodian, receiver, or provisional director for any property owned or acquired by the corporation to conduct its affairs for winding up and liquidating its affairs if any director or officer of the dissolved corporation is unwilling or unable to serve or cannot be located; prohibiting certain property held in trust from being diverted from its trust or charitable purpose unless done so under certain circumstances; amending s. 617.1406, F.S.; deleting obsolete language; making technical changes; amending s. 617.1407, F.S.; revising the notice requirements that a dissolved corporation or successor entity must file with the department; revising the claimants who may bring a claim against a dissolved corporation or successor entity; providing conditions under which certain claims are barred; amending s. 617.1408, F.S.; authorizing that a dissolved corporation or successor entity may dispose of known claims against it by giving written notice to its known claimants of the dissolution within a specified timeframe after a specified timeframe; specifying what must be in such written notice; authorizing that a dissolved corporation or successor entity may reject a claim submitted by a claimant and received before the specified timeframe by mailing notice of the rejection to the claimant within a specified timeframe; specifying what must be included in such notice; providing that a claim against a dissolved corporation is barred under certain circumstances; defining the term "known claim"; providing that such notice does not revive any claim then barred or acknowledge that any person to whom such notice is sent is a proper claimant and does not operate as a waiver of any defenses or counterclaims; creating s. 617.1409, F.S.; authorizing a dissolved corporation to file with the circuit court for a determination of the amount and form of security to be provided for payment of unknown claims; specifying certain notice requirements of such proceeding; authorizing the court to appoint a guardian ad litem for a specified purpose; requiring the dissolved corporation to pay the reasonable fees and expenses of the guardian ad litem; providing that provisions by the dissolved corporation for security ordered by the court satisfies the dissolved corporation's obligations with respect to certain claims; creating s. 617.14091, F.S.; providing that directors of certain dissolved corporations are not personally liable to its claimants; authorizing certain claims from being enforced against the dissolved corporation's undistributed assets and a member of the dissolved corporation on a pro rata share of the claim or the corporate assets distributed to such member, whichever is less; providing construction; amending s. 617.1420, F.S.; requiring the department to serve notice in a record to the corporation of its intent to administratively dissolve a corporation under certain circumstances; specifying the manner in which the department may issue the notice; requiring the department to administratively dissolve a corporation that does not respond to such notice within a specified timeframe; requiring the department to issue a notice in a record of administrative dissolution that states the grounds for the administrative dissolution; authorizing the department to issue such notice in a specified manner; reenacting and amending s. 617.1421, F.S.; making technical changes; amending s. 617.1430, F.S.; revising when a circuit court may dissolve a corporation or order other remedies; amending s. 617.1431, F.S.; revising the venue for judicial dissolution proceedings; providing that directors need not be made parties to a proceeding to dissolve a corporation unless relief is

sought against them individually; authorizing a court to award reasonable attorney fees and costs to the other parties to the proceedings if the court makes certain findings; deleting obsolete language; amending s. 617.1432, F.S.; prohibiting a court from appointing a custodian or receiver brought in certain proceedings if its members, directors, or authorized persons have provided for the appointment of a provisional director or other means for the resolution of a deadlock; authorizing the court to enforce the remedy so provided by the provisional director; revising who the court may appoint to act as receiver or custodian of the corporation; revising the duties of the receiver redesignated as custodian by the court; authorizing the court to amend the order designating the receiver as custodian and custodian as receiver; making technical changes; amending s. 617.1433, F.S.; conforming provisions to changes made by the act; making technical changes; creating s. 617.1434, F.S.; authorizing the court to order certain actions be taken as an alternative to directing the dissolution of the corporation; creating s. 617.1435, F.S.; authorizing the court to appoint a provisional director for a certain proceeding if it appears such appointment will remedy the grounds alleged by the complaining members or directors; providing that a provisional director may be appointed without a vacancy on the board of directors; providing that a provisional director has all the rights and powers of a duly elected director, until removed; specifying the criteria for a provisional director; requiring a provisional director to report to the court concerning certain matters; providing that a provisional director is not liable for actions taken or decisions made; providing exceptions; requiring the provisional director to submit recommendations to the court if directed; authorizing any officer or director to petition the court for certain instructions; requiring the court to compensate and reimburse the provisional director; amending s. 617.1440, F.S.; providing an exception to the assets that must be deposited with the Department of Financial Services for safekeeping; making technical changes; creating s. 617.15015, F.S.; providing the governing law for a foreign corporation for certain affairs and interests of the foreign corporation; prohibiting a foreign corporation from being denied a certificate of authority for a specified reason; providing that a certificate of authority does not authorize a foreign corporation to engage in any business or exercise any prohibited power; amending s. 617.1502, F.S.; making technical changes; providing that any member, officer, or director of a foreign corporation is not liable for the debts, obligations, or other liabilities of the foreign corporation under certain circumstances; providing applicability; requiring a foreign corporation that transacts business in this state without a certificate of authority to appoint the Secretary of State as its agent for service of process; amending s. 617.1503, F.S.; conforming a provision to changes made by the act; amending s. 617.1504, F.S.; revising the requirements for a foreign corporation to amend its certificate of authority; revising applicability; authorizing a foreign corporation to amend its certificate of authority to add, remove, or change certain information; amending s. 617.1505, F.S.; deleting a prohibition of the state to regulate the organization or internal affairs of a foreign corporation; making a technical change; amending s. 617.1506, F.S.; revising the requirements for a foreign corporation whose name is noncompliant to use an alternate name; authorizing the foreign corporation to use its name if it becomes available; providing construction; authorizing a foreign corporation to transact business in this state under the alternate name; providing an exception; prohibiting a foreign corporation with a noncompliant name from transacting business in this state until such corporation obtains an amended certificate of authority; authorizing a foreign corporation to register under a name not otherwise distinguishable on the records of another registered entity under certain circumstances; amending s. 617.1507, F.S.; requiring certain registered agents file a statement with the department with certain information; providing the duties of a registered agent; deleting the definition of the term "authorized entity"; requiring the department to maintain an accurate record of the registered agent and registered offices; requiring the department to furnish any information for a fee; prohibiting a foreign corporation from prosecuting or maintaining any action in a court in this state until it complies with certain requirements; authorizing a court to stay a proceeding commenced by a foreign corporation until such compliance; amending s. 617.1508, F.S.; specifying what must be in a statement of change; providing that a statement of change is effective when filed with the department; providing a statement of change may also be filed on the foreign corporation's annual report in an application for reinstatement; making technical changes; amending s. 617.1509, F.S.; requiring the registered agent of a foreign corporation to mail a copy of his or her statement of resignation to the foreign corporation after filing it with the department; providing when a registered agent is termi-

nated; providing that a registered agent ceases to have responsibility for any matters for the foreign corporation when a statement of resignation takes effect; providing that resignation does not affect contractual rights between the foreign corporation and the registered agent; authorizing a registered agent to resign from a foreign corporation regardless if it has active status; creating s. 617.15091, F.S.; providing the permissible means of delivery of certain communications; providing when notice to the department is effective; providing an exception; amending s. 617.1520, F.S.; requiring a foreign corporation who wishes to cancel its certificate of authority to deliver to the department a notice of withdrawal of certificate of authority; providing when the certificate is effective; requiring such certificate be signed by an officer or a director and state certain information; providing that service of process for a foreign corporation whose withdrawal is effective is on the Secretary of State; creating s. 617.1521, F.S.; providing that a foreign corporation that converts to a domestic corporation or another domestic eligible entity is deemed to have withdrawn its certificate of authority on the effective date of the conversion; creating s. 617.1522, F.S.; requiring certain entities no longer authorized to conduct affairs in this state to deliver a notice of withdrawal of certificate of authority to the department for filing; specifying service of process for such entities; creating s. 617.1523, F.S.; authorizing the Department of Legal Affairs to maintain an action to enjoin a foreign corporation from illegally conducting affairs in this state; amending s. 617.1530, F.S.; authorizing the department to revoke a foreign corporation's certificate of authority to transact business under certain circumstances; requiring revocation of a foreign corporation's certificate of authority to be done on a specified date; requiring the department to issue notice to revoke the foreign corporation's certificate of authority and authority to transact business; authorizing the department to issue notice stating the grounds of such revocations by electronic transmission if the foreign corporation provided an e-mail address; providing that revocation of a foreign corporation's certificate of authority does not terminate the authority of the registered agent; creating s. 617.15315, F.S.; authorizing a foreign corporation whose certificate of authority has been revoked to apply to the department for reinstatement at any time after the effective date of revocation; requiring the foreign corporation to submit all fees and penalties owed with its application for reinstatement; specifying what must be included in the application for reinstatement; authorizing a foreign corporation to be reinstated if it pays all fees and penalties and files its current annual report; requiring the registered agent and an officer or director to sign the annual report; requiring the department to reinstate the foreign corporation if all conditions are met; providing that a reinstatement relates back to the effective date of the revocation of authority; prohibiting another entity from using the name of the foreign corporation whose certificate of authority has been revoked until after a specified timeframe; requiring the department to require a foreign corporation seeking reinstatement whose name has been lawfully assumed by another eligible entity to comply with choosing a new name before accepting its application for reinstatement; amending s. 617.1532, F.S.; requiring the department to serve a foreign corporation with written notice explaining the reasons for denial of its application for reinstatement; authorizing a foreign corporation to appeal the department's denial in a specified manner; specifying how service is effectuated on the department; authorizing the Circuit Court of Leon County to take certain actions; providing that the circuit court's final decision may be appealed; amending s. 617.1601, F.S.; requiring a corporation to maintain certain records; requiring such records be maintained in a certain manner; amending s. 617.1602, F.S.; revising the records a member of a corporation may inspect and copy; authorizing the corporation to impose reasonable restrictions on the disclosure, use, or distribution of, and reasonable obligations to maintain the confidentiality of, certain records; providing that persons who become members of a corporation after a specified timeframe and who are entitled to vote at a meeting are entitled to certain information; providing an exception; prohibiting the abolishment or limitation of the right of inspection by a corporation's articles of incorporation or bylaws; revising construction; prohibiting a member from selling or distributing specific information or records; providing an exception; prohibiting a person from obtaining or using a membership list or any part thereof for any purpose unrelated to a member's interest without the consent of the board of directors; revising the definition of the term "member"; providing applicability; amending s. 617.1603, F.S.; authorizing a corporation to satisfy the right of a member to inspect specific records by means chosen by the corporation; providing that the corporation bears the reasonable costs of converting specified records; making technical changes; conforming a cross-reference; amending s. 617.1604, F.S.; re-

vising the circumstances under which a corporation is not liable for the costs of a member inspecting and copying specified records; authorizing the court to impose reasonable restrictions on the confidentiality of such records; making technical changes; amending s. 617.1605, F.S.; requiring a corporation to deliver or make available the latest annual financial statements to a member within a specified timeframe under certain circumstances; requiring the corporation to notify the member within a specified timeframe if the annual financial statements have not been prepared for the fiscal year requested; requiring the corporation to deliver to the member the annual financial statements within a specified timeframe; specifying how a corporation may deliver the specified annual financial statements; authorizing the corporation to place reasonable restrictions on members requesting annual financial statements; authorizing a corporation to decline to issue annual financial statements if the corporation determines the request was not made in good faith or for a proper purpose; authorizing a member who has not received a response from the corporation as required to seek relief from the circuit court in the applicable county; requiring the circuit court to expedite the matter; authorizing the circuit court to impose reasonable restrictions on the annual financial statements; providing that the corporation has the burden of proof; requiring the court to award the member's expenses under certain circumstances; providing exceptions; creating s. 617.16051, F.S.; providing that a director of a corporation is entitled to inspect and copy specified records of the corporation at any reasonable time for a specified purpose; authorizing the circuit court of the applicable county to order inspection and copying of such records at the corporation's expense upon application of a director who has been refused such inspection rights; providing exceptions; requiring the court to expedite such application; authorizing a court that orders access to such records to include specific provisions protecting the corporation from undue burden or expense and prohibiting the director from using such information obtained for a specified purpose; authorizing the court to order the corporation to reimburse the director for the costs incurred for the application; amending s. 617.1622, F.S.; revising the information to be included in a domestic or foreign corporation's annual report to the department; providing that if the name or address of a registered agent in a corporation's annual report differs from the records of the department, the annual report is considered a statement of change; revising when the first annual report must be delivered to the department; providing reporting requirements for specified entities involved in certain mergers, conversions, or domestications; creating s. 617.180301, F.S.; providing construction; requiring a domesticating corporation to enter into a plan of domestication; specifying what must be included in a plan of domestication; authorizing the terms of a plan of domestication to be made dependent upon facts objectively ascertainable outside the plan; providing applicability; creating s. 617.18031, F.S.; providing the manner in which a domestication of a domestic corporation into a foreign jurisdiction must be adopted; creating s. 617.18032, F.S.; providing that articles of domestication must be signed by the domesticating corporation after certain circumstances; specifying information to be included in the articles of domestication; requiring that certain information be included in the articles of domestication for a domesticated corporation that is seeking to become a domestic corporation; requiring that articles of domestication be filed with the department and take effect within certain timeframes; specifying when the domestications of domestic and foreign corporations are effective; providing that a domesticating foreign corporation's certificate of authority is automatically canceled when domestication becomes effective; authorizing the filing of a certified copy of the articles of domestication in any county in this state in which the domesticating corporation holds an interest in real property; creating s. 617.18033, F.S.; authorizing the amending of a plan of domestication of a domestic corporation in certain manners; authorizing the abandoning of a plan of domestication under certain circumstances in the same manner that the plan was approved or determined by the board of directors; requiring a domesticating corporation seeking to abandon domestication to send to the department a statement of abandonment before the articles of domestication become effective; specifying the information the statement of abandonment must include; creating s. 617.18034, F.S.; specifying effects of domestication with respect to rights, responsibilities, and liabilities; providing that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting the diversion for any other purpose of certain property held in trust or otherwise dedicated to a charitable purpose and held by a domestic or foreign corporation immediately before a domestication becomes effective; providing that any bequest, devise, gift, grant, or promise in certain instruments inures to the domesticated

corporation; providing that a trust obligation that would govern property if the property is transferred to the domesticating corporation applies to property that is transferred to the domesticated corporation after domestication takes effect; creating s. 617.1804, F.S.; specifying what certain domestic and foreign entities may convert to under certain circumstances; specifying applicability of certain provisions in certain protected agreements of a domestic converting corporation; creating s. 617.18041, F.S.; prohibiting a domestic corporation that holds property for a charitable purpose from becoming a domestic eligible entity or a foreign eligible entity; providing an exception; creating s. 617.18042, F.S.; authorizing a domestic corporation to convert to a domestic or foreign eligible entity by approving a plan of conversion; specifying the information to be included in the plan of conversion; providing that the terms of a plan of conversion may be made dependent upon facts objectively ascertainable outside the plan; creating s. 617.18043, F.S.; providing for the adoption of a plan of conversion for a domestic corporation converting to a domestic or foreign eligible entity other than a domestic corporation; creating s. 617.18044, F.S.; requiring specified entities that have had plans of conversion adopted and approved to sign articles of conversion; specifying the information to be included in such articles of conversion; requiring a converted domestic corporation to satisfy the requirements of filing its articles of incorporation; providing an exception; requiring that certain domestic eligible entities' organic records, if any, satisfy certain requirements; providing an exception; requiring that articles of conversion be delivered to the department for filing and take effect on a specified date; specifying when certain entities' conversions become effective; authorizing the filing of articles of conversion in combination with any filing required for certain entities; providing that an eligible entity that is a foreign eligible entity's foreign qualification cancels automatically on the effective date of its conversion; authorizing the filing of a certified copy of the articles of conversion in the official records of any county in this state in which the converting eligible entity holds an interest in real property; creating s. 617.18045, F.S.; authorizing the amending of a plan of conversion of a converting eligible entity that is a domestic corporation under certain circumstances; authorizing such converting eligible entity to abandon the plan of conversion without action by its interest holders under certain circumstances; requiring a converting eligible entity to sign and deliver to the department for filing a statement of abandonment if the conversion is abandoned after the articles of conversion have been delivered to the department but before the articles of conversion become effective; specifying when the statement of abandonment takes effect; specifying the information a statement of abandonment must contain; creating s. 617.18046, F.S.; specifying the effect of a conversion of an eligible entity; providing that certain interest holders of certain eligible entities who become subject to interest holder liability as a result of the conversion have such interest holder liability only in respect of interest holder liabilities that arise after the conversion becomes effective; providing that a conversion does not require the converting eligible entity to wind up its affairs or cause the dissolution or termination of the entity; prohibiting certain property held for charitable purposes immediately before conversion of specified entities from being diverted from the purposes for which such property was given; providing exceptions; providing that any bequest, devise, gift, grant, or promise contained in certain instruments made to a converting eligible entity takes effect or remains payable after the conversion inures to the converted eligible entity; providing for applicability of certain trust obligations under certain circumstances; amending s. 617.2005, F.S.; revising the manner in which a court may dissolve an extinct church or religious society; amending s. 617.2006, F.S.; deleting certain provisions relating to a labor union or body filing its articles of incorporation in the applicable circuit court; amending ss. 39.8298, 381.00316, 605.1025, 617.0102, 617.0121, 617.0122, 617.0125, 617.02011, 617.0203, 617.0205, 617.0301, 617.0504, 617.0806, 617.0824, 617.0825, 617.0831, 617.0901, 617.1008, 617.1009, 617.1404, 617.1422, 617.1423, 617.1501, 617.1510, 617.1606, 617.1623, 617.1701, 617.1702, 617.1703, 617.1711, 617.1808, 617.1809, 617.1904, 617.1907, 617.1908, 617.2001, 617.2002, 617.2003, 617.2007, 617.2101, 617.221, 620.2108, 620.8918, 628.910, 768.38, and 893.055, F.S.; conforming provisions to changes made by the act; conforming cross-references; making technical changes; repealing ss. 617.07401, 617.0822, 617.1108, 617.1301, 617.1302, 617.1531, 617.1533, 617.1803, 617.1805, 617.1806, 617.1807, and 617.2102, F.S., relating to members' derivative actions; notice of meetings; merger of domestic corporation and other eligible entities; prohibited distributions; authorized distributions; procedure for and effect of revocation; reinstatement following revocation; domestication of foreign not-for-profit corporations; corporations for profit and when they may become

corporations not for profit; conversion to corporation not for profit, petition, and contents; conversion to corporation not for profit and authority of circuit judge; and fines and penalties against members, respectively; reenacting s. 617.1007(3), F.S., relating to restated articles of incorporation, to incorporate the amendments to ss. 617.01201 and 617.1006, F.S., in references thereto; reenacting s. 295.21(5)(a), F.S., relating to Florida Is For Veterans, Inc., to incorporate the amendment made to s. 617.0302, F.S., in a reference thereto; reenacting ss. 409.987(4)(b), 718.1265(1), 719.128(1), and 720.316(1), F.S., relating to lead agency procurement, boards, and conflicts of interest; association emergency powers; association emergency powers; and association emergency powers, respectively, to incorporate the amendment made to s. 617.0830, F.S., in references thereto; reenacting s. 718.3027(2) and (5), F.S., relating to conflicts of interest, to incorporate the amendment made to s. 617.0832, F.S., in references thereto; reenacting s. 720.3033(2)(a) and (b) and (3), F.S., relating to officers and directors, respectively, to incorporate the amendments made to ss. 617.0832 and 617.0834, F.S., in references thereto; reenacting s. 721.13(13)(a), F.S., relating to management, to incorporate the amendment made to s. 617.0834, F.S., in a reference thereto; reenacting s. 718.111(1)(d), F.S., relating to the association, to incorporate the amendments made to ss. 617.0830 and 617.0834, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 554** and read the second time by title.

On motion by Senator Bernard, by two-thirds vote, **CS for CS for HB 797** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Burton

CS for CS for CS for SB 560—A bill to be entitled An act relating to child welfare; amending s. 39.407, F.S.; providing that a new medical report relating to the provision of psychotropic medication to a child in the legal custody of the Department of Children and Families may be required only under certain circumstances; amending s. 39.4085, F.S.; requiring the department and each community-based care lead agency to coordinate with certain organizations and meet at least quarterly for a specified purpose; authorizing such meetings to be held in person or via teleconference or other electronic means; requiring that such meetings have a formal agenda; requiring the department and each community-based care lead agency to make certain information available on their respective websites; requiring, beginning in a specified year, the department and each community-based care lead agency to publish on their respective websites a biannual report containing specified information; amending s. 409.175, F.S.; revising the definition of the terms “personnel” and “placement screening”; amending s. 409.912, F.S.; requiring a physician to provide to a pharmacy a copy of certain documentation, rather than a signed attestation, with certain prescriptions; amending s. 409.993, F.S.; requiring the Office of Insurance Regulation, in collaboration with the department and other entities, to review and analyze certain data; requiring the office to provide a certain report to the Governor and Legislature; requiring certain entities to respond to certain requests for information; authorizing the office and the department to levy fines upon or otherwise penalize insurance companies and community-based care lead agencies

and their subcontractors, respectively, for failure to timely reply to certain requests for information; limiting the amount of certain fines to specified amounts; requiring the transfer of such fines to the General Revenue Fund; providing for legislative review and repeal; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote, **CS for CS for CS for SB 560** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for SB 684—A bill to be entitled An act relating to electronic signatures associated with total loss vehicles and vessels; amending s. 319.30, F.S.; requiring insurance companies or their authorized agents to implement certain control processes and procedures for certain electronic signatures; deleting a requirement that electronic signatures on odometer disclosures submitted through insurance companies be executed in a specified manner; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 684**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 961** was withdrawn from the Committee on Rules.

On motion by Senator McClain—

CS for HB 961—A bill to be entitled An act relating to salvage certificates of title and certificates of destruction; amending s. 319.30, F.S.; requiring insurance companies or their authorized agents to implement control processes and procedures to ensure adequate identity verification of electronic signatures; providing an effective date.

—a companion measure, was substituted for **CS for SB 684** and read the second time by title.

On motion by Senator McClain, by two-thirds vote, **CS for HB 961** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

SB 778—A bill to be entitled An act relating to forensic services for certain defendants; amending s. 916.106, F.S.; revising the definition of the term “forensic client” or “client”; reenacting s. 402.164(2)(b), F.S., relating to the definition of the term “client,” to incorporate the amendment made to s. 916.106, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 778**, pursuant to Rule 3.11(3), there being no objection, **HB 569** was withdrawn from the Committee on Appropriations.

On motion by Senator Simon—

HB 569—A bill to be entitled An act relating to forensic client services; amending s. 916.106, F.S.; revising the definition of “forensic client” to include a defendant committed to involuntary residential services in a secure facility of the Agency for Persons with Disabilities; republishing s. 916.303, F.S., relating to determination of incompetency; providing an effective date.

—a companion measure, was substituted for **SB 778** and read the second time by title.

On motion by Senator Simon, by two-thirds vote, **HB 569** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Garcia

SENATOR BRODEUR PRESIDING

CS for CS for SB 1134—A bill to be entitled An act relating to official actions of local governments; creating ss. 125.595 and 166.04971, F.S.; defining terms; prohibiting counties and municipalities, respectively, from funding or promoting or taking official action as it relates to diversity, equity, and inclusion; providing that certain ordinances, resolutions, rules, regulations, programs, and policies are void; prohibiting counties and municipalities, respectively, from expending funds for diversity, equity, and inclusion offices or for diversity, equity, and inclusion officers; providing that a county commissioner, a member of the governing body of a municipality, or any other county or municipal official acting in an official capacity who violates certain provisions commits misfeasance or malfeasance in office; prohibiting counties and municipalities, respectively, from providing or authorizing funds to be used to promote diversity, equity, and inclusion initiatives; authorizing a cause of action against counties and municipalities, respectively; authorizing a court to enter a judgment awarding certain relief, damages, and costs; providing construction and applicability; creating s. 287.139, F.S.; requiring potential recipients of county or municipal contracts or grants to make a certain certification to the county or municipality before being awarded such contract or grant; providing applicability; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which failed:

Amendment 1 (366604) (with title amendment)—Delete lines 75-194 and insert:

(2) *A county may not appropriate county funds for the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.*

(3) *A county may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.*

(4) *A county commissioner or other county official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.*

(5) *A county may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.*

(6) *An action in circuit court may be brought by a resident of the county against a county that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.*

(7)(a) *This section does not prohibit any official action by a county required for compliance with state or federal laws or regulations.*

(b) *This section does not prohibit a county from doing any of the following:*

1. *Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.*

2. *Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.*

3. *Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.*

4. *Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265, ss. 267.0722 and 267.0724, or national monuments and memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.*

5. *Issuing event permits in a content-neutral manner and providing public safety services.*

(c) *This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.*

(d) *This section may not be construed to conflict with:*

1. *Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.*

2. *Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.*

3. *Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.*

4. *Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.*

5. State and federal laws ensuring access to public health care services corresponding to a person's race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.—

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

(a) "Acting in an official capacity" means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.

(b) "Diversity, equity, and inclusion" means any effort to:

1. Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;

2. Promote or provide preferential treatment or special benefits to a person or group based on that person's or group's race, color, sex, ethnicity, gender identity, or sexual orientation; or

3. Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) "Diversity, equity, and inclusion office" means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(d) "Diversity, equity, and inclusion officer" means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(2) A municipality may not appropriate municipal funds for the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies as it relates to diversity, equity, and inclusion. Any such existing

And the title is amended as follows:

Delete lines 5-9 and insert: municipalities, respectively, from appropriating funds for the adoption or enforcement of certain ordinances, resolutions, rules, regulations, programs, and policies; providing that such ordinances, resolutions, rules, regulations, programs, and policies are void; prohibiting counties

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

Senator Polsky moved the following amendment which failed:

Amendment 2 (255382) (with title amendment)—Delete lines 88-204 and insert:

in an official capacity who willfully violates this section for personal financial gain commits misfeasance or malfeasance in office.

(5) A county may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.

(6) An action in circuit court may be brought by a resident of the county against a county that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.

(7)(a) This section does not prohibit any official action by a county required for compliance with state or federal laws or regulations.

(b) This section does not prohibit a county from doing any of the following:

1. Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.

2. Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.

3. Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.

4. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265, ss. 267.0722 and 267.0724, or national monuments and memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

5. Issuing event permits in a content-neutral manner and providing public safety services.

(c) This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(d) This section may not be construed to conflict with:

1. Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.

2. Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.

3. Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.

4. Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.

5. State and federal laws ensuring access to public health care services corresponding to a person's race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 *Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.*—

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

(a) *“Acting in an official capacity” means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.*

(b) *“Diversity, equity, and inclusion” means any effort to:*

1. *Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;*

2. *Promote or provide preferential treatment or special benefits to a person or group based on that person’s or group’s race, color, sex, ethnicity, gender identity, or sexual orientation; or*

3. *Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.*

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) *“Diversity, equity, and inclusion office” means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.*

(d) *“Diversity, equity, and inclusion officer” means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.*

(2) *A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies related to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.*

(3) *A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.*

(4) *Any member of the governing body of a municipality or other municipal official acting in an official capacity who willfully violates this section for personal financial gain commits misfeasance or malfeasance in*

And the title is amended as follows:

Delete lines 15-17 and insert: *municipal official acting in an official capacity who willfully violates certain provisions for personal financial gain commits misfeasance or malfeasance in office; prohibiting counties and*

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

Senator Yarborough moved the following amendment:

Amendment 3 (648678)—Delete lines 111-234 and insert:

4. *Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.*

5. *Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.*

6. *Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.*

7. *Issuing event permits in a content-neutral manner and providing public safety services.*

(c) *This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.*

(d) *This section may not be construed to conflict with:*

1. *Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.*

2. *Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.*

3. *Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.*

4. *Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.*

5. *State and federal laws ensuring access to public health care services corresponding to a person’s race or ethnicity.*

6. *Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.*

(8) *This section does not apply to:*

(a) *The actions of a body composed of nonelected volunteers; or*

(b) *Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.*

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 *Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.*—

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

(a) *“Acting in an official capacity” means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.*

(b) *“Diversity, equity, and inclusion” means any effort to:*

1. *Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;*

2. *Promote or provide preferential treatment or special benefits to a person or group based on that person’s or group’s race, color, sex, ethnicity, gender identity, or sexual orientation; or*

3. *Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.*

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the

prohibition against discrimination based on protected status under state or federal law.

(c) “Diversity, equity, and inclusion office” means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(d) “Diversity, equity, and inclusion officer” means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(2) A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies, as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.

(3) A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.

(4) Any member of the governing body of a municipality or other municipal official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.

(5) A municipality may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.

(6) An action in circuit court may be brought by a resident of the municipality against a municipality that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.

(7)(a) This section does not prohibit any official action by the governing body of a municipality required for compliance with state or federal laws or regulations.

(b) This section does not prohibit a municipality from doing any of the following:

1. Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.

2. Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.

3. Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.

4. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.

5. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267 or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

6. Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.

7. Issuing event permits in a content-neutral manner and providing public safety services.

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

Senator Smith moved the following substitute amendment which failed:

Substitute Amendment 4 (893150)—Delete lines 102-234 and insert:

1. Recognizing or promoting holidays and special observances.

2. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.

3. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

4. Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.

5. Issuing event permits in a content-neutral manner and providing public safety services.

(c) This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(d) This section may not be construed to conflict with:

1. Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.

2. Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.

3. Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.

4. Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.

5. State and federal laws ensuring access to public health care services corresponding to a person’s race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.—

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

(a) “Acting in an official capacity” means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.

(b) “Diversity, equity, and inclusion” means any effort to:

1. Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual

orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;

2. Promote or provide preferential treatment or special benefits to a person or group based on that person's or group's race, color, sex, ethnicity, gender identity, or sexual orientation; or

3. Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) "Diversity, equity, and inclusion office" means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(d) "Diversity, equity, and inclusion officer" means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(2) A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies, as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.

(3) A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.

(4) Any member of the governing body of a municipality or other municipal official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.

(5) A municipality may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.

(6) An action in circuit court may be brought by a resident of the municipality against a municipality that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.

(7)(a) This section does not prohibit any official action by the governing body of a municipality required for compliance with state or federal laws or regulations.

(b) This section does not prohibit a municipality from doing any of the following:

1. Recognizing or promoting holidays and special observances.
2. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.
3. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267 or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.
4. Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.
5. Issuing event permits in a content-neutral manner and providing public safety services.

The question recurred on **Amendment 3 (648678)** which was adopted.

RECESS

On motion by Senator Passidomo, the Senate recessed at 12:19 p.m. to reconvene at 1:00 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by President Albritton at 1:00 p.m. A quorum present—37:

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

SPECIAL RECOGNITION OF SENATOR WRIGHT

At the direction of the President, the Senate proceeded to the recognition of Senator Tom Wright, honoring his years of service to the Senate as he approaches the completion of his term for the 8th Senate District.

SPECIAL GUESTS

The President introduced Senator Wright's wife of 52 years, Cindy, and friends, Beth Ann and Alec Harwood, who were present in the chamber.

The President introduced Senator Wright's district staff, Charlene Gagnier, Christopher Morris, and Diane Suddes, who were present in the chamber.

The President introduced Senator Wright's intern, Sam Henderson; former staff members, Amanda Wheeler and Lindsey Swindle; and former intern, Christian Chesnut, who were present in the gallery.

SPECIAL PRESENTATION

A video tribute was played for Senator Wright.

REMARKS

On motion by Senator Passidomo, by two-thirds vote, the following remarks by Senator Wright were ordered spread upon the Journal.

Senator Wright: Distinguished Senators, honored guests, and friends that are here, as I stand before you today to deliver my farewell address, I am filled with gratitude for this opportunity to serve the people of Florida and work alongside such dedicated individuals as there are here in the Florida Senate. This chamber has been a place of spirited debate, thoughtful collaboration, and unwavering commitment to the well-being of our constituents.

Throughout my tenure, I have witnessed firsthand the power of bipartisan cooperation and the importance of listening to diverse perspectives. We have faced challenges together, celebrated victories, and learned from setbacks. It has been a privilege to contribute to legislation that shapes the future of our state, from improving education and public safety to protecting our natural resources and supporting local businesses.

I want to thank my fellow Senators for their support, their friendship, and their passion for service. I am especially grateful to the staff, whose tireless efforts have made my work possible. Of course, to my wife, Cindy, thank you for your constant encouragement and understanding during long days and many late nights.

Today, I am honored to have here current and past staff, team members without whom I would not be standing here today if it were not for them. I will introduce them in a few minutes. But first I would like to share with you for some of you who may not know my history of how I got to be a Senator. In 2018, Cindy and I made the conscious effort to support three candidates that were who we wanted to see elected that fall. We purposely selected the three candidates and worked hard to get them elected. Some of them you might know. We aggressively supported, Ron DeSantis, Ashley Moody, and Michael Waltz. We spent a lot of time with them in Volusia County. Ashley Moody has many times said, "You brought votership for me." I'm proud to have done that. We are already trying to help her get reelected as our next Senator. Then suddenly on October 2, 2018, the news came that we lost incumbent Senator Dorothy Hukill. Little did I know in reading that in the paper that that loss was going to change Cindy's and my life. My phone rang and I was asked by the caller how I would like to be the next Senator elected in the State of Florida? I said, "No." Another caller that same day called and said, again, "Would you like to be the next Senator?" and I again said, "No." Then a third caller made the same request, and I became convinced I was being "punked." I wanted to know what room these three guys were in having cigars and bourbon and calling me from to see if I wanted to be the next Senator. The first caller called again and reminded me of the passion I have to support veterans, military, domestic violence survivors, and children that are neglected and abused. The caller further said, "Think what you could do to help these folks as a State Senator." I said, "Okay, I will do it." On the night of October 9, 2018, the committee members of Brevard and Volusia met together. It was a vote of five to one that I was going to be the person who ran for Dorothy Hukill's position. Dorothy's name was on the ballot. My name was not even on the ballot. The state said to be legal, a sign on every precinct door has to say, "A vote for Dorothy Hukill results in a vote for Tom Wright." In the morning, they opened those doors, and it was on the back side of every door. For at least two years after I was elected, people would ask, "Where are you a Senator?" I'd say, "Volusia and Brevard." People would say, "No, no, no. Dorothy Hukill is the Senator. It can't be you." So, not everyone knew that she had passed. What a great lady she was.

The night of November 6, I was all hyped up. We were at a Michael Waltz watch party. The news broke, and the TV announcer was going to make the assumption of the following winners. The reporter said, "And the next Senator for District 14 will be Tom Wright." My mouth dropped, and I said, "Oh crap." Everybody looked at me. I said, "This is real. I better get myself together." That's really how I became the Senator.

First thing I thought, let's get familiar with the Senator's current staff. Then the call came from the Senate to ask who my staff members would be. I asked, "Why wouldn't I hire Dorothy's staff?" The response was that I could. Thank God I did. If it wasn't for them, I wouldn't be here today. It was the best decision of my life to hire those folks. Some have gone on to work in Washington, D.C. Some have chosen to take positions outside of the Senate.

Today, with us is Lindsey Swindle, who worked so closely with Dorothy Hukill for almost 12 years. What a great help she was to me. Lindsey was a lifesaver and helped me merge into the role of Senator. We've been rolling from there. Lindsey, I couldn't have done it without you. Thank you, dear.

Amanda Wheeler joined our team during my second term and did a fabulous job of working with all budget requests and my calendar. She was often credited with what people called a "strong gate keeper" because they couldn't get an appointment with me. She took good care of me to make sure we weren't overworked. Thank you so much Amanda. We couldn't have done it without you.

We have been blessed with the opportunity to sponsor a UCF Legislative Scholar in my office each session. This is an incredible program, and the students have been the best. With us today is Christian Chesnut who interned in my office last session and is now working full time in Senator Mayfield's office. We trained him, and you got him. He's a heck of a young man, isn't he?

My current staff includes Diane Suddes, Charlene Gagnier, Chris Morris, and our intern, Samuel Henderson. Diane Suddes approached me about a job when Lindsey said she was taking a position outside of the government. My first question to Diane was, "Do you have any experience working in the Senate?" Her reply was that she worked for Senator David Simmons for many years. I said, "You're hired." If you can work for David Simmons, who was one of my many mentors, that was all I needed to hear. She is our Chief of Staff and has provided me with excellent guidance and direction.

Diane Suddes hired Charlene Gagnier. It was a great decision that was. Charlene normally covers all her duties in our District 8 Office located in Port Orange, Florida. She is a person with great passion for all. When she learns about an issue, she is like a bulldog, and fights for a positive resolution of whatever the problem may be. I think she knows more of the heads of DEP, DMS, and other agencies than I do. She knows who to call and how to get it done. I have received countless messages both in the mail, text messages, emails, and in person from constituents worshiping Charlene for her hard work and positive results.

Chris Morris is a local Embry-Riddle graduate who brings volumes of great knowledge for me. I rely on his ability to dig into my questions regarding pending legislation and passed legislation. Who needs Google when you have a "Chris?" Chris manages all our budget requests and supports my in-depth need to better understand legislation coming down the track. Plus, he keeps me straight when sometimes I mess up the three letter initials of a school or a college.

Our committee staff members are not here today I don't believe. Tim Proctor has done such a fabulous job for us. I do want to introduce a couple of people who are friends. Beth Ann Harwood. Beth Ann and my wife, Cindy, are close friends. Beth Ann worked for former Congressman John Mica. She sometimes reminds me of how things should be done, and I'm real appreciative of that. She's got the experience. This is Beth Ann's husband, Alec Harwood, of 18 months. They are just honeymooners at 85 and 90 years young.

You all know all the things we have done with the Committee on Military and Veteran Affairs, Space, and Domestic Security. It's really been a great experience for me. President Passidomo appointed me to the Florida Defense Support Commission. We go around the state and protect our bases. We have 21 bases in the State of Florida. God willing, two weeks from now we are not here. I am supposed to be at NAS Key West at our next board meeting. Help us out, President.

Regarding the Sergeant's Office, I have always felt we worked in the safest place on earth. People just don't know how safe we feel here. Not only do they take good care of me, when Cindy needs a parking spot, they take good care of her. Thank you so much.

Together, our staffers have helped me pass meaningful legislation that has and will continue to support the needs of our law enforcement officers, first responders, our National and State Guard members; laws to protect Floridians from the impacts of intoxicated or impaired drivers, as you saw one of the bills we passed; laws to protect people suffering from domestic violence, which I have no time for; and other legislation that continues to make Florida a great state to live, work, and play in.

As I move on to the next chapter, I leave with a sense of pride and optimism. I am confident that the Florida State Senate will continue to uphold the values of integrity, transparency, and compassion. Let us remember that our shared purpose is to serve the people, and let that guide us in all decisions. Thank you for the memories, the lessons, and the trust you have placed in me. I will always cherish my time here and look forward to seeing the important things this body will accomplish in the years ahead.

Before I close, you know I'm a car lover and I like to collect cars. Today, I want to share with you some of my cars, so every one of you is getting a car today. The Sergeant's Office is handing them out, so they are not real big. In the words of Oprah Winfrey, "You get a car, you get a car, and you get a car!" With that, I want you to know that I love you all, I appreciate you all, and thank you for putting up with me.

SPECIAL PRESENTATION

On behalf of the Senate, Senator Boyd and Senator Berman presented Senator Wright with a framed ceremonial copy of CS for HB 687/CS for CS for SB 138 (2025) Driving and Boating Offenses, ch. 2025-121, Laws of Florida, which was sponsored by Senator Wright and became law during his legislative career. This bill from the 2025 Regular Session increases the penalties for DUI and BUI manslaughter as well as vehicular and vessel homicide from a second-degree felony to a first-degree felony when a person has a prior conviction for DUI or BUI manslaughter or vehicular homicide. This bill also increases charges when a person arrested for DUI or BUI refuses to submit to a lawful breath or urine test.

SENATOR BRODEUR PRESIDING

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

CS for CS for SB 1134—A bill to be entitled An act relating to official actions of local governments; creating ss. 125.595 and 166.04971, F.S.; defining terms; prohibiting counties and municipalities, respectively, from funding or promoting or taking official action as it relates to diversity, equity, and inclusion; providing that certain ordinances, resolutions, rules, regulations, programs, and policies are void; prohibiting counties and municipalities, respectively, from expending funds for diversity, equity, and inclusion offices or for diversity, equity, and inclusion officers; providing that a county commissioner, a member of the governing body of a municipality, or any other county or municipal official acting in an official capacity who violates certain provisions commits misfeasance or malfeasance in office; prohibiting counties and municipalities, respectively, from providing or authorizing funds to be used to promote diversity, equity, and inclusion initiatives; authorizing a cause of action against counties and municipalities, respectively; authorizing a court to enter a judgment awarding certain relief, damages, and costs; providing construction and applicability; creating s. 287.139, F.S.; requiring potential recipients of county or municipal contracts or grants to make a certain certification to the county or municipality before being awarded such contract or grant; providing applicability; providing an effective date.

—which was previously considered and amended this day.

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

Senator Bernard moved the following amendment which failed:

Amendment 5 (334094) (with title amendment)—Delete lines 148-263 and insert:

(9) *Notwithstanding s. 16.01(3), upon the written requisition of an officer of a county, the Attorney General shall give an official opinion and legal advice in writing on any question of law relating to the officer's official duties under this section.*

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 *Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.—*

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

(a) *“Acting in an official capacity” means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.*

(b) *“Diversity, equity, and inclusion” means any effort to:*

1. *Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;*

2. *Promote or provide preferential treatment or special benefits to a person or group based on that person's or group's race, color, sex, ethnicity, gender identity, or sexual orientation; or*

3. *Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.*

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) *“Diversity, equity, and inclusion office” means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.*

(d) *“Diversity, equity, and inclusion officer” means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.*

(2) *A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies, as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.*

(3) *A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.*

(4) *Any member of the governing body of a municipality or other municipal official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.*

(5) *A municipality may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.*

(6) *An action in circuit court may be brought by a resident of the municipality against a municipality that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.*

(7)(a) *This section does not prohibit any official action by the governing body of a municipality required for compliance with state or federal laws or regulations.*

(b) *This section does not prohibit a municipality from doing any of the following:*

1. *Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.*

2. *Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.*

3. *Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.*

4. *Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265, ss. 267.0722 and 267.0724, or national monuments and memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.*

5. *Issuing event permits in a content-neutral manner and providing public safety services.*

(c) This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(d) This section may not be construed to conflict with:

1. Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.

2. Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.

3. Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.

4. Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.

5. State and federal laws ensuring access to public health care services corresponding to a person's race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a municipal employee whose sole function is the provision of such administrative support.

(9) Notwithstanding s. 16.01(3), upon the written requisition of an officer of a municipality, the Attorney General shall give an official opinion and legal advice in writing on any question of law relating to the officer's official duties under this section.

And the title is amended as follows:

Delete line 24 and insert: construction and applicability; requiring the Attorney General to give official opinions and legal advice on certain questions under certain circumstances; creating s. 287.139,

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

Senator Pizzo moved the following amendment which failed:

Amendment 6 (726506) (with title amendment)—Delete lines 94-211 and insert:

of the county against a county that violates this section. The resident must provide notice of intent to bring such an action to the county by United States Postal Service certified mail, return receipt requested. The notice must state the basis for the action. Upon receipt of such notice, the county has 30 days in which to cure, cancel, or otherwise correct the basis for the action. If the county does not cure, cancel, or otherwise correct the basis for the action during that 30-day period, the resident may proceed with the action. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.

(7)(a) This section does not prohibit any official action by a county required for compliance with state or federal laws or regulations.

(b) This section does not prohibit a county from doing any of the following:

1. Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.

2. Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.

3. Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.

4. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265, ss. 267.0722 and 267.0724, or national monuments and memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

5. Issuing event permits in a content-neutral manner and providing public safety services.

(c) This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(d) This section may not be construed to conflict with:

1. Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.

2. Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.

3. Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.

4. Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.

5. State and federal laws ensuring access to public health care services corresponding to a person's race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 *Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.—*

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

(a) "Acting in an official capacity" means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.

(b) "Diversity, equity, and inclusion" means any effort to:

1. Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;

2. Promote or provide preferential treatment or special benefits to a person or group based on that person's or group's race, color, sex, ethnicity, gender identity, or sexual orientation; or

3. Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) “Diversity, equity, and inclusion office” means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(d) “Diversity, equity, and inclusion officer” means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(2) A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies, as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.

(3) A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.

(4) Any member of the governing body of a municipality or other municipal official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.

(5) A municipality may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.

(6) An action in circuit court may be brought by a resident of the municipality against a municipality that violates this section. The resident must provide notice of intent to bring such an action to the municipality by United States Postal Service certified mail, return receipt requested. The notice must state the basis for the action. Upon receipt of such notice, the municipality has 30 days in which to cure, cancel, or otherwise correct the basis for the action. If the municipality does not cure, cancel, or otherwise correct the basis for the action during that 30-day period, the resident may proceed with the action. The court may enter a judgment awarding declaratory and

And the title is amended as follows:

Delete line 22 and insert: respectively, subject to certain notice and cure provisions; authorizing a court to enter a judgment

The vote was:

Yeas—13

Arrington	Garcia	Rouson
Berman	Jones	Sharief
Bernard	Osgood	Smith
Bracy Davis	Pizzo	
Bradley	Polsky	

Nays—21

Mr. President	Gruters	McClain
Boyd	Harrell	Passidomo
Brodeur	Hooper	Rodriguez
Burgess	Leek	Truenow
Burton	Martin	Trumbull
DiCeglie	Massullo	Wright
Grall	Mayfield	Yarborough

RECONSIDERATION OF AMENDMENT

On motion by Senator Yarborough, the Senate reconsidered the vote by which **Amendment 3 (648678)** was adopted.

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

Senator Yarborough moved the following substitute amendment:

Substitute Amendment 7 (416460)—Delete lines 111-234 and insert:

4. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.

5. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267, or national monuments or memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

6. Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.

7. Issuing event permits in a content-neutral manner and providing public safety services.

(c) This section does not prohibit the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(d) This section may not be construed to conflict with:

1. Section 553.865 or analogous state and federal laws protecting the right of males and females to restrooms and changing facilities corresponding to their biological sex.

2. Part XII of chapter 39 or analogous state and federal laws ensuring that victims of domestic violence and their dependents have access to emergency shelters.

3. Section 1000.05 or analogous state and federal laws prohibiting discrimination based on biological sex in educational programs, sports, activities, and employment.

4. Chapter 381 or analogous state and federal laws ensuring males and females have access to public health services corresponding to their biological sex.

5. State and federal laws ensuring access to public health care services corresponding to a person’s race or ethnicity.

6. Any other state or federal laws recognizing the inherent biological differences between males and females for the purpose of ensuring their health, safety, and welfare.

(8) This section does not apply to:

(a) The actions of a body composed of nonelected volunteers; or

(b) Basic administrative support provided to a body composed of nonelected volunteers, unless such administrative support is provided by a county employee whose sole function is the provision of such administrative support.

Section 2. Section 166.04971, Florida Statutes, is created to read:

166.04971 Prohibition of official actions of municipalities relating to diversity, equity, and inclusion; penalty; remedy.—

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

(a) “Acting in an official capacity” means performing or purporting to perform a function, duty, or responsibility assigned by law, rule, or policy to a public officer or public employee, or otherwise exercising or claiming to exercise the authority of such office or employment.

(b) “Diversity, equity, and inclusion” means any effort to:

1. Manipulate or otherwise influence the composition of employees with reference to race, color, sex, ethnicity, gender identity, or sexual orientation other than to ensure that hiring is conducted in accordance with state and federal antidiscrimination laws;

2. Promote or provide preferential treatment or special benefits to a person or group based on that person’s or group’s race, color, sex, ethnicity, gender identity, or sexual orientation; or

3. Promote or adopt training, programming, or activities designed or implemented with reference to race, color, sex, ethnicity, gender identity, or sexual orientation.

The term does not include the use of equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.

(c) “Diversity, equity, and inclusion office” means any office, division, department, agency, center, or other unit of a municipality which coordinates, creates, develops, designs, implements, organizes, plans, or promotes policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(d) “Diversity, equity, and inclusion officer” means a person who is a full-time or part-time employee of, or an independent contractor contracted by, a municipality whose duties include coordinating, creating, developing, designing, implementing, organizing, planning, or promoting policies, programming, training, practices, meetings, activities, procedures, or similar actions relating to diversity, equity, and inclusion.

(2) A municipality may not fund or promote, directly or indirectly, or take any official action, including, but not limited to, the adoption or enforcement of ordinances, resolutions, rules, regulations, programs, or policies, as it relates to diversity, equity, and inclusion. Any such existing ordinances, resolutions, rules, regulations, programs, or policies are void.

(3) A municipality may not expend any funds, regardless of source, to establish, sustain, support, or staff a diversity, equity, and inclusion office or to employ, contract, or otherwise engage a person to serve as a diversity, equity, and inclusion officer.

(4) Any member of the governing body of a municipality or other municipal official acting in an official capacity who violates this section commits misfeasance or malfeasance in office.

(5) A municipality may not provide or authorize its funds to be used by employees, contractors, volunteers, vendors, or agents to promote diversity, equity, and inclusion initiatives.

(6) An action in circuit court may be brought by a resident of the municipality against a municipality that violates this section. The court may enter a judgment awarding declaratory and injunctive relief, damages, and costs.

(7)(a) This section does not prohibit any official action by the governing body of a municipality required for compliance with state or federal laws or regulations.

(b) This section does not prohibit a municipality from doing any of the following:

1. Recognizing or promoting holidays designated by federal law, including those designated in 5 U.S.C. s. 6103.

2. Recognizing or promoting state holidays and special observances designated by state law, including those designated in chapter 683.

3. Recognizing or promoting patriotic and national observances recognized by federal law, including those designated in 36 U.S.C. ss. 101-148, or recognizing the events and individuals forming the basis for such observances.

4. Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth.

5. Recognizing or honoring the individuals and groups recognized and honored by the monuments, memorials, and museums authorized by chapter 265 or chapter 267, or national monuments or memorials designated by acts of Congress, or recognizing the events and individuals forming the basis for such monuments, memorials, or museums.

6. Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state.

7. Issuing event permits in a content-neutral manner and providing public safety services.

Substitute Amendment 7 (416460) was withdrawn.

On motion by Senator Jones, further consideration of **CS for CS for SB 1134** with pending **Amendment 3 (648678)** was deferred.

CS for CS for CS for SB 1220—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; revising the membership composition of the Florida Transportation Research Institute; amending s. 260.0142, F.S.; requiring the Florida Greenways and Trails Council to meet within a certain timeframe for a certain purpose; amending s. 311.14, F.S.; providing requirements for an infrastructure development and improvement component included in a port’s strategic plan; defining the term “critical infrastructure resources”; creating s. 311.26, F.S.; requiring the Department of Transportation to coordinate with the Department of Commerce, specified ports, and the Federal Government for a certain purpose; requiring ports to support certain projects; requiring that such projects be evaluated in a certain manner; amending s. 316.003, F.S.; revising the definition of the term “personal delivery device”; amending s. 316.008, F.S.; authorizing the operation of a personal delivery device on certain sidewalks, crosswalks, bicycle lanes, and bicycle paths and on the shoulders of certain streets, roadways, and highways; prohibiting the operation of a personal delivery device or mobile carrier within a theme park or entertainment complex or certain independent special districts; prohibiting counties and municipalities from enacting, imposing, levying, collecting, or enforcing certain fees; providing an exception; amending s. 316.126, F.S.; revising the visible signals given by an approaching emergency vehicle upon which a driver must yield the right-of-way; providing that the use of cruise lights is not such a visible signal; defining the term “cruise lights”; revising the means by which an emergency vehicle may signal that such vehicle is en route to an emergency; amending s. 316.2071, F.S.; conforming provisions to changes made by the act; prohibiting a personal delivery device from operating as otherwise authorized unless the personal delivery device meets certain criteria and a human operator is capable of controlling and monitoring its navigation and operation; prohibiting a personal delivery device from operating on a limited access facility; prohibiting a personal delivery device or mobile carrier from operating within a theme park or entertainment complex or certain independent special districts; authorizing rulemaking; amending s. 320.06, F.S.; authorizing certain rental trucks to elect a permanent registration period; repealing s. 322.032, F.S., relating to digital proof of driver license or identification card; amending ss. 322.059 and 322.15, F.S.; conforming provisions to changes made by the act; repealing s. 324.252, F.S., relating to electronic insurance verification; amending s. 330.41, F.S.; prohibiting a political subdivision from withholding issuance of a business tax receipt, development permit, or other land use approval to certain drone delivery services and from enacting or enforcing ordinances or resolutions that prohibit drone delivery service operation; revising construction; prohibiting a drone delivery service from operating within a theme park or entertainment complex or certain independent special districts; providing that the addition of a drone delivery service within a certain parking area does not reduce the number of parking spaces in the parking area for a certain purpose; amending s. 332.001, F.S.; revising duties of the Department of Transportation relating to airport systems in this state; amending s. 332.006, F.S.; requiring the department to coordinate with commercial service airports to review and evaluate certain federal policies and programs; amending s. 332.0075, F.S.; requiring commercial service airports to develop a plan for obtaining and maintaining critical infrastructure resources; providing requirements for such plans; defining the term “critical infrastructure resources”; amending s. 334.03, F.S.; defining the term “advanced air mobility corridor connection point”; revising the definition of the term “transportation corridor”; amending s. 334.044, F.S.; authorizing the department to purchase,

lease, or otherwise acquire property and materials for the promotion of transportation-related economic development opportunities and advanced air mobility; deleting the authority of the department to purchase, lease, or otherwise acquire property and materials for the promotion of electric vehicle use and charging stations; authorizing the department to operate and maintain certain research facilities, enter into certain contracts and agreements, require local governments to submit certain applications for federal funding to the department for review and approval before submission to the Federal Government, and acquire, own, construct, or operate airports for a specified purpose; authorizing the department to adopt rules; creating s. 334.64, F.S.; providing that the department serves as the primary point of contact for statewide topographic aerial LiDAR procurement and certain cost sharing; authorizing the department to provide certain services to other governmental entities through interagency agreements; authorizing rulemaking; 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 s. 338.231, F.S.; revising the period through which the department, to the extent possible, is required to program sufficient funds in the tentative work program for a specified purpose; requiring the department, to the extent possible, to program sufficient funds in the tentative work program for a specified purpose beginning in a specified fiscal year; amending s. 339.81, F.S.; revising construction materials that may be used for certain multiuse trails or shared-use paths; authorizing the department to consider certain sponsorship agreements; amending s. 341.041, F.S.; revising the entities whose specified grants and agreements the department is required to ensure include certain provisions; revising such provisions; amending s. 479.25, F.S.; revising provisions authorizing the owners of certain signs to increase the height above ground level of such signs under certain circumstances to include in such circumstances the permitting or erection of certain ramps and braided bridges; conforming provisions to changes made by the act; amending s. 790.19, F.S.; providing criminal penalties for shooting at, within, or into, or throwing, hurling, or projecting certain objects at, within, or in, an autonomous vehicle; amending s. 806.13, F.S.; providing criminal penalties for defacing, injuring, or damaging an autonomous vehicle if the value of the damage is in excess of a specified amount; amending chapter 2006-316, Laws of Florida; revising a specified interchange designation; requiring the department to conduct a study to evaluate certain impacts of alternative fuel vehicles and identify certain policy options; requiring that the study identify, evaluate, and analyze certain information; requiring the department to submit a certain report to the Governor and the Legislature by a specified date; providing an appropriation; amending ss. 311.07, 316.0777, 316.515, 336.01, 338.222, 341.8225, 376.3071, 403.7211, 479.261, 715.07, and 1006.23, F.S.; conforming cross-references; reenacting ss. 320.02(21), 324.021(1), and 324.022(2)(a), F.S., relating to registration requirements, the definition of the term “motor vehicle,” and financial responsibility for property damage, respectively, to incorporate the amendment made to s. 316.003, F.S., in references thereto; providing an effective date.

—was read the second time by title.

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

Senator Massullo moved the following amendment which was adopted:

Amendment 1 (469478) (with title amendment)—Delete lines 303-1293 and insert:
personal delivery devices and mobile carriers *in a manner consistent with this chapter.*

2. A personal delivery device may not be operated on the Florida Shared-Use Nonmotorized Trail Network created under s. 339.81 or components of the Florida Greenways and Trails System created under chapter 260 *or in state forests, state parks, or wildlife management areas.*

3. *A personal delivery device or mobile carrier may not be operated within a theme park or entertainment complex as defined in s. 509.013(9), a state correctional institution as defined in s. 944.02, a county detention facility, a county residential probation center, a municipal detention facility, a reduced custody housing area as defined in s. 951.23(1), or a detention center or facility as defined in s. 985.03.*

(c) *A county or municipality may not enact, impose, levy, collect, or enforce:*

1. *An operating fee for personal delivery devices, except as expressly authorized by general law; or*

2. *An advertising regulation that restricts, prohibits, conditions, or otherwise limits commercial advertising on personal delivery devices.*

Section 7. Paragraph (a) of subsection (1) and subsection (3) of section 316.126, Florida Statutes, are amended to read:

316.126 Operation of vehicles and actions of pedestrians; approach of authorized emergency, sanitation, or utility service vehicle, wrecker, or road and bridge maintenance or construction vehicle; presence of disabled motor vehicle.—

(1)(a) Upon the immediate approach of an authorized emergency vehicle, while en route to meet an existing emergency, the driver of every other vehicle shall, when such emergency vehicle is giving audible signals by siren, exhaust whistle, or other adequate device, or visible signals by the use of *flashing, oscillating, rotating, or similarly activated* ~~displayed~~ blue or red lights, yield the right-of-way to the emergency vehicle and shall immediately proceed to a position parallel to, and as close as reasonable to the closest edge of the curb of the roadway, clear of any intersection and shall stop and remain in position until the authorized emergency vehicle has passed, unless otherwise directed by a law enforcement officer. *The use of cruise lights by an authorized emergency vehicle is not a visible signal that requires a driver to yield the right-of-way. For purposes of this paragraph, the term “cruise lights” means low intensity, continuously illuminated blue or red lights displayed on an authorized emergency vehicle which remain on while the vehicle is in service but not actively engaged in an emergency response.*

(3) An authorized emergency vehicle, when en route to meet an existing emergency, shall warn all other vehicular traffic along the emergency route by an audible signal, siren, exhaust whistle, or other adequate device or by a visible signal by the use of *flashing, oscillating, rotating, or similarly activated* ~~displayed~~ blue or red lights. While en route to such emergency, the emergency vehicle shall otherwise proceed in a manner consistent with the laws regulating vehicular traffic upon the highways of this state.

Section 8. Subsections (1) and (3) of section 316.2071, Florida Statutes, are amended, and subsections (5) and (6) are added to that section, to read:

316.2071 Personal delivery devices and mobile carriers.—

(1) Notwithstanding any *other* provision of law ~~to the contrary~~, a personal delivery device *may operate on sidewalks, crosswalks, bicycle lanes, and bicycle paths and on the shoulders of streets, roadways, and highways, not including limited access facilities, and a* ~~or~~ mobile carrier may operate on sidewalks and crosswalks, subject to s. 316.008(7)(b). A personal delivery device or mobile carrier operating on a sidewalk or crosswalk has all the rights and duties applicable to a pedestrian under the same circumstances. ~~A, except that the~~ personal delivery device or mobile carrier ~~may not~~ *must* not unreasonably interfere with pedestrians, bicycles, or motor vehicles ~~traffic~~ and must yield the right-of-way to pedestrians ~~on the sidewalk or crosswalk.~~

(3)(a) A personal delivery device ~~and a mobile carrier~~ may not do any of the following:

1.~~(a)~~ Operate on a sidewalk, crosswalk, bicycle lane, or bicycle path or on the shoulder of a street, roadway, or highway unless the personal delivery device meets minimum criteria established by the Department of Transportation and a human operator is capable of controlling and monitoring the navigation and operation of the personal delivery device ~~public highway except to the extent necessary to cross a crosswalk.~~

2. Transport hazardous materials as defined in s. 316.003.

3. Operate on a limited access facility.

(b) A mobile carrier may not do any of the following:

1. Operate on a public highway except to the extent necessary to cross a crosswalk.

2. Operate on a sidewalk or crosswalk unless the ~~personal delivery device operator is actively controlling or monitoring the navigation and operation of the personal delivery device or a mobile carrier owner~~ remains within 25 feet of the mobile carrier.

3.~~(e)~~ Transport hazardous materials as defined in s. 316.003.

4.~~(d)~~ For mobile carriers, Transport persons or animals.

(5) A personal delivery device or mobile carrier may not operate within a theme park or entertainment complex as defined in s. 509.013(9), a state correctional institution as defined in s. 944.02, a county detention facility, a county residential probation center, a municipal detention facility, a reduced custody housing area as defined in s. 951.23(1), or a detention center or facility as defined in s. 985.03.

(6) The Department of Transportation may adopt rules to implement this section.

Section 9. Subsection (9) of section 318.14, Florida Statutes, is amended to read:

318.14 Noncriminal traffic infractions; exception; procedures.—

(9) Any person who does not hold a commercial driver license or commercial learner's permit and who is cited while driving a non-commercial motor vehicle for an infraction under this section other than a violation of s. 316.183(2), s. 316.187, or s. 316.189 when the driver exceeds the posted limit by 30 miles per hour or more, s. 320.0605, s. 320.07(3)(a) or (b), s. 322.065, s. 322.15(1), s. 322.61, or s. 322.62 may, in lieu of a court appearance, elect to attend in the location of his or her choice within this state a basic driver improvement course approved by the Department of Highway Safety and Motor Vehicles. In such a case, adjudication must be withheld, any civil penalty that is imposed by s. 318.18(3) must be reduced by 18 percent, and points, as provided by s. 322.27, may not be assessed. However, a person may not make an election under this subsection if the person has made an election under this subsection in the preceding 12 months ~~or has made more than eight elections under this subsection in the preceding 20 years. A person may not make more than eight elections within his or her lifetime under this subsection.~~ The requirement for community service under s. 318.18(8) is not waived by a plea of nolo contendere or by the withholding of adjudication of guilt by a court.

Section 10. Paragraph (b) of subsection (1) of section 320.06, Florida Statutes, is amended to read:

320.06 Registration certificates, license plates, and validation stickers generally.—

(1)

(b)1. Registration license plates bearing a graphic symbol and the alphanumeric system of identification shall be issued for a 10-year period. At the end of the 10-year period, upon renewal, the plate shall be replaced. The department shall extend the scheduled license plate replacement date from a 6-year period to a 10-year period. The fee for such replacement is \$28, \$2.80 of which shall be paid each year before the plate is replaced, to be credited toward the next \$28 replacement fee. The fees shall be deposited into the Highway Safety Operating Trust

Fund. A credit or refund may not be given for any prior years' payments of the prorated replacement fee if the plate is replaced or surrendered before the end of the 10-year period, except that a credit may be given if a registrant is required by the department to replace a license plate under s. 320.08056(8)(a). With each license plate, a validation sticker shall be issued showing the owner's birth month, license plate number, and the year of expiration or the appropriate renewal period if the owner is not a natural person. The validation sticker shall be placed on the upper right corner of the license plate. The license plate and validation sticker shall be issued based on the applicant's appropriate renewal period. The registration period is 12 months, the extended registration period is 24 months, and all expirations occur based on the applicant's appropriate registration period. Rental vehicles taxed pursuant to s. 320.08(6)(a) and rental trucks taxed pursuant to s. 320.08(3)(a)-(c) and ~~(4)(a)-(f)~~ ~~(4)(a)-(d)~~ may elect a permanent registration period, provided payment of the appropriate license taxes and fees occurs annually.

2. Beginning July 1, 2024, a vehicle registered in accordance with the International Registration Plan must be issued a license plate for a 3-year period. At the end of the 3-year period, upon renewal, the license plate must be replaced. Each license plate must include a validation sticker showing the month of expiration. A cab card denoting the declared gross vehicle weight for each apportioned jurisdiction must be issued annually. The fee for an original or a renewal cab card is \$28, which must be deposited into the Highway Safety Operating Trust Fund. If the license plate is damaged or worn, it may be replaced at no charge by applying to the department and surrendering the current license plate.

3. In order to retain the efficient administration of the taxes and fees imposed by this chapter, the 80-cent fee increase in the replacement fee imposed by chapter 2009-71, Laws of Florida, is negated as provided in s. 320.0804.

Section 11. *Section 322.032, Florida Statutes, is repealed.*

Section 12. Section 322.059, Florida Statutes, is amended to read:

322.059 Mandatory surrender of suspended driver license and registration.—A person whose driver license or registration has been suspended as provided in s. 322.058 must immediately return his or her driver license and registration to the Department of Highway Safety and Motor Vehicles. ~~The department shall invalidate the digital proof of driver license issued pursuant to s. 322.032 for such person.~~ If such person fails to return his or her driver license or registration, a law enforcement agent may seize the license or registration while the driver license or registration is suspended.

Section 13. Subsection (1) of section 322.15, Florida Statutes, is amended to read:

322.15 License to be carried and exhibited on demand; fingerprint to be imprinted upon a citation.—

(1) Every licensee shall have his or her driver license, which must be fully legible with no portion of such license faded, altered, mutilated, or defaced, in his or her immediate possession at all times when operating a motor vehicle and shall present or submit the same upon the demand of a law enforcement officer or an authorized representative of the department. ~~A licensee may present or submit a digital proof of driver license as provided in s. 322.032 in lieu of his or her printed driver license; however, if the law enforcement officer or authorized representative of the department is unable to immediately verify the digital proof of driver license, upon the demand of the law enforcement officer or authorized representative of the department, the licensee must present or submit his or her printed driver license.~~

Section 14. *Section 324.252, Florida Statutes, is repealed.*

Section 15. Present paragraph (d) of subsection (3) of section 330.41, Florida Statutes, is redesignated as paragraph (f), a new paragraph (d) and paragraph (e) are added to that subsection, and paragraph (c) of that subsection is amended, to read:

330.41 Unmanned Aircraft Systems Act.—

(3) REGULATION.—

(c) Except as otherwise expressly provided, a political subdivision may not withhold issuance of a business tax receipt, development permit, or other *land* use approval to a drone delivery service on a *commercial property* or enact or enforce an ordinance or a resolution that prohibits a drone delivery service's operation ~~based on the location of its drone port~~, notwithstanding part II of chapter 163 and chapter 205. A political subdivision may enforce minimum setback and landscaping regulations that are generally applicable to permitted uses in the ~~applicable drone port site's~~ zoning district. This paragraph may not be construed to authorize a political subdivision to require additional landscaping as a condition of approval of a drone delivery service on a *commercial property port*.

(d)1. For the purpose of this paragraph, the term "major theme park or entertainment complex" means a complex comprised of at least 75 acres of land with permanent exhibitions and a variety of recreational activities, which has at least 1 million visitors annually who pay admission fees thereto, together with any lodging, dining, and recreational facilities located adjacent to, contiguous to, or in close proximity to the complex, as long as the owner and operator of the complex, or a parent or related company or subsidiary thereof, has an equity interest in the lodging, dining, or recreational facilities or is in privity therewith.

2. A drone delivery service is prohibited from operating over or delivering to a major theme park or entertainment complex without express written approval provided by the owner of the major theme park or entertainment complex to the owner or operator of the drone delivery device.

(e) The addition of a drone delivery service within the parking area of a commercial property does not reduce the number of parking spaces in the parking area for the purpose of complying with any requirement for a minimum number of parking spaces.

Section 16. Subsection (1) of section 332.001, Florida Statutes, is amended to read:

332.001 Aviation; powers and duties of the Department of Transportation.—

(1) It shall be the duty, function, and responsibility of the Department of Transportation to plan and direct investments in airport systems in this state to facilitate the efficient movement of passengers and cargo and to continuously improve the experience for the flying public and the supply chain of this state's businesses. In carrying out this duty and responsibility, the department may assist and advise, cooperate, and coordinate with the federal, state, local, or private organizations and individuals in planning such systems of airports.

Section 17. Subsection (10) is added to section 332.006, Florida Statutes, to read:

332.006 Duties and responsibilities of the Department of Transportation.—The Department of Transportation shall, within the resources provided to the department:

(10) Coordinate with commercial service airports in this state to review and evaluate policies and programs of the United States Transportation Security Administration, including, but not limited to, security screening programs and programs for veterans and active duty service-members and their families, to improve efficiency in airport operations and the overall experience of the traveling public.

Section 18. Present subsections (4), (5), and (6) of section 332.0075, Florida Statutes, are redesignated as subsections (5), (6), and (7), respectively, and a new subsection (4) is added to that section, to read:

332.0075 Commercial service airports; transparency and accountability; penalty.—

(4) Notwithstanding any other provision of law, a commercial service airport must develop a plan for obtaining and maintaining critical infrastructure resources for the airport, its tenants, and the traveling public. Such plans must include long-term contracts and rights of first refusal regarding the sale of and contingency plans for such resources. For purposes of this subsection, the term "critical infrastructure resources" includes, but is not limited to, access to electricity, fuel, and water resources.

Section 19. Present subsections (1) through (37) of section 334.03, Florida Statutes, are redesignated as subsections (2) through (38), respectively, a new subsection (1) is added to that section, and present subsection (29) of that section is amended, to read:

334.03 Definitions.—When used in the Florida Transportation Code, the term:

(1) "Advanced air mobility corridor connection point" means any land area or transportation facility, including any airspace, designated by the department as suitable to support the efficient movement of people and goods by use as a connection point for advanced air mobility.

(30)(29) "Transportation corridor" means any advanced air mobility corridor connection point or any land area designated by the state, a county, or a municipality which is between two geographic points and which area is used or suitable for the movement of people and goods by one or more modes of transportation, including areas necessary for management of access and securing applicable approvals and permits. Transportation corridors, other than advanced air mobility corridor connection points, shall contain, but are not limited to, the following:

(a) Existing publicly owned rights-of-way;

(b) All property or property interests necessary for future transportation facilities, including rights of access, air, view, and light, whether public or private, for the purpose of securing and utilizing future transportation rights-of-way, including, but not limited to, any lands reasonably necessary now or in the future for securing applicable approvals and permits, borrow pits, drainage ditches, water retention areas, rest areas, replacement access for landowners whose access could be impaired due to the construction of a future facility, and replacement rights-of-way for relocation of rail and utility facilities.

Section 20. Subsections (5), (20), and (21) of section 334.044, Florida Statutes, are amended, and subsections (40) and (41) are added to that section, to read:

334.044 Powers and duties of the department.—The department shall have the following general powers and duties:

(5) To purchase, lease, or otherwise acquire property and materials, including the purchase of promotional items as part of public information and education campaigns for the promotion of environmental management, scenic highways, traffic and train safety awareness, commercial motor vehicle safety, workforce development, transportation-related economic development opportunities, advanced air mobility electric vehicle use and charging stations, autonomous vehicles, and context classification for electric vehicles and autonomous vehicles; to purchase, lease, or otherwise acquire equipment and supplies; and to sell, exchange, or otherwise dispose of any property that is no longer needed by the department.

(20) To operate and maintain designated research facilities, to conduct and enter into contracts and agreements for conducting research studies, and to collect data necessary for the improvement of the state transportation system.

(21) To conduct and enter into contracts and agreements for conducting research and demonstration projects relative to innovative transportation technologies.

(40) To require local governments to submit applications for federal funding for projects on state-owned rights-of-way, roads, bridges, and limited access facilities to the department for review and approval before submission of such applications to the Federal Government.

(41) Notwithstanding any other law, to acquire, own, construct, or operate, or any combination thereof, one or more airports as defined in s. 330.27 for the purpose of supporting advanced air mobility. The acquisition of a publicly owned airport by the department must be approved by the governing body of the airport. The department may adopt rules to implement this subsection.

Section 21. Section 334.64, Florida Statutes, is created to read:

334.64 Department to serve as primary point of contact for LiDAR procurement.—Notwithstanding s. 20.255(9), the department shall serve as the primary point of contact for statewide topographic aerial LiDAR

procurement and cost sharing related to statewide geographic information systems and geospatial data sharing. The department may provide these services to other state and local governmental entities by entering into an interagency agreement consistent with chapter 216. Notwithstanding any other provision of law, including any charter, ordinance, statute, or special law, all state agencies and local governmental entities conducting programs or exercising powers relating to topographic aerial LiDAR mapping are authorized to enter into an interagency agreement with the department for the provision by the department of topographic aerial LiDAR procurement and cost-sharing services, and to delegate such authority to conduct programs or exercise powers relating to topographic aerial LiDAR procurement and cost-sharing services to the department pursuant to such interagency agreements. The department may adopt rules to implement this section.

Section 22. 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 providers.* 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 23. Present paragraphs (b) and (c) of subsection (3) of section 338.231, Florida Statutes, are redesignated as paragraphs (c) and (d), respectively, a new paragraph (b) is added to that subsection, and paragraph (a) of that subsection is amended, to read:

338.231 Turnpike tolls, fixing; pledge of tolls and other revenues.—The department shall at all times fix, adjust, charge, and collect such tolls and amounts for the use of the turnpike system as are required in order to provide a fund sufficient with other revenues of the turnpike system to pay the cost of maintaining, improving, repairing, and operating such turnpike system; to pay the principal of and interest on all bonds issued to finance or refinance any portion of the turnpike system as the same become due and payable; and to create reserves for all such purposes.

(3)(a)1. For the period July 1, 1998, through June 30, 2029 ~~2027~~, the department shall, to the maximum extent feasible, program sufficient funds in the tentative work program such that the percentage of turnpike toll and bond financed commitments in Miami-Dade County, Broward County, and Palm Beach County as compared to total turnpike toll and bond financed commitments shall be at least 90 percent of the share of net toll collections attributable to users of the turnpike system in Miami-Dade County, Broward County, and Palm Beach County as compared to total net toll collections attributable to users of the turnpike system.

2. *Beginning in the 2029-2030 fiscal year, the department shall, to the maximum extent feasible, program sufficient funds in the tentative work program such that 100 percent of the share of net toll collections attributable to users of the turnpike system in Miami-Dade County, Broward County, and Palm Beach County is used for turnpike toll and bond financed commitments in those counties.*

This ~~paragraph subsection~~ does not apply when the application of such requirements would violate any covenant established in a resolution or trust indenture relating to the issuance of turnpike bonds.

(b) The department may at any time for economic considerations establish lower temporary toll rates for a new or existing toll facility for a period not to exceed 1 year, after which the toll rates adopted pursuant to s. 120.54 shall become effective.

Section 24. Paragraph (b) of subsection (2) and paragraph (d) of subsection (5) of section 339.81, Florida Statutes, are amended to read:

339.81 Florida Shared-Use Nonmotorized Trail Network.—

(2)

(b) The multiuse trails or shared-use paths of the statewide network must be physically separated from motor vehicle traffic and constructed with asphalt, concrete, or another *improved* hard surface *approved by the department*.

(5)

(d) To the greatest extent practicable, the department shall program projects in the work program to plan for development of the entire trail and to minimize the creation of gaps between trail segments. The department shall, at a minimum, ensure that local support exists for projects and trail segments, including the availability or dedication of local funding sources and of contributions by private landowners who agree to make their land, or property interests in such land, available for public use as a trail. *The department may also consider any sponsorship agreement entered into pursuant to subsection (7).*

Section 25. Subsection (16) of section 341.041, Florida Statutes, is amended to read:

341.041 Transit responsibilities of the department.—The department shall, within the resources provided pursuant to chapter 216:

(16) Unless otherwise provided by state or federal law, ensure that all grants and agreements between the department and entities providing paratransit services *to persons with disabilities* include, at a minimum, the following provisions:

(a) Performance requirements for the delivery of services, including clear penalties for repeated or continuing violations;

(b) Minimum liability insurance requirements for all transportation services purchased, provided, or coordinated for the transportation disadvantaged, as defined in s. 427.011(1), through the contracted vendor or subcontractor thereof;

(c) Complaint and grievance processes for *users of paratransit services for persons with disabilities* ~~users~~, including a requirement that all reported complaints, grievances, and resolutions be reported to the department on a quarterly basis; and

(d) A requirement that the provisions of paragraphs (a), (b), and (c) must be included in any agreement between an entity receiving a grant or an agreement from the department and such entity's contractors or subcontractors that provide paratransit services *for persons with disabilities*.

Section 26. Section 479.25, Florida Statutes, is amended to read:

479.25 Erection of noise-attenuation barrier *or obstruction* blocking view of sign; procedures; application.—

(1) The owner of a lawfully erected sign that is governed by and conforms to state and federal requirements for land use, size, height, and spacing may increase the height above ground level of such sign at its permitted location if a noise-attenuation barrier, *ramp, or braided bridge* is permitted by or erected by any governmental entity in such a way as to screen or block visibility of the sign. Any increase in height permitted under this section may only be the increase in height which is required to achieve the same degree of visibility from the right-of-way which the sign had before the construction of the noise-attenuation barrier, *ramp, or braided bridge*, notwithstanding the restrictions contained in s. 479.07(9)(b). A sign reconstructed under this section must comply with the building standards and wind load requirements provided in the Florida Building Code. If construction of a proposed noise-attenuation barrier, *ramp, or braided bridge* will screen a sign lawfully permitted under this chapter, the department shall provide notice to the local government or local jurisdiction within which the sign is located before construction. Upon a determination that an increase in the height of a sign as permitted under this section will violate an ordinance or a land development regulation of the local government or local jurisdiction, the local government or local jurisdiction shall, before construction:

(a) Provide a variance or waiver to the local ordinance or land development regulations to allow an increase in the height of the sign;

(b) Allow the sign to be relocated or reconstructed at another location if the sign owner agrees; or

(c) Pay the fair market value of the sign and its associated interest in the real property.

(2) The department shall hold a public hearing within the boundaries of the affected local governments or local jurisdictions to receive input on the proposed noise-attenuation barrier, *ramp*, or *braided bridge* and its conflict with the local ordinance or land development regulation and to suggest or consider alternatives or modifications to alleviate or minimize the conflict with the local ordinance or land development regulation or minimize any costs that may be associated with relocating, reconstructing, or paying for the affected sign. The public hearing may be held concurrently with other public hearings scheduled for the project. The department shall provide a written notification to the local government or local jurisdiction of the date and time of the public hearing and shall provide general notice of the public hearing in accordance with the notice provisions of s. 335.02(1). The notice may not be placed in that portion of a newspaper in which legal notices or classified advertisements appear. The notice must specifically state that:

(a) Erection of the proposed noise-attenuation barrier, *ramp*, or *braided bridge* may block the visibility of an existing outdoor advertising sign;

(b) The local government or local jurisdiction may restrict or prohibit increasing the height of the existing outdoor advertising sign; and

(c) Upon construction of the noise-attenuation barrier, *ramp*, or *braided bridge*, the local government or local jurisdiction shall:

1. Allow an increase in the height of the sign through a waiver or variance to a local ordinance or land development regulation;

2. Allow the sign to be relocated or reconstructed at another location if the sign owner agrees; or

3. Pay the fair market value of the sign and its associated interest in the real property.

(3) The department may not permit erection of the noise-attenuation barrier, *ramp*, or *braided bridge* to the extent the barrier or *obstruction* screens or blocks visibility of the sign until after the public hearing is held.

(4) This section does not apply to any existing written agreement executed before July 1, 2006, between any local government and the owner of an outdoor advertising sign.

Section 27. Section 790.19, Florida Statutes, is amended to read:

790.19 Shooting into or throwing deadly missiles into dwellings, public or private buildings, occupied or not occupied; vessels, aircraft, buses, railroad cars, streetcars, or other vehicles.—A person who ~~Who~~ ~~ever~~, wantonly or maliciously, shoots at, within, or into, or throws a ~~any~~ missile or hurls or projects a stone or other hard substance which would produce death or great bodily harm, at, within, or in a ~~any~~ public or private building, occupied or unoccupied; a ~~or~~ public or private bus or a ~~any~~ train, locomotive, railway car, caboose, cable railway car, street railway car, monorail car, or vehicle of any kind which is being used or occupied by a ~~any~~ person; an *autonomous vehicle*, occupied or unoccupied; a ~~or any~~ boat, vessel, ship, or barge lying in or plying the waters of this state; or an aircraft flying through the airspace of this state ~~commits shall be guilty of~~ a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

Section 28. Present subsections (8) through (12) of section 806.13, Florida Statutes, are redesignated as subsections (9) through (13), respectively, a new subsection (8) is added to that section, and present subsection (11) of that section is amended, to read:

806.13 Criminal mischief; penalties; penalty for minor.—

(8) A person who willfully or maliciously defaces, injures, or damages by any means an *autonomous vehicle* as defined in s. 316.003(3)(a) commits a felony of the third degree, punishable as pro-

vided in s. 775.082, s. 775.083, or s. 775.084, if the damage to the vehicle is greater than \$1,000.

And the title is amended as follows:

Delete lines 22-94 and insert: certain streets, roadways, and highways; revising construction; prohibiting the operation of a personal delivery device or mobile carrier within certain areas and facilities; prohibiting counties and municipalities from enacting, imposing, levying, collecting, or enforcing certain operating fees and advertising regulations; amending s. 316.126, F.S.; revising the visible signals given by an approaching emergency vehicle upon which a driver must yield the right-of-way; providing that the use of cruise lights is not such a visible signal; defining the term “cruise lights”; revising the means by which an emergency vehicle may signal that such vehicle is en route to an emergency; amending s. 316.2071, F.S.; conforming provisions to changes made by the act; prohibiting a personal delivery device from operating as otherwise authorized unless the personal delivery device meets certain criteria and a human operator is capable of controlling and monitoring its navigation and operation; prohibiting a personal delivery device from operating on a limited access facility; prohibiting a personal delivery device or mobile carrier from operating within certain facilities and areas; authorizing rulemaking; amending s. 318.14, F.S.; revising a limitation on the number of times a person may elect to attend a basic driver improvement course under certain circumstances; amending s. 320.06, F.S.; authorizing certain rental trucks to elect a permanent registration period; repealing s. 322.032, F.S., relating to digital proof of driver license or identification card; amending ss. 322.059 and 322.15, F.S.; conforming provisions to changes made by the act; repealing s. 324.252, F.S., relating to electronic insurance verification; amending s. 330.41, F.S.; prohibiting a political subdivision from withholding issuance of a business tax receipt, development permit, or other land use approval to certain drone delivery services and from enacting or enforcing ordinances or resolutions that prohibit drone delivery service operation; revising construction; defining the term “major theme park or entertainment complex”; prohibiting a drone delivery service from operating over or delivering to a major theme park or entertainment complex without certain approval; providing that the addition of a drone delivery service within a certain parking area does not reduce the number of parking spaces in the parking area for a certain purpose; amending s. 332.001, F.S.; revising duties of the Department of Transportation relating to airport systems in this state; amending s. 332.006, F.S.; requiring the department to coordinate with commercial service airports to review and evaluate certain federal policies and programs; amending s. 332.0075, F.S.; requiring commercial service airports to develop a plan for obtaining and maintaining critical infrastructure resources; providing requirements for such plans; defining the term “critical infrastructure resources”; amending s. 334.03, F.S.; defining the term “advanced air mobility corridor connection point”; revising the definition of the term “transportation corridor”; amending s. 334.044, F.S.; authorizing the department to purchase, lease, or otherwise acquire property and materials for the promotion of transportation-related economic development opportunities and advanced air mobility; deleting the authority of the department to purchase, lease, or otherwise acquire property and materials for the promotion of electric vehicle use and charging stations; authorizing the department to operate and maintain certain research facilities, enter into certain contracts and agreements, require local governments to submit certain applications for federal funding to the department for review and approval before submission to the Federal Government, and acquire, own, construct, or operate airports for a specified purpose; requiring that certain airport acquisitions be approved by the governing body of the airport; authorizing the department to adopt

SENATOR PASSIDOMO PRESIDING

On motion by Senator Massullo, by two-thirds vote, **CS for CS for CS for SB 1220**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Boyd	Burton
Arrington	Bracy Davis	Calatayud
Berman	Bradley	DiCeglie
Bernard	Burgess	Gaetz

Garcia	Massullo	Rouson
Grall	Mayfield	Sharief
Gruters	McClain	Simon
Harrell	Osgood	Truenow
Hooper	Passidomo	Trumbull
Jones	Pizzo	Wright
Leek	Polsky	Yarborough
Martin	Rodriguez	

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

Nays—1

Smith

Nays—None

Vote after roll call:

Yea—Brodeur

CS for CS for SB 1404—A bill to be entitled An act relating to memory care; amending s. 429.02, F.S.; defining terms; amending s. 429.07, F.S.; requiring licenses for assisted living facilities that provide memory care services; making technical changes; creating s. 429.076, F.S.; requiring an assisted living facility that serves memory care residents or holds itself out as providing memory care services to obtain a memory care services license; providing an exception; requiring an assisted living facility to maintain certain licensure and meet certain requirements in order to obtain a memory care services license; requiring that a memory care license be renewed at the same time as the assisted living facility’s standard license; requiring the Agency for Health Care Administration to adopt rules governing memory care services licenses by a specified date; specifying requirements for such rules; requiring an assisted living facility licensed on or after the effective date of such rules to obtain a memory care services license to carry out certain functions; requiring an assisted living facility licensed before the effective date of such rules to obtain a memory care services license within a specified timeframe after the effective date of such rules; authorizing a facility that served memory care residents without a memory care services license before a specified date to continue to do so if certain requirements are met; requiring a facility without a memory care services license to meet specified requirements if a memory care resident decides to remain at the facility despite the absence of such license; providing construction; amending s. 492.17, F.S.; providing that a memory care license expires at the same time as the facility’s standard license; creating s. 430.71, F.S.; providing the purpose of the Florida Alzheimer’s Center of Excellence; defining terms; creating the center within the Department of Elderly Affairs; authorizing the center to contract for services; providing duties of the center; requiring the center to submit an annual report to the Governor and the Legislature by a specified date; specifying requirements for the report; requiring the center to work with specified agencies, committees, initiatives, clinics, task forces, and other entities to ensure the full use of the state’s infrastructure; specifying eligibility requirements for services; authorizing the center to provide assistance to qualified persons, subject to the availability of funds and resources; repealing ss. 429.177 and 429.178, F.S., relating to patients with Alzheimer’s disease or other related disorders and certain disclosures and special care for persons with Alzheimer’s disease or other related disorders, respectively, upon the adoption of certain rules; providing an effective date.

—was read the second time by title.

Senator Burton moved the following amendment which was adopted:

Amendment 1 (620750) (with title amendment)—Delete lines 409-479.

And the title is amended as follows:

Delete lines 35-49 and insert: facility’s standard license;

On motion by Senator Burton, by two-thirds vote, **CS for CS for SB 1404**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Bernard	Bradley
Arrington	Boyd	Brodeur
Berman	Bracy Davis	Burgess

CS for CS for CS for SB 1690—A bill to be entitled An act relating to child care and early learning services; amending s. 402.306, F.S.; revising the information on child care required to be disseminated electronically to the community; amending ss. 402.313 and 402.3131, F.S.; deleting the requirement that family child care homes and large family child care homes, respectively, provide specified information to parents each year; conforming provisions to changes made by the act; amending s. 402.316, F.S.; requiring that certain child care facilities exempt from licensure requirements meet certain minimum requirements; providing that failure to meet such minimum requirements results in the loss of the exemption from licensure; requiring a child care facility exempt from licensure requirements to include a specified statement on its website and in its promotional materials and facility-created documents and forms provided to families served by the child care facility; amending s. 627.70161, F.S.; changing the term “family day care home” to “family child care home”; providing legislative findings and intent relating to large family child care homes; defining the term “large family child care home”; prohibiting residential property insurance policies from providing coverage for liability for claims arising out of, or in connection with, the operations of large family child care homes; providing that insurers are under no obligation to defend against lawsuits covering such claims; providing exceptions; prohibiting insurers from denying, cancelling, or refusing to renew a policy for residential property insurance on the basis that the policyholders or applicants operate large family child care homes; providing exceptions; amending s. 1001.24, F.S.; revising the definition of the term “Department of Education direct-support organization”; amending s. 1002.95, F.S.; requiring the administrator of the Teacher Education and Compensation Helps Scholarship Program, subject to an appropriation, to establish and administer the Center for Early Childhood Professional Recognition for a specified purpose; amending ss. 39.202, 125.0109, 166.0445, 212.08, 402.302, 402.305, 402.309, 402.310, 402.3115, 402.312, 402.315, 402.318, 402.319, 409.988, 411.203, 1002.55, 1002.82, 1002.83, 1002.84, 1002.88, 1002.895, 1002.92, 1002.93, and 1002.945, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

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

Senator Calatayud moved the following amendment which was adopted:

Amendment 1 (353964) (with title amendment)—Between lines 477 and 478 insert:

Section 7. Section 1002.821, Florida Statutes, is created to read:

1002.821 Florida Child Care Fund.—The Florida Child Care Fund is established to support early learning and child care needs of Florida families.

(1) A Department of Education direct-support organization established pursuant to s. 1001.24 shall administer the fund.

(2)(a) Any bequests, gifts, grants, and donations made to the fund as may be solicited for such purpose from public or private sources shall be deposited into the Early Learning Fund.

(b) Any legislative appropriation from the Child Care and Development Block Grant Trust Fund which may be provided to the Florida Child Care Fund shall be deposited into the Early Learning Fund and

shall be used to fund children from the waiting list under subparagraph (3)(a)1.

(c) Any funds received from state sources and interest earnings shall be accounted for separately.

(3) Funds shall be used for the following purposes:

(a) To provide care for children from birth until the child is eligible to enroll in kindergarten in accordance with:

1. An allocation methodology to fund the waiting list of early learning coalitions; or

2. The intentions of a donor.

(b) The early learning coalition shall fund school readiness program providers and providers selected by the donor's recipient at the reimbursement rate calculated pursuant to s. 1002.84(17). If the provider selected by the donor's recipient is not a school readiness program provider, the department shall adopt a contract for use by an early learning coalition with the provider to provide such funds.

(c) Any family served under subparagraph (a)1. shall have an early learning coalition apply a parent copayment based on family income pursuant to s. 1002.84(9) or s. 1002.935(2)(b).

(4) Beginning January 1, 2027, and each January 1 thereafter, the Division of Early Learning shall prepare, and the department shall publish on its website, a report that summarizes the performance of the Florida Child Care Fund and the fund's fundraising activities for the previous fiscal year, and identifies the child care needs supported by the fund principal or earnings and those supported by private sources, bequests, gifts, grants, and donations. The report must also include:

(a) Outcome data, including the number of children served and any child outcomes, by each early learning coalition.

(b) The amount of funds spent on administrative expenses and fundraising and the amount of funds raised from private sources.

And the title is amended as follows:

Delete line 37 and insert: organization"; creating s. 1002.821, F.S.; creating the Florida Child Care Fund for a specified purpose; requiring a Department of Education direct-support organization to administer the fund; requiring funds to be deposited into the Early Learning Fund; requiring legislative appropriations from the Child Care and Development Block Grant Trust Fund to be deposited into the Early Learning Fund; requiring that funds from state sources and interest earnings be accounted for separately; specifying uses for such funds; beginning on a specified date, requiring the Division of Early Learning to prepare, and the Department of Education to publish on its website, an annual report on the performance of the fund; specifying requirements for the reports; amending s. 1002.95, F.S.; requiring

On motion by Senator Calatayud, by two-thirds vote, **CS for CS for CS for SB 1690**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

Consideration of **CS for CS for SB 1138** was deferred.

CS for SB 676—A bill to be entitled An act relating to animal welfare; amending s. 828.12, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, animal cruelty; requiring a court to order a minor who commits specified acts of animal cruelty to undergo a psychological evaluation and, if recommended, receive counseling or treatment for a specified time period; requiring the minor's parent or guardian or the state to pay the cost of such evaluation, counseling, and treatment; providing an exception; authorizing the court to hold the parent or guardian in contempt under certain circumstances; requiring the Department of Law Enforcement to post on its website specified information relating to each individual convicted of specified animal cruelty offenses; specifying time periods for which the information shall be posted; requiring the department to develop a procedure to allow a person to petition for the removal of his or her information under specified circumstances; requiring the department to remove specified information under specified circumstances; specifying the time period within which such information must be removed; authorizing the department to adopt rules; requiring clerks of court and county detention facilities to provide the Department of Law Enforcement with specified information, data, and images; amending s. 828.122, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, fighting or baiting animals; amending s. 828.126, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, sexual activities involving animals; amending s. 828.27, F.S.; increasing the maximum civil penalty for specified violations of ordinances relating to animal control or cruelty; amending s. 921.0022, F.S.; increasing the level on the offense severity ranking chart for fighting or baiting animals; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 676**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 559** was withdrawn from the Committee on Rules.

On motion by Senator Arrington—

CS for HB 559—A bill to be entitled An act relating to animal welfare; amending s. 828.12, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, animal cruelty; requiring a court to order a minor who commits specified acts of animal cruelty to undergo a psychological evaluation and receive counseling and treatment for a specified time period; requiring the minor's parent or guardian or the state to pay the cost of such evaluation, counseling, and treatment; providing an exception; authorizing the court to hold the parent or guardian in contempt under certain circumstances; requiring the Department of Law Enforcement to post on its website specified information relating to each individual convicted of specified animal cruelty offenses; specifying time periods for which the information shall be posted; requiring the department to develop a procedure to allow a person to petition for the removal of his or her information under specified circumstances; requiring the department to remove specified information under specified circumstances; specifying the time period within which such information must be removed; authorizing the department to adopt rules; requiring clerks of court and county detention facilities to provide the Department of Law Enforcement with specified information, data, and images; amending s. 828.122, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, fighting or baiting animals; amending s. 828.126, F.S.; creating the offense of causing or enticing a minor to commit, or in the presence of a minor committing, sexual activities involving animals; amending s. 828.27, F.S.; increasing the maximum civil penalty for specified violations of ordinances relating to animal control or cruelty; amending s. 921.0022, F.S.; increasing the level on the offense severity ranking chart for fighting or baiting animals; ranking offenses created by the act on the offense severity ranking chart; providing an effective date.

—a companion measure, was substituted for **CS for SB 676** and read the second time by title.

On motion by Senator Arrington, by two-thirds vote, **CS for HB 559** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for CS for SB 800—A bill to be entitled An act relating to engineering; amending s. 471.033, F.S.; providing penalties for persons who repeatedly engage in the unlicensed practice of engineering; providing an effective date.

—was read the second time by title.

MOTIONS

On motion by Senator Jones, the time of adjournment was extended until completion of today's business.

On motion by Senator Mayfield, by two-thirds vote, **CS for CS for SB 800** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

SB 174—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.

—was read the second time by title.

Pending further consideration of **SB 174**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 33** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

CS for HB 33—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain trans-

portation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

—a companion measure, was substituted for **SB 174** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **CS for HB 33** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Garcia	McClain
Boyd	Grall	Passidomo
Bradley	Gruters	Rodriguez
Brodeur	Harrell	Rouson
Burgess	Hooper	Simon
Burton	Leek	Truenow
Calatayud	Martin	Trumbull
DiCeglie	Massullo	Wright
Gaetz	Mayfield	Yarborough

Nays—10

Arrington	Jones	Sharief
Berman	Osgood	Smith
Bernard	Pizzo	
Bracy Davis	Polsky	

Vote after roll call:

Yea to Nay—Rouson

Consideration of **CS for CS for SB 314** was deferred.

CS for CS for SB 332—A bill to be entitled An act relating to public records and public meetings; creating s. 70.90, F.S.; providing an exemption from public meetings requirements for meetings or portions of meetings between agencies and their attorneys to discuss certain claims concerning private property rights; specifying what may be discussed during such meetings; requiring that such meetings be transcribed; providing that such transcripts become public records at specified times; providing an exemption from public records requirements for transcripts, recordings, minutes, and records generated during the exempt meetings or portions of such meetings; 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 CS for SB 332**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 655** was withdrawn from the Committee on Rules.

On motion by Senator Bradley—

CS for CS for HB 655—A bill to be entitled An act relating to public records and public meetings; creating s. 70.90, F.S.; providing an exemption from public meetings requirements for meetings or portions of meetings between agencies and their attorneys to discuss certain claims concerning private property rights; specifying what may be discussed during such meetings; requiring that such meetings be transcribed; providing that such transcripts become public records at specified times; providing an exemption from public records requirements for transcripts, recordings, minutes, and records generated during the exempt meetings or portions of such meetings; 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 CS for SB 332** and read the second time by title.

On motion by Senator Bradley, by two-thirds vote, **CS for CS for HB 655** 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—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

Consideration of **CS for SB 442** was deferred.

CS for SB 196—A bill to be entitled An act relating to the uterine fibroid research database; amending s. 381.9312, F.S.; deleting a prohibition on the inclusion of personal identifying information in the uterine fibroid research database; providing a contingent effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 196**, pursuant to Rule 3.11(3), there being no objection, **HB 327** was withdrawn from the Committee on Rules.

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

HB 327—A bill to be entitled An act relating to the uterine fibroid research database; amending s. 381.9312, F.S.; requiring the Department of Health to include uterine fibroids in a specified list of diseases; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 196** and read the second time by title.

Senator Sharief moved the following amendment which was adopted:

Amendment 1 (614588) (with title amendment)—Delete lines 15-21 and insert:

~~(c) The database may not include any personal identifying information of women diagnosed with or treated for uterine fibroids.~~

Section 2. This act shall take effect on the same date that **HB 1515** or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

And the title is amended as follows:

Delete lines 3-6 and insert: database; amending s. 381.9312, F.S.; deleting a prohibition on the inclusion of personal identifying information in the uterine fibroid research database; providing a contingent effective date.

On motion by Senator Sharief, by two-thirds vote, **HB 327**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

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

Simon	Truenow	Wright
Smith	Trumbull	Yarborough

Nays—None

CS for SB 864—A bill to be entitled An act relating to public records; amending s. 381.9312, F.S.; providing an exemption from public records requirements for certain records and personal identifying information submitted to the Department of Health for inclusion in the uterine fibroid research database; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 864**, pursuant to Rule 3.11(3), there being no objection, **HB 1515** was withdrawn from the Committee on Rules.

On motion by Senator Sharief—

HB 1515—A bill to be entitled An act relating to public records; amending s. 381.9312, F.S.; providing an exemption from public records requirements for certain records and personal identifying information submitted to the Department of Health for inclusion in the uterine fibroid research database; providing a statement of public necessity; providing a contingent effective date.

—a companion measure, was substituted for **CS for SB 864** and read the second time by title.

Senator Sharief moved the following amendment which was adopted:

Amendment 1 (546492) (with title amendment)—Delete lines 44-47 and insert:

Section 3. This act shall take effect July 1, 2026.

And the title is amended as follows:

Delete line 8 and insert: providing an effective date.

On motion by Senator Sharief, by two-thirds vote, **HB 1515**, as amended, 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—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for SB 524—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 112.195, F.S.; authorizing the Department of Law Enforcement to adopt rules relating to the Florida Medal of Valor and the Florida Blue/Red Heart Medal; amending s. 406.02, F.S.; specifying the circumstances under which an appointment or reappointment to the Medical Examiners Commission is considered in force; requiring the commission to approve the appointment of district medical examiners by a majority vote to fill vacancies; amending s. 406.06, F.S.; requiring the commission, rather than the Governor, to appoint district medical examiners for each medical examiner district; specifying that upon approval by the commission, rather than by the

Governor, a physician member of the commission is eligible to serve as a district medical examiner; amending s. 406.135, F.S.; authorizing eye banks, organ procurement organizations, and tissue banks, in order to facilitate anatomical gifts or transplantations, to view or copy specified autopsy reports under certain circumstances; amending s. 624.34, F.S.; defining terms; providing legislative findings; requiring the Department of Law Enforcement to accept and process fingerprints taken of natural persons who are control persons of a licensee or are applicants for licensure; deleting provisions authorizing the department to accept fingerprints of specified persons or entities; requiring that a full set of fingerprints of a certain natural person be submitted to the Department of Financial Services or specified authorized vendors, entities, or agencies; requiring the forwarding of the fingerprints to specified entities; providing for the fees and costs of such fingerprints; authorizing the Department of Law Enforcement to exchange criminal history records with the Department of Financial Services for a specified purpose; requiring that the full set of fingerprints be submitted in accordance with rules adopted by the Department of Financial Services; providing duties and responsibilities regarding the fingerprints and fingerprinting; requiring the Department of Financial Services to use certain criminal history records for specified purposes; creating s. 624.341, F.S.; defining terms; providing legislative findings; requiring the Department of Law Enforcement to accept and process fingerprints taken of natural persons who are control persons of a licensee or are applicants for licensure; requiring that a full set of fingerprints of a certain natural person be submitted to the Office of Insurance Regulation of the Financial Services Commission or specified authorized vendors, entities, or agencies; requiring the forwarding of the fingerprints to specified entities; providing for the fees and costs of such fingerprints; authorizing the department to exchange criminal history records with the office for a specified purpose; requiring that the full set of fingerprints be submitted in accordance with rules adopted by the Financial Services Commission; providing duties and responsibilities regarding the fingerprints and fingerprinting; requiring the office to use certain criminal history records for specified purposes; creating s. 943.0417, F.S.; requiring the Florida Deputy Sheriffs Association, Inc., to continue the statewide law enforcement grant program certified by the Department of Education for certain purposes; creating s. 943.0536, F.S.; defining the terms “immigration detainer” and “law enforcement agency”; requiring the Department of Law Enforcement’s Criminal Justice Information Program to collect, process, store, maintain, and disseminate immigration detainer information; requiring each law enforcement agency to capture and electronically submit to the department the fingerprints of certain qualifying offenders; requiring the department to create certain records; amending s. 943.0581, F.S.; authorizing the department to adopt rules; requiring law enforcement agencies to apply to the department for the administrative expunction of specified non-judicial records containing immigration detainer information of minors and adults made contrary to law or by mistake; authorizing individuals to apply to the department for the administrative expunction of such records; specifying application requirements; amending s. 943.11, F.S.; requiring the Criminal Justice Professionalism Program to provide staff support to the Criminal Justice Standards and Training Commission; requiring the commission to act independently of any criminal justice agency; amending s. 943.1395, F.S.; requiring commission staff to provide service by certified mail to a certain licensee’s last known address of record and, if possible, by e-mail; requiring commission staff to take specified action if the person providing service does not provide commission staff with proof of service; amending ss. 943.1726, 943.17261, 943.1727, and 943.17299, F.S.; requiring the commission, rather than the Department of Law Enforcement, to establish or develop specified training components or courses; providing effective dates.

—was read the second time by title.

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

Senator Simon moved the following amendment which was adopted:

Amendment 1 (712722) (with title amendment)—Delete lines 158-537 and insert:

Section 4. Effective upon becoming a law, section 624.34, Florida Statutes, is amended to read:

624.34 Authority of Department of Law Enforcement to accept fingerprints of, and exchange criminal history records with respect to, certain persons.—

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

(a) *“Adjuster” means a public adjuster as defined in s. 626.854 or an all-lines adjuster as defined in s. 626.8548.*

(b) *“Agent” means a general lines agent as defined in s. 626.015, a life agent as defined in s. 626.015, a health agent as defined in s. 626.015, a surplus lines agent as defined in s. 626.914, a professional bail bond agent as defined in s. 648.25, a limited surety agent as defined in s. 648.25, a limited lines agent, a legal expense insurance sales representative who must meet the requirements of s. 642.034, or a title insurance agent as defined in s. 626.841. The term includes a producer but does not include a customer representative, limited customer representative, or service representative.*

(c) *“Applicant for licensure” means a person who has applied to the department for a license.*

(d) *“Control person,” with respect to a licensee or an applicant for licensure, means any of the following:*

1. *A person who holds the title of owner, partner, director, president, senior vice president, treasurer, or limited liability company member.*

2. *A person who holds any of the officer, general partner, manager, or managing member positions named in the governing documents. As used in this subparagraph, the term “governing documents” includes bylaws, articles of incorporation or organization, partnership agreements, shareholder agreements, and management or operating agreements.*

3. *A director on the board of directors.*

4. *A shareholder in whose name shares are registered in the records of a corporation for profit, whether incorporated under the laws of this state or organized under the laws of any other jurisdiction and existing in that legal form, who directly or indirectly has the power to vote 10 percent or more of a class of voting securities, or to sell or direct the sale of 10 percent or more of a class of voting securities. As used in this subparagraph, the term “shareholder” means a person who owns at least one share of a corporation and whose ownership is reflected in the records of the corporation.*

(e) *“License” means a license issued by the Department of Financial Services to an agent, an insurance agency as defined in s. 626.015, a title insurance agency as defined in s. 626.841, an adjuster, an adjusting firm as defined in s. 626.8695, a customer representative as defined in s. 626.015, a service representative as defined in s. 626.015, or a navigator as defined in s. 626.9951.*

(f) *“Licensee” means a person who has a license.*

(g) *“Limited lines agent” means an agent whose license is issued pursuant to s. 626.321.*

(h) *“Person” has the same meaning as in s. 1.01.*

(i) *“Producer” means a person required to be licensed under the laws of this state to sell, solicit, or negotiate insurance.*

(2) ~~The Department of Law Enforcement shall may accept and process fingerprints taken of an individual who is a licensee, an applicant for licensure, or a control person of a licensee or an applicant for licensure organizers, incorporators, subscribers, officers, stockholders, directors, or any other persons involved, directly or indirectly, in the organization, operation, or management of:~~

~~(a) Any insurer or proposed insurer transacting or proposing to transact insurance in this state.~~

~~(b) Any other entity which is examined or investigated or which is eligible to be examined or investigated under the provisions of the Florida Insurance Code.~~

~~(2) The Department of Law Enforcement may accept fingerprints of individuals who apply for a license as an agent, customer representa-~~

ative, adjuster, service representative, or navigator or the fingerprints of the majority owner, sole proprietor, partners, officers, and directors of a corporation or other legal entity that applies for licensure with the department or office under the Florida Insurance Code.

(3) A full set of fingerprints of an individual described in subsection (2) must be submitted to the Department of Financial Services or to a vendor, an entity, or an agency authorized under s. 943.053(13). The Department of Financial Services, vendor, entity, or agency shall forward the fingerprints to the Department of Law Enforcement for state processing, and the Department of Law Enforcement shall forward the fingerprints to the Federal Bureau of Investigation for national processing pursuant to s. 624.34(5). Fees for state and federal fingerprint processing must be borne by the person submitting them. The state cost for fingerprint processing is as provided in s. 943.053(3)(e).

(4)(~~3~~) The Department of Law Enforcement may, to the extent authorized ~~provided for~~ by federal law, exchange state, national ~~multi-state~~, and federal criminal history records with the Department of Financial Services ~~department or office~~ for the purpose of the issuance, denial, suspension, or revocation of a ~~certificate of authority, certification, or~~ license to operate in this state.

(5) The full set of fingerprints for each individual described in subsection (2) must be submitted in accordance with rules adopted by the Department of Financial Services.

(a) Fingerprints may be submitted through a third-party vendor authorized by the Department of Law Enforcement.

(b) The Department of Law Enforcement shall conduct a state criminal history background check, and a federal criminal history background check must be conducted through the Federal Bureau of Investigation.

(c) The Department of Financial Services shall review the results of the state and federal criminal history background checks and determine whether the applicant for licensure or licensee meets the requirements for a license to operate in this state.

~~(4) The Department of Law Enforcement may accept fingerprints of any other person required by statute or rule to submit fingerprints to the department or office or any applicant or licensee regulated by the department or office who is required to demonstrate that he or she has not been convicted of or pled guilty or nolo contendere to a felony or a misdemeanor.~~

~~(5) The Department of Law Enforcement shall, upon receipt of fingerprints from the department or office, submit the fingerprints to the Federal Bureau of Investigation to check federal criminal history records.~~

(6) The Department of Financial Services shall use the statewide criminal records obtained through the Department of Law Enforcement, the federal criminal records obtained through the Federal Bureau of Investigation, and the local criminal records obtained through local law enforcement agencies ~~shall be used by the department and office~~ for the purpose of issuance, denial, suspension, or revocation of ~~certificates of authority, certifications, or~~ licenses issued to operate in this state.

Section 5. Effective upon becoming a law, section 624.341, Florida Statutes, is created to read:

624.341 Authority of Department of Law Enforcement to accept fingerprints of, and exchange criminal history records with respect to, certain persons applying to the Office of Insurance Regulation.—

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

(a) “Applicant for licensure” means a person who has applied to the office for a license.

(b) “Control person,” with respect to a licensee or an applicant for licensure, means key managerial personnel with authority over the financial and operational decisions of the entities licensed, certified, registered, or holding a certificate of authority under the Florida Insurance Code, and includes any of the following as required by the office:

1. Incorporators, stockholders, officers, directors, and attorneys in fact captured under s. 624.404(3)(c), s. 628.071(1)(c), s. 629.091(2), s. 632.638(3), or s. 641.22(6)(c).

2. Trustees, officers, directors, and individuals responsible for the management of and conduct of the management of a multiple-employer welfare arrangement under s. 624.439(2).

3. Individuals employed or retained by an administrator who are responsible for the conduct of the affairs of an administrator, including all members of the board of directors, board of trustees, executive committee, or other governing board or committee, and the principal officers in the case of a corporation or the partners or members in the case of a partnership or an association of an administrator under s. 626.8805.

4. Individuals responsible for the affairs of a viatical settlement provider, members of the board of directors, board of trustees, executive committee, or other governing board or committee, and any person or entity owning or having the right to acquire 10 percent or more of the voting securities of a viatical settlement provider under s. 626.9912.

5. Management of a premium finance company under ss. 627.829(1) and 627.832(1)(g) and (j).

6. Directors, officers, trustees, and other individuals performing duties similar to those of a director, an officer or a trustee of a corporation, an association, or a trust under s. 628.461(3)(a).

7. Directors, officers, and trustees if a corporation, and partners, owners, managers, joint venturers, and others performing functions similar to those of a director, an officer, or a trustee, if not a corporation, of a specialty insurer under s. 628.4615(5)(a)7.

8. Managers of a motor vehicle service agreement company under s. 634.041(2), a home warranty association under s. 634.304(2), or a service warranty association under s. 634.404(2).

9. Members of the board of directors, board of trustees, executive committee, or other governing board or committee, the officers, contracted management company personnel, and any person or entity owning or having the right to acquire 10 percent or more of the voting securities of a prepaid limit health service organization under s. 636.008 or a discount plan organization under s. 636.204(2)(c).

10. Persons responsible for the conduct of the affairs of a prepaid health clinic under s. 641.405(2)(c), including all members of the governing body, the officers and directors in the case of a corporation, and the partners or associates in the case of a partnership or an association.

11. Individuals who are directors and officers, and each shareholder who owns or controls 10 percent or more of the shares of the corporation, of a legal expense insurance business under ss. 642.021 and 642.032.

12. Members, shareholders, and persons in charge of providing care under a certificate of authority subject to s. 651.022(2)(c).

(c) “License” means a certificate of authority, certification, registration, or license issued by the office.

(d) “Licensee” means a person who has a license.

(e) “Person” has the same meaning as in s. 1.01.

(2) The Department of Law Enforcement shall accept and process fingerprints taken of an individual who is a licensee, an applicant for licensure, or a control person of a licensee or an applicant for licensure.

(3) A full set of fingerprints of an individual described in subsection (2) must be submitted to the office or to a vendor, an entity, or an agency authorized under s. 943.053(13). The office, vendor, entity, or agency shall forward the fingerprints to the Department of Law Enforcement for state processing, and the Department of Law Enforcement shall forward the fingerprints to the Federal Bureau of Investigation for national processing pursuant to s. 624.34(5). Fees for state and federal fingerprint processing must be borne by the person submitting them. The state cost for fingerprint processing is as provided in s. 943.053(3)(e).

(4) The Department of Law Enforcement may, to the extent authorized by federal law, exchange state, national, and federal criminal his-

tory records with the office for the purpose of the issuance, denial, suspension, or revocation of a certificate of authority, certification, registration, or license to operate in this state.

(5) The full set of fingerprints for each individual described in subsection (2) must be submitted in accordance with rules adopted by the commission.

(a) Fingerprints may be submitted through a third-party vendor authorized by the Department of Law Enforcement.

(b) The Department of Law Enforcement shall conduct a state criminal history background check, and a federal criminal history background check shall be conducted through the Federal Bureau of Investigation.

(c) The office shall review the results of the state and federal criminal history background checks and determine whether the applicant for licensure or licensee meets the requirements for a license to operate in this state.

(6) The office shall use the statewide criminal records obtained through the Department of Law Enforcement, the federal criminal records obtained through the Federal Bureau of Investigation, and the local criminal records obtained through local law enforcement agencies for the purpose of issuance, denial, suspension, or revocation of certificates of authority, certifications, registrations, or licenses required to operate in this state.

Section 6. Section 943.0417, Florida Statutes, is created to read:

943.0417 *Statewide law enforcement apprenticeship program.*—The Florida Deputy Sheriffs Association, Inc., shall continue the statewide law enforcement grant program certified by the Department of Education to recruit, select, train, certify, and retain deputy sheriff candidates who lack the funds to attend a certified law enforcement academy within this state. The grants must be awarded to local law enforcement agencies, with priority given for fiscally constrained counties. The association may coordinate with the department to implement the program.

Section 7. Section 943.0536, Florida Statutes, is created to read:

943.0536 *Immigration detainer information; collection and storage; fingerprinting.*—

(1) As used in this section, the terms “immigration detainer” and “law enforcement agency” have the same meaning as in s. 908.102.

(2) The department’s Criminal Justice Information Program, acting as this state’s central criminal justice information repository, shall collect, process, store, maintain, and disseminate immigration detainer information.

(3)(a) Each law enforcement agency shall capture and electronically submit to the department, in the manner prescribed by rule, the fingerprints of a qualifying offender as defined in s. 943.325 who is in its custody and subject to an immigration detainer.

(b) Upon receipt of the fingerprints required to be submitted pursuant to paragraph (a), the department shall create a record containing the qualifying offender’s immigration detainer information.

Section 8. Section 943.0581, Florida Statutes, is amended to read:

943.0581 *Administrative expunction for arrests or immigration detainer records made contrary to law or by mistake.*—

(1) Notwithstanding any law dealing generally with the preservation and destruction of public records, the department may adopt a rule pursuant to chapter 120 for the administrative expunction of any nonjudicial record of an arrest or record containing immigration detainer information described in s. 943.0536 of a minor or an adult made contrary to law or by mistake.

(2) A law enforcement agency shall apply to the department in the manner prescribed by rule for the administrative expunction of any nonjudicial record of any arrest or record containing immigration detainer information described in s. 943.0536 of a minor or an adult who is subsequently determined by the agency, at its discretion, or by the final

order of a court of competent jurisdiction, to have been arrested or detained contrary to law or by mistake.

(3) An adult or, in the case of a minor child, the parent or legal guardian of the minor child, may apply to the department in the manner prescribed by rule for the administrative expunction of any nonjudicial record of an arrest or record containing immigration detainer information described in s. 943.0536 alleged to have been made contrary to law or by mistake, provided that the application is supported by the endorsement of the head of the arresting or detaining agency or his or her designee or the state attorney of the judicial circuit in which the arrest or detention occurred or his or her designee.

(4) An application for administrative expunction shall include the date and time of the arrest, the name of the person arrested, the offender-based tracking system (OBTS) number, and the crime or crimes charged. The application shall be on the submitting agency’s letterhead and shall be signed by the head of the submitting agency or his or her designee.

(5) If the person was arrested on a warrant, capias, or pickup order, a request for an administrative expunction may be made by the sheriff of the county in which the warrant, capias, or pickup order was issued or his or her designee or by the state attorney of the judicial circuit in which the warrant, capias, or pickup order was issued or his or her designee.

(6) An application for an administrative expunction of a record containing immigration detainer information as described in s. 943.0536 must include the date and time the person was detained, the person’s name, the OBTS number, and information relating to the immigration detainer. The application must be on the submitting agency’s letterhead and must be signed by the head of the submitting agency or his or her designee.

(7) An application or endorsement under this section is not admissible as evidence in any judicial or administrative proceeding and may not be construed in any way as an admission of liability in connection with an arrest or detention.

Section 9. Paragraph (a) of subsection (1) of section 943.11, Florida Statutes, is amended to read:

943.11 *Criminal Justice Standards and Training Commission; membership; meetings; compensation.*—

(1)(a) There is created a Criminal Justice Standards and Training Commission within the Department of Law Enforcement. *The Criminal Justice Professionalism Program shall provide staff support to the commission as authorized in s. 943.09; however, the commission must act independently of any criminal justice agency.* The commission shall be composed of 19 members, consisting of the Secretary of Corrections or a designated assistant; the Attorney General or a designee; the Director of the Division of the Florida Highway Patrol; and 16 members appointed by the Governor, consisting of 3 sheriffs; 3 chiefs of police; 5 law enforcement officers who are of the rank of sergeant or below within the employing agency; 2 correctional officers, 1 of whom is an administrator of a state correctional institution and 1 of whom is of the rank of sergeant or below within the employing agency; 1 training center director; 1 person who is in charge of a county correctional institution; and 1 resident of the state who falls into none of the foregoing classifications. Prior to the appointment, the sheriff, chief of police, law enforcement officer, and correctional officer members must have had at least 4 years’ experience as law enforcement officers or correctional officers.

Section 10. Present subsection (10) of section 943.1395, Florida Statutes, is redesignated as subsection (11), and a new subsection (10) is added to that section, to read:

943.1395 *Certification for employment or appointment; concurrent certification; reemployment or reappointment; inactive status; revocation; suspension; investigation.*—

(10) *Notwithstanding s. 120.60(5), when an administrative complaint is served on a certified law enforcement officer, a correctional officer, a correctional probation officer, or an instructor, commission staff shall provide service by certified mail to the certified officer’s or*

instructor's last known address of record and, if possible, by e-mail. If the person providing service does not provide commission staff with proof of service, commission staff must call the last known telephone number of record and cause a short, plain notice to the certified officer or instructor to be posted on the front

Truenow
Trumbull

Wright
Yarborough

Nays—None

And the title is amended as follows:

Delete lines 18-92 and insert: amending s. 624.34, F.S.; defining terms; requiring the Department of Law Enforcement to accept and process fingerprints taken of natural persons who are control persons of a licensee or are applicants for licensure; deleting provisions authorizing the department to accept fingerprints of specified persons or entities; requiring that a full set of fingerprints of a certain natural person be submitted to the Department of Financial Services or specified authorized vendors, entities, or agencies; requiring the forwarding of the fingerprints to specified entities; authorizing the Department of Law Enforcement to exchange criminal history records with the Department of Financial Services for a specified purpose; requiring that the full set of fingerprints be submitted in accordance with rules adopted by the Department of Financial Services; providing duties and responsibilities regarding the fingerprints and fingerprinting; requiring the Department of Financial Services to use certain criminal history records for specified purposes; creating s. 624.341, F.S.; defining terms; requiring the Department of Law Enforcement to accept and process fingerprints taken of natural persons who are control persons of a licensee or are applicants for licensure; requiring that a full set of fingerprints of a certain natural person be submitted to the Office of Insurance Regulation of the Financial Services Commission or specified authorized vendors, entities, or agencies; requiring the forwarding of the fingerprints to specified entities; authorizing the department to exchange criminal history records with the office for a specified purpose; requiring that the full set of fingerprints be submitted in accordance with rules adopted by the Financial Services Commission; providing duties and responsibilities regarding the fingerprints and fingerprinting; requiring the office to use certain criminal history records for specified purposes; creating s. 943.0417, F.S.; requiring the Florida Deputy Sheriffs Association, Inc., to continue the statewide law enforcement grant program certified by the Department of Education for certain purposes; creating s. 943.0536, F.S.; defining the terms “immigration detainer” and “law enforcement agency”; requiring the Department of Law Enforcement’s Criminal Justice Information Program to collect, process, store, maintain, and disseminate immigration detainer information; requiring each law enforcement agency to capture and electronically submit to the department the fingerprints of certain qualifying offenders; requiring the department to create certain records; amending s. 943.0581, F.S.; authorizing the department to adopt rules; requiring law enforcement agencies to apply to the department for the administrative expunction of specified nonjudicial records containing immigration detainer information of minors and adults made contrary to law or by mistake; authorizing individuals to apply to the department for the administrative expunction of such records; specifying application requirements; amending s. 943.11, F.S.; requiring the Criminal Justice Professionalism Program to provide staff support to the Criminal Justice Standards and Training Commission; requiring the commission to act independently of any criminal justice agency; amending s. 943.1395, F.S.; requiring commission staff to provide service by certified mail to certain certified officer’s or instructor’s last known address of record

On motion by Senator Simon, by two-thirds vote, **CS for SB 524**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

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

CS for SB 482—A bill to be entitled An act relating to the Artificial Intelligence Bill of Rights; amending s. 287.138, F.S.; defining the term “artificial intelligence”; prohibiting a governmental entity from extending or renewing a contract with specified entities, beginning on a specified date; prohibiting a local governmental entity from taking certain actions relating to contracting with an entity to provide artificial intelligence technology, software, or products unless certain requirements are met, beginning on a specified date; prohibiting a governmental entity from entering into a contract with an entity for artificial intelligence technology, software, or products under certain circumstances; providing a directive to the Division of Law Revision; creating part IX of ch. 501, F.S., to be entitled the “Artificial Intelligence Bill of Rights”; creating s. 501.9981, F.S.; providing a short title; creating s. 501.9982, F.S.; providing the rights of residents relating to the use of artificial intelligence; authorizing residents to exercise certain rights; providing construction; creating s. 501.9983, F.S.; defining terms; creating s. 501.9984, F.S.; requiring companion chatbot platforms to prohibit a minor from becoming or being an account holder unless the minor’s parent or guardian consents; specifying requirements for contract formation; requiring companion chatbot platforms to provide the minor’s parent or guardian certain options; requiring companion chatbot platforms to terminate certain accounts or identifiers and provide certain options; requiring companion chatbot platforms to make certain disclosures and institute certain measures to prevent their companion chatbots from producing or sharing materials harmful to minors; providing that knowing or reckless violations are deceptive or unfair trade practices or acts; authorizing the Department of Legal Affairs to bring actions under the Florida Deceptive and Unfair Trade Practices Act for such violations; providing civil penalties; authorizing punitive damages under certain circumstances; authorizing the department to grant companion chatbot platforms a specified timeframe in which to cure an alleged violation and to issue a certain letter of guidance upon notification of an alleged violation; authorizing the department to consider certain information when making such determination; providing applicability; authorizing the companion chatbot platform to provide certain information to the department in the event of an alleged violation of certain requirements; prohibiting the department from bringing an action against a companion chatbot platform under certain circumstances; authorizing the department to issue a certain letter of guidance; authorizing the department to bring an action against a companion chatbot platform that fails to cure an alleged violation; providing liability for knowing or reckless violations of specified provisions; providing requirements for an action brought pursuant to the act; providing that certain companion chatbot platforms are subject to the jurisdiction of state courts; providing construction; authorizing the department to adopt rules; creating s. 501.9985, F.S.; requiring bot operators to periodically provide a certain notification to a user; providing applicability; authorizing the department to bring actions under the Florida Deceptive and Unfair Trade Practices Act for violations; providing civil penalties; authorizing the department to grant an operator a specified timeframe in which to cure an alleged violation and to issue a certain letter of guidance; authorizing the department to consider certain information when making such determination; authorizing the operator to provide certain information to the department in the event of an alleged violation of certain requirements; prohibiting the department from bringing an action against an operator under certain circumstances; authorizing the department to issue a certain letter of guidance; authorizing the department to bring an action against an operator who fails to cure an alleged violation; providing that certain bot operators are subject to the jurisdiction of state courts; authorizing the department to adopt rules; creating s. 501.9986, F.S.; prohibiting artificial intelligence technology companies from selling or disclosing the personal information of users unless the information is deidentified data; requiring artificial intelligence technology companies in possession of deidentified data to take specified measures to ensure such data remains deidentified; authorizing the department to bring actions under the Florida Deceptive and Unfair Trade Practices Act for violations; providing civil penalties; authorizing the department to grant an artificial intelligence technology company a specified timeframe in which to cure an alleged violation and to issue a certain letter of guidance; authorizing the department to consider certain information

when making such determination; authorizing the artificial intelligence technology company to provide certain information to the department in the event of an alleged violation of certain requirements; prohibiting the department from bringing an action against an artificial intelligence technology company under certain circumstances; authorizing the department to issue a certain letter of guidance; authorizing the department to bring an action against an artificial intelligence company that fails to cure an alleged violation; providing that certain artificial intelligence technology companies are subject to the jurisdiction of state courts; authorizing the department to adopt rules; creating s. 501.9987, F.S.; authorizing the department to take certain investigative and compliance actions in connection with potential violations of specified provisions; authorizing the department to adopt rules; amending s. 540.08, F.S.; defining terms; prohibiting the commercial use of an individual's name, image, or likeness created through artificial intelligence without the individual's or an authorized individual's consent; providing requirements for the use of the name, image, or likeness of deceased persons; providing penalties for the use of the name, image, or likeness of a servicemember; providing applicability; conforming provisions to changes made by the act; amending s. 1002.42, F.S.; requiring certain private schools to comply with specified provisions; creating s. 1006.1495, F.S.; defining terms; requiring an educational entity to provide parents with specified notice before providing a student with access to an artificial intelligence instructional tool; requiring a parent to be provided the opportunity to opt out of a student's use of an artificial intelligence instructional tool; providing requirements for such opt-out process; requiring a school district or public school to provide certain activities if the parent opts out of the student's use of an artificial intelligence instructional tool; requiring an operator to provide student access and simultaneous parental access to a student account for an artificial intelligence instructional tool; providing methods to satisfy certain provisions; specifying that an operator of an educational entity does not have to create or maintain a transcript or record of certain student interactions on the artificial intelligence instructional tool; providing construction; reenacting ss. 540.10 and 743.08(1)(c), F.S., relating to the exemption of news media from liability and contracts entered into by minors, respectively, to incorporate the amendment made to s. 540.08, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Leek moved the following amendment which was adopted:

Amendment 1 (623028) (with title amendment)—Delete line 525 and insert:
information is deidentified data. This subsection does not prohibit the sale or disclosure of information specifically authorized by federal law.

And the title is amended as follows:

Delete line 87 and insert: *deidentified data; specifying that the sale or disclosure of information authorized by federal law is not prohibited; requiring artificial intelligence*

Senator Grall moved the following amendment:

Amendment 2 (562678) (with title amendment)—Delete lines 801-884 and insert:
parental notice, opt in, and account access.—

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

(a) *“Artificial intelligence instructional tool” means a software application or service that uses artificial intelligence, including machine learning, which is made available to a student by an educational entity for educational purposes, including instruction, tutoring, practice, feedback, or completing educator-directed assignments, and which is not designed, marketed, or configured to:*

1. *Meet a student's social needs;*
2. *Simulate friendship, companionship, or an emotional relationship with a student; or*
3. *Employ relationship-building or anthropomorphic design features for the purpose of encouraging a student to continue interacting with the system.*

(b) *“Educational entity” means a school district, a public school, or a private school.*

(c) *“Operator” means a person who operates an artificial intelligence instructional tool and collects, receives, maintains, or uses student information or student-generated content through the tool.*

(d) *“Parent” includes a parent, guardian, or other person with legal authority to make educational decisions for a student.*

(e) *“Private school” has the same meaning as in s. 1002.01(3).*

(f) *“Public school” means a component described in s. 1000.04(2), (4), (5), or (6).*

(2) **PROHIBITION.**—*An educational entity may not use or provide students with access to artificial intelligence instructional tools before grade 6.*

(3) **EDUCATIONAL USE; PARENTAL NOTICE.**—*Before a student is provided access credentials for an artificial intelligence instructional tool, the educational entity shall provide the parent of a minor student with notice that:*

(a) *Identifies the tool and its educational purpose;*

(b) *Describes, in general terms, how the tool will be used by students;*

(c) *Explains how the parent may exercise the opt-in process under subsection (4); and*

(d) *Explains how the parent may access the student's account or request access to information and account activity under subsection (5), including the method for submitting a written request.*

(4) **PARENTAL OPT-IN.**—

(a) *A parent of a minor student must be provided the opportunity to opt in or otherwise authorize the student's use of an artificial intelligence instructional tool.*

(b) *The opt-in process must align with the educational entity's existing policies for parental notice, consent, objection, or opt out for instructional materials, digital tools, or online accounts, as applicable.*

(c) *If a parent does not authorize a student's use of an artificial intelligence instructional tool and the student is enrolled in a public school, the school district or public school must provide an alternative instructional activity that allows the student to meet a comparative educational requirement without penalty.*

(5) **PARENT ACCOUNT ACCESS; COMPLIANCE OPTIONS.**—

(a) *At the time an operator provides a student's access credentials or otherwise provides or enables student access to an educational entity for an artificial intelligence instructional tool, the operator shall simultaneously provide to the educational entity a means to authorize the parent of a minor student to access information and account activity maintained within the artificial intelligence instructional tool.*

(b) *The operator may satisfy paragraph (a) by:*

1. *Providing the parent of a minor student credentials or another method for read-only access to the student's account; or*

2. *Upon written request from the parent of a minor student, providing access to the information and account activity maintained within the tool, in accordance with applicable state and federal law, within 30 days after receipt of the request. The educational entity shall inform the parent of the right to make such a request and the method for submitting the request.*

(c) *If an educational entity satisfies subparagraph (b)1., the educational entity must provide the credentials or other access method at the time the educational entity provides the student with access credentials or otherwise enables student access.*

(d) *This subsection does not require an operator or an educational entity to create or retain a transcript or record of student interactions*

beyond information otherwise maintained in the ordinary course of providing access to the tool.

(6) **CONSTRUCTION.**—*This section does not alter:*

And the title is amended as follows:

Delete lines 127-136 and insert: s. 1006.1495, F.S.; defining terms; prohibiting an educational entity from using or providing students access to artificial intelligence instructional tools before a specified grade level; requiring an educational entity to provide parents with specified notice before providing a student with access to an artificial intelligence instructional tool; requiring that a parent be provided the opportunity to opt in or otherwise authorize a student's use of an artificial intelligence instructional tool; providing requirements for such opt-in process; requiring a school district or public school to provide certain activities if the parent does not authorize the student's use of an artificial

Senator Leek moved the following substitute amendment which was adopted:

Substitute Amendment 3 (274134) (with title amendment)—Delete lines 833-884 and insert:

(2) **RESTRICTION.**—*An educational entity may not provide students with access to an artificial intelligence instructional tool before grade 6 unless such use is:*

(a) *Directed and supervised by school personnel;*

(b) *For translation or similar support necessary for a student identified as an English language learner; or*

(c) *For accommodations, assistive technology, or similar support necessary for a student with a documented disability.*

(3) **EDUCATIONAL USE; PARENTAL NOTICE.**—*Before a student is provided access credentials for an artificial intelligence instructional tool, the educational entity must provide the parent of a minor student with notice that:*

(a) *Identifies the tool and its educational purpose;*

(b) *Describes, in general terms, the manner in which the tool will be used by students;*

(c) *Explains how the parent may exercise the opt-out process under subsection (4); and*

(d) *Explains how the parent may access the student's account or request access to information and account activity under subsection (5), including the method for submitting a written request.*

(4) **PARENTAL OPT-OUT.**—

(a) *A parent of a minor student must be provided the opportunity to opt out of the student's use of an artificial intelligence instructional tool.*

(b) *The opt-out process must align with the educational entity's existing policies for parental notice, consent, objection, or opt out for instructional materials, digital tools, or online accounts, as applicable.*

(c) *If a parent opts out of a student's use of an artificial intelligence instructional tool and the student is enrolled in a public school, the school district or public school must provide an alternative instructional activity that allows the student to meet a comparative educational requirement without penalty.*

(5) **PARENT ACCOUNT ACCESS; COMPLIANCE OPTIONS.**—

(a) *At the time an operator provides a student's access credentials or otherwise provides or enables student access to an educational entity for an artificial intelligence instructional tool, the operator shall simultaneously provide to the educational entity a means to authorize the parent of a minor student to access information and account activity maintained within the artificial intelligence instructional tool.*

(b) *The operator may satisfy paragraph (a) by:*

1. *Providing the parent of a minor student credentials or another method for read-only access to the student's account; or*

2. *Upon written request from the parent of a minor student, providing access to the information and account activity maintained within the tool, in accordance with applicable state and federal law, within 30 days after receipt of the request. The educational entity shall inform the parent of the right to make such a request and the method for submitting the request.*

(c) *If an educational entity satisfies subparagraph (b)1., the educational entity must provide the credentials or other access method at the time the educational entity provides the student with access credentials or otherwise enables student access.*

(d) *This subsection does not require an operator or educational entity to create or retain a transcript or record of student interactions beyond information otherwise maintained in the ordinary course of providing access to the tool.*

(6) **CONSTRUCTION.**—*This section does not alter:*

And the title is amended as follows:

Delete line 127 and insert: s. 1006.1495, F.S.; defining terms; prohibiting an educational entity from using or providing students access to artificial intelligence instructional tools before a specified grade level; providing exceptions; requiring an

On motion by Senator Leek, by two-thirds vote, **CS for SB 482**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

Gaetz	Grall
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CS for SB 7030—A bill to be entitled An act relating to public records; amending s. 501.9984, F.S.; providing an exemption from public records requirements for information held by the Department of Legal Affairs relating to notifications or investigations of certain companion chatbot violations; providing construction; authorizing the department to disclose such information during an active investigation for specified purposes; requiring that certain information remain confidential and exempt upon the completion or cessation of an investigation; defining the term “proprietary information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; amending s. 501.9985, F.S.; providing an exemption from public records requirements for information held by the department relating to notifications or investigations of certain bot-related consumer protection violations; providing construction; authorizing the department to disclose such information during an active investigation for specified purposes; requiring that certain information remain confidential and exempt upon the completion or cessation of an investigation; defining the term “proprietary information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; amending s. 501.9986, F.S.; providing an exemption from public records requirements for information held by the department relating to notifications or investigations of certain deidentified data-related consumer protection violations; providing construction; authorizing the department to disclose such information during an active investigation

for specified purposes; requiring that certain information remain confidential and exempt upon the completion or cessation of an investigation; defining the term “proprietary information”; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title. On motion by Senator Leek, by two-thirds vote, **CS for SB 7030** 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—34

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

Nays—3

Berman	Gaetz	Grall
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CS for CS for SB 1028—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; prohibiting the corporation from issuing or renewing coverage for commercial residential and commercial nonresidential risks under certain circumstances; prohibiting the corporation from imposing an equalization adjustment under certain circumstances; providing applicability; specifying the components of the total cost of insurance coverage; specifying that the corporation is not relieved from an obligation to impose an equalization adjustment under certain circumstances; specifying that certain adjustments expire at a specified time; defining the term “equalization adjustment”; amending s. 627.3518, F.S.; deleting an obsolete provision; defining terms; revising the definition of the term “program”; requiring the corporation to establish a personal lines clearinghouse for specified purposes; requiring, on or before a specified date, the corporation to amend its plan of operation and implement a commercial lines clearinghouse for a specified purpose; requiring, on or before a specified date, the corporation to implement a separate commercial lines clearinghouse for specified purposes; deleting obsolete provisions; revising the program’s rights and responsibilities; revising the rights and responsibilities the corporation has in establishing the program; authorizing the corporation to share risk exposure and policy information with the commercial lines clearinghouse administrator; authorizing such administrator to use such information for a specified purpose; authorizing approved surplus lines clearinghouse insurers to participate in the commercial lines clearinghouse; prohibiting such insurers from participating in the personal lines clearinghouse; specifying that participation in the program is not mandatory for such insurers; revising prohibitions and requirements for insurers making offers of coverage to new applicants or renewal policyholders through the program; providing construction; defining the term “effective commission percentage”; specifying that applicants for new commercial lines residential coverage are not eligible for coverage from the corporation under certain circumstances; specifying the circumstances under which policyholders of the corporation are not eligible for new commercial lines residential coverage from the corporation; requiring that the determination of whether an offer of comparable coverage from an authorized insurer is at or below the eligibility threshold be made at a specified time; authorizing applicants or insureds to elect to accept coverage with authorized insurers or elect to accept or continue coverage with the corporation under certain circumstances; authorizing insureds to elect to accept coverage with specified insurers or elect to accept or continue coverage with the corporation under certain circumstances; providing applicability; specifying that certain applicants and policyholders remain eligible for coverage from the corporation; authorizing such applicants and policyholders to elect to accept cover-

age from clearinghouse insurers or elect to accept or continue coverage with the corporation; authorizing certain applicants and policyholders of the corporation to elect to accept coverage from clearinghouse insurers or elect to accept or continue coverage with the corporation; requiring such applicants or policyholders to pay a specified total cost of insurance for corporation coverage; providing applicability; revising the rights and authorizations for certain independent insurance agents; deleting a prohibition relating to commercial nonresidential policies; authorizing the Office of Insurance Regulation to review certain operational processes related to the program; specifying the contents of such review; requiring the office to notify the corporation and submit written recommendations to the Financial Services Commission under certain circumstances; authorizing the corporation to temporarily implement certain recommendations; providing construction; requiring the corporation and the commercial lines clearinghouse administrator to implement specified procedures; authorizing the office to review such procedures; providing an effective date.

—was read the second time by title.

SENATOR BRODEUR PRESIDING

Senator Gruters moved the following amendment:

Amendment 1 (241162) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (oo) is added to subsection (6) of section 627.351, Florida Statutes, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(oo) *For commercial residential and commercial nonresidential risks submitted through the commercial lines clearinghouse pursuant to s. 627.3518, if an approved surplus lines clearinghouse insurer offers comparable coverage as defined in s. 627.3518(1) and the total cost of insurance coverage for the specific risk is not more than 15 percent greater than the corporation’s total cost of insurance coverage for the specific risk, the corporation may not issue new coverage unless otherwise provided in s. 627.3518(10). For purposes of this paragraph, the term “total cost of insurance coverage for the specific risk” means the aggregate annual premium, plus all fees, taxes, assessments, surcharges, and any other mandatory charges that a policyholder must pay to maintain coverage for the entirety of the proposed policy period.*

Section 2. Section 627.3518, Florida Statutes, is amended to read:

627.3518 Citizens Property Insurance Corporation policyholder eligibility clearinghouse program.—The purpose of this section is to provide a framework for the corporation to implement a clearinghouse program ~~by January 1, 2014.~~

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

(a) *“Applicable program standards” means the insurer participation eligibility criteria, contractual requirements, and account clearance requirements the commercial lines clearinghouse administrator and the corporation deem necessary to ensure an orderly process for offers of comparable coverage to be provided by approved surplus lines clearinghouse insurers.*

(b) *“Approved surplus lines clearinghouse insurer” means an eligible surplus lines insurer pursuant to s. 626.918 which has a financial strength rating of “A-” or higher and a financial size category of A-VII or higher from A.M. Best Company which the clearinghouse administrator recommends for participation in the program and which the office verifies meets the applicable program standards for participation in the program within 30 business days after the commercial lines clearinghouse administrator’s recommendation. If the office does not complete such verification within the 30-business-day period, the insurer is deemed verified for purposes of participation in the program.*

(c) *“Authorized insurer” means an insurer authorized to act as an insurer by a subsisting certificate of authority issued to the insurer by the office.*

(d) “Commercial lines clearinghouse administrator” means an individual or entity employed or otherwise contracted by the corporation to provide administrative or professional services to implement the commercial lines clearinghouse for authorized insurance or the commercial lines clearinghouse for surplus lines insurance within the corporation as set forth in paragraph (3)(b).

(e) “Commercial lines clearinghouse for authorized insurance” means the clearinghouse program established under subparagraph (2)(b)2.

(f) “Commercial lines clearinghouse for surplus lines insurance” means the clearinghouse program established under subparagraph (2)(b)1.

(g) “Comparable coverage” means, for purposes of the commercial lines clearinghouse for authorized insurance and the commercial lines clearinghouse for surplus lines insurance, coverage that is equivalent to or better than coverage from the corporation as to all aspects of such coverage, as determined by the corporation through the clearinghouse process and applicable program standards. Administrative, procedural, and other such terms and conditions may not be considered when assessing comparable coverage.

(h) “Corporation” means the Citizens Property Insurance Corporation.

(i) ~~(h)~~ “Exclusive agent” means any licensed insurance agent that has, by contract, agreed to act exclusively for one company or group of affiliated insurance companies and is disallowed by the provisions of that contract to directly write for any other unaffiliated insurer absent express consent from the company or group of affiliated insurance companies.

(j) ~~(e)~~ “Independent agent” means any licensed insurance agent not described in paragraph (i) ~~(h)~~.

(k) “Personal lines clearinghouse” means the clearinghouse program established under paragraph (2)(a).

(l) “Primary residence” has the same meaning as in s. 627.351(6)(c) 2.a.

(m) ~~(d)~~ “Program” means the clearinghouses ~~clearinghouse~~ created under this section, consisting of the personal lines clearinghouse, the commercial lines clearinghouse for authorized insurance, and the commercial lines clearinghouse for surplus lines insurance.

(n) “Surplus lines agent” means an insurance agent licensed pursuant to s. 626.927 or s. 626.9272.

(o) “Total cost of the coverage for the specific risk” means the aggregate annual premium, plus all fees, taxes, assessments, surcharges, and any other mandatory charges that a policyholder must pay to maintain coverage over the entirety of the proposed policy period.

(2)(a) ~~The corporation shall establish a personal lines clearinghouse in order to confirm an applicant’s eligibility with the corporation, and to enhance access of new applicants for personal lines coverage and existing personal lines policyholders of the corporation to offers of coverage from authorized insurers, and the corporation shall establish a program for personal residential risks in order to facilitate the diversion of ineligible applicants and existing policyholders from the corporation into the voluntary insurance market.~~

(b)1. To facilitate the diversion of applicants and existing policyholders from the corporation to approved surplus lines clearinghouse insurers, the corporation shall amend its plan of operation and implement on or before January 1, 2027, a separate commercial lines clearinghouse pursuant to this subparagraph in order to enhance access to offers of coverage from approved surplus lines clearinghouse insurers for new applicants for commercial residential coverage and commercial nonresidential coverage and existing commercial residential and commercial nonresidential policyholders of the corporation.

2. To facilitate the diversion of ineligible applicants and existing policyholders from the corporation to authorized insurers, the corporation shall implement, on or before January 1, 2027, a separate commercial lines clearinghouse pursuant to this subparagraph to confirm

eligibility for coverage from the corporation and to enhance access to offers of coverage from authorized insurers for new applicants for commercial residential and commercial nonresidential coverage and existing commercial residential and commercial nonresidential policyholders of the corporation. If no offer of comparable coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold is made through the commercial lines clearinghouse for authorized insurance pursuant to this subparagraph within 5 days after receipt of a submission, the risk shall be eligible for submission to the commercial lines clearinghouse for surplus lines insurance. ~~The corporation shall also develop appropriate procedures for facilitating the diversion of ineligible applicants and existing policyholders for commercial residential coverage into the private insurance market and shall report such procedures to the President of the Senate and the Speaker of the House of Representatives by January 1, 2014.~~

(3) The corporation board shall establish the clearinghouse program as an organizational unit within the corporation. The program shall have all the rights and responsibilities in carrying out its duties as a licensed general lines agent and a surplus lines agent and may, but is not ~~may not be~~ required to, employ or engage a licensed general lines agent or a surplus lines agent, or to maintain an insurance agency license to carry out its activities in the solicitation and placement of insurance coverage. In establishing the program, the corporation has all of the following rights and responsibilities ~~may~~:

(a) Before binding or renewing coverage by the corporation, the corporation:

1. Shall require all new applications for personal lines coverage, and all personal lines policies due for renewal, to be submitted for coverage to the program in order to facilitate obtaining an offer of coverage from an authorized insurer.

2. Must, when the corporation establishes a commercial lines clearinghouse for authorized insurance, require all new applications for commercial lines coverage, and all commercial lines policies due for renewal, to be initially submitted for coverage to the commercial lines clearinghouse for authorized insurance in order to facilitate obtaining an offer of coverage from an authorized insurer. The commercial lines clearinghouse for authorized insurance shall serve as the single initial point of intake in order to facilitate obtaining an offer of coverage from an authorized insurer.

3. Must, when the corporation establishes a commercial lines clearinghouse for surplus lines insurance, require all new applications for commercial lines coverage, and all commercial lines policies due for renewal, following the completion of the process described in subparagraph 2., to be submitted for coverage to the commercial lines clearinghouse for surplus lines insurance in order to facilitate obtaining an offer of coverage from an approved surplus lines clearinghouse insurer. The commercial lines clearinghouse for surplus lines insurance shall serve as the single point of intake for the commercial lines clearinghouse in order to facilitate obtaining an offer of coverage from an approved surplus lines clearinghouse insurer before the corporation may quote, bind, or otherwise indicate or offer coverage. This paragraph may not prevent an insured from submitting at any time an application to the commercial lines clearinghouse for surplus lines insurance seeking noncomparable coverage from approved surplus lines clearinghouse insurers as authorized by paragraph (5)(f) before binding or renewing coverage by the corporation.

(b) Shall establish and maintain the operational systems and procedures necessary to implement the program.

(c) Shall employ or otherwise contract with individuals or other entities for appropriate administrative or professional services to effectuate the plan within the corporation in accordance with the applicable purchasing requirements under s. 627.351 and, for purposes of implementing the commercial lines clearinghouse for surplus lines insurance for providing offers of coverage from approved surplus lines clearinghouse insurers on or before January 1, 2027, may contract with such individuals or entities in accordance with s. 287.057.

(d) ~~(e)~~ May enter into contracts with any authorized insurer and any approved surplus lines clearinghouse insurer to participate in the program and accept an appointment by such insurer.

(e) ~~(d)~~ May provide funds to operate the personal lines clearinghouse and the commercial lines clearinghouse for authorized insurance ~~program~~. Insurers and agents participating in the personal lines clearinghouse or the commercial lines clearinghouse for authorized insurance ~~program~~ are not required to pay a fee to offset or partially offset the cost of the program or use the program for renewal of policies initially written through the clearinghouse.

(f) Shall separately operate and fund pursuant to paragraph (h) the commercial lines clearinghouse for surplus lines insurance and shall separately operate and fund pursuant to paragraph (e) the commercial lines clearinghouse for authorized insurance.

(g) Must, if there is insufficient commercial support for any commercial lines clearinghouse, be relieved of its obligations with respect to that commercial lines clearinghouse until such time there is sufficient commercial support.

(h) Shall provide or permit access to shared or hosted technology, systems, interfaces, or applications programming interfaces to the commercial lines clearinghouse administrator, provided that each retains operational control over and responsibility for its own technology, systems, interfaces, or applications. Notwithstanding paragraph (e), the corporation may not provide funds to support or offset the infrastructure or operations of the commercial lines clearinghouse for surplus lines insurance or any component thereof, but shall fund and operate its own technology, systems, interfaces, or applications as necessary for the corporation to access and interface with the commercial lines clearinghouse for surplus lines insurance.

(i) ~~(e)~~ May develop an enhanced application that includes information to assist private insurers in determining whether to make an offer of coverage through the program.

(j) ~~(f)~~ For personal lines residential risks, may require that, before approving all new applications for coverage by the corporation, ~~that~~ every application be subject to a period of 2 business days when any insurer participating in the personal lines clearinghouse ~~program~~ may select the application for coverage. For commercial lines residential and commercial lines nonresidential risks, the corporation must require, before approving all new applications for commercial lines coverage by the corporation, that every application be subject to an initial period of 5 business days when any authorized insurer participating in the commercial lines clearinghouse for authorized insurance may select the application for coverage. The authorized insurer may issue a binder on any policy selected for coverage for a period of at least 30 days but not more than 60 days.

(k) Shall, in creating the commercial lines clearinghouse for authorized insurance and the commercial lines clearinghouse for surplus lines insurance, establish criteria to determine the capabilities necessary for the commercial lines clearinghouse administrators. For facilitating offers of surplus lines coverage, such criteria must include confirmed expertise in the surplus lines market, at least 5 years of publicly available audited financial statements, the ability to facilitate all approved surplus lines clearinghouse insurers to participate in the commercial lines clearinghouse for surplus lines insurance, and other criteria that the corporation determines necessary to effectively and timely establish and administer the commercial lines clearinghouse for surplus lines insurance, manage offers of surplus lines coverage through the commercial lines clearinghouse for surplus lines insurance, and the ability to collect and remit, either directly or through a surplus lines agent, all taxes pursuant to s. 626.932 and service fees pursuant to s. 626.9325.

(l) Shall select a commercial lines clearinghouse administrator for the commercial lines clearinghouse for authorized insurance and a separate commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance within 90 days after the effective date of this act.

(m) Shall allow the commercial lines clearinghouse administrators to establish applicable program standards and procedures to ensure an orderly process for offers of coverage to be provided by authorized insurers or approved surplus lines clearinghouse insurers, including engagement of or with surplus lines agents or managing general agents or managing general underwriters pursuant to paragraph (5)(h), participating in the commercial lines clearinghouse for surplus lines insurance.

(n) Shall submit to the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance its coverage terms and conditions, deductible structures, total cost of insurance coverage for the specific risk, actuarial total cost of insurance coverage for the specific risk, the currently approved rate applicable to the risk, and the premium that would be charged after application of s. 627.351(6)(n)5. The commercial lines clearinghouse administrator shall disclose the actuarial total cost of insurance coverage to participating approved surplus lines clearinghouse insurers following the commercial lines clearinghouse administrator's receipt of a comparable coverage offer from such participating approved surplus lines clearinghouse insurer. Any change to the corporation's coverage terms and conditions, deductible structures, rating classification, total cost of insurance coverage for the specific risk, or rating factor constitutes a new submission and restarts the validation period. The commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance shall enter into agreements with approved surplus lines clearinghouse insurers participating in the commercial lines clearinghouse for surplus lines insurance.

(4) The corporation shall share risk exposure and policy information with the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance and, through the commercial lines clearinghouse for surplus lines insurance, the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance may use such information as necessary to operate and administer the commercial lines clearinghouse for surplus lines insurance and ensure the orderly, timely, and transparent assessment of risks by approved surplus lines clearinghouse insurers participating in the commercial lines clearinghouse for surplus lines insurance. This subsection does not prohibit a commercial lines clearinghouse administrator from sharing risk information with approved surplus lines clearinghouse insurers for underwriting evaluation. Any risk information shared for purposes of this subsection, other than a submission of coverage for a specific risk, must be aggregated and de-identified.

(5) Any authorized insurer may participate in the personal lines clearinghouse or the commercial lines clearinghouse for authorized insurance ~~program~~; however, participation is not mandatory for any insurer. Approved surplus lines clearinghouse insurers may participate in the commercial lines clearinghouse for surplus lines insurance but may not participate in the personal lines clearinghouse or the commercial lines clearinghouse for authorized insurance; however, participation is not mandatory for any surplus lines insurer. Insurers making offers of coverage to new applicants or renewal policyholders through the program:

(a) May not be required to individually appoint any agent whose customer is underwritten and bound through the program. Notwithstanding s. 626.112, insurers are not required to appoint any agent on a policy underwritten through the program for as long as that policy remains with the insurer. Insurers may, at their election, appoint any agent or surplus lines agent whose direct or indirect customer is initially underwritten and bound through the program. In the event an insurer accepts a policy from an agent who is not appointed pursuant to this paragraph, and thereafter elects to accept a policy from such agent, the provisions of s. 626.112 requiring appointment apply to the agent.

(b) Must enter into a limited agency agreement with each agent or surplus lines agent that is not appointed in accordance with paragraph (a) and whose direct or indirect customer is underwritten and bound through the program. In addition, a surplus lines agent that enters into a limited agency or broker agreement with an approved surplus lines clearinghouse insurer making an offer of coverage through the program must also enter into a limited agency or broker agreement with each producing agent whose customer is underwritten and bound through the program.

(c) Must enter into its standard agency agreement with each agent or surplus lines agent whose direct or indirect customer is underwritten and bound through the program when that agent or surplus lines agent has been appointed by the insurer pursuant to s. 626.112. In addition, a surplus lines agent that enters into a standard agency or broker agreement with an approved surplus lines clearinghouse insurer making an offer of coverage through the program must also enter into a limited agency or broker agreement with each producing agent whose customer is underwritten and bound through the program.

(d) Must comply with s. 627.4133(2).

(e) May participate through their ~~designated~~ ~~single-designated~~ managing general agent, ~~managing general underwriter~~, or broker, or surplus lines agent; however, the provisions of paragraph (7)(a) ~~(6)(a)~~ regarding ownership, control, and use of the expirations continue to apply.

(f) ~~May make offers of coverage through the commercial lines clearinghouse for surplus lines insurance other than comparable coverage, as long as such noncomparable offers of coverage are clearly designated as noncomparable. Such noncomparable offers of coverage are outside of the program and not subject to s. 627.351(6)(oo).~~

(g) ~~(f)~~ For authorized insurers, must pay to the producing agent a commission equal to that paid by the corporation or the usual and customary commission paid by the insurer for that line of business, whichever is greater.

(h) For approved surplus lines clearinghouse insurers, when coverage is placed through the commercial lines clearinghouse for surplus lines insurance, directly or through a managing general agent or managing general underwriter, must pay a total commission or equivalent compensation on gross written premium, exclusive of fees, surcharges, and taxes, to the surplus lines agent placing the risk. The surplus lines agent must pay the producing agent a commission that results in an effective commission percentage at least equal to the commission percentage published by the corporation and in effect on January 1, 2026, calculated in the same manner and on the same basis used by the corporation, and shall retain the remainder of the total commission or equivalent compensation. This paragraph does not prohibit an agent from voluntarily accepting a lower commission at the agent's sole discretion. As used in this paragraph, the term "effective commission percentage" means the commission expressed as a percentage of premium, exclusive of all fees, assessments, surcharges, and taxes.

(6)(a) ~~(5)~~ Notwithstanding s. 627.3517, any applicant for new personal lines coverage from the corporation is not eligible for coverage from the corporation if provided an offer of coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold for applicants for new coverage of a primary residence established in s. 627.351(6)(c)5.a., or for applicants for new coverage of a risk that is not a primary residence established in s. 627.351(6)(c)5.b. Whenever an offer of coverage for a personal lines risk is received for a policyholder of the corporation at renewal from an authorized insurer through the program which is at or below the eligibility threshold for primary residences of policyholders of the corporation established in s. 627.351(6)(c)5.a., or the eligibility threshold for risks that are not primary residences of policyholders of the corporation established in s. 627.351(6)(c)5.b., the risk is not eligible for coverage with the corporation. In the event an offer of coverage for a new applicant is received from an authorized insurer through the program, and the premium offered exceeds the eligibility threshold for applicants for new coverage of a primary residence established in s. 627.351(6)(c)5.a., or the eligibility threshold for applicants for new coverage on a risk that is not a primary residence established in s. 627.351(6)(c)5.b., the applicant or insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. In the event an offer of coverage for a personal lines risk is received from an authorized insurer at renewal through the program, and the premium offered exceeds the eligibility threshold for primary residences of policyholders of the corporation established in s. 627.351(6)(c)5.a., or exceeds the eligibility threshold for risks that are not primary residences of policyholders of the corporation established in s. 627.351(6)(c)5.b., the insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.a.(I) and b.(I) does not apply to an offer of coverage from an authorized insurer obtained through the program. ~~As used in this subsection, the term "primary residence" has the same meaning as in s. 627.351(6)(c)2.a.~~

(b) Any applicant for new commercial lines residential coverage from the corporation is not eligible for coverage from the corporation if provided an offer of comparable coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold for applicants for new coverage established in s. 627.351(6)(c)5.c. The determination of whether an offer of comparable coverage from

an authorized insurer through the program is at or below the eligibility threshold must be made before the submission of the corporation's coverage terms and conditions, deductible structures, and unalterable indicated total cost of insurance for the specific risk is provided to the commercial lines clearinghouse administrator. Whenever an offer of comparable coverage for a commercial lines residential risk is received for a policyholder of the corporation at renewal from an authorized insurer through the program which is at or below the eligibility threshold in s. 627.351(6)(c)5.c., the risk is not eligible for coverage from the corporation. In the event that an offer of coverage for a new applicant is received from an authorized insurer through the program, and the premium offered exceeds the eligibility threshold established in s. 627.351(6)(c)5.c., the applicant or insured may elect to accept such coverage or may elect to accept or continue coverage with the corporation. In the event that an offer of coverage for a commercial lines residential risk is received from an authorized insurer at renewal through the program, and the premium offered exceeds the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.c., the insured may elect to accept such coverage or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.c.(I) does not apply to an offer of coverage from an authorized insurer obtained through the program.

(c) Any applicant for new commercial lines residential coverage or commercial lines nonresidential coverage from the corporation and any policyholder of the corporation, when such applicant or corporation policyholder is offered commercial lines residential or commercial lines nonresidential coverage pursuant to the program by an approved surplus lines clearinghouse insurer, becomes ineligible for coverage from the corporation if an approved surplus lines clearinghouse insurer offers comparable coverage and the total cost of insurance coverage for the specific risk is not more than 15 percent greater than the total cost of insurance coverage for the specific risk from the corporation. In the event that an offer of coverage for a new applicant or policyholder of the corporation is received from an approved surplus lines clearinghouse insurer through the program, and the total cost of insurance coverage is more than 15 percent greater than the total cost of insurance coverage for the specific risk from the corporation, the applicant or policyholder of the corporation may elect to accept such coverage or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.c.(I) does not apply to an offer of coverage from an approved surplus lines clearinghouse insurer obtained through the program.

(7) ~~(6)~~ Independent insurance agents submitting new applications for coverage or that are the agent of record on a renewal policy submitted to the program:

(a) Are granted and must maintain ownership and the exclusive use of expirations, records, or other written or electronic information directly related to such applications or renewals written through the corporation or through an insurer participating in the program, notwithstanding s. 627.351(5)(a), s. 627.351(6)(c)5.a.(I)(B) and (II)(B), or s. 627.351(6)(c)5.b.(I)(B) and (II)(B). Such ownership is granted for as long as the insured remains with the agency or until sold or surrendered in writing by the agent. Contracts with the corporation or required by the corporation or with any insurer or surplus lines agent may ~~not~~ not amend, modify, interfere with, or limit such rights of ownership. Such expirations, records, or other written or electronic information may be used to review an application, issue a policy, or for any other purpose necessary for placing such business through the program.

(b) May not be required to be appointed by any insurer participating in the program for policies written solely through the program, notwithstanding the provisions of s. 626.112.

(c) May accept an appointment from any insurer participating in the program.

(d) May enter into either a standard or limited agency agreement with the insurer, at the insurer's option, and may enter into agreements with a surplus lines agent.

Applicants ineligible for coverage in accordance with subsection (6) ~~(5)~~ remain ineligible if their independent agent is unwilling or unable to enter into a standard or limited agency agreement with an insurer participating in the program.

(8)(7) Exclusive agents submitting new applications for coverage or that are the agent of record on a renewal policy submitted to the program:

(a) Must maintain ownership and the exclusive use of expirations, records, or other written or electronic information directly related to such applications or renewals written through the corporation or through an insurer participating in the program, notwithstanding s. 627.351(6)(c)5.a.(I)(B) and (II)(B) or s. 627.351(6)(c)5.b.(I)(B) and (II)(B). Contracts with the corporation or required by the corporation must not amend, modify, interfere with, or limit such rights of ownership. Such expirations, records, or other written or electronic information may be used to review an application, issue a policy, or for any other purpose necessary for placing such business through the program.

(b) May not be required to be appointed by any insurer participating in the program for policies written solely through the program, notwithstanding the provisions of s. 626.112.

(c) Must only facilitate the placement of an offer of coverage from an insurer whose limited servicing agreement is approved by that exclusive agent's exclusive insurer.

(d) May enter into a limited servicing agreement with the insurer making an offer of coverage, and only after the exclusive agent's insurer has approved the limited servicing agreement terms. The exclusive agent's insurer must approve a limited service agreement for the program for any insurer for which it has approved a service agreement for other purposes.

Applicants ineligible for coverage in accordance with subsection (6) (5) remain ineligible if their exclusive agent is unwilling or unable to enter into a standard or limited agency agreement with an insurer making an offer of coverage to that applicant.

(9)(8) Submission of an application for coverage by the corporation to the program does not constitute the binding of coverage by the corporation, and failure of the program to obtain an offer of coverage by an insurer may not be considered acceptance of coverage of the risk by the corporation.

(10)(9) The 45-day notice of nonrenewal requirement set forth in s. 627.4133(2)(b)5. applies when a policy is nonrenewed by the corporation because the risk has received an offer of coverage from an authorized insurer pursuant to this section which renders the risk ineligible for coverage by the corporation. *Section 627.4133 does not apply when a policy is nonrenewed by the corporation because the risk has received an offer of coverage from an approved surplus lines clearinghouse insurer pursuant to this section which renders the risk ineligible for coverage by the corporation. Within 5 days after the date an approved surplus lines clearinghouse insurer makes an offer of coverage pursuant to this section which renders the risk ineligible for coverage by the corporation, the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance must, on behalf of the corporation, give the first-named insured written notice of nonrenewal stating the reason as to why the policy is not to be renewed. If the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance fails to provide the notice as required by this paragraph, paragraph (6)(c) does not apply to the risk.*

~~(10) The program may not include commercial nonresidential policies.~~

(11) Proprietary business information provided to the corporation's clearinghouse by insurers with respect to identifying and selecting risks for an offer of coverage is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(a) As used in this subsection, the term "proprietary business information" means information, regardless of form or characteristics, which is owned or controlled by an insurer and:

1. Is identified by the insurer as proprietary business information and is intended to be and is treated by the insurer as private in that the disclosure of the information would cause harm to the insurer, an individual, or the company's business operations and has not been disclosed unless disclosed pursuant to a statutory requirement, an order of

a court or administrative body, or a private agreement that provides that the information will not be released to the public;

2. Is not otherwise readily ascertainable or publicly available by proper means by other persons from another source in the same configuration as provided to the clearinghouse; and

3. Includes:

a. Trade secrets, as defined in s. 688.002.

b. Information relating to competitive interests, the disclosure of which would impair the competitive business of the provider of the information.

Proprietary business information may be found in underwriting criteria or instructions which are used to identify and select risks through the program for an offer of coverage and are shared with the clearinghouse to facilitate the shopping of risks with the insurer.

(b) The clearinghouse may disclose confidential and exempt proprietary business information:

1. If the insurer to which it pertains gives prior written consent;

2. Pursuant to a court order; or

3. To another state agency in this or another state or to a federal agency if the recipient agrees in writing to maintain the confidential and exempt status of the document, material, or other information and has verified in writing its legal authority to maintain such confidentiality.

(12) Within 3 months after the effective date of this act and annually thereafter, unless waived by the office in its sole discretion, the office shall review and approve the program through a final order. At a minimum, the office must specifically approve all of the following items:

(a) The applicable program standards.

(b) Procedural rules, which shall provide for the efficient operation of all clearinghouses and allow sufficient time for participating surplus lines insurers to consider and quote risks.

(c) Any contractual agreement relating to the program between any combination of the following: the corporation, any commercial lines clearinghouse administrator, or any approved surplus lines clearinghouse insurer.

(d) The operational processes used by any commercial lines clearinghouse administrator to determine comparable coverage or whether an offer of coverage from an insurer participating in the program precludes coverage from the corporation.

(e) Applicable controls relating to data and proprietary business information used in the program which do not otherwise conflict with this statute.

Changes to the items described in this subsection must be approved in writing by the office.

(13) The corporation may not apply discretionary rate adjustments to specific risks submitted to the commercial lines clearinghouse for surplus lines insurance.

(14) This section does not authorize rebates or any activity that would violate part IX of chapter 626. The corporation and each commercial lines clearinghouse administrator shall implement procedures to ensure that participating agents and insurers are not induced to violate part IX of chapter 626.

Section 3. *The Division of Law Revision is directed to replace the phrase "the effective date of this act" wherever it occurs in this act with the date this act becomes a law.*

Section 4. 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 the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; prohibiting the corporation from issuing new coverage for commercial residential and commercial nonresidential risks under certain circumstances; providing an exception; defining the term “total cost of insurance coverage for the specific risk”; amending s. 627.3518, F.S.; deleting an obsolete provision; defining terms; revising the definition of the term “program”; requiring the corporation to establish a personal lines clearinghouse for specified purposes; requiring, on or before a specified date, the corporation to amend its plan of operation and implement a separate commercial lines clearinghouse for a specified purpose; requiring, on or before a specified date, the corporation to implement a separate commercial lines clearinghouse for specified purposes; requiring certain risks to be eligible for submission to the commercial lines clearinghouse for surplus lines insurance under certain circumstances; deleting obsolete provisions; revising the program’s rights and responsibilities; revising the rights and responsibilities the corporation has in establishing the program; providing construction; requiring the corporation to share risk exposure and policy information with the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance; authorizing such administrator to use such information for a specified purpose; providing construction; requiring that certain risk information be aggregated and deidentified; authorizing authorized insurers to participate in the personal lines clearinghouse or the commercial lines clearinghouse for authorized insurers; authorizing surplus lines clearinghouse insurers to participate in the commercial lines clearinghouse for surplus lines insurance; prohibiting such insurers from participating in the personal lines clearinghouse or the commercial lines clearinghouse for authorized insurance; specifying that participation in the program is not mandatory for such insurers; revising prohibitions and requirements for insurers making offers of coverage to new applicants or renewal policyholders through the program; providing construction; defining the term “effective commission percentage”; specifying that applicants for new commercial lines residential coverage are not eligible for coverage from the corporation under certain circumstances; specifying the circumstances under which policyholders of the corporation are not eligible for new commercial lines residential coverage from the corporation; requiring that the determination of whether an offer of comparable coverage from an authorized insurer is at or below the eligibility threshold be made at a specified time; authorizing applicants or insureds to elect to accept coverage with authorized insurers or elect to accept or continue coverage with the corporation under certain circumstances; authorizing insureds to elect to accept coverage with specified insurers or elect to accept or continue coverage with the corporation under certain circumstances; providing applicability; specifying that certain applicants and policyholders become ineligible for coverage from the corporation under certain circumstances; authorizing applicants or policyholders to elect to accept certain coverage under certain circumstances; providing applicability; revising the rights and authorizations for certain independent insurance agents; providing applicability; requiring the commercial lines clearinghouse administrator for the commercial lines clearinghouse for surplus lines insurance to give the first-named insured a specified notice within a specified timeframe under certain circumstances; deleting a prohibition relating to commercial nonresidential policies; requiring the office to review and approve the program through final order; requiring the office to specifically approve certain items; prohibiting the corporation from applying discretionary rate adjustments to certain risks; providing construction; requiring the corporation and each commercial lines clearinghouse administrator to implement certain procedures; providing a directive to the Division of Law Revision; providing an effective date.

Senator Gruters moved the following amendment to **Amendment 1 (241162)** which was adopted:

Amendment 1A (626130) (with title amendment)—Delete line 435 and insert:

(b) Any applicant for new or renewal commercial lines non-residential coverage from the corporation is not eligible for coverage from the corporation if provided an offer of comparable coverage from an authorized insurer through the program. Any applicant for new commercial lines residential

And the title is amended as follows:

Between lines 709 and 710 insert: new or renewal commercial lines nonresidential coverage from the corporation are not eligible for coverage from the corporation under certain circumstances; specifying that applicants for

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

Senator Gruters moved the following amendment to **Amendment 1 (241162)** which was adopted:

Amendment 1B (579534)—Delete lines 283-287 and insert: *risk, the currently approved rate applicable to the risk, and the premium that would be charged after application of s. 627.351(6)(n)5. The commercial lines clearinghouse administrator shall disclose the total cost of*

Amendment 1 (241162), as amended, was adopted.

On motion by Senator Gruters, by two-thirds vote, **CS for CS for SB 1028**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—33

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

Nays—1

Smith

Vote after roll call:

Yea—Garcia, Passidomo

CS for SB 442—A bill to be entitled An act relating to search warrants; amending s. 933.02, F.S.; authorizing a search warrant to be issued to recover a deceased body; amending s. 933.05, F.S.; revising the time within which certain search warrants must be returned to the court; specifying the time period within which a search warrant issued for certain devices is considered timely executed; specifying that a law enforcement agency may review data or information contained in certain devices after specified periods if the devices were timely seized; providing definitions; amending s. 933.07, F.S.; providing that a judge may authorize a law enforcement officer applying for a search warrant to appear remotely; defining the term “audio-video communication technology”; creating s. 934.025, F.S.; providing that a judge may authorize a law enforcement officer applying for a search warrant or court order to appear remotely; defining the term “audio-video communication technology”; amending s. 934.50, F.S.; authorizing a law enforcement agency to obtain a search warrant to use a drone to conduct a search in certain circumstances; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 442**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 359** was withdrawn from the Committee on Rules.

On motion by Senator Yarborough—

CS for HB 359—A bill to be entitled An act relating to search warrants; amending s. 933.02, F.S.; authorizing a search warrant to be issued to recover a deceased body; amending s. 933.05, F.S.; revising the time within which certain search warrants must be returned to the court; specifying the time period within which a search warrant issued for certain devices is considered timely executed; specifying that a law

enforcement agency may review data or information contained in certain devices after specified periods if the devices were timely seized; providing definitions; amending s. 933.07, F.S.; providing that a judge may authorize a law enforcement officer applying for a search warrant to appear remotely; defining the term “audio-video communication technology”; creating s. 934.025, F.S.; providing that a judge may authorize a law enforcement officer applying for a search warrant or court order to appear remotely; defining the term “audio-video communication technology”; amending s. 934.50, F.S.; authorizing a law enforcement agency to obtain a search warrant to use a drone to conduct a search in certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 442** and read the second time by title.

On motion by Senator Yarborough, by two-thirds vote, **CS for HB 359** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for SB 432—A bill to be entitled An act relating to intoxicating substances; providing a short title; creating s. 569.216, F.S.; prohibiting tobacco or nicotine dealers, or their agents or employees, from possessing, selling, possessing with intent to sell, delivering, or giving, directly or indirectly, nitrous oxide on or from the dealer’s licensed premises; providing criminal penalties; providing applicability; providing an exception; requiring the Department of Business and Professional Regulation to adopt rules; amending s. 893.03, F.S.; excepting from the list of Schedule I controlled substances certain xylazine animal drug products approved by the United States Food and Drug Administration and used for certain purposes; amending s. 893.13, F.S.; providing criminal penalties and requiring a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver xylazine; amending s. 893.135, F.S.; creating the offense of trafficking in xylazine; providing criminal penalties and requiring a mandatory minimum term of imprisonment and fines based on the quantity of the controlled substance involved in the offense; providing effective dates.

—was read the second time by title.

Senator Yarborough moved the following amendment which was adopted:

Amendment 1 (356888) (with title amendment)—Delete lines 33-50 and insert:

569.216 Prohibition on possessing, selling, delivering, or giving nitrous oxide; penalties; exceptions.—

(1) *It is unlawful for any dealer who is licensed or permitted under this chapter, or a dealer’s agent or employee, to possess, sell, possess with intent to sell, deliver, or give, directly or indirectly, nitrous oxide on or from the dealer’s licensed premises. A dealer or a dealer’s agent or employee who violates this subsection commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(2) *This section does not apply to a grocery store or supermarket, as licensed or permitted by the Department of Agriculture and Consumer*

Services, but does apply to a convenience business, as defined by s. 812.171.

(3) *This section does not prohibit the possession, sale, delivery, or giving of a finished food product in which nitrous oxide is used solely as a propellant.*

(4) *The Department of Business and Professional Regulation shall adopt rules regarding the possession, sale, delivery, or giving of nitrous*

And the title is amended as follows:

Delete line 9 and insert: providing applicability; providing construction;

On motion by Senator Yarborough, by two-thirds vote, **CS for SB 432**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

CS for CS for SB 928—A bill to be entitled An act relating to dangerous crimes; providing a short title; creating s. 903.0472, F.S.; requiring a court to remand to custody immediately a person who pleads guilty or nolo contendere to, or is found guilty of, a dangerous crime; requiring such person to remain in custody pending sentencing without the possibility of release on bond; providing applicability; providing construction; amending s. 907.041, F.S.; revising the definition of the term “dangerous crime”; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 928**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 445** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

CS for CS for HB 445—A bill to be entitled An act relating to dangerous crimes; providing a short title; creating s. 903.0472, F.S.; requiring a court to remand a person who pleads guilty or nolo contendere to, or is found guilty of, a dangerous crime to custody immediately; requiring such person to remain in custody pending sentencing without the possibility of release on bond; providing applicability; amending s. 907.041, F.S.; revising the definition of “dangerous crime”; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 928** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 445** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Boyd	Burgess
Arrington	Bracy Davis	Burton
Berman	Bradley	Calatayud
Bernard	Brodeur	DiCeglie

Gaetz	Massullo	Sharief
Garcia	Mayfield	Simon
Grall	McClain	Smith
Gruters	Osgood	Truenow
Harrell	Passidomo	Trumbull
Hooper	Pizzo	Wright
Jones	Polsky	Yarborough
Leek	Rodriguez	
Martin	Rouson	

Nays—None

CS for SB 620—A bill to be entitled An act relating to candidate qualifying; amending s. 99.021, F.S.; requiring a candidate for federal office to state in writing whether he or she intends to trade or has traded stock while serving in federal office; amending ss. 99.061 and 105.031, F.S.; requiring certain candidates to provide the filing officer a statement disclosing dual citizenship for nomination and election to federal, state, county, multicounty, district, or judicial office or to a district school board; reenacting s. 99.012(1)(b), F.S., relating to definition of the term “qualifying,” to incorporate the amendments made to ss. 99.061 and 105.031, F.S., in references thereto; requiring candidates for representative to Congress seeking ballot position by petition to obtain a specified percentage of signatures to qualify for such office; authorizing the obtainment of signatures from any registered voters in this state; specifying petition requirements; requiring candidates to file qualification paperwork with and pay a qualifying fee to the Department of State within a specified timeframe; specifying that requirements and procedures relating to qualifying for office must conform to specified provisions; providing effective dates.

—was read the second time by title.

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

Senators Pizzo and Gaetz moved the following amendment which was adopted:

Amendment 1 (864144) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (d) of subsection (1) of section 99.021, Florida Statutes, is amended to read:

99.021 Form of candidate oath.—

(1)

(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.

Section 2. 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 3. 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. 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 that states whether the candidate previously held

Yeas—37

Mr. President	Garcia	Pizzo
Arrington	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
DiCeglie	Osgood	
Gaetz	Passidomo	

Nays—None

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.

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 4, 2026: CS for CS for SB 1062, SB 1072, CS for CS for SB 1230, CS for SB 1706, CS for SB 186, CS for CS for SB 598, CS for SB 432, CS for CS for SB 928, SB 990, CS for SB 620, CS for SB 554, CS for CS for CS for SB 560, CS for SB 684, SB 778, CS for CS for SB 1134, CS for CS for CS for SB 1220, CS for CS for SB 1404, CS for CS for CS for SB 1690, CS for CS for SB 1138, CS for SB 676, CS for CS for SB 800, SB 174, CS for CS for SB 314, CS for CS for SB 332, CS for SB 442, CS for SB 196, CS for SB 864, CS for SB 524, CS for SB 482, CS for SB 7030, CS for CS for SB 1028.

Respectfully submitted,
Kathleen Passidomo, Rules Chair
Jim Boyd, Majority Leader
Lori Berman, Minority Leader

REPORTS OF COMMITTEES

The Committee on Rules recommends the following pass: CS for HB 245; CS for SB 934; CS for HB 1175; CS for CS for SB 1260; SB 1536; SB 1548; CS for CS for SB 1568; SB 7034; SB 7044

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 1178; SB 1192; CS for SB 1758; CS for SB 1760; SB 7046

The Committee on Fiscal Policy recommends a committee substitute for the following: CS for SB 1168

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 354; CS for SB 796; CS for SB 1080; SB 1096; SB 1366; CS for CS for SB 1566; CS for SB 1580; SB 1588; CS for SB 1620; CS for SB 1668

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Community Affairs; and Senator McClain—

CS for CS for CS for SB 354—A bill to be entitled An act relating to blue ribbon projects; creating s. 163.3249, F.S.; providing a purpose and legislative intent; defining terms; requiring that a development project meet certain requirements to qualify as a blue ribbon project; providing maximum residential density and nonresidential intensity permitted within the development area of a blue ribbon project; requiring that a specified percentage of the project's residential units meet certain requirements; requiring the development area to be developed in phases; requiring certain development rights and mitigation of project impacts to be vested for a specified period; requiring a blue ribbon project to have a blue ribbon plan; requiring such plan to contain certain documents; requiring such plan to be based on a specified period and specify certain information during such period; providing that a plan is not required to demonstrate certain need; requiring a project to receive dollar-for-dollar credits from a local government under certain circumstances; providing that certain easements or property must be granted without charge; prohibiting a plan from contemplating the use of a certain district; requiring a landowner to apply to the local government for approval of a plan, including certain amendments; providing that a

The Senate resumed consideration of—

CS for CS for SB 1134—A bill to be entitled An act relating to official actions of local governments; creating ss. 125.595 and 166.04971, F.S.; defining terms; prohibiting counties and municipalities, respectively, from funding or promoting or taking official action as it relates to diversity, equity, and inclusion; providing that certain ordinances, resolutions, rules, regulations, programs, and policies are void; prohibiting counties and municipalities, respectively, from expending funds for diversity, equity, and inclusion offices or for diversity, equity, and inclusion officers; providing that a county commissioner, a member of the governing body of a municipality, or any other county or municipal official acting in an official capacity who violates certain provisions commits misfeasance or malfeasance in office; prohibiting counties and municipalities, respectively, from providing or authorizing funds to be used to promote diversity, equity, and inclusion initiatives; authorizing a cause of action against counties and municipalities, respectively; authorizing a court to enter a judgment awarding certain relief, damages, and costs; providing construction and applicability; creating s. 287.139, F.S.; requiring potential recipients of county or municipal contracts or grants to make a certain certification to the county or municipality before being awarded such contract or grant; providing applicability; providing an effective date.

—which was previously considered and amended this day with pending **Amendment 3 (648678)** by Senator Yarborough.

Amendment 3 (648678) was adopted.

THE PRESIDENT PRESIDING

On motion by Senator Yarborough, by two-thirds vote, **CS for CS for SB 1134**, as amended, was read the third time by title, passed, ordered engrossed and, then certified to the House. The vote on passage was:

Yeas—25

Mr. President	Grall	Pizzo
Boyd	Gruters	Rodriguez
Bradley	Hooper	Simon
Brodeur	Leek	Truenow
Burgess	Martin	Trumbull
Burton	Massullo	Wright
DiCeglie	Mayfield	Yarborough
Gaetz	McClain	
Garcia	Passidomo	

Nays—11

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

plan that meets certain requirements is presumed, subject to rebuttal, to be consistent with the local government's comprehensive plan and in compliance with specified provisions; specifying that an applicant has a right to request that the application be reviewed at any time; prohibiting such a request from being made sooner than a specified time period; providing local government review requirements; providing notice requirements if the local government denies an application; providing that the blue ribbon plan governs the use of the property upon approval of the plan application by the local government; providing that a project may be located on land with any future land use designation or zoning designation; requiring the local government to record the plan following approval in the public records of the county in which the project property is located; requiring the local government to insert the text amendment into the comprehensive plan's future land use element and denote the site-specific amendment on the comprehensive plan's future land use map; prohibiting an applicant from amending a recorded plan or text amendment without undergoing a specified, limited review; authorizing an applicant to hire a private company to conduct plan reviews and building inspections; providing appeal procedures for the denial and approval of a blue ribbon plan application, including certain amendments; providing environmental review requirements; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senators Bradley and Jones—

CS for CS for SB 796—A bill to be entitled An act relating to veterinary medicine; providing a short title; amending s. 474.201, F.S.; revising legislative findings, intent, and purpose; amending s. 474.202, F.S.; defining the term “veterinary professional associate”; amending s. 474.2021, F.S.; increasing the amount of time for which prescriptions based solely on a veterinary telehealth evaluation may be issued for certain drugs; amending s. 474.203, F.S.; revising the applicability of certain exemptions; creating s. 474.2126, F.S.; providing requirements for veterinary professional associates to receive certificates of registration from the Department of Business and Professional Regulation; requiring the department to make a list of veterinary professional associate registrants publicly available on its website; authorizing the department to suspend the registration of a veterinary professional associate upon a certain determination by the Board of Veterinary Medicine; authorizing the department to rescind the registration of a veterinary professional associate under certain circumstances; prohibiting a person from holding himself or herself out as a veterinary professional associate under certain circumstances; authorizing a registered veterinary professional associate to engage in the practice of veterinary medicine under certain circumstances; prohibiting a registered veterinary professional associate from taking certain actions; providing exceptions; amending s. 828.30, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Rules; and Transportation; and Senator DiCeglie—

CS for CS for SB 1080—A bill to be entitled An act relating to transportation; requiring the Department of Transportation and any impacted local government to increase the minimum perception-reaction time for steady yellow signals at certain intersections by a specified amount of time; amending s. 316.008, F.S.; authorizing enforcement of restrictive school zone speed limits through the use of speed detection systems under certain conditions; providing that certain evidence is not required for a certain timeframe for speed detection systems installed before a certain date; revising circumstances for which counties and municipalities may place or install or contract to place or install speed detection systems; providing requirements for the physical placement of such speed detection systems; amending s. 316.0083, F.S.; deleting a provision prohibiting the issuance of certain notices of violation and traffic citations for failure to stop before crossing over a stop line or other point at which a stop is required under certain circumstances; defining the term “careful and prudent manner”; providing that certain counties and municipalities are responsible for and must maintain certain data for a specified period; amending s. 316.0776, F.S.; revising provisions relating to the placement and installation of certain speed detection systems and components thereof; limiting the violations that may be captured by such speed detection systems; amending s. 316.0777, F.S.; authorizing a private property owner to install an au-

tomated license plate recognition system for use on certain property for a specified purpose or in connection with controlling or enforcement of access to property; prohibiting a private property owner that installs such a system from accessing certain data or sharing or selling certain images and data; providing exceptions; requiring such private property owners to contractually obligate certain third parties to protect certain images and data from disclosure; prohibiting such private property owners from offering or providing as payment or other consideration certain proceeds to a third party; providing an exception; providing noncriminal penalties for the unauthorized use or release of certain information; amending s. 316.173, F.S.; revising procedures for certain administrative hearings; revising a limitation on the use of videos and images recorded as part of a school bus infraction detection system; requiring certain school districts to submit specified reports to the Department of Highway Safety and Motor Vehicles annually, rather than quarterly; requiring the department to publish such reports on its website; amending ss. 316.183 and 316.189, F.S.; authorizing counties and municipalities to set lower maximum speed limits in residence districts under certain circumstances; amending s. 316.1895, F.S.; requiring the use of flashing beacons under certain circumstances; providing that certain areas have until a specified date to place and install such beacons; amending s. 316.1896, F.S.; authorizing the enforcement of restrictive school zone speed limits through the use of speed detection systems only when flashing beacons are activated; providing that certain evidence is not required for a certain timeframe for speed detection systems installed before a certain date; providing that certain areas have until a specified date to place or install such beacons; revising the timeframe within which a person who receives a notice of violation is required to take certain action; revising the timeframe within which the registered owner of a vehicle must furnish a specified affidavit under certain circumstances; revising a limitation on the use of videos and images recorded as part of a speed detection system in a school zone; revising information that must be included in a specified report; deleting a provision authorizing the department to require the quarterly submission of certain data; requiring the department to publish such reports on its website; amending s. 316.1906, F.S.; providing that certain radar and LiDAR units are not required to be on certain lists; amending s. 316.650, F.S.; revising provisions relating to traffic citations; amending s. 318.15, F.S.; revising provisions relating to penalties for certain failures to comply; amending s. 318.18, F.S.; providing exceptions to requirements that certain civil penalties be remitted to school districts; revising costs which a local hearing officer may order payment of under certain circumstances; amending s. 320.02, F.S.; revising circumstances under which the department may withhold registration or reregistration of a motor vehicle; 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. 320.0848, F.S.; including certain pregnancy-related conditions in the list of disabilities that qualify a person for a disabled parking permit; repealing s. 320.0849, F.S., relating to expectant mother parking permits; amending s. 322.142, F.S.; authorizing the department to make and issue reproductions from certain files and digital records for identity verification purposes under certain circumstances; authorizing identity verification service providers to use department data for a specified purpose under certain conditions; prohibiting such providers from selling, sharing, or retaining certain information; prohibiting the department from allowing the use of digital imaged licenses for a private entity's business purposes; amending s. 332.007, F.S.; authorizing the Department of Transportation to fund certain project costs at certain airports; prohibiting the department from requiring certain matching funds; authorizing the provision of certain funds as matching funds for certain eligible projects; amending s. 337.11, F.S.; authorizing the department to make direct payments to a first-tier subcontractor; providing construction; requiring the department to adopt rules establishing certain procedures; providing requirements for such procedures; requiring that amounts paid to a first-tier subcontractor be deducted from amounts otherwise due to the contractor; amending s. 337.18, F.S.; requiring that a takeover agreement between the department and a surety set forth certain procedures; amending s. 339.175, F.S.; requiring metropolitan planning organizations serving specified counties to submit a certain feasibility report to the Governor and Legislature by a specified date, with certain goals; amending s. 339.85, F.S.; requiring the department to implement a Next-generation Traffic Signal Modernization Grant Program; providing the program's purpose; requiring

the department to implement a state-local partnership through a cost-sharing arrangement; specifying requirements for such arrangement; authorizing the department to waive local match requirements for certain intersections; requiring the department to prioritize grant applications for certain intersections and use competitive procurement to find certain vendors; specifying program requirements; providing for an annual appropriation; amending s. 775.15, F.S.; extending the period of limitation for certain traffic violations upon receipt of specified affidavits; providing legislative findings and intent; defining terms; requiring the department to conduct a statewide study on advanced detection and monitoring systems at public railroad-highway crossings; providing requirements for the study; authorizing the department to consult with certain entities; requiring a report to the Governor and Legislature by a specified date; reenacting s. 318.121, F.S., relating to preemption of additional fees, fines, surcharges, and costs, to incorporate the amendment made to s. 318.18, F.S., in a reference thereto; providing effective dates.

By the Committee on Rules; and Senator Burgess—

CS for SB 1096—A bill to be entitled An act relating to the Florida Civil Rights Act; amending s. 760.11, F.S.; deleting the requirement that the Florida Commission on Human Relations send certain information to certain persons by registered mail; making technical changes; revising the timeframe when a civil action may be brought for violations of the act; providing that if the commission or the Equal Employment Opportunity Commission does not make a determination within a specified timeframe, the complainant may bring a civil action within a specified timeframe; reenacting s. 760.07, F.S., relating to remedies for unlawful discrimination, to incorporate the amendment made to s. 760.11, F.S., in a reference thereto; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senator Grall—

CS for CS for SB 1168—A bill to be entitled An act relating to background screenings; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; defining the term “team based in this state”; providing that, effective on a specified date, an independent sanctioning authority is deemed to be a qualified entity for the purpose of participating in the Care Provider Background Screening Clearinghouse; authorizing an independent sanctioning authority to allow certain persons to act as athletic coaches and referees without passing certain background screening qualifications under certain circumstances; amending s. 943.0542, F.S.; requiring qualified entities to designate a user administrator for a specified purpose; authorizing such qualified entities to designate additional authorized users with certain delegated authority; revising requirements related to the release of specified records from the Care Provider Background Screening Clearinghouse to a qualified entity; amending ss. 943.0585 and 943.059, F.S.; prohibiting certain persons from denying or failing to acknowledge certain criminal history records that have been expunged or sealed; requiring the Department of Law Enforcement to disclose sealed criminal history records under specified circumstances; reenacting ss. 943.053(3)(c), 943.0578(4), and 943.0582(2)(b), F.S., relating to dissemination of criminal justice information, lawful self-defense expunction, and diversion program expunction, respectively, to incorporate the amendments made to ss. 943.0585 and 943.059, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Ethics and Elections; and Senators Grall and Avila—

CS for CS for SB 1178—A bill to be entitled An act relating to foreign influence; providing a short title; amending s. 11.045, F.S.; requiring lobbyists to disclose on registration forms whether each principal represented is a foreign country of concern or an entity organized under or having its principal place of business in a foreign country of concern; defining the term “foreign country of concern”; amending s. 63.213, F.S.; prohibiting preplanned adoption agreements unless certain conditions are met; amending s. 112.313, F.S.; defining the terms “designated foreign terrorist organization” and “foreign country of concern”; prohibiting specified persons from soliciting or accepting anything of value from a designated foreign terrorist organization, a

foreign country of concern, or persons or entities representing such organizations or countries; amending s. 112.3142, F.S.; requiring the Commission on Ethics to adopt certain rules by a specified date; amending ss. 112.3215 and 112.3261, F.S.; requiring lobbyists to disclose on registration forms whether each principal represented is a foreign country of concern or an entity organized under or having its principal place of business in a foreign country of concern; defining the term “foreign country of concern”; amending s. 205.0532, F.S.; authorizing any appropriate tax collector to revoke or refuse to renew business tax receipts of specified individuals, businesses, or entities; authorizing such tax collector or a local governing authority to request a specified sworn affidavit or declaration from such individual, business, or entity; providing criminal penalties; amending s. 287.138, F.S.; revising definitions and defining terms; prohibiting a governmental entity from knowingly entering into certain contracts with foreign sources of concern; prohibiting governmental entities from extending and renewing certain contracts beginning on a specified date; prohibiting governmental entities from accepting a bid on, a proposal for, or a reply to, or entering into, contracts involving information technology or providing access to an individual’s personal identifying information unless a certain affidavit signed by an officer or a representative is provided to the governmental entity beginning on a specified date; authorizing a governmental entity to enter into, extend, or renew certain contracts if the Department of Management Services makes specified written determinations; requiring the department to submit to the Governor and Legislature specified written reports beginning on a specified date; providing applicability; authorizing the department to create a specified list and to adopt rules; amending s. 288.816, F.S.; prohibiting certain activities encouraging affiliations with foreign countries of concern; requiring the Department of Commerce to publish and update certain information on its website; amending s. 288.8175, F.S.; removing the Florida-China Institute from the list of linkage institutes; deleting an exemption for linkage institutes; prohibiting a linkage institute from entering into an agreement or participating in an activity with a foreign country of concern; amending s. 288.854, F.S.; authorizing the Governor to suspend certain laws or rules relating to Cuba for a specified period under certain circumstances; prohibiting such suspension from being renewed or extended; prohibiting the Governor from suspending the same laws or rules without express authorization from the Legislature; requiring the Governor to submit to the Legislature certain written recommendations within a specified timeframe; providing for future legislative repeal of certain provisions; amending s. 288.860, F.S.; requiring that certain agreements be terminated by a specified date; amending s. 316.0078, F.S.; revising the definitions of the terms “controlling interest” and “foreign country of concern”; amending s. 496.404, F.S.; revising the definition of the term “foreign source of concern”; amending s. 692.201, F.S.; revising the definition of the term “foreign country of concern”; creating s. 692.21, F.S.; defining terms; prohibiting certain entities with access to critical infrastructure facilities from entering into certain contracts or agreements with foreign sources of concern; requiring, beginning on a specified date, certain entities to register with the Department of Commerce by a specified date for a specified timeframe; requiring the department to adopt registration forms; providing requirements for such forms; providing civil and criminal penalties; requiring certain entities to provide a signed affidavit to the department attesting that the buyer or transferee of a critical infrastructure facility is not a foreign source of concern; prohibiting information technology from a foreign source of concern from being used in critical infrastructure facilities; authorizing a governmental entity or business entity to enter into certain contracts or agreements if the department, in consultation with the Department of Management Services, makes specified written determinations; requiring the Department of Commerce to submit to the Governor and Legislature specified written reports beginning on a specified date; providing applicability; requiring the department to adopt rules; amending s. 742.15, F.S.; prohibiting contracts for gestational surrogacy unless certain conditions are met; creating s. 775.08255, F.S.; defining terms; providing for the reclassification of criminal penalties under certain circumstances; providing a minimum mandatory term of imprisonment; creating s. 775.36, F.S.; defining terms; prohibiting enforcement of certain laws of a foreign government; providing criminal penalties; amending s. 282.802, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Appropriations; and Senators Polsky and Arington—

CS for SB 1192—A bill to be entitled An act relating to customer service callback queues; amending s. 23.30, F.S.; defining the term “callback queue”; establishing a pilot program to require the Department of Commerce to use a callback queue for returning certain calls; requiring that calls be returned in a specified manner; requiring the department to report specified information to the Legislature by a certain date; providing an effective date.

By the Committee on Rules; and Senators Brodeur and Rouson—

CS for SB 1366—A bill to be entitled An act relating to claims against the government; amending s. 768.28, F.S.; increasing the statutory limits on the liability of the state and its agencies and subdivisions for tort claims; revising exceptions relating to instituting actions on tort claims against the state or one of its agencies or subdivisions; revising the period after which the failure of certain entities to make a final disposition of a claim shall be deemed a final denial of the claim for certain purposes; revising the statute of limitations for tort claims against the state or one of its agencies or subdivisions and exceptions thereto; deleting obsolete language; making technical changes; providing applicability; amending ss. 29.0081, 39.8297, 343.811, and 944.713, F.S.; conforming cross references; conforming provisions to changes made by the act; reenacting ss. 45.061(5), 95.11(6)(f), 110.504(4), 111.071(1)(a), 125.01015(2)(b), 163.01(3)(h) and (15)(k), 190.043, 213.015(13), 252.51, 252.89, 252.944, 260.0125(2), 284.31, 284.38, 322.13(1)(b), 337.19(1), 341.302(17), 343.811(3), 351.03(4)(c), 373.1395(6), 375.251(3)(a), 381.0056(9), 393.075(3), 394.9085(7), 395.1055(10)(g), 403.706(17)(c), 409.175(15)(b), 409.993(1), (2)(a), and (3)(a), 420.504(8), 455.221(3), 455.32(5), 456.009(3), 456.076(15)(a), 471.038(3), 472.006(11)(b), 497.167(7), 513.118(2), 548.046(1), 556.106(8), 589.19(4)(e), 627.7491(3) and (4), 723.0611(2)(c), 760.11(5), 766.1115(4), 766.112(2), 768.1355(3), 768.1382(7), 768.295(4), 946.5026, 946.514(3), 961.06(8), 984.09(3), 1002.33(12)(h), 1002.333(6)(b), 1002.34(17), 1002.37(2), 1002.55(3)(l), 1002.83(10), 1002.88(1)(p), 1006.24(1), and 1006.261(2)(b), F.S., relating to offers of settlement; limitations other than for the recovery of real property; volunteer benefits; payment of judgments or settlements against certain public officers or employees; office of the sheriff; the Florida Interlocal Cooperation Act of 1969; suits against community development districts; taxpayer rights; liability; tort liability; tort liability; limitation on liability of private landowners whose property is designated as part of the statewide system of greenways and trails; scope and types of coverages; effect of waiver of sovereign immunity; driver license examiners; suits by and against the Department of Transportation; rail program; power to assume indemnification and insurance obligations; railroad-highway grade-crossing warning signs and signals; limitation on liability of a water management district with respect to areas made available to the public for recreational purposes without charge; limitation on liability of persons making available to the public certain areas for recreational purposes without charge; school health services program; general liability coverage; behavioral provider liability; rules and enforcement; local government solid waste responsibilities; licensure of family foster homes, residential child-caring agencies, and child-placing agencies; lead agencies and subcontractor liability; the Florida Housing Finance Corporation; legal and investigative services; the Management Privatization Act; legal and investigative services; impaired practitioner programs; the Florida Engineers Management Corporation; the Department of Agriculture and Consumer Services; administrative matters; conduct on premises and refusal of service; physician’s attendance at match; liability of the member operator, excavator, and system; creation of certain state forests, naming of certain state forests, and the Operation Outdoor Freedom Program; official law enforcement vehicles and motor vehicle insurance requirements; the Florida Mobile Home Relocation Corporation; administrative and civil remedies and construction; health care providers and creation of agency relationship with governmental contractors; comparative fault; the Florida Volunteer Protection Act; streetlights, security lights, and other similar illumination and limitation on liability; Strategic Lawsuits Against Public Participation (SLAPP) prohibited; sovereign immunity in tort actions; liability of corporation for inmate injuries; compensation for wrongful incarceration; punishment for contempt of court and alternative sanctions; charter schools; persistently low-performing schools; charter technical career centers; the Florida Virtual School; school-year pre-

kindergarten program delivered by private prekindergarten providers; early learning coalitions; school readiness program provider standards and eligibility to deliver the school readiness program; tort liability and liability insurance; and use of school buses for public purposes, respectively, to incorporate changes made to s. 768.28, F.S., in references thereto; providing an effective date.

By the Committee on Rules; the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Community Affairs; and Senator DiCeglie—

CS for CS for CS for SB 1566—A bill to be entitled An act relating to local government finances; providing a short title; amending s. 129.03, F.S.; revising the timeframe during which tentative budgets, and the length of time for which final budgets, must be posted on county websites; requiring the county to hold a budget workshop for a specified purpose by a certain date; requiring the county to post a certain budget reduction exercise or link on its website; requiring that tentative, adopted tentative, and final budgets be posted on a county’s website; specifying requirements for such posted budgets; deleting obsolete language; requiring counties to prepare certain quarterly compensation summaries; requiring that such summaries be posted on a county website in a certain format; requiring counties to publish budget development calendars; specifying requirements for such calendars; providing that such publication may not serve as a basis for certain actions; amending s. 129.06, F.S.; revising the length of time for which a public hearing for an amendment to a county budget must be advertised; requiring that proposed amendments be posted on the county’s website on a certain date; revising the length of time for which adopted amendments must remain on such website; amending s. 163.3164, F.S.; defining the terms “impact fee” and “plan-based methodology”; amending s. 163.3180, F.S.; authorizing a local government to adopt an alternative transportation system that is mobility-plan and fee-based or that is not mobility-plan and fee-based, including impact fees, under certain circumstances; providing construction; prohibiting certain interlocal agreements from extending beyond a specified date; deleting an exception to an applicability provision relating to concurrency; amending s. 163.31801, F.S.; defining the term “extraordinary circumstances”; specifying requirements applicable to local governments and special districts for impact fees adopted or increased after a specified date; requiring that a demonstrated-need study use a plan-based methodology for a certain purpose; requiring that certain capacity standards be specified in a certain impact fee study; requiring that a demonstrated-need study be accompanied by a certain declaration; requiring local governments, school districts, and special districts to use localized data for a certain purpose; prohibiting local governments, school districts, and special districts from using certain data for a specified purpose; prohibiting local governments, school districts, and special districts from including certain deductions in certain impact fee increases and from increasing impact fee rates beyond certain phase-in limitations by more than a specified percentage within a certain timeframe; providing procedures relating to impact fee payor refunds and credits of impact fee overpayments; providing legislative intent; prohibiting the use of certain provisions as an admission against interest; amending s. 166.241, F.S.; revising the timeframe during which tentative budgets, and the length of time for which final budgets, must be posted on municipal or county websites, as applicable; requiring the municipality to hold a budget workshop for a specified purpose by a certain date; requiring the municipality to post a certain budget reduction exercise or link on its website or the county’s website, as applicable; requiring that tentative, adopted tentative, and final budgets be posted on a municipality’s website or the county’s website, as applicable; specifying requirements for such posted budgets; deleting obsolete language; requiring that proposed amendments be posted on a certain website on a certain date; revising the length of time for which adopted amendments must remain on such website; requiring municipalities to prepare certain quarterly compensation summaries; requiring that such summaries be posted in a specified manner; requiring municipalities to publish budget development calendars in a specified manner; specifying requirements for such calendars; providing that such publication may not serve as a basis for certain actions; amending s. 212.055, F.S.; conforming a cross-reference; declaring that the act fulfills an important state interest; providing an effective date.

By the Committees on Rules; and Regulated Industries; and Senator Martin—

CS for CS for SB 1580—A bill to be entitled An act relating to illegal gaming; repealing s. 849.23, F.S., relating to penalties and violations related to illegal gambling; amending s. 16.71, F.S.; requiring that the Florida Gaming Control Commission, rather than the chair of the commission, appoint an inspector general; authorizing the commission to delegate any of the duties and powers of an agency head to a commissioner, with an exception; amending s. 16.712, F.S.; revising the information to be included in the commission's annual report to the Governor and the Legislature; amending s. 16.713, F.S.; authorizing a person who is ineligible for employment with the commission to submit a waiver request to the commission asking to be considered eligible for employment if the person possesses certain expertise or experience; requiring the commission to consider such requests on a case-by-case basis and to approve or deny such requests; providing that such person is eligible for employment with the commission if the waiver request is approved by the commission; providing applicability; providing the standard of review for such waiver requests; authorizing the commission to adopt rules; amending s. 16.715, F.S.; revising the standards of conduct for current and former commissioners and employees of the commission; revising the persons who may not hold permits or licenses relating to gaming within a certain timeframe; prohibiting such persons from accepting employment or compensation from or engaging in any business activity with certain persons or entities for a specified timeframe; authorizing certain employees to request that the commission waive certain postemployment restrictions for a certain purpose; requiring the commission to consider and approve or deny each waiver request on a case-by-case basis; authorizing the commission to adopt rules; amending s. 20.055, F.S.; conforming a provision to changes made by the act; amending s. 546.10, F.S.; authorizing certain veterans' service organizations to petition the commission for a declaratory statement to determine whether a game or machine is authorized by law before such organizations purchase or install such game or machine; prohibiting the purchase or installation of a game or machine awaiting such declaratory statement until the declaratory statement has been issued; authorizing veterans' service organizations that have a game or machine already installed on their premises to petition the commission for a declaratory statement to determine whether a game or machine is authorized by law; prohibiting such veterans' service organizations from petitioning the commission if the game, machine, premises, or organization is the subject of an ongoing criminal investigation; requiring the commission to issue the declaratory statement or deny the petition for a declaratory statement within a specified timeframe; prohibiting the commission from denying a veterans' service organization's petition that is validly requested; providing that a petition is deemed complete if the petition includes certain information; providing that the declaratory statement is valid only for the game or machine for which it was requested; providing that a declaratory statement is invalid if the specifications of the game or machine have changed; providing that the declaratory statement is binding on the commission and may be introduced in subsequent proceedings as evidence of a good faith effort to comply with certain provisions; providing construction; amending s. 551.107, F.S.; requiring the commission to consider and approve or deny waiver requests on a case-by-case basis; providing the standard of review for certain actions of the commission; making technical changes; amending s. 551.114, F.S.; authorizing a slot machine licensee to apply to the commission to change the location of its designated slot machine gaming area under certain circumstances; requiring the licensed parimutuel permitholder to submit to the commission a survey indicating specified information; providing that the commission is responsible for approving or denying the application to change the location of the designated slot machine gaming area; requiring a slot machine licensee to apply to the commission using forms adopted by the commission; requiring the commission to examine the application and approve or deny the application within a specified timeframe; authorizing the commission to adopt rules; amending s. 782.04, F.S.; revising the underlying felonies for felony murder of the second degree to include keeping a gambling house; amending s. 838.12, F.S.; providing criminal penalties for persons who stake, bet, or wager any money or other thing of value upon the result of certain games, contests, matches, races, or sports if such persons have knowledge that the outcome of the games, contests, matches, races, or sports is prearranged or predetermined; making technical changes; amending s. 843.08, F.S.; revising a prohibition on false personation of certain persons to include any personnel or representative of the commission; amending ss. 849.01 and 849.02, F.S.; re-

vising the criminal penalties for persons who keep a gambling house or are agents or employees of a keeper of a gambling house, respectively; defining the term "course of conduct"; prohibiting a person from knowingly or recklessly benefit or participate in a course of conduct in furtherance of illegal gambling; creating s. 849.021, F.S.; defining the terms "government employee" and "political subdivision"; prohibiting a government employee from knowingly certifying, licensing, approving, aiding, facilitating, or concealing the operation of a gambling house; providing criminal penalties; providing applicability; creating s. 849.023, F.S.; defining terms; providing that violations of certain laws are deemed immediate and serious dangers to public health, safety, and welfare; authorizing the Department of Business and Professional Regulation, the commission, or the Office of Financial Regulation to summarily suspend the license of certain persons violating such laws; authorizing a licensee or an applicant to retain, apply for, or be reissued a license if the license-issuing agency finds that such licensee has removed the controlling person violating such laws from the business; providing that a licensee is subject to a specified fine; amending s. 849.03, F.S.; revising the criminal penalties for persons who rent or lease a house for gambling purposes; defining the term "knowingly"; amending s. 849.08, F.S.; defining terms; providing criminal penalties for persons who play, engage in, operate, conduct, or promote Internet gambling or Internet sports wagering; providing applicability; amending s. 849.086, F.S.; revising the prohibited activities of licensed cardrooms; providing criminal penalties for violations of such prohibitions; republishing s. 849.09, F.S., relating to the prohibition against lotteries; amending s. 849.11, F.S.; providing criminal penalties for persons who play in person, or by the use of the Internet, certain games of chance; providing criminal penalties for persons who set up, operate, conduct, promote, or receive any money or other thing of value for certain prohibited conduct; amending s. 849.13, F.S.; revising the criminal penalties for persons convicted of a second or subsequent violation in connection with lotteries; reclassifying certain criminal violations to the next level higher in the Criminal Punishment Code's offense severity ranking chart; amending s. 849.14, F.S.; making technical changes; amending s. 849.15, F.S.; defining terms; revising criminal penalties relating to persons owning or operating slot machines or devices; providing that all shipments of legal slot machines into Indian lands are deemed legal shipments under certain circumstances; creating s. 849.155, F.S.; providing criminal penalties for persons who knowingly sell, purchase, manufacture, transport, deliver, or bring into this state more than a specified number of slot machines or devices or any parts thereof; defining the term "parts thereof"; providing for fines for specified violations; providing that any county in which slot machine gaming is authorized is exempt from certain federal provisions; providing that all shipments of slot machines into any county in this state are deemed legal shipments if specified requirements are met; providing that all shipments of legal gaming devices into Indian lands located within this state are deemed legal shipments under certain circumstances; requiring that any fines imposed and collected be deposited into the Parimutuel Wagering Trust Fund to be used for a specified purpose; creating s. 849.157, F.S.; prohibiting persons from knowingly and willfully making or disseminating materially false or misleading statements or information regarding the legality of a slot machine or device to facilitate the sale of such slot machine or device; providing criminal penalties; amending s. 849.18, F.S.; revising the circumstances under which a judge may order a slot machine, apparatus, or device seized; authorizing the commission to destroy a seized machine, apparatus, or device after a specified timeframe if no arrests or criminal charges have been filed and no person files a claim for such machine, apparatus, or device; creating s. 849.181, F.S.; providing legislative intent; defining terms; authorizing a criminal justice agency having custody of excess slot machines related to a legal proceeding or ongoing criminal investigation to destroy such machines if the criminal justice agency takes certain actions; requiring that written descriptions of such slot machines be made under oath by the investigating law enforcement officer before the slot machines are destroyed; requiring that photographs and video recordings of such slot machines be authenticated by the photographer's or videographer's signature; requiring that a law enforcement officer create written and sworn documentation of certain information regarding a destroyed slot machine; providing that such photographs or video recordings may be deemed competent evidence and may be admissible in a prosecution to the same extent as if such slot machines were introduced as evidence; providing severability; creating s. 849.47, F.S.; defining the term "illegal gambling"; prohibiting persons from knowingly and willfully transporting, or procuring the transportation of, certain persons into this state for the purpose of illegal gam-

bling; providing criminal penalties; creating s. 849.48, F.S.; defining the term “illegal gambling”; prohibiting persons from advertising illegal gambling or setting up any type or plate for any type for advertising illegal gambling; providing criminal penalties; providing exceptions; creating s. 849.49, F.S.; providing legislative findings and intent; prohibiting counties, municipalities, or other political subdivisions from enacting or enforcing any ordinance or local rule relating to certain gaming and gambling activities; providing applicability; creating s. 849.51, F.S.; providing legislative findings; creating the Limited Slot Machine Surrender Program within the commission; providing the purpose of the program; providing that the surrender of any slot machine to the commission is irrevocable and final; providing that an individual or organization that surrenders a slot machine pursuant to the program is immune from criminal prosecution; requiring that the program begin and end within specified timeframes; requiring the commission to advertise the program before a specified timeframe; providing that a person or entity that surrenders a gaming device does not have any rights to the property in any of the devices surrendered; authorizing the commission to enter into memoranda of understanding with other criminal justice agencies to administer the program; amending s. 903.046, F.S.; revising the circumstances a court must consider when determining whether to release a defendant on bail or other conditions; amending s. 921.0022, F.S.; revising the ranking of certain offenses on the offense severity ranking chart of the Criminal Punishment Code; amending ss. 772.102, 849.17, 849.18, 849.20, 849.21, 849.22, and 895.02, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committee on Rules; and Senators Gruters and Rodriguez—

CS for SB 1588—A bill to be entitled An act relating to legal tender; ratifying specified rules relating to legal tender for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to chapter 2025-100, Laws of Florida; repealing s. 18 of chapter 2025-100, Laws of Florida, which repeals specified provisions relating to legal tender; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Leek and Gaetz—

CS for CS for SB 1620—A bill to be entitled An act relating to public education; creating s. 1001.366, F.S.; providing members of a district school board with specified rights; amending s. 1001.42, F.S.; requiring that certain documents from district school board meetings be kept as public records; amending s. 1012.22, F.S.; defining the term “good cause”; providing that a school district employee may not be required or incentivized to sign a nondisclosure agreement or confidentiality agreement; prohibiting a school district from imposing certain conditions on employment; providing an effective date.

By the Committee on Rules; the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Burton—

CS for CS for SB 1668—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Association; amending s. 409.910, F.S.; requiring the Agency for Health Care Administration to recover from the Florida Birth-Related Neurological Injury Compensation Association specified costs incurred by Medicaid; reordering and amending s. 766.302, F.S.; defining terms; revising definitions; amending s. 766.303, F.S.; revising the exclusiveness of rights and remedies of the Florida Birth-Related Neurological Injury Compensation Plan; making technical and conforming changes; amending s. 766.305, F.S.; making technical and conforming changes; amending s. 766.309, F.S.; conforming a cross-reference; amending s. 766.31, F.S.; revising the expenses covered by an award for compensation under the plan; revising services eligible for compensation under certain annual benefits under the plan; providing an additional benefit for psychotherapeutic services for family members upon the death of a participant; revising eligibility criteria for transportation and housing assistance benefits under the plan; providing coverage of certain legal costs under the plan; requiring the plan to reimburse certain claims and payments for plan participants also enrolled in the state Medicaid program; requiring that such funds be credited to the agency’s Medical Care Trust Fund; requiring the plan to reimburse certain participants by a specified date; prohibiting compensation under the plan for family

residential or custodial care under certain circumstances; authorizing the association to file a petition with the Division of Administrative Hearings if there is a dispute regarding overpayment of an expense reimbursement under the plan; deleting obsolete language; requiring family members of plan participants to continuously maintain certain health insurance coverage for the participant; requiring family members of plan participants to obtain such coverage or apply for Medicaid coverage within a specified timeframe after entry of a final order for an award for compensation under the plan; requiring family members of current plan participants to obtain the requisite health insurance coverage by a specified date; amending s. 766.314, F.S.; requiring the directors of the association to submit a plan of operation, and any amendments thereto, to the Office of Insurance Regulation for approval; revising requirements for such plan; revising the schedule of assessments participating hospitals and physicians are required to pay to the association; deleting obsolete language; making technical and conforming changes; requiring the association to submit revised quarterly claim estimates to the office within a specified timeframe; extending the timeframe in which the association is authorized to accept new claims notwithstanding certain other provisions; requiring the association to notify the Governor, the Legislature, the office, the agency, and the Department of Health within a specified timeframe if certain plan estimates exceed specified limits; postponing the future repeal of a specified provision; amending s. 766.315, F.S.; revising membership of the association’s board of directors; prohibiting the board of directors from creating new benefits or expanding existing benefits under the plan under certain circumstances; providing construction; revising requirements for certain reports of the association; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Gaetz, Brodeur, and Massullo—

CS for CS for SB 1758—A bill to be entitled An act relating to public assistance; amending s. 409.904, F.S.; authorizing the Agency for Health Care Administration to conduct retrospective reviews and audits of certain claims under the state Medicaid program for a specified purpose; creating s. 409.9041, F.S.; providing legislative findings; requiring the agency to seek federal approval to implement mandatory work and community engagement requirements for able-bodied adults as a condition of obtaining and maintaining Medicaid coverage; prohibiting the agency from implementing such requirements until certain conditions are met; requiring the agency, in consultation with the Department of Children and Families, to develop a business plan to implement specified provisions; specifying requirements for the plan; requiring the agency to submit the plan to the Governor and the Legislature by a specified date; specifying populations that are subject to such work and community engagement requirements; providing exceptions; defining the term “family caregiver”; specifying the types of activities which may satisfy the work and community engagement requirements; providing that a certain population is required to engage in work or community engagement activities only during standard school hours; requiring persons eligible for Medicaid to demonstrate compliance with the work and community engagement requirements at specified times as a condition of maintaining Medicaid coverage; requiring the agency to develop a process for ensuring compliance with the work and community engagement requirements; requiring that such process align, to the extent possible, with certain existing processes; requiring the department to verify compliance with the work and community engagement requirements at specified intervals; requiring the agency, in coordination with the department, to conduct outreach regarding implementation of the work and community engagement requirements; specifying requirements for such outreach; specifying procedures in the event of noncompliance; requiring the agency, in coordination with the department, to notify a Medicaid recipient of a finding of noncompliance and the impact to eligibility for continued receipt of services; specifying requirements for such notice; amending s. 409.905, F.S.; deleting a requirement that the agency discontinue its hospital retrospective review program under certain circumstances; revising construction; requiring the agency to maintain cost-effective purchasing practices in its coverage of hospital inpatient services rendered to Medicaid recipients; amending s. 409.906, F.S.; requiring the agency to seek federal approval to implement a program for expanded coverage of home- and community-based behavioral health services for a specified population; specifying the goal of the program; requiring the agency to work in coordination with the department to develop the program; requiring the agency and the de-

partment to develop certain estimates and submit them to the Legislature in a specified manner before the program may be implemented; amending s. 409.91195, F.S.; revising the purpose of the Medicaid Pharmaceutical and Therapeutics Committee to include creation of a Medicaid preferred physician-administered drug list, a Medicaid preferred product list, and a high-cost drug list; requiring the agency to adopt such lists upon recommendation of the committee; specifying the frequency with which the committee must review such lists for any recommended additions or deletions; specifying parameters for such recommended additions and deletions; providing that reimbursement for drugs not included on such lists is subject to prior authorization, with an exception; requiring the agency to publish and disseminate such lists to all Medicaid providers in the state by posting on the agency's website or in other media; providing requirements for public testimony related to proposed inclusions on or exclusions from certain lists; requiring the committee to consider certain factors when developing such recommended additions and deletions; amending s. 409.912, F.S.; revising the components of the Medicaid prescribed-drug spending-control program to include the preferred physician-administered drug list, the preferred product list, and the high-cost drug list; providing requirements for such lists; providing that the agency does not need to follow rulemaking procedures of ch. 120, F.S., when posting updates to such lists; requiring the agency to establish certain procedures relating to prior authorization requests for drugs on the high-cost drug list; establishing an alternative reimbursement methodology for long-acting injectables administered for severe mental illness in a hospital facility setting; requiring the agency to contract with a vendor to perform a fiscal impact study of the federal 340B Drug Pricing Program; providing requirements for the study; requiring specified entities to submit certain data to the agency for purposes of the study; providing that noncompliance with such requirement may result in sanctions from the agency or the Board of Pharmacy, as applicable; requiring the agency to submit the results of the study to the Governor and the Legislature by a specified date; providing construction; amending s. 409.913, F.S.; revising the definition of the term "overpayment"; providing that determinations of an overpayment under the Medicaid program may be based upon retrospective reviews, investigations, analyses, or audits conducted by the agency to determine possible fraud, abuse, overpayment, or recipient neglect; providing that certain notices may be provided using other common carriers, as well as through the United States Postal Service; creating s. 414.321, F.S.; requiring the department to limit eligibility for food assistance to individuals meeting specified criteria; requiring that food assistance recipients provide certain documentation for purposes of eligibility redeterminations; prohibiting the department from relying solely on an individual's self-attestations to determine certain expenses; authorizing the department to adopt policies and procedures to accommodate certain applicants and recipients; creating s. 414.332, F.S.; requiring the department to develop and implement a food assistance payment accuracy improvement plan for a specified purpose; requiring the department to reduce the payment error rate to below a specified percentage; providing requirements for the plan; requiring the department to submit the plan to the Governor and the Legislature by a specified date; requiring the department, by a specified date, to submit quarterly progress reports of specified information to the Governor and the Legislature; providing for future repeal; amending s. 414.39, F.S.; requiring the department to require photographic identification on the front of electronic benefits transfer (EBT) cards, to the extent allowable under federal law; amending s. 414.455, F.S.; revising criteria for individuals required to participate in an employment and training program to receive food assistance from the Supplemental Nutrition Assistance Program; requiring the department to apply and comply with certain work requirements in accordance with federal law for food assistance; amending s. 409.91196, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Brodeur, Gaetz, Rouson, Massullo, Garcia, and Harrell—

CS for CS for SB 1760—A bill to be entitled An act relating to health care coverage; amending s. 1.01, F.S.; defining the term "Joint Legislative Committee on Medicaid Oversight"; creating s. 11.405, F.S.; establishing the Joint Legislative Committee on Medicaid Oversight for specified purposes; providing for membership, subcommittees, and meetings of the committee; specifying duties of the committee; authorizing the committee to submit periodic reports to the Legislature; re-

quiring the Auditor General and the Agency for Health Care Administration to enter into and maintain a data sharing agreement for a certain purpose by a specified date; requiring the Auditor General to assist the committee by providing certain staff or consulting services; requiring state agencies, political subdivisions of the state, and entities contracted with state agencies to give the committee access to certain records, papers, and documents; authorizing the committee to compel testimony and evidence according to specified provisions; providing for additional powers of the committee; providing that certain joint rules of the Legislature apply to the proceedings of the committee; requiring the agency to notify the committee of certain changes and provide a report containing specified information to the committee; requiring the agency to submit a copy of certain reports to the committee; amending s. 409.962, F.S.; defining terms; amending s. 409.967, F.S.; revising encounter data reporting requirements for prepaid Medicaid plans; requiring that the agency's analysis of such encounter data include identification of specified occurrences; requiring the agency to use such analysis in setting managed care plan capitation rates; requiring that managed care plan contracts require any third-party administrative entity contracted with the plan to adhere to specified requirements; specifying additional types of payments which may not be included in calculating income for purposes of the achieved savings rebate; requiring, rather than authorizing, the agency to calculate the medical loss ratio for all managed care plans under certain circumstances; revising requirements for the calculation of medical loss ratios; requiring the agency to report medical loss ratios quarterly and annually for each managed care plan to the Governor and the Legislature within a specified timeframe; requiring the agency to ensure oversight of affiliated entities and related parties paid by managed care plans; requiring the agency to examine specified records and data related to such entities and parties; requiring the agency to consider certain data and findings when developing managed care plan capitation rates; revising the income sharing ratios used to calculate the achieved savings rebate beginning on a specified date; creating s. 409.9675, F.S.; requiring managed care plans to report to the agency and the Office of Insurance Regulation the existence of and specified details relating to certain affiliations by a specified date and annually thereafter; requiring managed care plans to report any change in such information to the agency and the office in writing within a specified timeframe; requiring the agency to calculate, analyze, and publicly report on the agency's website an assessment of affiliated entity payment transactions in the Medicaid program and certain administrative costs by a specified date and annually thereafter; providing requirements for the assessment; amending s. 626.8825, F.S.; defining the term "affiliated manufacturer"; revising the definition of the term "pharmacy benefits plan or program"; revising requirements for contracts between a pharmacy benefit manager and a participating pharmacy; revising the frequency of and deadlines for certain reports pharmacy benefit managers are required to submit to the office beginning on a specified date; amending s. 626.8827, F.S.; revising and specifying additional practices pharmacy benefit managers are prohibited from engaging in; amending s. 627.42392, F.S.; conforming a cross-reference; providing effective dates.

By the Committees on Appropriations; and Finance and Tax—

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 distribution 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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed HB 169 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Alvarez, J., López, J.—

HB 169—A bill to be entitled An act relating to acupuncture; amending s. 457.102, F.S.; revising and providing definitions; amending s. 457.105, F.S.; revising licensure requirements; providing applicability; amending ss. 457.107 and 457.116, F.S.; conforming provisions to changes made by the act; amending s. 457.1085, F.S.; removing obsolete provisions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 273 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Johnson—

CS for HB 273—A bill to be entitled An act relating to special districts; transferring, renumbering, and amending s. 189.056, F.S.; defining the term "downtown development district"; providing that the boundaries of a downtown development district may only be changed in a specified manner; requiring the adopted budget of a downtown development district to contain specified information; prohibiting certain expenditures from exceeding a specified percentage of such budget; defining the term "administrative and overhead expenditures"; requiring such budget to be approved in a specified manner; amending s. 215.971, F.S.; revising agency agreements that provide state financial assistance to recipients or subrecipients to include specified special districts as an entity to which such agency may provide for the payment of invoices under specified circumstances; providing construction; amending s. 288.0656, F.S.; revising the definition of "rural community" to include specified special districts; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 277, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Tendrich, Nix, Abbott, Albert, Alvarez, D., Alvarez, J., Anderson, Andrade, Antone, Aristide, Baker, Bankson, Barnaby, Bartleman, Basabe, Benarroch, Berfield, Black, Blanco, Booth, Borrero, Botana, Boyles, Brackett, Brannan, Buchanan, Busatta, Campbell, Canady, Cassel, Chamberlin, Chambliss, Chaney, Cobb, Conerly, Cross, Daley, Daniels, Driskell, Duggan, Dunkley, Eskamani, Esposito, Fabricio, Franklin, Gantt, Garrison, Gentry, Gerwig, Giallombardo, Gonzalez Pittman, Gossett-Seidman, Gottlieb, Greco, Griffiths, Grow, Harris, Hart-Lowman, Hinson, Hodgers, Holcomb, Hunschofsky, Jacques, Johnson, Kendall, Kincart Jonsson, Koster, LaMarca, Long, López, J., Maggard, Maney, McClure, McFarland, Melo, Michael, Miller, Mooney, Nixon, Oliver, Overdorf, Owen, Partington, Persons-Mulicka, Plakon, Plasencia, Porras, Rayner, Redondo, Rizo, Robinson, F., Robinson, W., Rosenwald, Salzman, Sapp, Shoaf, Sirois, Skidmore, Smith, Snyder, Spencer, Stark, Steele, Tant, Tomkow, Trabulsky, Tramont, Tuck, Valdés, Weinberger, Woodson, Yarkosky, Young—

CS for CS for HB 277—A bill to be entitled An act relating to domestic violence and protective injunctions; amending s. 741.28, F.S.; defining the term "military protective order"; creating s. 741.2801, F.S.; defining the term "conviction"; reclassifying penalties for committing a domestic violence offense if a person has a prior conviction for domestic violence; providing that sentencing and incentive gain-time eligibility determinations are made without regard to a penalty enhancement; providing an exception; creating s. 741.2905, F.S.; establishing an electronic monitoring pilot program in a specified county; authorizing, and in certain circumstances requiring, a court to order electronic monitoring supervision if certain conditions are met; requiring the sheriff, in consultation with certain persons, to design and implement the pilot program; providing requirements for the pilot program; requiring the sheriff to complete an evaluation and provide specified reports to the Legislature; providing requirements for such reports; requiring an order for electronic monitoring supervision to terminate on a specified date; providing for repeal of the pilot program; creating s. 741.2906, F.S.; defining the term "department"; establishing an electronic monitoring pilot program in a specified judicial circuit; authorizing, and in certain circumstances requiring, a court to order electronic monitoring supervision if certain conditions are met; providing requirements for the pilot program; requiring the Department of Corrections to complete an evaluation and provide specified reports to the Legislature; providing requirements for such reports; requiring an order for electronic monitoring supervision to terminate on a specified date; providing for repeal of the pilot program; amending s. 741.30, F.S.; revising the information contained in a petition for injunction for protection against domestic violence; revising the factors a judge may consider in determining whether to grant a petition for injunction against domestic violence; requiring the Department of Law Enforcement to enter injunctions against dating violence and sexual violence into a statewide verification system; amending s. 741.31, F.S.; providing that a person who has a prior conviction for a crime of domestic violence or violation of an injunction or foreign protection order, and who subsequently commits a violation of any injunction or foreign protection order against the same victim, commits a felony of the third degree; requiring a law enforcement officer to make a specified notification if he or she has probable cause to believe that a person violated a military protective order; amending s. 943.05, F.S.; conforming provisions to changes made by the act; amending s. 960.198, F.S.; increasing the dollar amounts for relocation assistance for victims of domestic violence; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 437 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations Subcommittee and Representative(s) Andrade, Campbell, Plasencia—

CS for HB 437—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; revising the definition of the term "actual cost of duplication"; amending s. 119.07, F.S.; providing that it is a violation of ch. 119, F.S., to fail to acknowledge a public records request promptly and respond to such request in good faith; requiring a custodian of public records to perform specified actions within a specified timeframe; prohibiting an agency from imposing costs or fees if the custodian fails to take such actions in the required timeframe; requiring a custodian to state in writing certain justifications and citations; prohibiting an agency from asserting that a record was exempt or confidential and exempt under specified circumstances; prohibiting an agency from asserting certain justifications under specified circumstances; removing provisions authorizing a fee for accessing a public record electronically under a contractual agreement; defining the term "any electronic medium stored, maintained, or used by an agency"; requiring an agency to provide public records requests in specified formats; authorizing an agency to charge a fee for such provision; prohibiting an agency from charging certain costs or fees for specified public records requests; providing for the reduction or waiver of fees under specified conditions; requiring a written, detailed cost estimate to be provided upon request to persons seeking to inspect or copy a public record; prohibiting an agency from charging fees for review and redac-

tion of certain records; amending s. 119.10, F.S.; providing that a violation of any law that provides access to public records is a violation of ch. 119, F.S.; providing a civil penalty for a person who violates provisions relating to accessing public records; providing criminal penalties for a person outside this state who knowingly violates such provisions; requiring the court to assess specified penalties if it makes certain determinations; amending s. 119.12, F.S.; requiring the court to assess and award against the agency certain costs and fees; removing a provision exempting a complainant from providing certain written notice; authorizing agency reimbursement of attorney fees under specified conditions; repealing s. 282.711, F.S., relating to remote electronic access services, to conform to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 447 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations Subcommittee and Representative(s) Maney, Barnaby, López, J., Partington—

CS for HB 447—A bill to be entitled An act relating to public records and public meetings; amending ss. 394.464 and 397.6760, F.S.; specifying that all hearings relating to mental health and substance abuse, respectively, are confidential and closed to the public; providing exceptions; exempting certain information from public records requirements; expanding a public records exemption to include certain petitions and applications; authorizing disclosure of certain confidential and exempt documents to certain service providers; authorizing courts to use a respondent's name for certain purposes; revising applicability; providing for future legislative review and repeal of the exemption; making technical changes; providing statements of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 475 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Human Services Subcommittee and Representative(s) Salzman—

CS for HB 475—A bill to be entitled An act relating to out-of-home placement providers and treatment facilities; amending s. 39.523, F.S.; requiring the Department of Children and Families, the Department of Health, the Agency for Persons with Disabilities, and the Agency for Health Care Administration to provide certain data to community-based care lead agencies on a specified schedule; requiring the Office of Program Policy Analysis and Government Accountability to conduct an analysis of this state's capacity to care for high-acuity children in out-of-home placements and treatment facilities; providing definitions; specifying requirements for the analysis; requiring the office to submit to the Legislature, by specified dates, interim and final reports of its findings and recommendations; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 493 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations Subcommittee and Representative(s) Berfield, Basabe, Blanco, Chaney, Cross, Gentry, Gonzalez Pittman,

Griffitts, Harris, López, J., Mooney, Partington, Rosenwald, Sapp, Shoaf, Stark, Tant, Valdés, Weinberger—

CS for HB 493—A bill to be entitled An act relating to leave for living organ donation; creating s. 110.1185, F.S.; defining the term "living organ donor"; requiring state agencies to grant administrative leave, not to exceed a specified number of days, to allow an employee to serve as a living organ donor; specifying that such leave is in addition to other leave authorized by law; creating s. 381.865, F.S.; defining the terms "employer" and "living organ donor"; requiring certain employers to grant an unpaid leave of absence to allow an employee to serve as a living organ donor under certain circumstances; specifying the length of such leave of absence; authorizing employers to grant paid or unpaid leave for a period longer than the required period of time; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 503 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Facilities & Systems Subcommittee and Representative(s) Eskamani, Bartleman, Campbell, Driskell, Harris, Hunschofsky, López, J., Mooney, Robinson, F., Skidmore, Snyder—

CS for HB 503—A bill to be entitled An act relating to drowning prevention education; creating s. 383.3363, F.S.; requiring the Department of Health to develop educational materials on drowning prevention safety measures and safe bathing practices for specified purposes; providing requirements for such materials; requiring hospitals, birth centers, and home birth providers to provide the educational materials to new parents and caregivers as part of their postpartum education and care; requiring childbirth educators to provide the informational materials to parents or caregivers receiving childbirth education from them; amending ss. 383.318 and 395.1053, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 543, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Budget Committee, Commerce Committee and Representative(s) McFarland—

CS for CS for CS for HB 543—A bill to be entitled An act relating to transportation; requiring the Department of Transportation and any impacted local government to increase the minimum perception-reaction time for steady yellow signals at certain intersections by a specified amount of time; transferring, renumbering, and amending s. 311.10(4), F.S.; defining the terms "cargo purposes" and "commercial space launch industry"; requiring certain seaports to submit an annual report describing measures taken to support the commercial space launch industry to the chair of the Space Florida board of directors beginning on a specified date; requiring the seaport to post such report on its website; prohibiting certain seaports from converting planned or existing land, facilities, or infrastructure that supports cargo purposes unless specified conditions are met; requiring legislative approval for the use of state funds for specified projects; amending s. 316.003, F.S.; revising the definition of the term "local hearing officer"; amending s. 316.008, F.S.; revising powers of local authorities; amending s. 316.0776, F.S.; revising provisions relating to speed detection systems in school zones; amending s. 316.0777, F.S.; authorizing a private entity to install an automated license plate recognition system for use on certain property for a specified purpose and providing requirements therefor; providing a penalty; amending s. 316.173, F.S.; defining the term "school district"; prohibiting a private school bus contractor from charging a certain fee;

authorizing review of school bus infraction detection system information by certain persons; providing and revising procedures for an administrative hearing; requiring a certain report to be due annually instead of quarterly; providing a rebuttable presumption regarding certain specifications; requiring the Department of Highway Safety and Motor Vehicles to publish certain reports on its website; authorizing charter schools and private schools to enter into contracts under specified circumstances; amending s. 316.183, F.S.; authorizing a county or municipality to set a lower maximum speed limit under certain conditions; amending s. 316.189, F.S.; authorizing a county to set a lower maximum speed limit under certain conditions; amending s. 316.1895, F.S.; requiring the use of flashing beacons in certain circumstances; amending s. 316.1896, F.S.; requiring flashing beacons to be activated during specified times to enforce the restricted school zone speed limit through a school zone speed detection system; providing applicability; revising provisions relating to roadways maintained as school zones; amending s. 316.1906, F.S.; specifying that certain radar and LiDAR units are not required to be on certain lists; amending s. 316.1955, F.S.; authorizing vehicles displaying disabled parking permits to occupy more than one parking space under specified conditions; prohibiting such vehicles from being cited, penalized, or towed under specified circumstances; providing requirements for property owners and towing operators; providing construction; amending s. 316.20655, F.S.; clarifying a provision; amending s. 316.212, F.S.; authorizing operation of a golf cart for the purpose of crossing certain streets and highways under certain conditions; providing penalties; repealing ss. 316.272 and 316.293, F.S., relating to the prevention of noise from exhaust systems and motor vehicle noise, respectively; amending s. 316.3045, F.S.; requiring certain motor vehicles to be equipped with and maintain an exhaust system to prevent excessive or unusual noise; prohibiting certain excessive or unusual noises; providing applicability; amending s. 316.650, F.S.; revising provisions relating to traffic citations; amending s. 318.15, F.S.; revising provisions relating to penalties for certain failures to comply; amending s. 318.18, F.S.; revising provisions relating to penalties; amending s. 319.1401, F.S.; authorizing certain golf carts to be titled and registered for operation on certain roads without an inspection by the Department of Transportation and providing requirements therefor; amending s. 320.02, F.S.; revising provisions relating to withholding motor vehicle registration; amending s. 320.262, F.S.; providing that the use of a license plate frame or decorative border device is not prohibited under specified conditions; amending s. 322.032, F.S.; providing and revising definitions; providing requirements for digital driver licenses and an electronic credentialing system; providing exceptions to certain prohibitions; providing for enforcement and penalties; amending s. 322.142, F.S.; authorizing digital imaged licenses to be used for a specified purpose with the licensee's consent; authorizing identity verification service providers to use Department of Highway Safety and Motor Vehicles data under certain conditions; prohibiting such providers from selling, sharing, or retaining certain information; prohibiting the department from allowing the use of digital imaged licenses for a private entity's business purposes; amending s. 337.11, F.S.; authorizing the Department of Transportation to make direct payments to certain subcontractors under specified conditions; requiring the department to adopt rules; amending s. 337.18, F.S.; providing requirements for a takeover agreement; amending s. 339.175, F.S.; requiring metropolitan planning organizations serving specified counties to submit a certain feasibility report to the Governor and Legislature by a specified date, with certain goals; amending s. 775.15, F.S.; providing time limits for certain traffic violations; amending ss. 316.1995, 316.2125, 316.2126, 316.2128, 316.455, 322.059, 322.15, 403.061, and 403.415, F.S.; conforming provisions to changes made by the act; reenacting s. 318.121, F.S., relating to preemption of additional fees, fines, surcharges, and costs, to incorporate the amendments made to s. 318.18, F.S., in a reference thereto; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/ HB 615 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Administration Subcommittee, Student Academic Success Subcommittee and Representative(s) Tendrich, Basabe, Gerwig, López, J., Trabulsky, Valdés—

CS for CS for HB 615—A bill to be entitled An act relating to individualized education plans; amending s. 1003.57, F.S.; requiring a school district to complete an initial evaluation to determine if a student is eligible for an individualized education plan (IEP) within a specified timeframe; requiring an IEP team meeting to be convened within a specified timeframe; requiring specified information to be included in a student's educational records; requiring certain school personnel to take specified actions if a related service identified in a student's IEP is not provided; providing that a parent has the right to access, upon request, service logs within a specified timeframe; requiring the IEP team to inform parents of such right; requiring each school district to provide an individualized orientation to the parent of a student newly identified to be eligible for exceptional student education services; requiring the school district to obtain a signed acknowledgement from each parent; providing requirements for the orientation and acknowledgement; requiring school districts to notify parents of available refresher orientations each year; requiring that certain information be retained in a student's education records; amending s. 1003.576, F.S.; requiring school districts to develop standardized services logs for the provisions of specified services for use by specified persons; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 725 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Administration Subcommittee and Representative(s) Gossett-Seidman, Daniels, Gerwig, Kendall, Stark, Valdés—

CS for HB 725—A bill to be entitled An act relating to political activity at public institutions of higher education; amending s. 1004.097, F.S.; requiring public institutions of higher education to inform students and employees of the Campus Free Expression Act through specified means; creating s. 1012.802, F.S.; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively, describing the limitations of state universities and Florida College System institutions relating to certain political campaign activities; requiring the boards of trustees of such universities and institutions to publish on their official websites and provide to employees certain information relating to permissible and prohibited political activities, state law, and disciplinary actions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 733, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Gerwig—

CS for HB 733—A bill to be entitled An act relating to the Department of Health; amending s. 381.4019, F.S.; revising the definition of the term "dental health professional shortage area"; defining the term "low-income"; deleting the definition of the term "medically underserved area"; revising eligibility requirements for dentists and dental hygienists participating in the Dental Student Loan Repayment Program; amending s. 381.986, F.S.; revising the definition of the term "low-THC cannabis"; revising requirements for department approval of qualified physicians and medical directors of medical marijuana treatment centers; deleting obsolete language; creating s. 381.994, F.S.; creating the Neurofibromatosis Disease Grant Program within the Department of Health; providing purpose of the program; requiring, subject to appropriation, the program to award certain grants; providing requirements for grant applications; requiring the Rare Disease Advisory Council and the peer review panels to establish and follow specified guidelines;

prohibiting members of the council and panels from participating in certain discussions and decisions under certain circumstances; authorizing certain appropriation funds to be carried forward under certain circumstances; amending s. 383.14, F.S.; beginning on a specified date, subject to appropriation, requiring the department require newborns be screened for infantile Krabbe disease; requiring the Department of Health to create a pamphlet; providing instruction on the contents that must be included in the pamphlet; amending s. 391.308, F.S.; revising duties of the department in administering the Early Steps Program; revising provisions related to transitioning children from the Early Steps Program to school district programs; amending s. 391.3081, F.S.; revising provisions relating to the Early Steps Extended Option to conform to changes made by the act; amending s. 395.4025, F.S.; requiring the department to designate certain facilities as pediatric trauma centers; amending s. 456.074, F.S.; requiring the department to issue an emergency order suspending the license of a health care practitioner arrested for committing or attempting, soliciting, or conspiring to commit murder in this state or another jurisdiction; amending s. 464.0156, F.S.; authorizing a registered nurse to delegate the administration of certain controlled substances to a home health aide for medically fragile children under certain circumstances; amending s. 466.023, F.S.; allowing dental hygienists to use certain tools under the direct supervision of a dentist; amending s. 480.034, F.S.; exempting licensed cosmetologists from certain registration requirements; defining the term "aesthetic body contouring services"; amending s. 491.005, F.S.; revising the deadline for program accreditation; amending s. 741.21, F.S.; prohibiting marriage between certain related individuals; amending s. 766.1115, F.S.; revising the definition of "health care provider" or "provider" to include certain students; amending s. 1004.551, F.S.; revising requirements for the micro-credential component of specialized training provided by the University of Florida Center for Autism and Neurodevelopment; amending s. 381.986, F.S.; extending the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending ch. 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the future expiration and reversion of specified statutory text; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 783 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Information Technology Budget & Policy Subcommittee, Human Services Subcommittee and Representative(s) Sapp, Booth, Barnaby, Rosenwald—

CS for CS for HB 783—A bill to be entitled An act relating to Coordinated Access Model Pilot Program; creating s. 394.45735, F.S.; requiring the Department of Children and Families to contract with an entity to establish the Coordinated Access Model Pilot Program in Clay, Duval, and St. Johns Counties; requiring the department to award the contract by a certain date; requiring certain contractual provisions; providing requirements for the contracted entity; requiring the contracted entity to subcontract with a certain state university for certain purposes; requiring the department and the contracted entity to create a coordinated access model; providing model requirements; requiring the department to provide specified reports to the Governor and the Legislature within specified timeframes; authorizing the department and the contracted entity to apply for and use certain funds to support or expand Coordinated Access Models; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed HB 887 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Valdés, Bartleman, Salzman—

HB 887—A bill to be entitled An act relating to medical marijuana user registry identification cards for veterans; amending s. 381.986, F.S.; authorizing the Department of Health to charge a reduced fee for the issuance, replacement, or renewal of an identification card for an honorably discharged veteran; providing requirements for proof of identification; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 925 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice & Claims Subcommittee and Representative(s) Trambulsy, Alvarez, D., Daniels, Gossett-Seidman, Rayner, Robinson, W., Yarkosky—

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.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed HB 929 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Cobb, Gentry, Gossett-Seidman, Valdés—

HB 929—A bill to be entitled An act relating to local government regulation of chickees; creating ss. 125.489 and 166.04845, F.S.; prohibiting counties and municipalities, respectively, from enacting an ordinance, regulation, or policy that prevents a chickee from being constructed by certain persons in specified locations; prohibiting counties and municipalities from enacting an ordinance, regulation, or policy concerning chickees that is more restrictive than certain federal regulations; amending s. 553.73, F.S.; revising the definition of the term "chickee"; providing a penalty for certain persons who construct chickees in an attempt to assert an exemption from the Florida Building Code; amending s. 633.202, F.S.; defining the term "chickee"; exempting certain chickees from the Florida Fire Prevention Code; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 975 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations Subcommittee and Representative(s) Botana—

CS for HB 975—A bill to be entitled An act relating to the Capitol Center and Complex; amending s. 272.12, F.S.; providing that the De-

partment of Management Services is responsible for the aesthetics of the Capitol Center for visitors; amending s. 272.121, F.S.; requiring the department to consider certain factors when developing a specified plan; amending s. 272.16, F.S.; requiring the department, in consultation with the Capitol Police, to establish enhanced security measures in certain parking areas; amending s. 943.61, F.S.; authorizing the Capitol Police to patrol the area surrounding the Capitol Complex to ensure the safety of certain persons; defining the term "area surrounding the Capitol Complex"; providing a requirement for a certain operational plan; requiring the Capitol Police to provide a certain report to the Legislature; amending s. 943.64, F.S.; authorizing certain ex officio agents to patrol the Capitol Complex and the area surrounding the Capitol Complex; amending s. 943.601, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 981, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Natural Resources & Disasters Subcommittee and Representative(s) Duggan, Cross, Eskamani—

CS for CS for HB 981—A bill to be entitled An act relating to tributaries of the St. Johns River; providing a short title; creating s. 373.464, F.S.; requiring the Department of Environmental Protection, by a specified date, to hire a project lead to oversee the implementation of the act; requiring that the project lead have certain expertise; requiring the department to develop, by a specified date, a project plan for the restoration of the Ocklawaha River; specifying requirements for the project plan; providing that the project plan is an environmental restoration or enhancement project subject to a general permit from the department and water management districts; requiring the department to complete the project plan by a specified date, subject to the provision of funds; creating the Northeast Florida River and Springs Recreation and Economic Development Advisory Council by a specified date; assigning the council to the Department of Environmental Protection; providing that the project lead is the chair of the council; providing for council membership, meetings, and duties; requiring the council to submit an advisory report to the Governor, the Legislature, and the department by a specified date; specifying requirements for the advisory report; providing for future repeal; requiring the department to develop an outdoor recreation plan, in collaboration with certain commissions, councils, and local governments of river communities; specifying requirements for the outdoor recreation plan; requiring the department to implement the plan by a specified date; requiring the department to complete projects on state-owned lands in the outdoor recreation plan by a specified date, subject to certain funding and the commencement of specified plans; requiring the department to develop a grant program for a specified purpose; requiring that the grant program be compatible with certain plans; requiring the department to implement the grant program contingent on the commencement of the project plan; requiring the Department of Commerce to develop guidelines and processes for and implement an economic development program for Marion and Putnam Counties for a specified purpose by a specified date; requiring that the economic development plan be compatible with certain plans and programs; requiring the Department of Commerce to implement the economic development program contingent on the commencement of the project plan; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 989 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Industries & Professional Activities Subcommittee and Representative(s) Yeager, Barnaby—

CS for HB 989—A bill to be entitled An act relating to motor vehicle manufacturers, importers, and distributors and franchised motor vehicle dealers; amending s. 320.64, F.S.; authorizing a licensee to reject the ownership succession of a motor vehicle dealer if such succession will cause violation of certain provisions; clarifying what motor vehicles a licensee must repurchase from a motor vehicle dealer upon termination of a franchise agreement; providing that a licensee who distributes 1,000 or more motor vehicles of a particular line-make to motor vehicle dealers in this state during any 12-month period must have established a network of at least three independent motor vehicle dealers in this state; providing applicability; amending s. 320.643, F.S.; authorizing a licensee to reject a proposed change in ownership if such change would cause violation of certain provisions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1021 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Professions & Programs Subcommittee and Representative(s) Young, Franklin—

CS for CS for HB 1021—A bill to be entitled An act relating to the administration of medications by pharmacists; creating s. 465.1894, F.S.; authorizing pharmacists, at the direction of certain licensed physicians, to administer medications under certain circumstances; providing recordkeeping requirements; requiring the Board of Pharmacy to adopt rules; amending s. 395.0197, F.S.; requiring facilities to maintain documentation relating to pharmacist qualifications; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1057 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Facilities & Systems Subcommittee and Representative(s) Fabricio—

CS for HB 1057—A bill to be entitled An act relating to assisted living facilities; amending s. 429.41, F.S.; prohibiting the Agency for Health Care Administration from requiring an assisted living facility without limited nursing services residents to meet staffing requirements for limited nursing services; amending s. 429.23, F.S.; extending the period of time for a facility to file a preliminary adverse incident report; amending s. 429.256, F.S.; authorizing additional tasks relating to assistance with the self-administration of medication; amending s. 429.55, F.S.; revising specified information that each assisted living facility must provide to the agency; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1085 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Information Technology Budget & Policy Subcommittee and Representative(s) Miller—

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.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1139 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Intergovernmental Affairs Subcommittee and Representative(s) Gentry, Basabe—

CS for CS for HB 1139—A bill to be entitled An act relating to impact fees; amending s. 163.3164, F.S.; defining the term "plan-based methodology"; amending s. 163.3177, F.S.; providing requirements for coordination mechanisms that are required for certain agreements required as part of the intergovernmental coordination element of a comprehensive plan; amending s. 163.3180, F.S.; requiring that a plan-based methodology used for certain interlocal agreements be consistent with certain comprehensive plan requirements; prohibiting certain interlocal agreements from extending beyond a specified date; deleting an exception to an applicability provision relating to concurrency; amending s. 163.31801, F.S.; defining the term "extraordinary circumstances"; requiring that a demonstrated-need study use a plan-based methodology for a certain purpose; requiring that certain capacity standards be specified in a certain impact fee study; requiring that a demonstrated-need study be accompanied by a certain declaration; requiring local governments, school districts, and special districts to use localized data for a certain purpose; prohibiting local governments, school districts, and special districts from using certain data for a specified purpose; prohibiting local governments, school districts, and special districts from including certain deductions in certain impact fee increases and from increasing impact fee rates beyond certain phase-in limitations by more than a specified percentage within a certain timeframe; providing that a prevailing petitioner is entitled to an impact fee overpayment refund, with interest, under certain circumstances; requiring local governments, school districts, and special districts to issue such refunds within a specified timeframe; providing that certain prevailing petitioners are entitled to reasonable attorney fees and costs; amending s. 212.055, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1245 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Natural Resources & Disasters Subcommittee and Representative(s) Shoaf—

CS for CS for HB 1245—A bill to be entitled An act relating to biosolids management; amending s. 403.0855, F.S.; prohibiting the land application of bulk Class AA biosolids fertilizer and compost products from exceeding the appropriate agronomic rate; specifying requirements for the management of the land application of bulk Class AA biosolids fertilizer and biosolids compost products at or below the agronomic rate; defining the term "agronomic rate"; prohibiting the bulk land application of biosolids when such bulk application constitutes disposal; defining the term "disposal"; requiring the owner or operator of certain land application sites to maintain application records for a specified timeframe and make such records available to the Department of Environmental Protection upon request; specifying requirements for such records; specifying that the department must require written notification of such recordkeeping requirements be provided to the owner or operator of such land at the time bulk Class AA biosolids are distributed for land application; providing that such recordkeeping requirements do not apply to certain biosolids; requiring requirements for the distribution of such biosolids; requiring the department to initiate rulemaking by a specified date; requiring the University of Florida Institute of Food and Agricultural Sciences, on a specified basis and beginning on a specified date, to publish and make publicly available recommended agronomic rates for the reuse of bulk Class AA biosolids fertilizer and compost products; specifying requirements for such recommendations; prohibiting Class AA biosolids fertilizer products and certain Class AA biosolids compost products from being marketed or distributed for agricultural land application unless specified requirements are met; prohibiting Class AA biosolids from being used for agricultural land application unless certain requirements are met; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1285 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Natural Resources & Disasters Subcommittee and Representative(s) Boyles—

CS for CS for HB 1285—A bill to be entitled An act relating to biosolids management; amending s. 403.0855, F.S.; prohibiting the Department of Environmental Protection from issuing or renewing a permit for certain biosolids land application sites if there is a permitted wastewater treatment facility that accepts septage for higher levels of treatment and which meets specified requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1323 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Economic Infrastructure Subcommittee and Representative(s) Tuck, Partington—

CS for HB 1323—A bill to be entitled An act relating to railroad crossing safety; creating s. 351.38, F.S.; providing legislative findings and intent; providing definitions; requiring the Department of Transportation to conduct a statewide study on advanced detection and monitoring systems at railroad crossings; specifying the scope of the study; requiring the department to consult with specified entities; requiring a report to the Governor and Legislature by a specified date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1329, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Intergovernmental Affairs Subcommittee and Representative(s) Benarroch, Barnaby, Buchanan, Kendall, Plakon—

CS for CS for HB 1329—A bill to be entitled An act relating to local government spending; providing a short title; amending s. 129.03, F.S.; revising the length of time tentative budgets and final budgets must be posted on county websites; requiring the posting of such budgets to allow members of the public to download and review certain information and data in specified formats; requiring the county budget officer to perform a certain exercise within a specified time period before final adoption of a budget; requiring that such exercise be posted on the county's website; providing an exception for counties that meet certain requirements; requiring counties that meet such exception to provide information in a form and manner prescribed by the Department of Financial Services; defining the term "population"; providing a deadline for the submission of such information; authorizing counties to apply for certain hardship waivers; requiring the department to review such waivers and make a final determination; amending s. 129.06, F.S.; revising the length of time a public hearing for an amendment to a county budget must be advertised; revising the length of time an adopted amendment must be posted on the county's website; requiring the posting of a proposed amendment to meet certain requirements; amending s. 166.241, F.S.; revising the length of time tentative budgets and final budgets must be posted on municipality or county websites, as applicable; requiring the posting of such budgets to allow members of the public to download and review certain information and data in specified formats; requiring the governing body of a municipality to perform a certain exercise within a specified time period before final adoption of a budget; requiring that such exercise be posted on the county's or municipality's website; providing an exception for municipalities that meet certain requirements; requiring municipalities that meet such exception to provide information in a form and manner prescribed by the Department of Financial Services; defining the term "population"; providing a deadline for the submission of such information; authorizing municipalities to apply for certain hardship waivers; requiring the department to review such waivers and make a final determination; revising the length of time an adopted amendment must be posted on the municipality's or county's website; requiring the posting of a proposed amendment to meet certain requirements; amending s. 189.016, F.S.; revising the length of time a tentative budget and final budget must be posted on the special district's website; revising the length of time an adopted amendment must be posted on the special district's website; requiring the posting of a proposed amendment to meet certain requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1389 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Housing, Agriculture & Tourism Subcommittee and Representative(s) Redondo, Nix—

CS for CS for HB 1389—A bill to be entitled An act relating to affordable housing; amending ss. 125.01055 and 166.04151, F.S.; requiring counties and municipalities, respectively, to authorize multifamily and mixed-use residential uses as allowable uses for specified property; requiring certain proposed developments to be within specified geographic boundaries; requiring certain counties, municipalities, school districts, and religious institutions to be a party to an application for certain proposed developments; prohibiting counties and municipalities, respectively, from restricting the height of certain proposed developments in a certain manner or requiring setbacks or step-backs that are more restrictive than certain zoning regulations as authorized

by a specified date; revising the definitions of the terms "commercial use" and "industrial use"; defining the terms "multifamily development" and "mixed-use residential development"; providing exceptions; amending s. 163.31771, F.S.; defining the term "primary dwelling unit"; requiring, rather than authorizing, local governments to adopt certain ordinances relating to accessory dwelling units by a specified date; requiring such ordinances to apply prospectively; prohibiting such ordinances from including certain requirements; providing an exception to certain local governments; removing the requirement that a building permit application include a specified affidavit; prohibiting owners of certain property from being denied a homestead exemption; requiring certain accessory dwelling units to be assessed and taxed separately from the homestead property; authorizing applicants for certain proposed developments to notify, by a specified date, the county or municipality, as applicable, on the applicant's intent to proceed under certain provisions of law; requiring counties and municipalities to allow certain applicants to submit revised applications, written requests, or notices of intent to account for changes made by the act; amending s. 196.1978, F.S.; defining the term "multifamily project"; removing certain provisions relating to taxing authorities; amending s. 333.03, F.S.; providing that specified provisions of law relating to proposed developments do not apply to airport zoning regulations unless the governing body of the airport approves the application; amending s. 420.615, F.S.; authorizing local governments to provide certain incentives to landowners who donate property to provide affordable housing for military families; amending s. 760.22, F.S.; revising the definition of the term "person"; amending s. 760.26, F.S.; prohibiting certain discriminatory practices based on financing of a development, or a proposed development, for affordable housing; amending s. 760.35, F.S.; waiving the state's sovereign immunity for certain causes of action; providing applicability; requiring the Office of Program Policy Analysis and Government Accountability to evaluate certain methods to stimulate certain construction and the potential of tiny homes for a specified purpose; requiring the office to consult with certain entities; requiring the office to submit a report to the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1417 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Budget Subcommittee, Natural Resources & Disasters Subcommittee and Representative(s) LaMarca, Boyles—

CS for CS for CS for HB 1417—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 20.255, F.S.; removing provisions creating the Environmental Regulation Commission; amending s. 163.3205, F.S.; requiring certain solar facility permit applicants to incorporate certain protections in the development and implementation of erosion and sediment control plans for the construction of such facilities; specifying requirements for such plans; providing requirements for certain operational phase stormwater management systems; requiring solar facility operators to implement specified construction and operational permit requirements; amending s. 255.065, F.S.; revising the definition of the term "qualifying project"; amending s. 373.469, F.S.; extending the date by which certain commercial and residential properties with existing onsite sewage treatment and disposal systems must connect to a central sewer system or upgrade to an enhanced nutrient reducing system; requiring certain residential properties to connect to a central sewer system or upgrade to a nutrient-reducing wastewater treatment system; requiring permitting agencies to notify property owners of such requirements under specified conditions; creating s. 380.0934, F.S.; providing definitions; authorizing the department to take certain actions to encourage private sector investment in coastal resiliency projects; requiring the department to publish certain information on its website; amending s. 403.0872, F.S.; revising the date by which certain major permitted sources of air pollution must pay an annual operation license fee; authorizing the department to impose penalties; removing provisions relating to certain administrative costs; repealing s. 403.804, F.S., relat-

ing to the powers and duties of the Environmental Regulation Commission; amending ss. 120.81, 373.421, 376.302, 403.031, 403.061, 403.067, 403.1838, 403.704, 403.707, 403.7222, 403.7234, 403.803, 403.805, 403.8055, and 403.814, F.S.; conforming provisions to changes made by the act; reenacting s. 373.4595, F.S., relating to the Northern Everglades and Estuaries Protection Program, to incorporate the amendment made to s. 403.067, F.S., in a reference thereto; reenacting s. 403.0873, F.S., relating to the Florida Air-Operation License Fee Account, to incorporate the amendment made to s. 403.1838, F.S., in a reference thereto; reenacting s. 403.1835(3)(d), F.S., relating to water pollution control financial assistance, to incorporate the amendment made to s. 403.1838, F.S., in a reference thereto; ratifying specified rules relating to the Lower Santa Fe and Ichetucknee Rivers and Priority Springs minimum flows and recovery strategy for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing construction; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1421 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Albert, Black, Johnson—

CS for HB 1421—A bill to be entitled An act relating to cattle grazing on state land; amending s. 253.034, F.S.; requiring land managing entities to identify existing grazable lands and consider whether leasing portions of such land to private entities for cattle grazing is appropriate based on certain goals; requiring land managing entities to consider certain information when determining such appropriateness; requiring lands determined to be appropriate for cattle grazing to be described in the land management plan; requiring land managing entities to allow such lands to be leased for such purpose; prohibiting cattle grazing leases from allowing the conversion of native wildlife habitat to improved pasture; requiring land managing entities to include in the land management plan an explanation for a determination that no portions of such land are appropriate for cattle grazing; amending s. 369.252, F.S.; revising requirements for a Fish and Wildlife Conservation Commission program to control invasive plants; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1425 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Facilities & Systems Subcommittee and Representative(s) Booth—

CS for HB 1425—A bill to be entitled An act relating to consultant pharmacists; amending s. 465.0125, F.S.; revising the definition of "health care facility"; authorizing consultant pharmacists to provide medication management services in clinics owned by a hospital or by one or more physicians who are employed by or contracted with a hospital; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Ben Albritton, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 4091 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Ways & Means Committee and Representative(s) Conerly—

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.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 26 and March 3 were corrected and approved.

CO-INTRODUCERS

Senators Burgess—CS for SB 1694; Osgood—CS for CS for SB 96

ADJOURNMENT

On motion by Senator Passidomo, the Senate adjourned at 8:39 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 5 or upon call of the President.

JOURNAL OF THE SENATE

Daily Numeric Index for

March 4, 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/CS/SB 96	(CO) 580	CS/SB 1620	(CR) 565
SB 174	(BA) 548, (SO) 565	CS/CS/SB 1668	(CS) 570
CS/SB 186	(BA) 515, (SO) 565	CS/SB 1668	(CR) 565
CS/SB 196	(BA) 549, (SO) 565	CS/CS/CS/SB 1690	(BA) 546, (BP) 547, (SO) 565
CS/CS/SB 314	(BA) 548, (SO) 565	CS/SB 1694	(CO) 580
CS/CS/SB 332	(BA) 548, (SO) 565	CS/SB 1706	(BA) 514, (BP) 515, (SO) 565
CS/CS/CS/SB 354	(CS) 565	CS/CS/SB 1758	(CS) 570
CS/CS/SB 354	(CR) 565	CS/SB 1758	(CR) 565
CS/SB 432	(BA) 516, (BA) 562, (BP) 562, (SO) 565	CS/CS/SB 1760	(CS) 571
CS/SB 442	(BA) 549, (BA) 561, (BA) 562, (SO) 565	CS/SB 1760	(CR) 565
CS/SB 482	(BA) 553, (BP) 555, (SO) 565	CS/SB 7030	(BA) 555, (BP) 556, (SO) 565
CS/SB 524	(BA) 549, (BP) 553, (SO) 565	SB 7034	(CR) 565
CS/SB 554	(BA) 517, (BA) 522, (BA) 527, (SO) 565	SB 7044	(CR) 565
CS/CS/CS/SB 560	(BA) 527, (BP) 527, (SO) 565	CS/SB 7046	(CS) 571
CS/CS/SB 598	(BA) 515, (BP) 515, (SO) 565	SB 7046	(CR) 565
CS/SB 620	(BA) 517, (BA) 563, (BP) 564, (SO) 565	CS/HB 33	(BA) 548, (BP) 548
CS/SB 676	(BA) 547, (SO) 565	HB 169	(FR) 573
CS/SB 684	(BA) 527, (SO) 565	CS/HB 245	(CR) 565
SB 778	(BA) 528, (SO) 565	CS/HB 273	(FR) 573
CS/CS/SB 796	(CS) 566	CS/CS/HB 277	(FR) 573
CS/SB 796	(CR) 565	HB 327	(BA) 549, (BP) 549
CS/CS/SB 800	(BA) 548, (BP) 548, (SO) 565	CS/HB 359	(BA) 561, (BP) 562
CS/SB 864	(BA) 549, (SO) 565	CS/HB 437	(FR) 573
CS/CS/SB 928	(BA) 516, (BA) 562, (SO) 565	CS/CS/HB 445	(BA) 562, (BP) 562
CS/SB 934	(CR) 565	CS/HB 447	(FR) 574
SB 990	(BA) 516, (BA) 517, (SO) 565	CS/HB 475	(FR) 574
CS/CS/SB 1028	(BA) 556, (BP) 561, (SO) 565	CS/HB 493	(FR) 574
CS/CS/SB 1062	(BA) 511, (BP) 513, (CO) 513, (SO) 565	CS/HB 503	(FR) 574
SB 1072	(BA) 514, (BP) 514, (SO) 565	CS/CS/CS/HB 543	(FR) 574
CS/CS/SB 1080	(CS) 566	CS/HB 559	(BA) 547, (BP) 548
CS/SB 1080	(CR) 565	HB 569	(BA) 528, (BP) 528
CS/SB 1096	(CS) 567	CS/CS/HB 615	(FR) 575
SB 1096	(CR) 565	CS/CS/HB 655	(BA) 548, (BP) 548
CS/CS/SB 1134	(BA) 528, (BA) 534, (BA) 537, (BA) 565, (BP) 565, (SO) 565	CS/HB 725	(FR) 575
CS/CS/SB 1138	(BA) 547, (SO) 565	CS/HB 733	(FR) 575
CS/CS/SB 1168	(CS) 567	CS/CS/HB 783	(FR) 576
CS/SB 1168	(CR) 565	CS/CS/HB 797	(BA) 522, (BP) 527
CS/CS/SB 1178	(CS) 567	CS/CS/HB 883	(BA) 516, (BP) 517
CS/SB 1178	(CR) 565	HB 887	(FR) 576
CS/SB 1192	(CS) 568	CS/HB 925	(FR) 576
SB 1192	(CR) 565	HB 929	(FR) 576
CS/CS/CS/SB 1220	(BA) 537, (BP) 545, (SO) 565	CS/HB 961	(BA) 527, (BP) 527
CS/CS/SB 1230	(BA) 514, (SO) 565	CS/HB 975	(FR) 576
CS/CS/SB 1260	(CR) 565	CS/CS/HB 981	(FR) 577
CS/SB 1366	(CS) 568	CS/HB 989	(FR) 577
SB 1366	(CR) 565	CS/CS/HB 1019	(BA) 514, (BP) 514
SR 1402	(FR) 510	CS/CS/HB 1021	(FR) 577
CS/CS/SB 1404	(BA) 546, (BP) 546, (SO) 565	CS/HB 1057	(FR) 577
SB 1536	(CR) 565	CS/CS/HB 1085	(FR) 577
SB 1548	(CR) 565	CS/CS/HB 1139	(FR) 578
CS/CS/CS/SB 1566	(CS) 568	CS/HB 1175	(CR) 565
CS/CS/SB 1566	(CR) 565	CS/HB 1201	(BA) 515, (BP) 515
CS/CS/SB 1568	(CR) 565	CS/CS/HB 1245	(FR) 578
CS/CS/SB 1580	(CS) 569	CS/CS/HB 1285	(FR) 578
CS/SB 1580	(CR) 565	CS/HB 1323	(FR) 578
CS/SB 1588	(CS) 570	CS/CS/HB 1329	(FR) 579
SB 1588	(CR) 565	CS/CS/HB 1389	(FR) 579
CS/CS/SB 1620	(CS) 570	CS/CS/CS/HB 1417	(FR) 579

JOURNAL OF THE SENATE

CS/HB 1421	(FR) 580	HB 1515	(BA) 549, (BP) 549
CS/HB 1425	(FR) 580	CS/CS/HB 4091	(FR) 580