



# Journal of the Senate

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## CONTENTS

Bills on Third Reading . . . . . 620  
 Call to Order . . . . . 619  
 Co-Introducers . . . . . 649  
 Committee Substitutes, First Reading . . . . . 637  
 Conference Committee Appointments . . . . . 648  
 Executive Business, Appointments . . . . . 648  
 House Messages, First Reading . . . . . 649  
 Introduction and Reference of Bills . . . . . 636  
 Motions . . . . . 635  
 Motions Relating to Committee Meetings . . . . . 620, 635  
 Motions Relating to Committee Reference . . . . . 635  
 Point of Order . . . . . 635  
 Reference Changes, Rule 4.7(2) . . . . . 642  
 Reports of Committees . . . . . 636  
 Resolutions . . . . . 619  
 Special Order Calendar . . . . . 630, 635

## CALL TO ORDER

The Senate was called to order by President Atwater at 9:55 a.m. A quorum present—38:

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Excused: Senator Garcia

## PRAYER

The following prayer was offered by Rev. Canon Ted J. Monica, Rector, Holy Comforter Episcopal Church, Tallahassee:

Lord our God, you created all things and you love all that you created. I ask you to continue to pour your love upon the members of the Senate of the State of Florida; also to pour forth your spirit of wisdom of compassion. Remind us of the awesome responsibility given to this chamber and the tremendous trust given to all by the people of Florida.

We give you thanks for the willingness of these women and men to serve so faithfully and lovingly. We ask you to guide them and guide us in your peace. We make this prayer for your tender mercy's sake. Amen.

## PLEDGE

Senate Pages Reece Gorrie of Tampa; Samantha Sterthaus of Ormond Beach; Taylor Bryant and Mark "Clint" Stephens, Jr. of Boys Ranch, led

the Senate in the pledge of allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

On motion by Senator Bullard—

By Senator Bullard—

**SR 110**—A resolution expressing gratitude and affection to all mothers.

WHEREAS, Anne Jarvis, a young Appalachian homemaker, organized women throughout the Civil War to work for better sanitation conditions, and in 1868 continued her efforts by designating "Mothers' Work Days" for improving sanitation, and

WHEREAS, Social Activist Julia Ward Howe, Boston poet, pacifist, suffragist, and author of the lyrics to the "Battle Hymn of the Republic," influenced by Anne Jarvis's sanitation initiative, conceived the idea during the Civil War of calling all women to unite against the war, organized a day encouraging mothers to rally for peace, and wrote a Mother's Day proclamation in 1870 calling for peace and disarmament, and

WHEREAS, Julia Ward Howe failed to get formal recognition of a Mother's Day for Peace, and after Anne Jarvis's passing on May 9, 1905, her daughter Anna Jarvis took up the efforts to establish a day recognizing mothers, and

WHEREAS, as a result of Anna Jarvis's crusade, the first Mother's Day was celebrated in Grafton, West Virginia, on May 10, 1908, to commemorate the anniversary of her mother's passing, and

WHEREAS, the Mother's Day custom eventually spread to 45 other states, and President Woodrow Wilson declared the first national Mother's Day on May 14, 1914, and

WHEREAS, the highest ideals and noblest principles of humanity find their most exemplary expression in the sacrifice and devotion of mothers, and no sincere human being can deny the importance of a mother in the life of a child, and

WHEREAS, mothers exemplify enduring courage and conviction, are characterized by unconditional love for their children, and serve as the anchors that bond families, and

WHEREAS, a mother is a gift bestowed on man, never more dear than when bringing forth life in the form of a child, and

WHEREAS, it is proper that the members and staff of the Florida Senate recognize the great debt of gratitude owed to all mothers for their strength, guidance, understanding, and love, NOW, THEREFORE,

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

That the members of the Senate do hereby express to their own mothers and to all mothers, on behalf of the people of the State of Florida, personal affection and heartfelt gratitude.

BE IT FURTHER RESOLVED that this resolution be spread upon the Journal of the Senate as a tangible token of the love and respect that the members hold for all mothers.

—was introduced out of order and read by title. On motion by Senator Bullard, **SR 110** was read the second time in full and adopted.

On motion by Senator Bullard—

By Senator Bullard—

**SR 108**—A resolution expressing affection for and gratitude to all fathers.

WHEREAS, in 1909 Sonora Smart Dodd of Spokane, Washington, first had the idea of a “father’s day” while listening to a Mother’s Day sermon, and

WHEREAS, Sonora Dodd realized the strength, courage, and selflessness her father had shown in raising his children as a single parent, and thus chose to hold the first Father’s Day celebration in Spokane, Washington, on the 19th of June, 1910, and

WHEREAS, in early times, wearing flowers was a traditional way of celebrating Father’s Day, and

WHEREAS, in 1924, President Calvin Coolidge recognized Father’s Day as a national event to “establish more intimate relations between fathers and their children and to impress upon fathers the full measure of their obligations,” and

WHEREAS, in 1926, a National Father’s Day Committee was formed in New York City, resulting in a Joint Resolution of Congress in 1956 recognizing Father’s Day, and President Richard Nixon signed the law that finally made Father’s Day a permanent holiday in 1972, and

WHEREAS, Sunday, June 20, 2010, has been designated as Father’s Day in the United States, and

WHEREAS, the American tradition of a productive society and a secure home has depended in great part on the hard work and sacrifice of fathers who tirelessly seek for their children a better life and greater opportunity than they themselves have known, and

WHEREAS, fulfilling the demanding roles of fatherhood, as provider, teacher, role model, comforter, and protector, is an act of true heroism in today’s world, and

WHEREAS, each new generation looks to its fathers for courage, strength, and understanding, and

WHEREAS, the enduring affection between fathers and their families is recognized and appreciated as one of the most positive elements upon which our future as a nation depends, and

WHEREAS, it is fitting and appropriate that the members and staff of the Florida Senate recognize the immeasurable debt of gratitude owed to fathers for their strength, guidance, understanding, and love, NOW, THEREFORE,

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

That the members of the Senate do hereby express to their own fathers and to all fathers, on behalf of the people of the State of Florida, personal affection and heartfelt gratitude.

BE IT FURTHER RESOLVED that this resolution be spread upon the Journal of the Senate as a tangible token of the love and respect that the members hold for all fathers.

—was introduced out of order and read by title. On motion by Senator Bullard, **SR 108** was read the second time in full and adopted.

At the request of Senator Rich—

By Senator Rich—

**SR 2314**—A resolution recognizing November 15-21, 2010, as “Spinal Cord Injury Awareness Week” in Florida.

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

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

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

WHEREAS, currently there are approximately 259,000 individuals in the United States who have sustained a spinal cord injury, and

WHEREAS, it is estimated that the annual incidence of spinal cord injury in the United States, not including those who die at the scene of an accident, is approximately 12,000 new cases each year, and

WHEREAS, the most common age for spinal cord injuries is 19 years old, with 30 percent of all injuries occurring between the ages of 17 and 23, and 52 percent of all injuries occurring between the ages of 16 and 30, and

WHEREAS, more than 80 percent of spinal cord injuries occur in men and 20 percent occur in women, and

WHEREAS, the four leading causes of spinal cord injury for both men and women are auto accidents, falls, acts of violence, and recreational sporting activities, and

WHEREAS, the average annual cost of care for individuals who have a spinal cord injury ranges from \$236,000 to \$800,000 the first year after injury, with an estimated lifetime cost ranging between \$500,000 and \$3 million depending on the severity of injury, and

WHEREAS, in the past 16 years, scientists have made major breakthroughs in understanding how to encourage damaged neurons to regenerate and restore function and how to improve the quality of life for patients in areas such as infertility and pain management, and

WHEREAS, the Darrell Gwynn Foundation has worked to help fund research aimed at finding a cure for paralysis, as well as improving the overall quality of life for individuals with paralysis, and

WHEREAS, the Darrell Gwynn Foundation will spend the week of November 15-21, 2010, working with local governments and schools to educate Floridians about the causes of and treatments for spinal cord injuries, as well as informing the public on how to prevent these injuries from taking place, NOW, THEREFORE,

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

That November 15-21, 2010, is recognized as “Spinal Cord Injury Awareness Week” in the State of Florida.

—**SR 2314** was introduced, read and adopted by publication.

## MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Villalobos, the rules were waived and the Committee on General Government Appropriations was granted permission to add **CS for CS for SB 570** to the agenda at the meeting Monday, April 19.

## BILLS ON THIRD READING

Consideration of **CS for CS for SB 8** was deferred.

## SENATOR CRIST PRESIDING

**CS for SB 844**—A bill to be entitled An act relating to insurance; providing a short title; amending s. 624.310, F.S.; expanding the definition of “affiliated party” to include certain third-party marketers; creating s. 624.46223, F.S.; prohibiting a self-insurance association, fund, or pool from requiring its members to provide more than a specified

maximum period of notice of any member's intent to withdraw; amending s. 626.221, F.S.; expanding the list of individuals who are exempt from the requirement to pass an examination before being issued a license as an agent, customer representative, or adjuster; amending s. 626.025, F.S.; including family members of insurance agents in a prohibition related to the transaction of life insurance; amending s. 626.2815, F.S.; providing an exemption from certain continuing education requirements to certain agents; authorizing the department to take certain action in applying such exemption; amending s. 626.621, F.S.; expanding grounds for discretionary refusal, suspension, or revocation of certain licenses; amending s. 626.641, F.S.; prohibiting the Department of Financial Services from issuing certain licenses in certain circumstances; amending s. 626.798, F.S.; prohibiting a family member of a life insurance agent from being a beneficiary of certain policies; prohibiting an agent or a family member of such agent from being designated as a trustee or guardian or being granted power of attorney unless he or she is a family member of the policy owner; amending s. 626.9521, F.S.; increasing the administrative fine that may be imposed for each willful violation of the offenses of twisting and churning; increasing the administrative fine that may be imposed for each willful violation of the offense of submitting fraudulent signatures on an application or policy-related document; requiring that a licensee make a reasonable effort to ascertain a customer's age at the time of completion of an insurance application; authorizing the use of video depositions in certain circumstances; amending s. 626.99, F.S.; requiring that the buyer's guide for fixed annuities be in the form provided by the National Association of Insurance Commissioners Annuity Disclosure Model Regulation; authorizing the use of a policy summary for variable annuities until the NAIC or the department develops a buyer's guide; extending the unconditional refund period for fixed annuity contracts and variable or market value annuity contracts for customers 65 years of age or older; requiring that the unconditional refund amount for a variable or market value annuity contract be equal to the cash surrender value provided in the contract, plus any fees or charges deducted from the premiums or imposed under the contract; providing for applicability of certain provisions; requiring that an insurer provide a prospective purchaser of an annuity policy with a buyer's guide to annuities; requiring that such buyer's guide contain certain information; requiring that an insurer attach a cover page to an annuity policy informing the purchaser of the unconditional refund period; requiring that the cover page provide other specified information; amending s. 627.4554, F.S.; defining the term "accredited investor"; authorizing the Department of Financial Services to order an insurance agent to pay monetary restitution to a senior consumer under certain circumstances; limiting the amount of such restitution; prohibiting an annuity contract issued to a senior consumer from containing a surrender or deferred sales charge for withdrawal of funds from an annuity in excess of a specified maximum amount; providing for the periodic reduction of such charge; providing an effective date.

—as amended April 15 was read the third time by title.

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

**Amendment 1 (153986) (with title amendment)**—Delete line 250 and insert: *owner or insured, or is a bank or trust company duly authorized to act as a fiduciary.* For the purposes of this section, the phrase "not a

And the title is amended as follows:

Delete line 30 and insert: *family member of the policy owner or insured, or is a bank or trust company duly authorized to act as a fiduciary;* amending s.

On motion by Senator Bennett, **CS for SB 844** as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Bullard	Diaz de la Portilla
Altman	Constantine	Dockery
Aronberg	Crist	Fasano
Baker	Dean	Gaetz
Bennett	Detert	Gardiner

Gelber	Negron	Sobel
Haridopolos	Oelrich	Storms
Hill	Peaden	Thrasher
Jones	Rich	Villalobos
Joyner	Richter	Wilson
Justice	Ring	Wise
Lawson	Siplin	
Lynn	Smith	

Nays—None

Vote after roll call:

Yea—Mr. President

**CS for CS for CS for SB's 1196 and 1222**—A bill to be entitled An act relating to community associations; amending s. 399.02, F.S.; exempting certain elevators from specific code update requirements; providing a phase-in period for such elevators; amending s. 617.0721, F.S.; revising the limitations on the right of members to vote on corporate matters for certain corporations not for profit that are regulated under ch. 718 or ch. 719, F.S.; amending s. 617.0808, F.S.; excepting certain corporations not for profit that are an association as defined in s. 720.301, F.S., or a corporation regulated under ch. 718 or ch. 719, F.S., from certain provisions relating to the removal of a director; creating s. 617.1606, F.S.; providing that certain statutory provisions providing for the inspection of corporate records do not apply to a corporation not for profit that is an association as defined in s. 720.301, or a corporation regulated under ch. 718 or ch. 719, F.S.; creating s. 627.714, F.S.; requiring that coverage under a unit owner's policy for certain assessments include at least a minimum amount of loss assessment coverage; specifying the maximum amount of any unit owner's loss assessment coverage that can be assessed for any loss; providing that certain changes to the limits of a unit owner's coverage for loss assessments made on or after a specified period before the date of loss do not apply to the loss; providing that certain insurers are not required to pay more than an amount equal to that unit owner's loss assessment coverage limit; requiring that every property insurance policy to an individual unit owner contain a specified provision; amending s. 633.0215, F.S.; exempting certain residential buildings from a requirement to install a manual fire alarm system; amending s. 718.103, F.S.; redefining the term "developer"; amending s. 718.110, F.S.; allowing the condominium association to have the authority to restrict through an amendment to a declaration of condominium, rather than prohibit, the rental of condominium units; authorizing the classification of certain portions of common elements as limited common elements upon receipt of the required vote to amend a declaration; providing that such reclassification is not an amendment pursuant to specified provisions of state law; amending s. 718.111, F.S.; deleting a requirement for the board of a condominium to hold a meeting open to unit owners to establish the amount of an insurance deductible; revising the property to which a property insurance policy for a condominium association applies; revising the requirements for a condominium unit owner's property insurance policy; limiting the circumstances under which a person who violates requirements to maintain association records may be personally liable for a civil penalty; providing that a condominium association is not responsible for the use of certain information provided to an association member under certain circumstances; specifying records of a condominium association which are exempt from a requirement that records be available for inspection by an association member; increasing the amount of time within which a condominium association must provide unit owners with a copy of the association's annual financial report; revising the requirements for rules relating to the financial report that must be adopted by the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; revising the requirements for a financial report based on the amount of a condominium's revenues; amending s. 718.112, F.S.; revising provisions relating to the terms or appointment or election of condominium members to a board of administration; creating exceptions to such provisions for condominiums that contain timeshares; specifying a certification that a person who is appointed or elected to a board of administration must make or educational requirements such board member must satisfy; conforming cross-references to changes made by the act; deleting a provision prohibiting an association from foregoing the retrofitting with a fire sprinkler system of common areas in a high-rise building; prohibiting local authorities having jurisdiction from requiring retrofitting with a sprinkler

system or other engineered lifesafety system before a specified date; requiring that certain associations initiate, before a specified date, an application for a building permit for the required fire sprinkler installation with the local government having jurisdiction demonstrating that the association will be in compliance with certain firesafety requirements by a specified date; authorizing an association to forgo retrofitting under certain circumstances; providing requirements for a special meeting of unit owners which may be called every 3 years in order to vote to forgo retrofitting of the sprinkler system or other engineered lifesafety systems; providing meeting notice requirements; expanding the monetary obligations that a director or officer must satisfy to avoid abandoning his or her office; amending s. 718.115, F.S.; specifying certain services provided in a declaration of condominium which are obtained pursuant to a bulk contract to be deemed a common expense; specifying provisions that must be contained in a bulk contract; specifying cancellation procedures for bulk contracts; amending s. 718.116, F.S.; increasing the period of accrual of certain assessments used to determine the amount of limited liability of certain first mortgagees or their successors or assignees; requiring a tenant in a unit owned by a person who is delinquent in the payment of a monetary obligation to the condominium association to pay rent to the association under certain circumstances; authorizing the condominium association to sue such tenant who fails to pay rent for eviction under certain circumstances; providing that the tenant is immune from claims from the unit owner as the result of paying rent to the association under certain circumstances; amending s. 718.117, F.S.; revising the circumstances under which a condominium association may be terminated due to economic waste or impossibility; revising provisions specifying the effect of a termination of condominium; amending s. 718.202, F.S.; authorizing the deposit of certain funds into multiple escrow accounts; requiring that an escrow agent maintain separate accounting records for each purchaser under certain circumstances; amending s. 718.301, F.S.; revising conditions under which unit owners other than the developer may elect at least a majority of the members of the board of administration of an association; amending s. 718.303, F.S.; authorizing an association to suspend for a reasonable time the right of a unit owner or the unit's occupant, licensee, or invitee to use certain common elements under certain circumstances; prohibiting a fine from being levied or a suspension from being imposed unless the association meets certain requirements for notice and provides an opportunity for a hearing; authorizing an association to suspend voting rights of a member due to nonpayment of assessments, fines, or other charges under certain circumstances; amending s. 718.501, F.S.; specifying that the jurisdiction of the Division of Florida Condominiums, Timeshares, and Mobile Homes includes bulk assignees and bulk buyers; creating part VII of ch. 718, F.S.; creating the "Distressed Condominium Relief Act"; providing legislative findings and intent; defining the terms "bulk assignee" and "bulk buyer"; providing for the assignment of developer rights by a bulk assignee; specifying liabilities of bulk assignees and bulk buyers; providing exceptions; providing additional responsibilities of bulk assignees and bulk buyers; authorizing certain entities to assign developer rights to a bulk assignee; limiting the number of bulk assignees at any given time; providing for the transfer of control of a board of administration to unit owners; providing effects of such transfer on parcels acquired by a bulk assignee; providing obligations of a bulk assignee upon the transfer of control of a board of administration; requiring that a bulk assignee certify certain information in writing; providing for the resolution of a conflict between specified provisions of state law; providing that the failure of a bulk assignee or bulk buyer to comply with specified provisions of state law results in the loss of certain protections and exemptions; requiring that a bulk assignee or bulk buyer file certain information with the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation before offering any units for sale or lease in excess of a specified term; requiring that a copy of such information be provided to a prospective purchaser or tenant; requiring that certain contracts and disclosure statements contain specified statements; requiring that a bulk assignee or bulk buyer comply with certain disclosure requirements; prohibiting a bulk assignee from authorizing certain actions on behalf of an association while the bulk assignee is in control of the board of administration of the association; requiring that a bulk assignee or bulk buyer comply with certain laws with respect to contracts entered into by the association while the bulk assignee or bulk buyer was in control of the board of administration; providing parcel owners with specified protections regarding certain contracts; requiring that a bulk buyer comply with certain requirements regarding the transfer of a parcel; prohibiting a person from being classified as a bulk assignee or bulk

buyer unless condominium parcels were acquired before a specified date; providing that the assignment of developer rights to a bulk assignee does not release a developer from certain liabilities; amending s. 719.106, F.S.; providing for the filling of vacancies on the condominium board of administration; amending s. 719.1055, F.S.; providing an additional required provision in cooperative bylaws; deleting a provision prohibiting an association from foregoing the retrofitting with a fire sprinkler system of common areas in a high-rise building; prohibiting local authorities having jurisdiction from requiring retrofitting with a sprinkler system or other engineered lifesafety system before a specified date; providing requirements for a special meeting of unit owners which may be called every 3 years in order to vote to require retrofitting of the sprinkler system or other engineered lifesafety system; providing meeting notice requirements; amending s. 719.108, F.S.; providing a prioritized list for disbursement of payments received by an association; providing for a lien by an association on a condominium unit for certain fees and costs; providing procedures and notice requirements for the filing of a lien by an association; requiring a tenant in a unit owned by a person who is delinquent in the payment of a monetary obligation to the condominium association to pay rent to the association under certain circumstances; amending s. 720.303, F.S.; revising provisions relating to homeowners' association board meetings, inspection and copying of records, and reserve accounts of budgets; expanding the list of association records that are not accessible to members and parcel owners; prohibiting certain association personnel from receiving a salary or compensation; providing exceptions; amending s. 720.304, F.S.; providing that a flagpole and any flagpole display are subject to certain codes and regulations; amending s. 720.305, F.S.; authorizing the association to suspend rights to use common areas and facilities if the member is delinquent on the payment of a monetary obligation due for a certain period of time; providing procedures and notice requirements for levying a fine or imposing a suspension; amending s. 720.306, F.S.; providing requirements for secret ballots; providing procedures for filling a vacancy on the board of directors; amending s. 720.3085, F.S.; requiring a tenant in a property owned by a person who is delinquent in the payment of a monetary obligation to the condominium association to pay rent to the association under certain circumstances; amending s. 720.31, F.S.; authorizing an association to enter into certain agreements to use lands or facilities; requiring that certain items be stated and fully described in the declaration; limiting an association's power to enter into such agreements after a specified period following the recording of a declaration; requiring that certain agreements be approved by a specified percentage of voting interests of an association when the declaration is silent as to the authority of an association to enter into such agreement; authorizing an association to join with other associations or a master association under certain circumstances and for specified purposes; creating s. 720.315, F.S.; prohibiting the board of directors of a homeowners' association from levying a special assessment before turnover of the association by the developer unless certain conditions are met; providing an effective date.

—as amended April 15 was read the third time by title.

## MOTION

On motion by Senator Fasano, by the required two-thirds vote, consideration of the following amendment was allowed:

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

**Amendment 1 (381060)**—Delete lines 2303-2347 and insert: *applicable fire and life safety code.*

1. *Notwithstanding chapter 633 or any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, a cooperative or unit owner is not obligated to retrofit the common elements or units of a residential cooperative with a fire sprinkler system in a building that has been certified for occupancy by the applicable governmental entity if the unit owners have voted to forego such retrofitting by the affirmative vote of a majority of all voting interests in the affected cooperative. The local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system before the end of 2019. By December 31, 2016, a cooperative that is not in compliance with the requirements for a fire sprinkler system and has not voted to forego retrofitting of such a system must initiate an application for a building*

permit for the required installation with the local government having jurisdiction demonstrating that the cooperative will become compliant by December 31, 2019.

2. A vote to forego retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, or by execution of a written consent by the member, and is effective upon recording a certificate attesting to such vote in the public records of the county where the cooperative is located. The cooperative shall mail or hand deliver to each unit owner written notice at least 14 days before the membership meeting in which the vote to forego retrofitting of the required fire sprinkler system is to take place. Within 30 days after the cooperative's opt-out vote, notice of the results of the opt-out vote must be mailed or hand delivered to all unit owners. Evidence of compliance with this notice requirement must be made by affidavit executed by the person providing the notice and filed among the official records of the cooperative. After notice is provided to each owner, a copy must be provided by the current owner to a new owner before closing and by a unit owner to a renter before signing a lease. Notwithstanding the provisions of chapter 633 or of any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, a cooperative or unit owner is not obligated to retrofit the common elements or units of a residential cooperative with a fire sprinkler system or other engineered life safety system in a building that has been certified for occupancy by the applicable governmental entity, if the unit owners have voted to forego such retrofitting and engineered life safety system by the affirmative vote of two thirds of all voting interests in the affected cooperative. However, a cooperative may not forego the retrofitting with a fire sprinkler system of common areas in a high rise building. For purposes of this subsection, the term "high rise building" means a building that is greater than 75 feet in height where the building height is measured from the lowest level of fire department access to the floor of the highest occupiable story. For purposes of this subsection, the term "common areas" means any enclosed hallway, corridor, lobby, stairwell, or entryway. In no event shall the local authority having jurisdiction require completion of retrofitting of common areas with a sprinkler system before the end of 2014.

(a) A vote to forego retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, or by execution of a written consent by the member, and shall be effective upon the recording of a certificate attesting to such vote in the public records of the county where the cooperative is located. The association shall mail, hand deliver, or electronically transmit to each unit owner written notice at least 14 days prior to such membership meeting in which the vote to forego retrofitting of the required fire sprinkler system is to take place. Within 30 days after the association's opt out vote, notice of the results of the opt out vote shall be mailed, hand delivered, or electronically transmitted to all unit owners. Evidence of compliance with this 30 day notice shall be made by an affidavit executed by the person providing the notice and filed among the official records of the association. After such notice is provided to each owner, a copy of such notice shall be provided by the current owner to a new owner prior to closing and shall be provided by a unit owner to a renter prior to signing a lease.

On motion by Senator Fasano, CS for CS for CS for SB's 1196 and 1222 as amended was passed, ordered engrossed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Detert	Joyner
Alexander	Diaz de la Portilla	Justice
Altman	Dockery	Lawson
Aronberg	Fasano	Lynn
Baker	Gaetz	Negron
Bennett	Gardiner	Oelrich
Bullard	Gelber	Peaden
Constantine	Haridopolos	Rich
Crist	Hill	Richter
Dean	Jones	Ring

Siplin	Storms	Wilson
Smith	Thrasher	Wise
Sobel	Villalobos	

Nays—None

CS for CS for SB 1964—A bill to be entitled An act relating to design professionals; creating s. 558.0035, F.S.; providing for limited liability for engineers, surveyors and mappers, architects, interior designers, and registered landscape architects as a result of construction defects resulting from the performance of a contract; providing that, if a contract requires professional liability insurance, the contract may not limit the liability of the design professional inconsistent with the insurance requirements; providing exceptions to the limitation of liability of the design professional; amending ss. 471.023, 472.021, 481.219, and 481.319, F.S.; conforming sections to the limitation of liability for certain design professionals provided in s. 558.0035, F.S.; providing cross-references to s. 558.0035, F.S.; providing that the act does not affect contracts or agreements entered into, or professional services performed, before July 1, 2010; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Negron, CS for CS for SB 1964 as amended was passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Diaz de la Portilla	Oelrich
Alexander	Dockery	Peaden
Altman	Fasano	Richter
Aronberg	Gaetz	Siplin
Baker	Gardiner	Smith
Bennett	Gelber	Sobel
Bullard	Haridopolos	Storms
Constantine	Jones	Thrasher
Crist	Lawson	Villalobos
Dean	Lynn	Wilson
Detert	Negron	Wise

Nays—4

Hill	Joyner	Rich
Ring		

Vote after roll call:

Nay—Justice

On motion by Senator Detert, by two-thirds vote CS for HB 1281 was withdrawn from the Committees on Banking and Insurance; and Commerce.

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

CS for HB 1281—A bill to be entitled An act relating to loan origination; amending s. 494.00255, F.S.; reenacting a reference to certain federal laws for purposes of incorporating rules adopted under such laws; specifying application of disciplinary procedures to principal loan originators for actions of loan originators; amending s. 494.00331, F.S.; specifying nonapplication of certain limitations to licensed loan originators operating solely as loan processors; providing a definition; prohibiting acting as a loan processor unless licensed as a loan originator; requiring a declaration of intent to engage solely in loan processing; authorizing withdrawal of a declaration of intent; authorizing payment of a loan processor's fee without violating certain restrictions; amending s. 494.0038, F.S.; revising requirements relating to a good faith estimate by a loan originator; requiring a disclosure document to be signed and dated by the borrower; amending s. 494.0067, F.S.; deleting a requirement for licensure application prior to certain purchases or acquisitions under certain conditions; providing an effective date.

—a companion measure, was substituted for CS for SB 2548 and by two-thirds vote read the second time by title.

On motion by Senator Detert, by two-thirds vote **CS for HB 1281** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for SB 492**—A bill to be entitled An act relating to garnishment; amending s. 222.11, F.S.; increasing the amount of wages of a head of family which is exempt from garnishment; providing a form that must be used for an agreement to waive the exemption from garnishment; amending s. 77.041, F.S.; increasing the amount of wages of a head of family which is exempt from garnishment; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Smith, **CS for SB 492** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**HB 5**—A bill to be entitled An act relating to state road designations; designating Purple Heart Highway; directing the Department of Transportation to erect suitable markers; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Baker, **HB 5** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dean	Hill
Alexander	Detert	Jones
Altman	Diaz de la Portilla	Joyner
Aronberg	Dockery	Justice
Baker	Fasano	Lawson
Bennett	Gaetz	Lynn
Bullard	Gardiner	Negron
Constantine	Gelber	Oelrich
Crist	Haridopolos	Peaden

Rich	Smith	Villalobos
Richter	Sobel	Wilson
Ring	Storms	Wise
Siplin	Thrasher	

Nays—None

**CS for HB 263**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 320.02, F.S.; requiring the application forms for motor vehicle registration and renewal of registration to include language permitting the applicant to make a voluntary contribution to Prevent Child Sexual Abuse; amending s. 322.08, F.S.; revising provisions for required content in driver's license application forms; requiring the application form for an original, renewal, or replacement driver's license or identification card to include language permitting the applicant to make voluntary contributions for certain purposes; requiring such forms to include language permitting the applicant to make a voluntary contribution to Prevent Child Sexual Abuse and to Prevent Blindness Florida; providing for distribution of funds collected from such contributions; providing that such contributions are not considered income of a revenue nature; repealing s. 322.18(9), F.S.; removing provisions requiring the application form for renewal of a driver's license to include language permitting the applicant to make a voluntary contribution to Prevent Blindness Florida and to Family First; providing an effective date.

—was read the third time by title.

On motion by Senator Negron, **CS for HB 263** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for SB 962**—A bill to be entitled An act relating to driver license records; amending s. 322.142, F.S.; revising the authorized uses of license identification information maintained by the Department of Highway Safety and Motor Vehicles and released to the Department of Children and Family Services; authorizing use for certain adult protective services investigations; providing conditions for such information to be used for verification of identity in determination of eligibility for public assistance and for certain fraud investigations; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Storms, **CS for SB 962** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Constantine	Gaetz
Alexander	Crist	Gardiner
Altman	Dean	Gelber
Aronberg	Detert	Haridopolos
Baker	Diaz de la Portilla	Hill
Bennett	Dockery	Jones
Bullard	Fasano	Joyner

Justice	Rich	Storms
Lawson	Richter	Thrasher
Lynn	Ring	Villalobos
Negron	Siplin	Wilson
Oelrich	Smith	Wise
Peaden	Sobel	

Nays—None

**CS for CS for SB 792**—A bill to be entitled An act relating to derelict motor vehicles and mobile homes; amending s. 319.241, F.S.; revising provisions relating to an application for the removal of a lien from the files of the Department of Highway Safety and Motor Vehicles or from the certificate of title; authorizing the department to remove the lien from its files within a specified period after receiving an application for a derelict motor vehicle certificate and notification to the lienholder, unless a written statement protesting such removal is received; amending s. 319.30, F.S.; revising certain definitions; revising requirements for disposition of a motor vehicle, recreational vehicle, or mobile home that is sold, transported, or delivered to a salvage motor vehicle dealer or a secondary metals recycler; requiring certificates of title to conform to specified provisions; providing for the dealer or recycler to apply to the Department of Highway Safety and Motor Vehicles for a derelict motor vehicle certificate if the certificate of title, salvage certificate of title, or certificate of destruction is not available; requiring the derelict motor vehicle certificate application to be completed by the seller or owner of the motor vehicle or mobile home, the seller's or owner's authorized transporter, or the dealer or recycler; requiring certain identification information be included with the application; revising the types of documentation that a secondary metals recycler must obtain; permitting recyclers to obtain salvage certificates of title from sellers or owners as a valid method of documentation; providing that a person engaged in the business of recovering, towing, or storing vehicles may not claim certain liens, claim that certain vehicles have remained on any premises after tenancy has terminated, or use the derelict motor vehicle certificate application to transport, sell, or dispose of a motor vehicle at a salvage motor vehicle dealer or metal recycler without otherwise obtaining title to the vehicle or a certificate of destruction; requiring that the department accept all properly endorsed and completed derelict motor vehicle certificate applications and issue such certification having an effective date that authorizes when the vehicle is eligible for dismantling or destruction; requiring that such electronic information be stored and made available to authorized persons; requiring that all licensed salvage motor vehicle dealers or registered secondary metals recyclers make all payments for the purchase of any derelict motor vehicle that is sold by a seller who is not the owner of record by check or money order; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Baker, **CS for CS for SB 792** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for CS for HB 399**—A bill to be entitled An act relating to motor vehicles; amending s. 320.02, F.S.; requiring the application form for

motor vehicle registration or renewal of registration to include language permitting the applicant to make a voluntary contribution to Blind Babies and Blind Youth Services, for services for persons with developmental disabilities, and to the Ronald McDonald House; amending s. 322.08, F.S.; requiring the application form for a driver's license or duplicate thereof to include language permitting the applicant to make a voluntary contribution to Senior Vision Services, for services for persons with developmental disabilities, and to the Ronald McDonald House; providing for distribution of funds collected from voluntary contributions; providing that such contributions are not considered income of a revenue nature; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for CS for HB 399** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for HB 321**—A bill to be entitled An act relating to road designations; designating Veterans Memorial Highway and Sergeant Ricky Lord Road in Gilchrist County; designating Anthony J. Perez Street, Orange Bowl Way, John Torrese Family Road, Manuel Capo Way, Manuel Capo Boulevard, and Lt. Colonel Charles Brown Memorial Highway in Miami-Dade County; amending s. 17, ch. 2008-256, Laws of Florida; revising the designation of Jose A. Marques Boulevard in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Oelrich, **CS for HB 321** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for CS for CS for SB 840**—A bill to be entitled An act relating to community associations; amending s. 718.103, F.S.; redefining the term “developer”; amending s. 718.501, F.S.; specifying that the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation has jurisdiction with re-

spect to bulk assignees and bulk buyers; creating part VII of ch. 718, F.S.; creating the “Distressed Condominium Relief Act”; providing legislative findings and intent; defining the terms “bulk assignee” and “bulk buyer”; providing for the assignment of developer rights by a bulk assignee; specifying liabilities of bulk assignees and bulk buyers; providing exceptions; providing additional responsibilities of bulk assignees and bulk buyers; authorizing certain entities to assign developer rights to a bulk assignee; limiting the number of bulk assignees at any given time; providing for the transfer of control of a board of administration to unit owners; providing effects of such transfer on parcels acquired by a bulk assignee; providing obligations of a bulk assignee upon the transfer of control of a board of administration; requiring that a bulk assignee certify certain information in writing; providing for the resolution of a conflict between specified provisions of state law; providing that the failure of a bulk assignee or bulk buyer to comply with specified provisions of state law results in the loss of certain protections and exemptions; requiring that a bulk assignee or bulk buyer file certain information with the Division of Florida Condominiums, Timeshares, and Mobile Homes before offering any units for sale or lease in excess of a specified term; requiring that a copy of such information be provided to a prospective purchaser or tenant; requiring that certain contracts and disclosure statements contain specified statements; requiring that a bulk assignee or bulk buyer comply with certain disclosure requirements; prohibiting a bulk assignee from authorizing certain actions on behalf of an association while the bulk assignee is in control of the board of administration of the association; requiring that a bulk assignee or bulk buyer comply with certain laws with respect to contracts entered into by the association while the bulk assignee or bulk buyer was in control of the board of administration; providing parcel owners with specified protections regarding certain contracts; requiring that a bulk buyer comply with certain requirements regarding the transfer of a parcel; prohibiting a person from being classified as a bulk assignee or bulk buyer unless condominium parcels were acquired before a specified date; providing that the assignment of developer rights to a bulk assignee does not release a developer from certain liabilities; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Sobel, **CS for CS for CS for SB 840** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

Consideration of **CS for CS for SB 366** was deferred.

**SB 2284**—A bill to be entitled An act relating to the Legislature; fixing the date for convening the regular session of the Legislature in the year 2012; providing an effective date.

—was read the third time by title.

On motion by Senator Negron, **SB 2284** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

Consideration of **SB 618** was deferred.

**CS for CS for SB 1404**—A bill to be entitled An act relating to veterans’ suicide prevention; directing the Department of Veterans’ Affairs, in partnership with the Statewide Office for Suicide Prevention and the Department of Children and Family Services, to seek federal funding for a grants program that addresses veterans’ outreach and suicide prevention; amending s. 14.20195, F.S.; revising the membership of the Suicide Prevention Coordinating Council to include a representative of the Florida Psychological Association, the Florida Psychiatric Society, and veterans appointed by the Governor; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Aronberg, **CS for CS for SB 1404** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Fasano	Rich
Alexander	Gaetz	Richter
Altman	Gardiner	Ring
Aronberg	Gelber	Siplin
Baker	Haridopolos	Smith
Bennett	Hill	Sobel
Bullard	Jones	Storms
Constantine	Joyner	Thrasher
Crist	Justice	Villalobos
Dean	Lawson	Wilson
Detert	Lynn	Wise
Diaz de la Portilla	Negron	
Dockery	Peaden	

Nays—None

Vote after roll call:

Yea—Oelrich

**CS for CS for SB 1412**—A bill to be entitled An act relating to obsolete or outdated agency plans, reports, and programs; repealing s. 13.01, F.S., which establishes the Florida Commission on Interstate Cooperation; repealing s. 13.02, F.S., which establishes the Senate Committee on Interstate Cooperation; repealing s. 13.03, F.S., which establishes the House of Representatives Committee on Interstate Cooperation; repealing s. 13.04, F.S., which provides terms and functions of both House and Senate standing committees; repealing s. 13.05, F.S., which establishes the Governor’s Committee on Interstate Cooperation; repealing s. 13.06, F.S., which designates informal names of the committees and the Commission; repealing s. 13.07, F.S., which provides the functions of the commission; repealing s. 13.08, F.S., which establishes the powers and duties of the commission; repealing s. 13.09, F.S., which declares the Council of State Government to be a joint governmental



agency of Florida and other states; transferring and renumbering s. 13.10, F.S., relating to the appointment of Commissioners to the National Conference of Commissioners on Uniform State Laws; repealing s. 13.90, F.S., which establishes the Florida Legislative Law Revision Council; repealing s. 13.91, F.S., which establishes the membership of the council; repealing s. 13.92, F.S., which establishes the term limits for members appointed to the council; repealing s. 13.93, F.S., which declares all serving members of the council eligible for reappointment; repealing s. 13.94, F.S., which designates the chair and vice chair of the council; repealing s. 13.95, F.S., which declares that the members of the council shall serve without compensation; repealing s. 13.96, F.S., which provides the functions of the council; repealing s. 13.97, F.S., which provides that the council shall be the recipient of proposed changes and may make recommendations on such proposals; repealing s. 13.98, F.S., which provides that the council submit a report of all actions taken at each regular session of the Legislature; repealing s. 13.99, F.S., regarding personnel of the council; repealing s. 13.992, F.S., which defines the powers of the council; repealing s. 13.993, F.S., which authorizes the council to procure information from state, municipal corporations, or governmental department agencies; repealing s. 13.994, F.S., which authorizes the council to create rules and regulations for the conduct of business; repealing s. 13.995, F.S., which requires appropriations to carry out the purposes of the council; repealing s. 13.996, F.S., which provides that the first duty of the council shall be to complete revision of the criminal laws of the state of Florida; repealing s. 14.25, F.S., relating to the Florida State Commission on Hispanic Affairs; amending s. 14.26, F.S.; revising reporting requirements of the Citizen's Assistance Office; repealing s. 14.27, F.S., relating to the Florida Commission on African-American Affairs; repealing s. 16.58, F.S., relating to the Florida Legal Resource Center; amending s. 17.32, F.S.; revising the recipients of the annual report of trust funds by the Chief Financial Officer; amending s. 17.325, F.S.; deleting a reporting requirement relating to the governmental efficiency hotline; amending s. 20.057, F.S.; deleting a reporting requirement of the Governor relating to interagency agreements to delete duplication of inspections; repealing s. 20.316(4)(e), (f), and (g), F.S., relating to information systems of the Department of Juvenile Justice; amending s. 20.43, F.S.; revising provisions relating to planning by the Department of Health; amending s. 39.4086, F.S.; deleting provisions relating to a report by the State Courts Administrator on a guardian ad litem program for dependent children; amending s. 98.255, F.S.; deleting provisions relating to a report on the effectiveness of voter education programs; amending s. 110.1227, F.S.; revising provisions relating to a report by the board of directors of the Florida Long-Term-Care Plan; amending s. 120.542, F.S.; deleting provisions relating to reports of petitions filed for variances to agency rules; repealing s. 153.952, F.S., relating to legislative findings and intent concerning privately owned wastewater systems and facilities; amending s. 161.053, F.S.; deleting a provision relating to a report on the coastal construction control line; amending s. 161.161, F.S.; deleting a provision requiring a report on funding for beach erosion control; repealing s. 163.2526, F.S., relating to the review and evaluation of urban infill; amending s. 163.3167, F.S.; deleting provisions relating to local government comprehensive plans; amending s. 163.3177, F.S.; revising requirements for comprehensive plans; amending s. 163.3178, F.S.; deleting a duty of the Coastal Resources Interagency Management Committee to submit certain recommendations; repealing s. 163.519(12), F.S., relating to the requirement for a report on neighborhood improvement districts by the Department of Legal Affairs; repealing s. 186.007(9), F.S.; deleting provisions relating to a committee to recommend to the Governor changes in the state comprehensive plan; amending ss. 189.4035 and 189.412, F.S.; revising requirements relating to dissemination of the official list of special districts; amending s. 206.606, F.S.; revising provisions relating to a report on the Florida Boating Improvement Program; amending s. 212.054, F.S.; deleting the requirement for a report on costs of administering the discretionary sales surtax; amending s. 212.08, F.S.; deleting a requirement for a report on the sales tax exemption for machinery and equipment used in semiconductor, defense, or space technology production and research and development; repealing s. 213.0452, F.S., relating to a report on the structure of the Department of Revenue; repealing s. 213.054, F.S., relating to monitoring and reporting regarding persons claiming tax exemptions; amending s. 215.70, F.S.; requiring the State Board of Administration to report to the Governor when funds need to be appropriated to honor the full faith and credit of the state; amending s. 216.011, F.S.; redefining the term "long-range program plan"; repealing s. 216.181(10)(c), F.S., relating to reports of filled and vacant positions and salaries; amending s. 252.55, F.S.; revising certain reporting requirements relating to the Civil Air Patrol;

amending s. 253.7825, F.S.; deleting provisions relating to the plan for the Cross Florida Greenways State Recreation and Conservation Area; repealing s. 253.7826, F.S., relating to structures of the Cross Florida Barge Canal; repealing s. 253.7829, F.S., relating to a management plan for retention or disposition of lands of the Cross Florida Barge Canal; amending s. 259.037, F.S.; revising provisions relating to a report of the Land Management Uniform Accounting Council; repealing s. 267.074(4), F.S., relating to a plan for the State Historical Marker Program; repealing s. 284.50(3), F.S., relating to a requirement for a report by the Interagency Advisory Council on Loss Prevention and certain department heads; repealing s. 287.045(11), F.S., relating to a requirement for reports on use of recycled products; repealing s. 288.108(7), F.S., relating to a requirement for a report by the Office of Tourism, Trade, and Economic Development on high-impact businesses; repealing s. 288.1185, F.S., relating to the Recycling Markets Advisory Committee; amending s. 288.1229, F.S.; revising duties of the direct-support organization to support sports-related industries and amateur athletics; repealing s. 288.7015(4), F.S., relating to a requirement for a report by the rules ombudsman in the Executive Office of the Governor; amending s. 288.7771, F.S.; revising a reporting requirement of the Florida Export Finance Corporation; repealing s. 288.8175(8), (10), and (11), F.S., relating to certain responsibilities of the Department of Education with respect to linkage institutes between postsecondary institutions in this state and foreign countries; repealing s. 288.853(5), F.S., relating to the requirement for a report on assistance to and commerce with Cuba; amending s. 288.904, F.S.; deleting an obsolete provision requiring the creation of advisory committees on international and small business issues; amending s. 288.95155, F.S.; revising requirements for a report by Enterprise Florida, Inc., on the Florida Small Business Technology Growth Program; amending s. 288.9604, F.S.; deleting a requirement for a report by the Florida Development Finance Corporation; amending s. 288.9610, F.S.; revising provisions relating to annual reporting by the corporation; amending s. 292.05, F.S.; revising requirements relating to a report by the Department of Veterans' Affairs; repealing ss. 296.16 and 296.39, F.S., relating to reports by the executive director of the Department of Veterans' Affairs; repealing s. 315.03(12)(c), F.S., relating to legislative review of a loan program of the Florida Seaport Transportation and Economic Development Council; amending s. 319.324, F.S.; deleting provisions relating to funding a report on odometer fraud prevention and detection; repealing s. 322.181, F.S., relating to a study by the Department of Highway Safety and Motor Vehicles on driving by the elderly; repealing s. 322.251(7)(c), F.S., relating to a plan to indemnify persons wanted for passing worthless bank checks; amending s. 373.0391, F.S.; deleting provisions relating to provision of certain information by water management districts; amending s. 373.046, F.S.; deleting an obsolete provision requiring a report by the Secretary of Environmental Protection; repealing s. 376.121(14), F.S., relating to a report by the Department of Environmental Protection on damage to natural resources; repealing s. 376.17, F.S., relating to reports of the department to the Legislature; repealing s. 376.30713(5), F.S., relating to a report on preapproved advanced cleanup; amending s. 379.2211, F.S.; revising provisions relating to a report by the Fish and Wildlife Conservation Commission on waterfowl permit revenues; amending s. 379.2212, F.S.; revising provisions relating to a report by the commission on wild turkey permit revenues; repealing s. 379.2523(8), F.S., relating to duties of the Fish and Wildlife Conservation Commission concerning an aquaculture plan; amending s. 380.06, F.S.; deleting provisions on transmission of revisions relating to statewide guidelines and standards for developments of regional impact; repealing s. 380.0677(3), F.S., relating to powers of the Green Swamp Land Authority; repealing s. 381.0011(3), F.S., relating to an inclusion in the Department of Health's strategic plan; repealing s. 381.0036, F.S., relating to planning for implementation of educational requirements concerning HIV and AIDS; repealing s. 381.731, F.S., relating to strategic planning of the Department of Health; amending s. 381.795, F.S.; deleting provisions relating to studies by the Department of Health on long-term, community-based supports; amending s. 381.931, F.S.; deleting provisions relating to the duty of the Department of Health to develop a report on Medicaid expenditures; amending s. 383.19, F.S.; revising provisions relating to reports by hospitals contracting to provide perinatal intensive care services; repealing s. 383.21, F.S., relating to reviews of perinatal intensive care service programs; amending s. 383.2161, F.S.; revising requirements relating to a report by the Department of Health on maternal and child health; repealing s. 394.4573(4), F.S., relating to the requirement for a report by the Department of Children and Family Services on staffing state mental health facilities; amending s. 394.4985, F.S.; deleting provisions relating to plans by department districts; repealing s.

394.82, F.S., relating to the funding of expanded community mental health services; repealing s. 394.9082(9), F.S., relating to reports on contracting with behavioral health management entities; repealing s. 394.9083, F.S., relating to the Behavioral Health Services Integration Workgroup; repealing s. 395.807(2)(c), F.S., relating to requirements for a report on the retention of family practice residents; repealing s. 397.332(3), F.S., relating to the requirement for a report by the director of the Office of Drug Control; repealing s. 397.94(1), F.S., relating to children's substance abuse services plans by service districts of the Department of Children and Family Services; repealing s. 400.148(2), F.S., relating to a pilot program of the Agency for Health Care Administration for a quality-of-care contract management program; amending s. 400.967, F.S.; deleting provisions relating to a report by the Agency for Health Care Administration on intermediate care facilities for developmentally disabled persons; repealing s. 402.3016(3), F.S., relating to the requirement for a report by the agency on Early Head Start collaboration grants; repealing s. 402.40(9), F.S., relating to submission to the Legislature of certain information related to child welfare training; amending s. 403.4131, F.S.; deleting provisions relating to a report on the adopt-a-highway program; repealing s. 403.706(2)(d), F.S., relating to local government solid waste responsibilities; repealing s. 406.02(4)(a), F.S., relating to the requirement for a report by the Medical Examiners Commission; amending s. 408.033, F.S.; revising provisions relating to reports by local health councils; repealing s. 408.914(4), F.S., relating to the requirement of the Agency for Health Care Administration to submit to the Governor a plan on the comprehensive health and human services eligibility access system; repealing s. 408.915(3)(i), F.S., relating to the requirement for periodic reports on the pilot program for such access; repealing s. 408.917, F.S., relating to an evaluation of the pilot project; amending s. 409.1451, F.S.; revising requirements relating to reports on independent living transition services; repealing s. 409.152, F.S., relating to service integration and family preservation; repealing s. 409.1679(1) and (2), F.S., relating to reports concerning residential group care services; amending s. 409.1685, F.S.; revising provisions relating to reports by the Department of Children and Family Services on children in foster care; repealing s. 409.221(4)(k), F.S., relating to reports on consumer-directed care; amending s. 409.25575, F.S.; deleting provisions relating to a report by the Department of Revenue regarding a quality assurance program for privatization of services; amending s. 409.2558, F.S.; deleting provisions relating to the Department of Revenue's solicitation of recommendations related to a rule on undistributable collections; repealing s. 409.441(3), F.S., relating to the state plan for the handling of runaway youths; amending s. 409.906, F.S.; deleting a requirement for reports of child-welfare-targeted case management projects; amending s. 409.912, F.S.; revising provisions relating to duties of the agency with respect to cost-effective purchasing of health care; repealing s. 410.0245, F.S., relating to a study of service needs of the disabled adult population; repealing s. 410.604(10), F.S., relating to a requirement for the Department of Children and Family Services to evaluate the community care for disabled adults program; amending s. 411.0102, F.S.; deleting provisions relating to use of child care purchasing pool funds; repealing s. 411.221, F.S., relating to prevention and early assistance; repealing s. 411.242, F.S., relating to the Florida Education Now and Babies Later program; amending s. 414.14, F.S.; deleting a provision relating to a report by the Secretary of Children and Family Services on public assistance policy simplification; repealing s. 414.36(1), F.S., relating to a plan for privatization of recovery of public assistance overpayment claims; repealing s. 414.391(3), F.S., relating to a plan for automated fingerprint imaging; amending s. 415.1045, F.S.; deleting a requirement for a study by the Office of Program Policy Analysis and Government Accountability on documentation of exploitation, abuse, or neglect; amending s. 420.622, F.S.; revising requirements relating to a report by the State Council on Homelessness; repealing s. 420.623(4), F.S., relating to the requirement of a report by the Department of Community Affairs on homelessness; amending s. 427.704, F.S.; revising requirements relating to a report by the Public Service Commission on a telecommunications access system; amending s. 427.706, F.S.; revising requirements relating to a report by the advisory committee on telecommunications access; amending s. 429.07, F.S.; deleting provisions relating to a report by the Department of Elderly Affairs on extended congregate care facilities; amending s. 429.41, F.S.; deleting provisions relating to a report concerning standards for assisted living facilities; amending s. 430.04, F.S.; revising duties of the Department of Elderly Affairs with respect to certain reports and recommendations; amending s. 430.502, F.S.; revising requirements with respect to reports by the Alzheimer's Disease Advisory Committee; amending s. 445.006, F.S.; deleting provisions relating to a strategic plan

for workforce development; repealing s. 455.2226(8), F.S., relating to the requirement of a report by the Board of Funeral Directors and Embalmers; repealing s. 455.2228(6), F.S., relating to the requirement of reports by the Barbers' Board and the Board of Cosmetology; amending s. 456.005, F.S.; revising requirements relating to long-range planning by professional boards; amending s. 456.025, F.S.; revising requirements relating to a report to professional boards by the Department of Health; repealing s. 456.034(6), F.S., relating to reports by professional boards about HIV and AIDS; amending s. 517.302, F.S.; deleting a requirement for a report by the Office of Financial Regulation on deposits into the Anti-Fraud Trust Fund; repealing s. 531.415(3), F.S., relating to the requirement of a report by the Department of Agriculture and Consumer Services on fees; repealing s. 570.0705(3), F.S., relating to the requirement of a report by the Commissioner of Agriculture concerning advisory committees; amending s. 570.0725, F.S.; requiring that the Department of Agriculture and Consumer Services submit an electronic report to the Legislature concerning support for food recovery programs; repealing s. 570.543(3), F.S., relating to legislative recommendations of the Florida Consumers' Council; amending s. 590.33, F.S.; deleting a reference to the Florida Commission on Interstate Cooperation to conform to changes made by the act; amending s. 603.204, F.S.; revising requirements relating to the South Florida Tropical Fruit Plan; amending s. 627.64872, F.S.; deleting provisions relating to an interim report by the board of directors of the Florida Health Insurance Plan; prohibiting the board from acting to implement the plan until certain funds are appropriated; amending s. 744.708, F.S.; revising provisions relating to audits of public guardian offices and to reports concerning those offices; amending s. 768.295, F.S.; revising duties of the Attorney General relating to reports concerning "SLAPP" lawsuits; amending s. 790.22, F.S.; deleting provisions relating to reports by the Department of Juvenile Justice concerning certain juvenile offenses that involve weapons; amending s. 943.125, F.S.; deleting provisions relating to reports by the Florida Sheriffs Association and the Florida Police Chiefs Association concerning law enforcement agency accreditation; amending s. 943.68, F.S.; revising requirements relating to reports by the Department of Law Enforcement concerning transportation and protective services; amending s. 944.801, F.S.; deleting a requirement to deliver to specified officials copies of certain reports concerning education of state prisoners; repealing s. 945.35(10), F.S., relating to the requirement of a report by the Department of Corrections concerning HIV and AIDS education; repealing s. 958.045(9), F.S., relating to a report by the department concerning youthful offenders; amending s. 960.045, F.S.; revising requirements relating to reports by the Department of Legal Affairs with respect to victims of crimes; repealing s. 985.02(8)(c), F.S., relating to the requirement of a study by the Office of Program Policy Analysis and Government Accountability on programs for young females within the Department of Juvenile Justice; amending s. 985.047, F.S.; deleting provisions relating to a plan by a multiagency task force on information systems related to delinquency; amending s. 985.47, F.S.; deleting provisions relating to a report on serious or habitual juvenile offenders; amending s. 985.483, F.S.; deleting provisions relating to a report on intensive residential treatment for offenders younger than 13 years of age; repealing s. 985.61(5), F.S., relating to a report by the Department of Juvenile Justice on early delinquency intervention; amending s. 985.622, F.S.; deleting provisions relating to submission of the multi-agency plan for vocational education; repealing s. 985.632(7), F.S., relating to a report by the Department of Juvenile Justice on funding incentives and disincentives; repealing s. 1002.34(19), F.S., relating to an evaluation and report by the Commissioner of Education concerning charter technical career centers; repealing s. 1003.61(4), F.S., relating to evaluation of a pilot attendance project in Manatee County; amending s. 1004.22, F.S.; deleting provisions relating to university reports concerning sponsored research; repealing s. 1004.50(6), F.S., relating to the requirement of a report by the Governor concerning unmet needs in urban communities; repealing s. 1004.94(2) and (4), F.S., relating to guidelines for and a report on plans for a state adult literacy program; amending s. 1004.95, F.S.; revising requirements relating to implementing provisions for adult literacy centers; repealing s. 1006.0605, F.S., relating to students' summer nutrition; repealing s. 1006.67, F.S., relating to a report of campus crime statistics; amending s. 1009.70, F.S.; deleting provisions relating to a report on a minority law school scholarship program; amending s. 1011.32, F.S.; requiring the Governor to be given a copy of a report related to the Community College Facility Enhancement Challenge Grant Program; amending s. 1011.62, F.S.; deleting provisions relating to recommendations for implementing the extended-school-year program; repealing s. 1012.05(2)(l), F.S., relating to a plan concerning teacher recruitment and retention; amending s.

1012.42, F.S.; deleting provisions relating to a plan of assistance for teachers teaching out-of-field; amending s. 1013.11, F.S.; deleting provisions relating to transmittal of a report on physical plant safety; amending ss. 161.142, 163.065, 163.2511, 163.2514, 163.3202, 259.041, 259.101, 369.305, 379.2431, 381.732, 381.733, 411.01, 411.232, and 445.006, F.S., conforming cross-references to changes made by the act; amending s. 1001.42, F.S.; deleting provisions that require each district school board to reduce paperwork and data collection and report its findings and potential solutions on reducing burdens associated with such collection; amending s. 1008.31, F.S.; requiring that the Commissioner of Education monitor and review the collection of paperwork, data, and reports by school districts; requiring that the commissioner complete an annual review of such collection by a specified date each year; requiring that the commissioner prepare a report, by a specified date each year, assisting the school districts with eliminating or consolidating paperwork, data, and reports by providing suggestions, technical assistance, and guidance; providing an effective date.

—was read the third time by title.

On motion by Senator Haridopolos, **CS for CS for SB 1412** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for SB 1282**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding a public-records exemption for specified personal information of the spouses and children of active and former law enforcement and investigatory personnel; expanding a public-records exemption for specified personal information of firefighters and for their spouses and children; providing for future legislative review and repeal of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 1282** was passed by the required constitutional two-thirds vote of the members present and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gaetz	Rich
Alexander	Gardiner	Richter
Altman	Gelber	Ring
Aronberg	Haridopolos	Siplin
Baker	Hill	Smith
Bennett	Jones	Sobel
Bullard	Joyner	Storms
Constantine	Justice	Thrasher
Crist	Lawson	Villalobos
Dean	Lynn	Wilson
Detert	Negron	Wise
Diaz de la Portilla	Oelrich	
Fasano	Peaden	

Nays—1

Dockery

**CS for SB 1612**—A bill to be entitled An act relating to the Office of Supplier Diversity of the Department of Management Services; amending s. 287.09451, F.S.; deleting the requirement for affidavits in certifications of minority business enterprises; providing that certifications may be signed electronically; providing an effective date.

—was read the third time by title.

On motion by Senator Lawson, **CS for SB 1612** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**SB 150**—A bill to be entitled An act relating to criminal history record checks; defining the terms “independent youth athletic team,” “sanctioning authority,” and “sports coach”; requiring the sanctioning authority of an independent youth athletic team to screen an applicant for sports coach through designated public websites maintained by the Department of Law Enforcement and the United States Department of Justice; requiring the sanctioning authority to disqualify any applicant from acting as a sports coach if that applicant appears on either registry; requiring that the sanctioning authority notify the applicant of his or her right to obtain a copy of the screening report; providing that an applicant who is disqualified from acting as a sports coach based on the screening may appeal to the sanctioning authority the accuracy and completeness of the screening report; providing that the sanctioning authority may place an applicant appealing his or her disqualification as a sports coach on probationary status pending resolution of the appeal; providing that a background screening in compliance with the federal Fair Credit Reporting Act satisfies screening provisions; requiring each sanctioning authority to sign an affidavit annually, under penalty of perjury, stating that all persons who have applied for a position as a sports coach of an independent youth athletic team under its jurisdiction have been screened; requiring a sanctioning authority to maintain the affidavit in its files and provide a copy of the affidavit to anyone upon request; creating rebuttable presumptions in a civil action brought against a sanctioning authority in which it is alleged that the sanctioning authority was negligent in the hiring of a sports coach because of sexual misconduct committed by the sports coach; providing legislative intent encouraging sanctioning authorities for youth athletic teams to participate in the Volunteer and Employee Criminal History System as authorized by the National Child Protection Act and the laws of this state; providing an effective date.

—was read the third time by title.

On motion by Senator Ring, **SB 150** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Aronberg	Bullard
Alexander	Baker	Constantine
Altman	Bennett	Crist

Dean	Jones	Ring
Detert	Joyner	Siplin
Diaz de la Portilla	Justice	Smith
Dockery	Lawson	Sobel
Fasano	Lynn	Storms
Gaetz	Negron	Thrasher
Gardiner	Oelrich	Villalobos
Gelber	Peaden	Wilson
Haridopolos	Rich	Wise
Hill	Richter	

Nays—None

**CS for SB 206**—A bill to be entitled An act relating to district school board policies and procedures; amending s. 1001.43, F.S.; providing legislative intent to recognize student academic achievement; encouraging each district school board to adopt policies and procedures that provide for an annual “Academic Scholarship Signing Day”; providing an effective date.

—was read the third time by title.

On motion by Senator Hill, **CS for SB 206** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

**CS for SB 312**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating a public-records exemption for specified personal information of current and former public defenders and criminal conflict and civil regional counsel, as well as their spouses and children; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Jones, **CS for SB 312** was passed by the required constitutional two-thirds vote of the members present and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

Consideration of **SB 1424** was deferred.

**SB 502**—A bill to be entitled An act relating to special investigators; amending s. 27.251, F.S.; deleting a requirement that investigators be employed on a full-time basis; specifying matters that may be investigated by special investigators; providing an effective date.

—as amended April 15 was read the third time by title.

On motion by Senator Aronberg, **SB 502** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Peaden
Alexander	Gaetz	Rich
Altman	Gardiner	Richter
Aronberg	Gelber	Ring
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Sobel
Constantine	Joyner	Storms
Crist	Justice	Thrasher
Dean	Lawson	Villalobos
Detert	Lynn	Wilson
Diaz de la Portilla	Negron	Wise
Dockery	Oelrich	

Nays—None

Consideration of **SB 882** was deferred.

## THE PRESIDENT PRESIDING

### SPECIAL ORDER CALENDAR

On motion by Senator Gelber, by unanimous consent—

**CS for CS for SB 1004**—A bill to be entitled An act relating to local government; amending s. 125.35, F.S.; authorizing a board of county commissioners to negotiate the lease of certain real property for a limited period; amending s. 337.29, F.S.; authorizing transfers of right-of-way between local governments by deed; providing an effective date.

—was taken up out of order and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1004** was placed on the calendar of Bills on Third Reading.

## SENATOR GELBER PRESIDING

On motion by Senator Altman—

**CS for CS for SB 316**—A bill to be entitled An act relating to child-restraint requirements; amending s. 316.613, F.S.; providing child-restraint requirements for certain children ages 4 through 7; providing certain exceptions; redefining the term “motor vehicle” to exclude certain vehicles from such requirements; providing a grace period; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 316** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 2188** was deferred.

On motion by Senator Thrasher—

**CS for SB 704**—A bill to be entitled An act relating to capital felonies; amending s. 921.141, F.S.; providing that it is an aggravating circumstance for the purpose of determining sentence if a capital felony was committed by a person subject to an injunction or protection order against the petitioner who obtained that injunction or order or any of certain related persons; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 704** was placed on the calendar of Bills on Third Reading.

On motion by Senator Jones—

**SB 1006**—A bill to be entitled An act relating to reports and functions of the Department of Juvenile Justice; amending s. 985.47, F.S.; deleting a provision that requires the Department of Juvenile Justice to develop an annual report on the performance of assessment and treatment services for serious or habitual juvenile offenders for delivery to the Governor and other designated persons by a specified date; amending s. 985.483, F.S.; deleting a provision that requires the department to develop an annual report on the performance of assessment and treatment services of the intensive residential treatment program for offenders less than 13 years of age for delivery to the Governor and other designated persons by a specified date; repealing s. 985.625(5), F.S., relating to the requirement that the department and the Department of Education develop and implement an evaluation of the literacy programs for juvenile offenders and prepare an annual report on the progress of the literacy programs; repealing s. 985.636, F.S., relating to the authority of the Secretary of Juvenile Justice to designate certain persons within the Office of Inspector General to enforce any criminal law and conduct any criminal investigation that relates to state-operated programs or state-operated facilities over which the department has jurisdiction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1006** was placed on the calendar of Bills on Third Reading.

On motion by Senator Aronberg—

**CS for CS for SB 1058**—A bill to be entitled An act relating to the cooperation between schools and juvenile authorities; amending s. 985.04, F.S.; requiring that specified school personnel be notified when a child of any age is formally charged by a state attorney with a felony or a delinquent act that would be a felony if committed by an adult and the disposition of the charges; amending s. 1002.221, F.S.; authorizing certain entities to release a student's education records without consent of the student or parent to parties to an interagency agreement for specified purposes; providing that without consent such information is inadmissible in a court proceeding before a dispositional hearing; providing an effective date.

—was read the second time by title.

Senator Aronberg moved the following amendment which was adopted:

**Amendment 1 (365102)**—Delete line 37 and insert: actions under s. 1006.09(1)-(4). *The superintendent must also be*

Pursuant to Rule 4.19, **CS for CS for SB 1058** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for SB 1096**—A bill to be entitled An act relating to middle school civics education assessment; providing a short title; amending s. 1003.41, F.S., relating to the Sunshine State Standards; requiring that, beginning in the 2012-2013 school year, reading and language arts instructional materials for the language arts standards include civics education content at all grade levels; amending s. 1003.4156, F.S.; providing requirements for a civics education course that a student must

successfully complete for middle grades promotion beginning with students entering grade 6 in the 2012-2013 school year; amending s. 1008.22, F.S.; requiring the administration of an end-of-course assessment in civics education as a field test at the middle school level during the 2012-2013 school year; providing requirements for course grade and course credit for subsequent school years; amending s. 1008.34, F.S.; requiring the inclusion of civics education end-of-course assessment data in determining school grades beginning with the 2013-2014 school year; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 1096** to **CS for HB 105**.

Pending further consideration of **CS for SB 1096** as amended, on motion by Senator Detert, by two-thirds vote **CS for HB 105** was withdrawn from the Committees on Education Pre-K - 12; and Education Pre-K - 12 Appropriations.

On motion by Senator Detert—

**CS for HB 105**—A bill to be entitled An act relating to civics education; providing a short title; amending s. 1003.41, F.S., relating to the Next Generation Sunshine State Standards; providing a requirement that the reading portion of the language arts curriculum include civics education content for all grade levels; amending s. 1003.4156, F.S.; providing requirements for a civics education course that a student must successfully complete for middle grades promotion beginning with students entering grade 6 in the 2012-2013 school year; amending s. 1008.22, F.S.; requiring the administration of an end-of-course assessment in civics education as a field test at the middle school level during the 2012-2013 school year; providing requirements for course grade and course credit for subsequent school years; amending s. 1008.34, F.S.; requiring the inclusion of civics education end-of-course assessment data in determining school grades beginning with the 2013-2014 school year; providing an effective date.

—a companion measure, was substituted for **CS for SB 1096** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 105** was placed on the calendar of Bills on Third Reading.

On motion by Senator Storms—

**CS for SB 886**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 409.25661, F.S., which provides an exemption from public-records requirements for certain records obtained by the Department of Revenue under an insurance claim data exchange system; saving the exemption from repeal under the Open Government Sunset Review Act; extending the repeal date; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 886** was placed on the calendar of Bills on Third Reading.

On motion by Senator Detert, by two-thirds vote **CS for HB 1291** was withdrawn from the Committees on Criminal Justice; and Judiciary.

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

**CS for HB 1291**—A bill to be entitled An act relating to domestic violence fatality review teams; amending s. 741.316, F.S.; deleting a requirement that the Governor's Task Force on Domestic Violence provide information and technical assistance to local domestic violence fatality review teams; providing that information and records acquired by a domestic violence fatality review team are not subject to discovery or introduction into evidence in criminal or administrative proceedings in certain circumstances; providing that a person who has attended a meeting of a domestic violence fatality review team may not testify in criminal or administrative proceedings as to certain records or information produced or presented to the team; providing an effective date.

—a companion measure, was substituted for **SB 1446** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1291** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gaetz—

**SB 1816**—A bill to be entitled An act relating to assisted living facilities; amending s. 429.07, F.S.; deleting the requirement for an assisted living facility to obtain an additional license in order to provide limited nursing services; deleting the requirement for the Agency for Health Care Administration to conduct quarterly monitoring visits of facilities that hold a license to provide extended congregate care services; deleting the requirement for the Department of Elderly Affairs to report annually on the status of and recommendations related to extended congregate care; deleting the requirement for the Agency for Health Care Administration to conduct monitoring visits at least twice a year to facilities providing limited nursing services; increasing the licensure fees and the maximum fee required for the standard license; increasing the licensure fees for the extended congregate care license; eliminating the license fee for the limited nursing services license; transferring from another provision of law the requirement that a biennial survey of an assisted living facility include specific actions to determine whether the facility is adequately protecting residents' rights; providing that an assisted living facility that has a class I violation or a class II violation is subject to monitoring visits; requiring a registered nurse to participate in certain monitoring visits; amending s. 429.17, F.S.; deleting provisions related to the limited nursing services license; amending s. 429.19, F.S.; clarifying that a monitoring fee may be assessed in addition to an administrative fine; amending s. 429.255, F.S.; eliminating provisions authorizing the use of volunteers to provide certain health-care-related services in assisted living facilities; authorizing assisted living facilities to provide limited nursing services; requiring an assisted living facility to be responsible for certain recordkeeping and staff to be trained to monitor residents receiving certain health-care-related services; repealing s. 429.28(3), F.S., relating to a requirement for a biennial survey of an assisted living facility, to conform to changes made by the act; amending s. 429.41, F.S., relating to rulemaking; conforming provisions to changes made by the act; amending s. 429.54, F.S.; requiring licensed assisted living facilities to electronically report certain data semi-annually to the Agency for Health Care Administration in accordance with rules adopted by the Department of Elderly Affairs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1816** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 2252** was deferred.

On motion by Senator Storms—

**CS for SB 888**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 39.0132, F.S., which provides an exemption from public-records requirements for certain information regarding a child held by a guardian ad litem; clarifying and reorganizing the exemption; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 888** was placed on the calendar of Bills on Third Reading.

**CS for CS for CS for SB 742**—A bill to be entitled An act relating to public safety telecommunicators; amending s. 365.172, F.S.; including dispatching as a function of E911 service; including fees for certification and recertification collected by the Department of Health in authorized expenditures for E911 services; amending s. 401.411, F.S.; revising applicability of certain disciplinary actions and penalties; amending s. 401.465, F.S.; redefining the term “emergency dispatcher” as “public safety telecommunicator”; defining the term “public safety tele-

communication training program”; providing requirements for training and certification of a public safety telecommunicator, including fees; requiring certain 911 public safety telecommunicators to pass an examination administered by the department; requiring the department to establish a procedure for the approval of public safety telecommunication training programs; providing for temporary waiver of certification requirements in an area of the state for which the Governor has declared a state of emergency; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Detert moved the following amendment which was adopted:

**Amendment 1 (392670)**—Delete line 213 and insert: *safety telecommunication training program shall be waived.*

#### MOTION

On motion by Senator Crist, by the required two-thirds vote, consideration of the following amendment was allowed:

Senator Crist moved the following amendment:

**Amendment 2 (736994) (with title amendment)**—Between lines 247 and 248 insert:

*Section 4. A unit of local government may not approve the placement of an elevated telecommunications structure that is used for sheltering or mounting antennas, transmitters, receivers, transceivers, digital signal processors, control electronics, GPS receivers for timing, and regular and backup electrical power sources if the proposed location of the structure is on the property of any school that enrolls students in any grade from pre-K through 12 without the written approval of at least 90 percent of all owners of private or public property that is located within 1,000 feet of the proposed site.*

And the title is amended as follows:

Delete lines 2-21 and insert: An act relating to telecommunications; amending s. 365.172, F.S.; including dispatching as a function of E911 service; including fees for certification and recertification collected by the Department of Health in authorized expenditures for E911 services; amending s. 401.411, F.S.; revising applicability of certain disciplinary actions and penalties; amending s. 401.465, F.S.; redefining the term “emergency dispatcher” as “public safety telecommunicator”; defining the term “public safety telecommunication training program”; providing requirements for training and certification of a public safety telecommunicator, including fees; requiring certain 911 public safety telecommunicators to pass an examination administered by the department; requiring the department to establish a procedure for the approval of public safety telecommunication training programs; providing for temporary waiver of certification requirements in an area of the state for which the Governor has declared a state of emergency; prohibiting a unit of local government from approving the placement of certain elevated telecommunication structures near schools that enroll students in grades pre-K through 12 unless specified conditions are met;

On motion by Senator Detert, further consideration of **CS for CS for CS for SB 742** as amended with pending **Amendment 2 (736994)** was deferred.

Consideration of **CS for SB 1706** was deferred.

On motion by Senator Jones—

**CS for CS for CS for SB 218**—A bill to be entitled An act relating to medical expenses of inmates paid by a county or municipality; amending s. 901.35, F.S.; requiring that payments made by a county or municipality to a provider for certain services for an arrested person be made at a certain percentage of the Medicare allowable rate; providing that this maximum allowable cap does not apply to physician payments for emergency services provided within a hospital emergency department; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 218** was placed on the calendar of Bills on Third Reading.

On motion by Senator Justice—

**CS for SB 602**—A bill to be entitled An act relating to contamination notification; amending s. 376.30702, F.S.; revising contamination notification provisions; requiring individuals responsible for site rehabilitation to provide notice of site rehabilitation to specified entities; revising provisions relating to the content of such notice; requiring the Department of Environmental Protection to provide notice of site rehabilitation to specified entities and certain property owners; providing an exemption; requiring the department to verify compliance with notice requirements; authorizing the department to pursue enforcement measures for noncompliance with notice requirements; revising the department’s contamination notification requirements for certain public schools; requiring the department to provide specified notice to private K-12 schools and child care facilities; requiring the department to provide specified notice to public schools within a specified area; providing notice requirements, including directives to extend such notice to certain other persons; requiring local governments to provide specified notice of site rehabilitation; authorizing the local government and the department to recover notification costs from responsible parties; providing a statement of important state interest; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 602** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1136** was deferred.

**SB 1166**—A bill to be entitled An act relating to community residential homes; amending s. 393.501, F.S.; prohibiting certain rules adopted by the Agency for Persons with Disabilities from restricting the number of facilities designated as community residential homes located within a planned residential community; amending s. 419.001, F.S.; defining the term “planned residential community”; providing that community residential homes located within a planned residential community may be contiguous to one another; providing an effective date.

—was read the second time by title.

Senator Haridopolos offered the following amendment which was moved by Senator Altman and adopted:

**Amendment 1 (799936) (with title amendment)**—Between lines 51 and 52 insert:

Section 2. Subsection (5) of section 393.18, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

393.18 Comprehensive transitional education program.—A comprehensive transitional education program is a group of jointly operating centers or units, the collective purpose of which is to provide a sequential series of educational care, training, treatment, habilitation, and rehabilitation services to persons who have developmental disabilities and who have severe or moderate maladaptive behaviors. However, this section does not require such programs to provide services only to persons with developmental disabilities. All such services shall be temporary in nature and delivered in a structured residential setting, having the primary goal of incorporating the principle of self-determination in establishing permanent residence for persons with maladaptive behaviors in facilities that are not associated with the comprehensive transitional education program. The staff shall include behavior analysts and teachers, as appropriate, who shall be available to provide services in each component center or unit of the program. A behavior analyst must be certified pursuant to s. 393.17.

(5) ~~This section shall authorize~~ Licensure is authorized for comprehensive transitional education programs which by July 1, 1989:

(a) Were in actual operation; or

(b) Owned a fee simple interest in real property for which a county or city government has approved zoning allowing for the placement of the facilities described in this subsection, and have registered an intent with the agency to operate a comprehensive transitional education program. However, nothing ~~prohibits shall prohibit~~ the assignment by such a registrant to another entity at a different site within the state, ~~if so long as~~ there is compliance with the ~~all~~ criteria of this program and local zoning requirements and ~~provided that~~ each residential facility within the component centers or units of the program authorized under this paragraph does not exceed a capacity of 15 persons.

(6) *Notwithstanding subsection (5), in order to maximize federal revenues and provide for children needing special behavioral services, the agency may authorize the licensure of a facility that:*

(a) *Provides residential services for children who have developmental disabilities along with significant behavioral problems; and*

(b) *As of July 1, 2010, serve children who were served by the child welfare system and who have an open case in the automated child welfare system of the Department of Children and Family Services.*

*The facility must be in compliance with all program criteria and local zoning requirements and may not exceed a capacity of 15 children.*

And the title is amended as follows:

Delete line 7 and insert: planned residential community; amending s. 393.18, F.S.; authorizing the agency to issue a license as a comprehensive transitional education program to serve children who have severe behavioral conditions; amending s. 419.001,

Senator Altman moved the following amendment:

**Amendment 2 (281414) (with title amendment)**—Delete lines 60-109 and insert:

(a) “Community residential home” means a dwelling unit:

(a) Licensed to serve residents, ~~as defined in paragraph (d),~~ who are clients of the Department of Elderly Affairs, the Agency for Persons with Disabilities, the Department of Juvenile Justice, or the Department of Children and Family Services or a ~~dwelling unit~~ licensed by the Agency for Health Care Administration which provides a living environment for 7 to 14 unrelated residents who operate as the functional equivalent of a family, including such supervision and care by supportive staff as may be necessary to meet the physical, emotional, and social needs of the residents; or

(b) *A sober house-transitional living home established on or after July 1, 2010.*

(b) “Licensing entity” or “licensing entities” means the Department of Elderly Affairs, the Agency for Persons with Disabilities, the Department of Juvenile Justice, the Department of Children and Family Services, or the Agency for Health Care Administration, all of which are authorized to license a community residential home to serve residents; ~~as defined in paragraph (d).~~

(c) “Local government” means a county as set forth in chapter 7 or a municipality incorporated under the provisions of chapter 165.

(d) *“Planned residential community” means a local government-approved, planned unit development that is under unified control, is planned and developed as a whole, has a minimum gross lot area of 8 acres, and has amenities that are designed to serve residents with a developmental disability as defined in s. 393.063 but that may also provide housing options for other individuals. The community shall provide choices with regard to housing arrangements, support providers, and activities. The residents’ freedom of movement within and outside the community may not be restricted. For the purposes of this paragraph, local government approval must be based on criteria that include, but are not limited to, compliance with appropriate land use, zoning, and building codes. A planned residential community may contain two or more community residential homes that are contiguous to one another.*

(e) ~~(d)~~ “Resident” means any of the following: a frail elder as defined in s. 429.65; a person who has a handicap ~~physically disabled or handicapped person~~ as defined in s. 760.22(7)(a); a ~~developmentally disabled~~

person who has a developmental disability as defined in s. 393.063; a nondangerous ~~mentally ill~~ person who has a mental illness as defined in s. 394.455(18); or a child who is found to be dependent as defined in s. 39.01 or s. 984.03, or a child in need of services as defined in s. 984.03 or s. 985.03.

(f) “Sober house-transitional living home” means a community residential home that provides a peer supported and managed alcohol and drug-free living environment for up to six unrelated residents who are recovering from substance abuse and are actively participating in licensed substance abuse treatment, nonlicensed peer-support services, or who are in transition back to the community from residential treatment programs or incarceration. The homes are supervised by a house manager who ensures that the sober living environment offers structure and strong peer support. Residents pay weekly or monthly rent and other living expenses associated with the operation of the home while working, attending treatment, or attending school during the day and engaging in recovery activities in the evenings.

(g)(e) “Sponsoring agency” means an agency or unit of government, a profit or nonprofit agency, or any other person or organization which intends to establish or operate a community residential home.

(4) Community residential homes, including homes of six or fewer residents which would otherwise meet the definition of a community residential home, which are located within a planned residential community are not subject to the proximity requirements of this section and may be contiguous to each other. A planned residential community must comply with the applicable local government’s land development code and other local ordinances. A local government may not impose proximity limitations between homes within a planned residential community if such limitations are based solely on the types of residents anticipated to be living in the community.

And the title is amended as follows:

Delete lines 7-11 and insert: planned residential community; amending s. 419.001, F.S.; revising definitions; defining the terms “planned residential community” and “sober house-transitional living home”; providing that community residential homes located within a planned residential community may be contiguous to one another; prohibiting a local government from imposing proximity limitations under certain circumstances; providing an effective

Senator Altman moved the following amendment to **Amendment 2** which was adopted:

**Amendment 2A (327834)**—Delete lines 52-65 and insert:

(f) “Sober house-transitional living home” means an unlicensed community residential home that provides a peer supported and managed alcohol and drug-free living environment for up to six unrelated residents who are recovering from substance abuse and are actively participating in licensed substance abuse treatment, nonlicensed peer-support services, or who are in transition back to the community from residential treatment programs or incarceration. The homes are supervised by a house manager who ensures that the sober living environment offers structure and strong peer support. Residents pay weekly or monthly rent and other living expenses associated with the operation of the home while working, attending treatment, or attending school during the day and engaging in recovery activities in the evenings. A sober house-transitional living home that is established on or after July 1, 2010, may not operate within 1,000 feet of another such home.

On motion by Senator Altman, further consideration of **SB 1166** with pending **Amendment 2 (281414)** as amended was deferred.

Consideration of **SB 1518** and **CS for CS for SB 2452** was deferred.

On motion by Senator Bullard—

**SB 126**—A bill to be entitled An act relating to community redevelopment; amending s. 163.340, F.S.; expanding the definition of the term “blighted area” to include land previously used as a military facility; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 126** was placed on the calendar of Bills on Third Reading.

On motion by Senator Alexander—

**CS for SB 1706**—A bill to be entitled An act relating to state financial matters; amending s. 216.011, F.S.; defining the term “lease or lease-purchase of equipment”; amending s. 216.023, F.S.; requiring that specified information relating to certain contracts be included in an agency’s legislative budget request; amending s. 216.311, F.S.; defining the terms “contract” and “agreement”; prohibiting an agency or branch of state government, without legislative authority, from contracting to pay liquidated damages or early termination fees resulting from the breach or early termination of a contract or agreement, from paying interest because of insufficient budget authority to pay an obligation in the current year, from obligating the state to make future payments to cover unpaid payments, or from granting a party the right to collect fees or other revenues from nonparties; providing certain exemptions; prohibiting an agency from entering into certain leases without authorization by the Legislature or the Legislative Budget Commission; creating s. 216.312, F.S.; requiring the executive and judicial branch to notify the Governor and Legislature before entering into contracts containing certain provisions relating to expenditures; transferring, renumbering, and amending s. 287.0582, F.S.; requiring a state contract to identify the appropriation that funds a contract; expanding the statement that must be included in state contracts to include grounds for terminating the contract based on budget deficits; requiring the judicial branch to include the statement in its contracts; requiring the agency head, executive director, or chief judge, as appropriate, or a designated senior management employee, to sign contracts that exceed a specified amount; requiring the agency head, executive director, or chief judge to review certain contracts and certify compliance with ch. 216, F.S.; requiring contracts exceeding a specified amount to require written acceptance or rejection of contract deliverables; providing that contracts in violation of these provisions are null and void; providing penalties; amending s. 287.063, F.S.; prohibiting certain lease or deferred-payment purchases by state agencies unless expressly authorized by the Legislature in the General Appropriations Act or by the Legislative Budget Commission; amending s. 287.064, F.S.; prohibiting certain master equipment financing agreements unless expressly authorized by the Legislature in the General Appropriations Act or by the Legislative Budget Commission; amending ss. 376.3075 and 403.1837, F.S.; conforming cross-references; providing for application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1706** was placed on the calendar of Bills on Third Reading.

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

**CS for CS for CS for SB 742**—A bill to be entitled An act relating to public safety telecommunicators; amending s. 365.172, F.S.; including dispatching as a function of E911 service; including fees for certification and recertification collected by the Department of Health in authorized expenditures for E911 services; amending s. 401.411, F.S.; revising applicability of certain disciplinary actions and penalties; amending s. 401.465, F.S.; redefining the term “emergency dispatcher” as “public safety telecommunicator”; defining the term “public safety telecommunication training program”; providing requirements for training and certification of a public safety telecommunicator, including fees; requiring certain 911 public safety telecommunicators to pass an examination administered by the department; requiring the department to establish a procedure for the approval of public safety telecommunication training programs; providing for temporary waiver of certification requirements in an area of the state for which the Governor has declared a state of emergency; providing a declaration of important state interest; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 2 (736994)** by Senator Crist was withdrawn.



Pursuant to Rule 4.19, **CS for CS for CS for SB 742** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**CS for CS for SB 2452**—A bill to be entitled An act relating to legislative reauthorizations; reauthorizing certain exemptions, 2-year extensions, and local comprehensive plan amendments granted, authorized, or adopted under general law and in effect as of a certain date; providing for construction of the act; providing for retroactive application; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for CS for SB 2452** to **CS for HB 7099**.

Pending further consideration of **CS for CS for SB 2452** as amended, on motion by Senator Bennett, by two-thirds vote **CS for HB 7099** was withdrawn from the Committees on Community Affairs; and Judiciary.

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

**CS for HB 7099**—A bill to be entitled An act relating to legislative reauthorizations; reauthorizing certain exemptions, 2-year extensions, and local comprehensive plan amendments granted, authorized, or adopted under general law and in effect as of a certain date; providing construction; providing for retroactive application; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 2452** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7099** was placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

**SB 1166**—A bill to be entitled An act relating to community residential homes; amending s. 393.501, F.S.; prohibiting certain rules adopted by the Agency for Persons with Disabilities from restricting the number of facilities designated as community residential homes located within a planned residential community; amending s. 419.001, F.S.; defining the term “planned residential community”; providing that community residential homes located within a planned residential community may be contiguous to one another; providing an effective date.

—which was previously considered and amended this day with pending **Amendment 2 (281414)** as amended by Senator Altman.

**POINT OF ORDER**

Senator Lynn raised a point of order that pursuant to Rule 7.1 **Amendment 2 (281414)** was not germane to the bill.

The President referred the point of order and the amendment to Senator Villalobos, Chair of the Committee on Rules.

On motion by Senator Altman, further consideration of **SB 1166** with pending **Amendment 2 (281414)** and pending point of order by Senator Lynn was deferred.

On motion by Senator Altman, by two-thirds vote **CS for HB 143** was withdrawn from the Committees on Community Affairs; and Transportation and Economic Development Appropriations.

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

**CS for HB 143**—A bill to be entitled An act relating to an exemption for aircraft assembly and manufacturing hangars from comprehensive plan transportation concurrency requirements; amending s. 163.3180, F.S.; exempting hangars used to assemble or manufacture aircraft from certain transportation concurrency requirements; providing an effective date.

—a companion measure, was substituted for **SB 1518** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 143** was placed on the calendar of Bills on Third Reading.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motions by Senator Lawson, by two-thirds vote **SB 1916**, **SB 2146**, **SB 2468**, **SB 1714**, **SB 2142**, and **SB 2504** were withdrawn from the committees of reference and further consideration.

On motion by Senator Crist, by two-thirds vote **SB 872** was withdrawn from the committees of reference and further consideration.

**THE PRESIDENT PRESIDING**

**SPECIAL ORDER CALENDAR, continued**

On motion by Senator Crist—

**SB 1136**—A bill to be entitled An act relating to firesafety inspections; amending s. 633.081, F.S.; providing exceptions to certain local government firesafety inspection requirements; amending s. 633.082, F.S.; specifying inspection requirements for fire hydrants owned by governmental entities; authorizing local government utilities to comply using designated employees; specifying responsibility for ensuring the qualification of designated employees to make inspections; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1136** was placed on the calendar of Bills on Third Reading.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Bennett, by two-thirds vote **CS for SB 1332** was withdrawn from the Committee on Banking and Insurance.

On motions by Senator Villalobos, by two-thirds vote **CS for SB 860** was withdrawn from the Committee on Criminal and Civil Justice Appropriations; **CS for SB 640**, **SJR 718**, and **CS for SB 2006** were withdrawn from the Committee on Finance and Tax; **CS for SB 580** and **CS for SB 1356** were withdrawn from the Policy and Steering Committee on Ways and Means; and **SM 480** and **SB 1678** were withdrawn from the Committee on Rules.

**MOTIONS RELATING TO COMMITTEE MEETINGS**

On motions by Senator Villalobos, the rules were waived and the Committee on Education Pre-K - 12 was granted permission to add **SB 1342** to the agenda at the meeting Tuesday, April 20; the Committee on Judiciary was granted permission to add **SJR 1240** to the agenda at the meeting Monday, April 19; the Committee on Criminal Justice was granted permission to add **SB 68** to the agenda at the meeting Monday, April 19; and the Committee on General Government Appropriations was granted permission to add **CS for SB 640** to the agenda at the meeting Monday, April 19.

**MOTIONS**

On motion by Senator Villalobos, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Wednesday, April 21.

## REPORTS OF COMMITTEES

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1230; CS for SB 1288; SB 2236

**The bills were referred to the Committee on Criminal and Civil Justice Appropriations under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 942; CS for SB 2192

**The bills were referred to the Committee on Finance and Tax under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB's 2210 and 1552; SB 2576

**The bills were referred to the Committee on General Government Appropriations under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for CS for SB 1584

**The bill was referred to the Committee on Health and Human Services Appropriations under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: SM 2254

**The bill was referred to the Policy and Steering Committee on Ways and Means under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 1340; SB 1664; CS for SB 2408

The Policy and Steering Committee on Ways and Means recommends the following pass: CS for CS for SB 690

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

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 1720

**The bill was referred to the Committee on Transportation and Economic Development Appropriations under the original reference.**

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 1660

The Policy and Steering Committee on Ways and Means recommends the following pass: SB 92; CS for CS for SB 234; SB 344; SB 488; CS for SB 1022; CS for SB 1730; CS for CS for SB 1776; CS for SB 1920; SB 1956; CS for SB 2160; CS for SB 2580

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 2714

**The bill with committee substitute attached was referred to the Committee on Criminal and Civil Justice Appropriations under the original reference.**

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1186

**The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.**

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 2042

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 142; SB 1354

**The bills with committee substitute attached were referred to the Committee on General Government Appropriations under the original reference.**

The Committee on General Government Appropriations recommends a committee substitute for the following: CS for SB 876

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 612

**The bills with committee substitute attached contained in the foregoing reports were referred to the Policy and Steering Committee on Ways and Means under the original reference.**

The Committee on General Government Appropriations recommends a committee substitute for the following: CS for SB 2044

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1658; SB 1662; CS for SB 2070; CS for SB 2072

The Policy and Steering Committee on Ways and Means recommends a committee substitute for the following: CS for SB 1142

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

The Committee on General Government Appropriations recommends a committee substitute for the following: CS for CS for SB 1048

The Policy and Steering Committee on Ways and Means recommends committee substitutes for the following: CS for CS for SB 1078; CS for SB 1736; CS for CS for SB 2138

The Committee on Transportation and Economic Development Appropriations recommends a committee substitute for the following: CS for CS for SB 2362

**The bills with committee substitute attached were placed on the Calendar.**

The Special Master on Claim Bills recommends the following not pass: SB 68

**The bill was referred to the Committee on Criminal Justice under the original reference.**

## INTRODUCTION AND REFERENCE OF BILLS

### ADDITIONAL REFERENCES

By Senator Fasano—

**SB 68**—A bill to be entitled An act for the relief of Eric Brody by the Broward County Sheriff's Office; providing for an appropriation to compensate Eric Brody for injuries sustained as a result of the negli-

gence of the Broward County Sheriff's Office; authorizing the Sheriff of Broward County to execute an assignment to the legal guardians of Eric Brody of all claims that the Broward County Sheriff's Office has against its insurer arising out of its handling of the claim against the sheriff's office; providing that the Broward County Sheriff's Office has a complete and absolute covenant on the part of Eric Brody and his legal guardians to never enforce the act, any award pursuant to the act, or the Brody's final judgment and cost judgment against the Broward County Sheriff's Office under certain circumstances; requiring the legal guardians to execute a satisfaction and release under certain conditions; providing legislative intent to permit the prosecution of a bad faith claim; providing a limitation on the payment of fees and costs and an exception to that limitation; providing an effective date.

—was also referred to the Committee on Criminal Justice.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Governmental Oversight and Accountability; and Senators Baker and Dean—

**CS for SB 142**—A bill to be entitled An act relating to water management districts; amending s. 298.66, F.S.; revising provisions relating to the obstruction of public canals and drainage works; amending s. 373.079, F.S.; revising the requirement that the district governing board delegate its authority to take final actions to the executive director; requiring the board to provide a process for referring denials to the board for final action; amending s. 373.083, F.S.; revising the board's authority to delegate final actions to the executive director; amending s. 373.085, F.S.; requiring the districts and other governmental agencies to encourage public-private partnerships in order to promote water supply development and conservation of lands; amending s. 373.118, F.S.; requiring the board to provide a process for referring certain delegated actions to the governing board for final action; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Baker and Thrasher—

**CS for SB 612**—A bill to be entitled An act relating to Special Risk Class retirement; amending s. 121.091, F.S.; prohibiting certain members of the Special Risk Class from being reemployed or contracting with the same employer from which the member retired; extending the period of time during which certain Special Risk Class members may participate in the Florida Retirement System Deferred Retirement Option Program; providing legislative findings with respect to the state's interest in protecting the public's safety and welfare by extending retirement benefits for officers and funding increased retirement benefits in an actuarially sound manner; providing an effective date.

By the Committees on General Government Appropriations; and Banking and Insurance; and Senators Bennett, Dockery, and Hill—

**CS for CS for SB 876**—A bill to be entitled An act relating to residential property insurance; amending s. 627.062, F.S.; authorizing certain insurers to use a rate different from otherwise applicable filed rates; prohibiting the consideration of certain policies when making a specified calculation; limiting the maximum average statewide increase for certain rate filings; preserving the authority of the Office of Insurance Regulation to disapprove rates as inadequate or disapprove a rate filing for using certain rating factors; authorizing the office to direct an insurer to make a specified type of rate filing under certain circumstances; amending s. 627.351, F.S.; providing requirements for the levy of the Citizens policyholder surcharge; prohibiting the corporation from levying certain regular assessments until after levying the full amount of a Citizens policyholder surcharge; requiring the corporation's plan of operation to require agents to obtain an acknowledgement of potential surcharge and assessment liability from applicants and policyholders; requiring the corporation to permanently retain a copy of such acknowledgments; specifying that the acknowledgement creates a conclusive presumption of understanding and acceptance by the policyholder; creating s. 627.7031, F.S.; authorizing certain insurers to offer or renew policies at rates established under certain circumstances; prohi-

biting certain insurers from purchasing TICL option coverage from the Florida Hurricane Catastrophe Fund under certain circumstances; requiring that certain policies contain a specified rate notice; requiring insurers to offer applicants or insureds an estimate of the premium for a policy from Citizens Property Insurance Corporation reflecting similar coverage, limits, and deductibles; requiring applicants or insureds to provide a signed premium comparison acknowledgement; specifying criteria for insurer compliance with certain requirements; specifying acknowledgement contents; requiring insurers and agents to retain a copy of the acknowledgement for a specified time; specifying a presumption created by a signed acknowledgement; specifying types of residential property insurance policies that are not eligible for certain rates or subject to other requirements; requiring written notice of certain nonrenewals; preserving insurer authority to cancel policies; specifying a criterion for what constitutes an offer to renew a policy; providing an effective date.

By the Committees on General Government Appropriations; Judiciary; and Regulated Industries; and Senator Baker—

**CS for CS for CS for SB 1048**—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring that a contractor record in the official records a payment bond for a public works construction project; requiring that the bond number be stated on the first page of the bond; prohibiting the issuing authority for a building permit or a private provider performing inspection services from inspecting the property being improved until certain documents are filed; providing that a payment and performance bond is not required for certain contracts; authorizing certain entities to exempt certain contracts from the requirement for a payment and performance bond; requiring the clerk of court to mail a notice of contest of lien by certified or registered mail; amending s. 713.015, F.S.; requiring that a contractor provide an owner with a general statement of an owner's rights and responsibilities under Florida's Construction Lien Law; requiring that a signed copy of the statement be filed with the building permit application; specifying the form and content of the statement; deleting the requirement that notice be included in the direct contract between the contractor and the owner; amending s. 713.06, F.S.; revising the form of a notice for liens of persons not in privity with the owner; amending s. 713.13, F.S.; revising the form of the notice of commencement; requiring the posting of a payment bond on a job site; amending s. 713.135, F.S.; revising the warning to the owner printed on certain permit cards; deleting a requirement relating to filing a notice of commencement before certain inspections; revising the warning to the owner provided on a building permit form; creating s. 713.137, F.S.; prohibiting the authority issuing a building permit or a private provider performing inspection services from inspecting an improvement until certain documents have been filed and the information in the notice of commencement meets certain standards; providing exceptions; amending s. 713.16, F.S.; revising requirements for demands for a copy of a construction contract and a statement of account; authorizing a lienor who submits or mails a claim of lien to the clerk for recording to make certain demands to an owner for certain written statements; providing requirements for such written demands; amending s. 713.18, F.S.; providing additional methods by which certain items may be served by mail; specifying the information required on certain written instruments under certain circumstances; amending s. 713.22, F.S.; requiring that the clerk of court serve a notice of contest of lien; amending s. 713.23, F.S.; requiring that the clerk of court mail a notice of contest of nonpayment by certified or registered mail; conforming cross-references; amending s. 713.24, F.S.; requiring that the clerk of court mail, by certified or registered mail, a copy of the certificate showing the transfer of a lien and a copy of the security if the lien is transferred to a security; authorizing a clerk to collect certain service charges under certain circumstances; providing an effective date.

By the Policy and Steering Committee on Ways and Means; the Committees on General Government Appropriations; and Governmental Oversight and Accountability; and Senator Ring—

**CS for CS for CS for SB 1078**—A bill to be entitled An act relating to state financial matters; amending s. 121.4501, F.S.; defining the term "electronic means" and redefining the term "optional retirement program"; providing for excess account balances in the Public Employee Optional Retirement Program when an employee transfers to the defined benefit program and for the use of such excess balance; requiring

the State Board of Administration to develop procedures to resolve complaints; providing for the use of records in resolving such complaints; clarifying the state board's rule authority with respect to the program; requiring that the investment products and approved providers selected for the Public Employee Optional Retirement Program conform with the Public Employee Optional Retirement Program Investment Policy Statement that is developed by the executive director of the state board and approved by the Investment Advisory Council and Trustees of the State Board of Administration; amending s. 121.4502, F.S.; establishing a forfeiture account in the Public Employee Retirement Program Trust Fund and providing for the use of funds in the account; amending s. 121.591, F.S.; permitting an application for benefits under the optional retirement program to be submitted by electronic means; amending s. 121.78, F.S.; exempting the Division of Retirement, the state board, and the third-party administrator from liability for market losses due to acts of God; amending s. 215.44, F.S.; authorizing the State Board of Administration to invest the funds of any state university or college or a direct-support organization of any state agency, university or college, or local government; requiring that the board establish and maintain the salaries of its officers and employees in a manner consistent with its fiduciary duties; requiring that the council initiate an investigation at specified intervals for specified purposes; requiring that the council present the results of such study to the board; authorizing the board to delegate certain authority and duties to the executive director; requiring that the board create an audit committee for specified purposes; providing for membership on the committee and term limits of committee members; providing purposes and duties of the committee; requiring that the board produce certain financial statements on an annual basis and report the information contained in such statements to the Legislature; requiring that such statements be audited by an independent third-party firm working under the direction of the audit committee; requiring that the board meet at specified intervals and receive reports containing certain information from specified entities; amending s. 215.441, F.S.; requiring that the board appoint an executive director; providing duties of the executive director; providing requirements for appointment as executive director; removing a requirement that the Governor vote in favor of the selection of the executive director; providing for the determination of the executive director's compensation; providing for the creation, operation, and membership of a search committee for the purpose of selecting the executive director; amending s. 215.442, F.S.; requiring that the executive director present certain information quarterly to the Investment Advisory Council; amending s. 215.444, F.S.; requiring that the council meet with the board's staff at specified intervals and provide a quarterly report to the board's trustees; clarifying the function of council members; expanding prerequisites for membership on the council to include knowledge of and experience with institutional investments and fiduciary responsibilities; providing that a council member is an officer, employee, or agent of the state for specified purposes; requiring that appointees to the council undergo specified training; requiring that council members make recommendations consistent with fiduciary responsibilities applicable to the board; specifying duties of the council; authorizing the council to create subcommittees and direct the executive director to enter into certain contracts; amending s. 215.47, F.S.; specifying the bonds, notes, and obligations into which the trust funds of the state may be invested and in what amounts; prohibiting the Board of Administration from investing more than a specified percentage of any trust fund in corporate obligations and securities of any kind of a foreign corporation or a foreign commercial entity having its principal office located in any country other than the United States; amending s. 215.475, F.S.; conforming provisions to changes made by the act; creating s. 215.4754, F.S.; providing intent; requiring that the contract for an investment adviser or manager include a standard of conduct; providing for termination of the contract of an adviser or manager who violates the standard of conduct; prohibiting a member of the Investment Advisory Council from contracting with or providing services for the investment of certain funds during his or her service on the board and for a specified period thereafter; creating s. 215.4755, F.S.; requiring that an investment adviser or manager annually certify to the board certain activities regarding investment decisions and standards of behavior; requiring that certain disclosures be made at the request of the board regarding pecuniary interests of an investment adviser or manager; amending s. 215.52, F.S.; authorizing the board to implement certain policies, restrictions, or guidelines; amending s. 218.409, F.S.; providing for extending a moratorium on contributions to the Local Government Surplus Funds Trust Fund under certain circumstances; authorizing the state board to develop work

products that are subject to trademark, copyright, or patent; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Governmental Oversight and Accountability; and Senator Fasano—

**CS for CS for SB 1142**—A bill to be entitled An act relating to public records and meetings; amending s. 119.071, F.S.; providing that bids, proposals, or replies in response to a competitive procurement solicitation are exempt from the public-records law; limiting how long such records are exempt; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; amending s. 286.0113, F.S.; providing a temporary exemption from the public-meetings law for meetings at which vendors make presentations or answer questions as part of a competitive procurement solicitation; providing that documents or materials presented at such meeting are temporarily exempt from the public-records law; providing for future repeal and legislative review of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

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By the Committee on Communications, Energy, and Public Utilities; and Senators Bennett and Smith—

**CS for SB 1186**—A bill to be entitled An act relating to renewable energy; amending s. 366.92, F.S.; revising legislative intent regarding the state's renewable energy policy; deleting provisions requiring that the Public Service Commission adopt rules for a renewable portfolio standard; requiring that the commission provide for full cost recovery; requiring that each provider of Florida renewable energy resources build such resources, convert existing fossil fuel generation plants to a renewable energy resource, or purchase renewable energy; providing that each provider may purchase or produce renewable energy having capacity or energy costs in excess of the fully avoided cost limitations; specifying such cost limitations; providing for renewable attributes; providing guidelines for cost recovery; amending s. 366.8255, F.S.; revising the definition of the term "environmental laws or regulations" to include any federal or state law requiring an electric utility to provide electricity from renewable energy; revising the definition of the term "environmental compliance costs" to conform to changes made by the act; providing an effective date.

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By the Committee on Governmental Oversight and Accountability; and Senators Hill and Joyner—

**CS for SB 1354**—A bill to be entitled An act relating to the Florida Civil Rights Hall of Fame; creating s. 760.065, F.S.; providing legislative intent; providing for the establishment and location of the hall of fame; providing for the selection of hall-of-fame members by the Governor upon recommendations by the Florida Commission on Human Relations; providing criteria for such recommendations; authorizing the commission to set time periods for the nomination and selection of hall-of-fame members; providing that the Commission on Human Relations is responsible for costs relating to the Civil Rights Hall of Fame; providing that the Department of Management Services is responsible for the costs to operate, repair, and maintain the public area for the Civil Rights Hall of Fame; providing an effective date.

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By the Committees on Governmental Oversight and Accountability; and Banking and Insurance—

**CS for SB 1658**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S.; clarifying the public-records exemption for a trade secret used in designing and constructing a hurricane loss model and provided by a private company to the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or an appointed consumer advocate to specify that the exemption applies to trade secrets as defined in the Uniform Trade Secrets Act; requiring a recording of a closed meeting of the commission or of a rate proceeding on an insurer's rate filing at which confidential and exempt trade secrets are discussed; creating a public-records exemption for the recording of the closed meeting; providing for future legislative review and repeal of the ex-

emption; providing a statement of public necessity; providing an effective date.

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By the Committees on Governmental Oversight and Accountability; and Banking and Insurance—

**CS for SB 1662**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 440.3851, F.S., relating to an exemption from public records and public meetings requirements for the Florida Self-Insurers Guaranty Association, Inc.; removing the scheduled repeal of certain exemptions; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Commerce; and Senator Garcia—

**CS for CS for SB 1736**—A bill to be entitled An act relating to unemployment compensation; reviving, readopting, and amending s. 443.1117, F.S.; providing for retroactive application; establishing temporary state extended benefits for weeks of unemployment; revising definitions; providing for state extended benefits for certain weeks and for periods of high unemployment; providing applicability; amending s. 55.204, F.S.; specifying the duration of liens securing the payment of unemployment compensation tax obligations; amending s. 95.091, F.S.; creating an exception to a limit on the duration of tax liens for certain tax liens relating to unemployment compensation taxes; amending s. 213.25, F.S.; authorizing the Department of Revenue to reduce a tax refund or credit owing to a taxpayer to the extent of liability for unemployment compensation taxes; amending s. 443.036, F.S.; revising definitions; conforming cross-references; providing for the treatment of a single-member limited liability company as the employer for purposes of unemployment compensation; amending s. 443.091, F.S.; requiring claimants to register with the Agency for Workforce Innovation and report to the local one-stop career center; specifying exemptions; clarifying that an individual must report regardless of any pending appeals relating to eligibility; amending s. 443.1215, F.S.; conforming a cross-reference; amending s. 443.131, F.S.; conforming provisions to changes made by the act; deleting a requirement for employer response; revising a date triggering the calculating of a positive adjustment factor based on the balance of the Unemployment Compensation Trust Fund; amending s. 443.141, F.S.; providing penalties for erroneous, incomplete, or insufficient reports relating to unemployment compensation taxes; authorizing a waiver of the penalty under certain circumstances; defining a term; authorizing the Agency for Workforce Innovation and the state agency providing unemployment compensation tax collection services to adopt rules; providing an expiration date for liens for contributions and reimbursements; updating a cross-reference; amending s. 443.151, F.S.; requiring the process for filing a claim to incorporate the process for registering for work with the workforce information system; authorizing the agency to adopt rules; providing for monetary and nonmonetary determinations as part of the notice of claim; requiring employers to respond to a notice of claim within a certain period; providing for chargeability of benefits; providing for rulemaking; limiting collection of overpayments under certain conditions; amending s. 443.163, F.S.; increasing penalties for failing to file Employers Quarterly Reports by means other than approved electronic means; revising the conditions under which the electronic filing requirement may be waived; deleting obsolete provisions related to telefile; amending s. 443.1715, F.S.; specifying that an employer may obtain employee wage information from the agency; amending s. 443.101, F.S.; correcting a cross-reference; providing that the act fulfills an important state interest; providing effective dates.

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By the Committee on Governmental Oversight and Accountability; and Senator Wise—

**CS for SB 2042**—A bill to be entitled An act relating to the College and Career Transition Assistance Act; providing a short title; providing definitions; providing legislative findings and intent; establishing a school-to-work program to be operated in any school, Department of Juvenile Justice facility, or charter school; providing requirements for participation in the program; creating an endowment fund within the Florida Endowment Foundation for Florida's Graduates; creating the Florida Endowment Foundation for Florida's Graduates; establishing a board of directors; providing for membership; providing terms; providing

powers and duties; requiring an annual audit report; requiring that the board submit a report to the Governor, the Legislature, and the Commissioner of Education; requiring that the Department of Education adopt rules; providing an effective date.

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By the Committees on General Government Appropriations; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 2044**—A bill to be entitled An act relating to property insurance; amending s. 215.555, F.S.; delaying the repeal of a provision exempting medical malpractice insurance premiums from emergency assessments to the Hurricane Catastrophe Fund; delaying the date on and after which medical malpractice insurance premiums become subject to emergency assessments; amending s. 624.408, F.S.; revising the minimum surplus as to policyholders which must be maintained by certain insurers; authorizing the Office of Insurance Regulation to reduce the surplus requirement under specified circumstances; amending s. 624.4085, F.S.; defining the term “surplus action level”; expanding the list of items that must be included in an insurer’s risk-based capital plan; specifying actions constituting a surplus action level event; requiring that an insurer submit to the office a risk-based capital plan upon the occurrence of such event; providing requirements for such plan; preserving the existing authority of the office; amending s. 624.4095, F.S.; excluding certain premiums for federal multiple-peril crop insurance from calculations for an insurer’s gross writing ratio; requiring insurers to disclose the gross written premiums for federal multiple-peril crop insurance in a financial statement; amending s. 626.7452, F.S.; removing an exception relating to the examination of managing general agents; amending s. 626.9744, F.S.; requiring insurers to use retail cost quotations or estimates based on current market prices in determining repair or replacement cost estimates; amending s. 627.0613, F.S.; requiring the office of the consumer advocate to objectively grade insurers annually based on the number of valid consumer complaints and other measurable and objective factors; defining the term “valid consumer complaint”; amending s. 627.062, F.S.; requiring that the office issue an approval rather than a notice of intent to approve following its approval of a file and use filing; prohibiting the Office of Insurance Regulation from, directly or indirectly, prohibiting an insurer from paying acquisition costs based on the full amount of the premium; prohibiting the Office of Insurance Regulation from, directly or indirectly, impeding the right of an insurer to acquire policyholders, advertise or appoint agents, or regulate agent commissions; authorizing an insurer to make a rate filing limited to changes in the cost of reinsurance, the cost of financing products used as a replacement for reinsurance, or changes in an inflation trend factor published annually by the Office of Insurance Regulation; providing that an insurer may use this provision only if the increase from such filing and any other rate filing does not exceed 10 percent for any policyholder in a policy year; deleting provisions relating to a rate filing for financing products relating to the Temporary Increase in Coverage Limits; revising the information that must be included in a rate filing relating to certain reinsurance or financing products; deleting a provision that prohibited an insurer from making certain rate filings within a certain period of time after a rate increase; deleting a provision prohibiting an insurer from filing for a rate increase within 6 months after it makes certain rate filings; specifying the information that an insurer must include in a rate filing based on the change in an inflation trend factor published by the Office of Insurance Regulation; requiring that the office annually publish one or more inflation trend factors; exempting the inflation trend factors from rulemaking; providing that an insurer is not required to adopt an inflation trend factor; requiring the Office of Insurance Regulation to propose a plan for developing a website, contingent upon an appropriation, which provides consumers with information necessary to make an informed decision when purchasing homeowners’ insurance; requiring that the Financial Services Commission review the proposed plan to implement the website; specifying matters that the Office of Insurance Regulation must consider in developing the website; deleting obsolete provisions relating to legislation enacted during the 2003 Special Session D of the Legislature; amending s. 627.0629, F.S.; providing legislative intent that insurers provide consumers with accurate pricing signals for alterations in order to minimize losses, but that mitigation discounts not result in a loss of income for the insurer; requiring rate filings for residential property insurance to include actuarially reasonable debits that provide proper pricing; deleting provisions that require the office to develop certain rate differentials for hurricane mitigation measures; providing for an increase in base rates if mitigation discounts

exceed the aggregate reduction in expected losses; requiring the Office of Insurance Regulation to reevaluate discounts, debits, credits, and other rate differentials by a certain date; requiring the Office of Insurance Regulation, in consultation with the Department of Financial Services and the Department of Community Affairs, to develop a method for insurers to establish debits for certain hurricane mitigation measures by a certain date; requiring the Financial Services Commission to adopt rules relating to such debits by a certain date; deleting a provision that prohibits an insurer from including an expense or profit load in the cost of reinsurance to replace the Temporary Increase in Coverage Limits; amending s. 627.351, F.S.; renaming the "high-risk account" as the "coastal account"; providing that members of the Citizens Property Insurance Corporation Board of Governors are not prohibited from practicing in a certain profession if not prohibited by law or ordinance; prohibiting board members from voting on certain measures; changing the date on which the boundaries of high-risk areas eligible for certain wind-only coverages will be reduced if certain circumstances exist; providing a directive to the Division of Statutory Revision; amending s. 627.4133, F.S.; authorizing an insurer to cancel policies after 45 days' notice if the Office of Insurance Regulation determines that the cancellation of policies is necessary to protect the interests of the public or policyholders; authorizing the Office of Insurance Regulation to place an insurer under administrative supervision or appoint a receiver upon the consent of the insurer under certain circumstances; creating s. 627.41341, F.S.; providing definitions; requiring the delivery of a "Notice of Change in Policy Terms" under certain circumstances; specifying requirements for such notice; specifying actions constituting proof of notice; authorizing policy renewals to contain a change in policy terms; providing that receipt of payment by an insurer is deemed acceptance of new policy terms by an insured; providing that the original policy remains in effect until the occurrence of specified events if an insurer fails to provide notice; providing intent; amending s. 627.7011, F.S.; requiring that an insurer pay the actual cash value of an insured loss, less any applicable deductible, under certain circumstances; requiring that a policyholder enter into a contract for the performance of building and structural repairs; requiring that an insurer pay certain remaining amounts; prohibiting an insurer, contractor, or subcontractor from requiring a policyholder to advance payment for such repairs or expenses; providing exceptions; authorizing an insurer to waive a certain requirement for a contract; authorizing an insurer to limit its initial payment for certain losses; authorizing an insurer to require an insured to provide the receipts from the purchase of certain property; requiring that an insurer use such receipts for specified purposes; requiring that an insurer pay the replacement cost for contents coverage without reservation or holdback of any depreciation in value under certain circumstances; prohibiting an insurer from requiring that a policyholder advance payment for the replaced property; amending s. 627.7015, F.S.; requiring the Department of Financial Services to prepare a statement or information by rule which must be included in a notice by an insurer informing claimants of the right to participate in a mediation program; specifying documentation that an insurer and insured must provide to a mediator in a dispute over an estimate to repair or replace property; requiring the Department of Financial Services to adopt rules specifying the type of documentation that must be submitted during a mediation; defining the term "claim dispute" as it relates to disputes between an insurer and insured; repealing s. 627.7065, F.S., relating to the department's database of information relating to sinkholes; amending s. 627.707, F.S.; revising standards for investigation of sinkhole claims by insurers; specifying requirements for contracts for repairs to prevent additional damage to buildings or structures; providing for applicability; amending s. 627.7072, F.S.; specifying requirements for tests performed by professional engineers and professional geologists for certain purposes; providing for applicability; amending s. 627.7073, F.S.; revising requirements for sinkhole reports; providing for applicability; amending s. 627.7074, F.S.; revising requirements and procedures for alternative dispute resolution of sinkhole insurance claims; defining the term "substantially related matter"; providing criteria and procedures for disqualification of neutral evaluators; providing requirements and procedures for neutral evaluators to enlist assistance from other professionals under certain circumstances; providing for applicability; amending s. 627.711, F.S.; eliminating the requirement that a uniform mitigation verification form be certified by the Department of Financial Services; eliminating provisions authorizing hurricane mitigation inspectors certified by the My Safe Florida Home Program to sign a valid uniform mitigation verification form; requiring a person to personally perform an inspection in order to sign a mitigation verification form; authorizing an insurer to accept a form from a person possessing qua-

fications and experience acceptable to the insurer; requiring a person to personally perform an inspection in order to sign a mitigation verification form; defining the term "misconduct" for purposes of performing an inspection and completing the mitigation verification form; providing for sanctions to be imposed against a person who commits misconduct in performing inspections or completing the mitigation verification form; requiring that evidence of fraud in the completion of the mitigation verification form be reported to the Division of Insurance Fraud; requiring the division, if it finds that probable cause of misconduct exists, to send a copy of its report to the agency responsible for the licensure of the inspector who signed the report; providing that insurers need not accept a mitigation verification form that is signed by a person against whom probable cause of misconduct was found; creating s. 628.252, F.S.; requiring that every domestic property insurer notify the office of its intention to enter into certain agreements, contracts, and arrangements; prohibiting a domestic property insurer from entering into such agreements, contracts, or arrangements unless specified criteria are met; preserving the existing authority of the office; providing an appropriation to the Office of Insurance Regulation and authorizing an additional position; providing effective dates.

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By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 2070**—A bill to be entitled An act relating to public records; creating s. 559.5558, F.S.; providing a public-records exemption for information held by the Office of Financial Regulation pursuant to an investigation of consumer collection agencies; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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By the Committees on Governmental Oversight and Accountability; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 2072**—A bill to be entitled An act relating to public records; creating s. 559.1155, F.S.; providing a public-records exemption for information held by the Office of Financial Regulation pursuant to an investigation of debt relief organizations; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

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By the Policy and Steering Committee on Ways and Means; the Committees on Children, Families, and Elder Affairs; and Health Regulation; and Senator Gardiner—

**CS for CS for CS for SB 2138**—A bill to be entitled An act relating to health care; repealing s. 112.0455(10)(e), F.S., relating to a prohibition against applying the Drug-Free Workplace Act retroactively; repealing s. 383.325, F.S., relating to the requirement of a licensed facility under s. 383.305, F.S., to maintain inspection reports; repealing s. 395.1046, F.S., relating to the investigation of complaints regarding hospitals; repealing s. 395.3037, F.S.; deleting definitions relating to obsolete provisions governing primary and comprehensive stroke centers; amending s. 400.0239, F.S.; deleting an obsolete provision; repealing s. 400.147(10), F.S., relating to a requirement that a nursing home facility report any notice of a filing of a claim for a violation of a resident's rights or a claim of negligence; repealing s. 400.148, F.S., relating to the Medicaid "Up-or-Out" Quality of Care Contract Management Program; repealing s. 400.195, F.S., relating to reporting requirements for the Agency for Health Care Administration; amending s. 400.476, F.S.; providing requirements for an alternative administrator of a home health agency; revising the duties of the administrator; revising the requirements for a director of nursing for a specified number of home health agencies; prohibiting a home health agency from using an individual as a home health aide unless the person has completed training and an evaluation program; requiring a home health aide to meet certain standards in order to be competent in performing certain tasks; requiring a home health agency and staff to comply with accepted professional standards; providing certain requirements for a written contract between certain personnel and the agency; requiring a home health agency to provide certain services through its employees; authorizing a home health agency to provide additional services with another organization; providing responsibilities of a home health agency when it provides home

health aide services through another organization; requiring the home health agency to coordinate personnel who provide home health services; requiring personnel to communicate with the home health agency; amending s. 400.487, F.S.; requiring a home health agency to provide a copy of the agreement between the agency and a patient which specifies the home health services to be provided; providing the rights that are protected by the home health agency; requiring the home health agency to furnish nursing services by or under the supervision of a registered nurse; requiring the home health agency to provide therapy services through a qualified therapist or therapy assistant; providing the duties and qualifications of a therapist and therapy assistant; requiring supervision by a physical therapist or occupational therapist of a physical therapist assistant or occupational therapist assistant; providing duties of a physical therapist assistant or occupational therapist assistant; providing for speech therapy services to be provided by a qualified speech pathologist or audiologist; providing for a plan of care; providing that only the staff of a home health agency may administer drugs and treatments as ordered by certain health professionals; providing requirements for verbal orders; providing duties of a registered nurse, licensed practical nurse, home health aide, and certified nursing assistant who work for a home health agency; providing for supervisory visits of services provided by a home health agency; repealing s. 408.802(11), F.S., relating to the applicability of the Health Care Licensing Procedures Act to private review agents; repealing s. 409.912(15)(e), (f), and (g), F.S., relating to a requirement for the Agency for Health Care Administration to submit a report to the Legislature regarding the operations of the CARE program; amending s. 409.91255, F.S.; transferring administrative responsibility for the application procedure for federally qualified health centers from the Department of Health to the Agency for Health Care Administration; requiring the Florida Association of Community Health Centers, Inc., to provide support and assume administrative costs for the program; repealing s. 429.12(2), F.S., relating to the sale or transfer of ownership of an assisted living facility; repealing s. 429.23(5), F.S., relating to each assisted living facility's requirement to submit a report to the agency regarding liability claims filed against it; repealing s. 429.911(2)(a), F.S., relating to grounds for which the agency may take action against the owner of an adult day care center or its operator or employee; providing appropriations from the General Revenue Fund and the Medical Care Trust Fund to the Agency for Health Care Administration; providing for a recurring reduction in appropriations to the Department of Health; providing a contingency; providing an effective date.

By the Committees on Transportation and Economic Development Appropriations; Community Affairs; and Transportation; and Senator Gardiner—

**CS for CS for CS for SB 2362**—A bill to be entitled An act relating to transportation; amending s. 212.055, F.S.; including counties within a regional transportation or transit authority with those counties that are authorized to levy a discretionary sales surtax for transportation systems under certain conditions; providing that the county commission may apply the proceeds from the transportation system surtax to the planning, development, construction, operation, and maintenance of on-demand transportation services; amending s. 310.0015, F.S., relating to piloting regulation; conforming provisions to changes made by the act; amending s. 310.002, F.S.; changing the name of the Board of Pilot Commissioners to the “Florida Pilotage Board”; amending s. 310.011, F.S.; providing for the membership of the board; amending s. 310.042, F.S.; providing that the business of the board must be presented to the board in the form of a written agenda; amending s. 310.151, F.S.; eliminating the Pilotage Rate Review Board and for its duties to be assumed by the Florida Pilotage Board; authorizing the Florida Pilotage Board to adopt rules; amending s. 316.1001, F.S.; clarifying the method to be used in providing notice following the issuance of a citation for failure to pay a toll; providing that receipt of the citation rather than its mailing constitutes notification; authorizing any governmental entity, including the clerk of court, to provide specified data to the Department of Highway Safety and Motor Vehicles regarding outstanding violations for failure to pay tolls; amending s. 316.302, F.S.; updating a reference to current federal safety regulations for commercial motor vehicles; amending s. 316.545, F.S.; providing for a reduction in the gross weight of certain vehicles equipped with idle-reduction technologies when calculating a penalty for exceeding maximum weight limits; requiring that an operator provide certification of the weight of the idle-reduction technology and demonstrate or certify that the idle-reduction technology is fully

functional at all times; amending s. 316.550, F.S.; authorizing the Department of Transportation to issue permits for certain vehicles to operate on certain routes; providing restrictions on routes; providing conditions when vehicles must be unloaded; amending s. 318.18, F.S.; revising provisions for distribution of proceeds collected by the clerk of the court for disposition of citations for failure to pay a toll; providing alternative procedures for disposition of such citations; providing for adjudication to be withheld and no points assessed against the driver's license unless adjudication is imposed by a court; authorizing a court to direct the department to suspend a person's driver's license for violations involving the failure to pay tolls; amending s. 320.03, F.S.; clarifying provisions requiring that the tax collector withhold issuance of a license plate or revalidation sticker if certain fines are outstanding; amending s. 320.08058, F.S.; revising authorized uses of revenue received from the sale of United We Stand license plates; amending s. 322.27, F.S.; providing for assessment of points against a driver's license for specified violations of requirements to pay a toll only when the points are imposed by a court; repealing s. 332.14, F.S., relating to the Secure Airports for Florida's Economy Council; providing for the use of funds accrued by the Secure Airports for Florida's Economy Council; amending s. 337.14, F.S.; clarifying provisions relating to the submission of interim financial statements to the department along with applications for contractor qualification; amending s. 337.195, F.S.; declaring certain provisions in motor carrier transportation contracts related to indemnification of promisees void and unenforceable; amending s. 337.401, F.S.; providing for the placement of and access to transmission lines that are adjacent to and within the right-of-way of any public road controlled by the Department of Transportation; amending s. 338.155, F.S.; authorizing the Department of Transportation to adopt rules related to the payment, collection, and enforcement of tolls; amending ss. 341.051 and 341.3025, F.S.; requiring the use of universal common contactless fare media on new or upgraded public rail transit systems or public transit systems connecting to such rail systems; amending s. 343.64, F.S.; authorizing the Central Florida Regional Transportation Authority to borrow funds under certain circumstances; amending s. 348.51, F.S.; setting forth the limited nature of the obligations issued by the Tampa-Hillsborough County Expressway Authority; amending s. 348.545, F.S.; clarifying authorization for the authority to issue bonds to finance improvements; amending s. 348.56, F.S.; prescribing additional authorization for the authority to issue bonds by or on behalf of the authority; authorizing the public or negotiated sale of bonds by the authority; amending s. 348.565, F.S.; revising revenue bond-issuance authority with respect to specific legislatively approved projects; amending s. 348.57, F.S.; prescribing additional authorization for the authority to issue refunding bonds; amending s. 348.70, F.S.; exempting the authority from certain provisions relating to issuance of bonds by state agencies; creating part XI of ch. 348, F.S.; creating s. 348.9950, F.S.; providing a short title; creating s. 348.9951, F.S.; providing that certain terms have the same meaning as in the Florida Expressway Authority Act for certain purposes; creating s. 348.9952, F.S.; creating the Osceola County Expressway Authority as an agency of the state; providing for a governing body of the authority; providing for membership, terms, organization, personnel, and administration; authorizing payment of travel and other expenses; directing the authority to cooperate with and participate in any efforts to establish a regional expressway authority; declaring that the authority is not eligible for voting membership in certain metropolitan planning organizations; creating s. 348.9953, F.S.; providing purposes and powers of the authority; creating s. 348.9954, F.S.; authorizing the issuance of bonds to pay or secure certain obligations; creating s. 348.9955, F.S.; authorizing the authority to enter into certain agreements; creating s. 348.9956, F.S.; authorizing the department to act as the authority's appointed agent under certain circumstances; creating s. 348.9957, F.S.; authorizing the authority to acquire certain lands and property; authorizing the authority to exercise eminent domain; creating s. 348.9958, F.S.; authorizing certain entities to enter into agreements with the authority; creating s. 348.9959, F.S.; providing legislative intent and a pledge of the state to bondholders; creating s. 348.9960, F.S.; exempting the authority from taxation; creating s. 348.9961, F.S.; providing for dissolution of the authority under certain circumstances; amending s. 373.41492, F.S.; increasing the mitigation fee for mining activities in the Miami-Dade County Lake Belt; suspending an annual increase in the mitigation fee; revising the frequency of an interagency committee report; designating parts I and II of ch. 479, F.S.; amending s. 479.01, F.S.; clarifying the definitions of “commercial or industrial zone” and “main-traveled way”; defining the terms “allowable uses,” “commercial use,” “industrial use,” and “zoning category” for specified purposes; amending s. 479.261, F.S.; removing a provision authorizing the Department of



Transportation to rotate certain logo signs relating to gas, food, and lodging services on the rights-of-way of the interstate highway system in the state during a specified period; reducing the annual permit fees for businesses participating in the interstate logo sign program; creating part III of ch. 479, F.S.; creating s. 479.310, F.S.; providing legislative intent; creating s. 479.311, F.S.; providing that the county court and circuit court have concurrent jurisdiction; creating ss. 479.312, 479.313, and 479.314, F.S.; requiring that all costs incurred by the department to remove signs in certain locations on the interstate highway system, the federal-aid primary highway system, or the state highway system to be assessed and collected from certain persons under certain conditions; amending s. 705.18, F.S.; deleting provisions relating to public-use airports or its directors, as well as the required disposition of moneys from sale of property abandoned at a public-use airport; creating s. 705.182, F.S.; providing an eligibility period for personal property found on public-use airports to be claimed; providing options for disposing of personal property; providing procedures for selling abandoned personal property; providing for the notice of sale; authorizing an airport tenant to establish its own lost and found procedures; providing that a purchaser of certain property holds title to such property; creating s. 705.183, F.S.; creating procedures for the disposal of derelict or abandoned aircraft on the premises of a public-use airport; requiring that the director of an airport or the director's designee keep a record of such aircraft found at an airport; defining the terms "derelict aircraft" and "abandoned aircraft"; requiring that the director of an airport or the director's designee make a determination of the identity of an aircraft owner and persons having legal interest in the aircraft; requiring notification of the aircraft owner and all persons having an equitable or legal interest in the aircraft; requiring that certain items be included in the notice; providing an exception; providing for notice if the owner of the aircraft is unknown or cannot be found; providing the form of such notice; providing for the placement of the notice; providing procedures for failure to remove an aircraft and pay fees; requiring that any sale of aircraft be made at a public auction; providing notice requirements for such public auction; providing procedures for disposing of an aircraft; providing for liability if the sale price is less than the charges and costs related to the aircraft; providing that a lien in favor of the airport exists under certain circumstances; providing for the payment of fees and charges related to the aircraft; requiring notice of any such lien; requiring the filing of a claim of lien; providing a form of the claim of lien; providing for service of the claim of lien; providing that the purchaser of the aircraft takes the property free of rights of persons holding legal or equitable interest in the aircraft; requiring that the purchaser or recipient notify the Federal Aviation Administration of the change in ownership; providing for the deduction of costs if an aircraft is sold at a public sale; requiring that the balance be deposited into an interest-bearing account; providing a deadline for the owner to claim the funds; authorizing the airport to retain the balance under certain circumstances; authorizing an airport to issue documents relating to the aircraft disposal; creating s. 705.184, F.S.; creating procedures for the disposal of derelict or abandoned motor vehicles on public-use airports; defining the terms "derelict motor vehicle" and "abandoned motor vehicle"; authorizing the removal of such a vehicle from the airport premises; requiring that the director of an airport or the director's designee make a determination of the identity of the owner of the motor vehicle and the insurance company insuring the motor vehicle; requiring notification of the owner, insurer, and lienholder; requiring that certain information be included in the notice; providing an exception; providing a form for the notice; providing for the placement of such notice; authorizing an airport to take certain action if the owner or lienholder fails to remove the motor vehicle and pay applicable fees; requiring that any sale of a motor vehicle be made at a public auction; providing notice requirements for such auction; providing procedures for disposing of the motor vehicle; providing for liability if the sale price is less than the charges and costs related to the motor vehicle; providing for a lien in favor of the airport for all fees and charges related to the motor vehicle under certain circumstances; providing for notice of such lien; requiring the filing of a claim of lien; providing a form for the claim of such lien; specifying requirements for service of a claim of lien; providing that a purchaser of a motor vehicle takes the property free of rights of persons holding legal or equitable interest in the motor vehicle; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senator Rich—

**CS for CS for SB 2714**—A bill to be entitled An act relating to inmates; creating s. 921.1875, F.S.; requiring that the Department of Corrections develop and implement a substance abuse reentry program to provide a mechanism by which an eligible, nonviolent offender who has received a conditional split sentence may be transferred into the community through a transitional process; requiring that the program consist of a prison-based treatment substance abuse reentry program for substance abuse disorders and a community-based substance abuse aftercare treatment and reentry program; providing eligibility criteria for the substance abuse reentry program; permitting the sentencing judge to sentence an offender who meets the eligibility requirements to a conditional split sentence; providing for the last year of the prison sentence to be suspended and for the offender to serve the last year on drug offender probation; requiring that the offender must serve at least 85 percent of the incarcerative portion of the sentence; providing for terms and conditions of probation; providing for an offender who does not complete the in-prison treatment program to remain incarcerated; requiring the probation order to authorize transfer of the offender's case to the drug court in the county where the offender is sentenced, if there is a drug court located there; requiring a written order documenting acceptance of the offender by the drug court; providing that the drug court judge is deemed to be the sentencing judge; providing for revocation of supervision if the offender violates the terms and conditions of probation; providing for an offender whose probation is revoked to lose accumulated gain-time and to return to prison to complete the sentence; requiring the department to establish criteria for participation in the substance abuse reentry program; providing the department's responsibilities; directing the department to prepare a postrelease treatment plan; authorizing the department to develop performance-based contracts to supply services to the substance abuse reentry program; permitting the department to establish a system of incentives to promote participation by private-sector employers in substance abuse reentry programs; directing the department to track recidivism and recommitment of inmates who have participated in the substance abuse reentry program; requiring a report to the Governor and Legislature; requiring a review and report by the Office of Program Policy Analysis and Government Accountability; authorizing rulemaking; providing an effective date.

#### REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Transportation; and Senator Gelber—

**CS for SB 522**—A bill to be entitled An act relating to the use of an electronic wireless communications device while driving; providing a short title; creating s. 316.3035, F.S.; prohibiting a person younger than 18 years of age from operating a motor vehicle while using a wireless communications device or telephone; providing exceptions; providing for enforcement as a secondary action; providing penalties; amending s. 322.27, F.S.; providing for the suspension of a person's driver's license for a violation of s. 316.3035, F.S.; providing an effective date.

—was referred to the Committee on Transportation and Economic Development Appropriations.

By the Committees on Commerce; and Environmental Preservation and Conservation; and Senator Constantine—

**CS for CS for SB 544**—A bill to be entitled An act relating to brownfield development; amending s. 220.1845, F.S.; providing requirements for claiming certain site rehabilitation costs in an application for a contaminated site rehabilitation tax credit; amending s. 376.30781, F.S.; providing requirements for claiming certain site rehabilitation costs in an application for a contaminated site rehabilitation tax credit; amending s. 376.85, F.S.; specifying additional requirements for the Department of Environmental Protection in its annual report to the Legislature regarding site rehabilitation; amending s. 403.1835, F.S.; specifying criteria for prioritizing certain brownfield site projects that eliminate public health hazards; providing an effective date.



—was referred to the Committees on Finance and Tax; and General Government Appropriations; and the Policy and Steering Committee on Ways and Means.

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By the Committee on Regulated Industries; and Senator Justice—

**CS for SB 968**—A bill to be entitled An act relating to condominiums; amending s. 718.116, F.S.; providing requirements for the collection of unit owner debts; providing requirements for a notice of delinquency; prohibiting a condominium association from imposing certain penalties for delinquency during a notice period or while an objection made within such notice period is unresolved; providing an effective date.

—was referred to the Committee on Judiciary.

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By the Committees on Regulated Industries; and Banking and Insurance; and Senators Bennett and Negron—

**CS for CS for SB 1152**—A bill to be entitled An act relating to the Florida Funeral, Cemetery, and Consumer Services Act; amending s. 497.005, F.S.; defining the terms “direct supervision” and “general supervision” as they relate to supervision by funeral directors and embalmers; expanding the definition of the term “legally authorized person” to include certain persons designated by a decedent pursuant to certain types of authority; amending s. 497.101, F.S.; revising qualifications for the membership of the Board of Funeral, Cemetery, and Consumer Services; amending s. 497.103, F.S.; authorizing the waiver of certain provisions during a state of emergency; amending s. 497.140, F.S.; authorizing fees for certain inspections of licensees; amending s. 497.141, F.S.; prohibiting the issuance or renewal of a license to an applicant that has specified criminal records under certain circumstances; authorizing a licensing authority of the Department of Financial Services to adopt rules; authorizing the licensing authority to require the submission of applications in an online electronic format; authorizing fees for applications submitted in a paper format; amending s. 497.142, F.S.; requiring an applicant for renewal of a license to disclose certain criminal offenses; requiring an applicant for issuance or renewal of a license to disclose certain criminal pleas; requiring the licensing authority to adopt rules for the disclosure of criminal records; authorizing an exception from disclosure requirements for previously disclosed criminal records; amending s. 497.143, F.S.; revising legislative intent; authorizing the licensing authority to adopt rules for the issuance of limited licenses to certain persons licensed outside the state; revising eligibility and application requirements for a limited license; amending s. 497.147, F.S.; deleting limits on the continuing education credit provided for attendance at board meetings; amending s. 497.152, F.S.; providing that certain criminal pleas are a ground for denial of an application or discipline of a licensee under ch. 497, F.S.; amending s. 497.161, F.S.; authorizing the department to adopt rules that temporarily suspend or modify certain provisions during and following a state of emergency; amending s. 497.162, F.S.; revising which nonlicensed personnel are required to complete a course on communicable diseases; extending the time for completion of the course; amending s. 497.166, F.S.; conforming terminology to changes made by the act; amending s. 497.277, F.S.; authorizing a cemetery company to charge a fee for performing specified duties related to certain cemetery sales contracts; requiring disclosure of the charges; exempting charges from certain trust deposit requirements; authorizing the department to adopt rules; amending s. 497.278, F.S.; authorizing a cemetery company to require certain persons and firms to show proof of certain insurance coverage; prohibiting a cemetery company from setting certain insurance coverage limits; amending s. 497.365, F.S.; prohibiting the embalming of human remains except by certain licensees; amending s. 497.372, F.S.; revising certain functions construed to be the practice of funeral directing; prohibiting a funeral director from engaging in the practice of funeral directing except under certain circumstances; providing an exception; requiring that the Board of Funeral, Cemetery, and Consumer Services adopt rules; providing that certain provisions of state law do not prohibit a funeral director from being designated the licensed funeral director in charge of a cineration facility; revising the acts that are exempt from regulation as the practice of funeral directing; amending s. 497.373, F.S.; revising the educational and examination requirements for licensure of funeral directors by examination; revising requirements for the supervision of provisional licensees; amending s. 497.374, F.S.; revising the examination requirements for licensure of funeral directors by en-

dorsement; amending s. 497.375, F.S.; establishing educational requirements for funeral director intern licensees; revising the application requirements for funeral director intern licensees; revising requirements for the supervision of funeral director interns; providing for the expiration of funeral director intern licenses; prohibiting the renewal of funeral director intern licenses except under certain circumstances; authorizing rules for the renewal of funeral director intern licenses; providing for license renewal fees; amending s. 497.376, F.S.; deleting provisions requiring rules for the display of certain licenses; amending s. 497.378, F.S.; conforming the continuing education requirements for funeral directors and embalmers to the repeal by the act of provisions requiring a course on HIV and AIDS; authorizing the licensing authority to adopt rules for the renewal of funeral director and embalmer licenses; amending s. 497.380, F.S.; providing duties of a funeral director in charge of a funeral establishment; requiring a funeral director in charge to have an embalmer license and providing exceptions; requiring the reporting of a change in the funeral director in charge of a funeral establishment; requiring certain licensees to display their licenses in funeral establishments; creating s. 497.4555, F.S.; authorizing a preneed licensee to charge a fee for performing certain duties related to a preneed contract; requiring disclosure of the charges; exempting charges from certain trust deposit requirements; authorizing the department to adopt rules; amending s. 497.456, F.S.; authorizing requirements that certain claims forms be sworn and notarized; amending s. 497.464, F.S.; deleting a requirement that trust payments for preneed contracts be deposited in this state; requiring that funds discharging a preneed contract be disbursed from the trust under certain circumstances; amending s. 497.602, F.S.; revising the course requirements for a direct disposer license; deleting provisions requiring rules for the display of certain licenses; amending s. 497.603, F.S.; requiring the licensing authority to adopt rules for the renewal of direct disposer licenses; requiring a course on communicable diseases; conforming the continuing education requirements for direct disposers to the repeal by the act of provisions requiring a course on HIV and AIDS; amending s. 497.604, F.S.; requiring a direct disposal establishment to have a licensed funeral director act as the direct disposer in charge and providing exceptions; requiring certain licensees to display their licenses in direct disposal establishments; repealing s. 497.367, F.S., relating to a continuing education course required for funeral directors and embalmers on HIV and AIDS; providing an effective date.

—was placed on the Calendar.

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By the Committee on Communications, Energy, and Public Utilities; and Senators Bennett and Smith—

**CS for SB 1186**—A bill to be entitled An act relating to renewable energy; amending s. 366.92, F.S.; revising legislative intent regarding the state’s renewable energy policy; deleting provisions requiring that the Public Service Commission adopt rules for a renewable portfolio standard; requiring that the commission provide for full cost recovery; requiring that each provider of Florida renewable energy resources build such resources, convert existing fossil fuel generation plants to a renewable energy resource, or purchase renewable energy; providing that each provider may purchase or produce renewable energy having capacity or energy costs in excess of the fully avoided cost limitations; specifying such cost limitations; providing for renewable attributes; providing guidelines for cost recovery; amending s. 366.8255, F.S.; revising the definition of the term “environmental laws or regulations” to include any federal or state law requiring an electric utility to provide electricity from renewable energy; revising the definition of the term “environmental compliance costs” to conform to changes made by the act; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means.

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By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senators Haridopolos and Crist—

**CS for CS for SB 1388**—A bill to be entitled An act relating to intellectual disabilities; amending s. 39.502, F.S.; substituting the Arc of Florida for the Association for Retarded Citizens; amending ss. 40.013, 86.041, 92.53, 92.54, and 92.55, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 320.10, F.S.;

substituting the Arc of Florida for the Association for Retarded Citizens; amending ss. 383.14, 393.063, 393.11, and 394.455, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; clarifying in s. 393.063, that the meaning of the terms “intellectual disability” or “intellectually disabled” is the same as the meaning of the terms “mental retardation,” “retarded,” and “mentally retarded” for purposes of matters relating to the criminal laws and court rules; amending s. 400.960, F.S.; revising definitions relating to intermediate care facilities for the developmentally disabled to delete unused terms; amending s. 408.032, F.S.; conforming a cross-reference; amending s. 409.908, F.S.; substituting the term “intellectually disabled” for the term “mentally retarded”; amending ss. 413.20, 440.49, and 499.0054, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 514.072, F.S.; conforming a cross-reference and deleting obsolete provisions; amending ss. 627.6041, 627.6615, 641.31, 650.05, 765.204, 849.04, 914.16, 914.17, 916.105, and 916.106, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 916.107, F.S.; substituting the term “intellectual disability” for the term “retardation”; providing a directive to the Division of Statutory Revision; amending ss. 916.301, 916.3012, 916.302, 916.3025, 916.303, 916.304, 918.16, 921.137, 941.38, 944.602, 945.025, 945.12, 945.42, 947.185, 984.19, 985.14, 985.145, 985.18, 985.19, 985.195, and 985.61, F.S.; clarifying in s. 921.137 that the terms “intellectual disability” or “intellectually disabled” are interchangeable with and have the same meaning as the terms “mental retardation,” or “retardation” and “mentally retarded,” as defined prior to the effective date of the act; substituting the term “intellectual disability” for the term “mental retardation”; expressing legislative intent; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance—

**CS for SB 1658**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S.; clarifying the public-records exemption for a trade secret used in designing and constructing a hurricane loss model and provided by a private company to the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or an appointed consumer advocate to specify that the exemption applies to trade secrets as defined in the Uniform Trade Secrets Act; requiring a recording of a closed meeting of the commission or of a rate proceeding on an insurer’s rate filing at which confidential and exempt trade secrets are discussed; creating a public-records exemption for the recording of the closed meeting; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was placed on the Calendar.

By the Committees on Governmental Oversight and Accountability; and Banking and Insurance—

**CS for SB 1662**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 440.3851, F.S., relating to an exemption from public records and public meetings requirements for the Florida Self-Insurers Guaranty Association, Inc.; removing the scheduled repeal of certain exemptions; providing an effective date.

—was placed on the Calendar.

By the Committee on Higher Education; and Senator Oelrich—

**CS for SB 1786**—A bill to be entitled An act relating to postsecondary education; amending s. 110.181, F.S.; conforming a cross-reference to changes made by the act; amending ss. 112.19 and 112.191, F.S.; requiring the Board of Governors of the State University System to adopt regulations rather than rules to implement certain educational benefits; amending s. 120.81, F.S.; providing that state universities are not required to file certain documents with the Administrative Procedures Committee; amending s. 282.0041, F.S.; revising definitions relating to

information technology services to conform to changes made by the act; amending s. 282.703, F.S.; revising provisions relating to the participation of state universities in the SUNCOM Network; amending s. 282.706, F.S.; revising provisions relating to the use of the SUNCOM Network by state university libraries; amending s. 287.064, F.S.; conforming a cross-reference to changes made by the act; amending s. 1000.05, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to discrimination; amending s. 1001.705, F.S.; revising provisions relating to responsibility for the State University System under the State Constitution; deleting legislative findings and intent; providing the constitutional duties of the Board of Governors; providing the constitutional duties of the Legislature; deleting a duty relating to the participation of state universities in the SUNCOM Network; amending s. 1001.706, F.S.; revising powers and duties of the Board of Governors; providing that the Board of Governors has the authority to regulate the State University System and may adopt a regulation development procedure for the board and university boards of trustees to use in implementing their constitutional duties and responsibilities; authorizing the Board of Governors or its designee to adopt regulations; providing requirements for the regulation development procedure; revising the Board of Governors’ powers and duties relating to accountability and personnel; providing legislative intent that the Board of Governors align the missions of universities with certain factors; providing requirements for a mission alignment and strategic plan; affording opportunities to certain universities; amending s. 1001.72, F.S.; providing that the board of trustees is the university’s contracting agent; creating s. 1004.015, F.S.; creating the Higher Education Coordinating Council; providing for membership; providing guiding principles for council recommendations to the Legislature, State Board of Education, and Board of Governors; amending s. 1004.03, F.S.; revising provisions relating to review and approval of new programs at state universities by the Board of Governors; requiring an annual report of the review of proposed new programs; eliminating the requirement that certain programs be approved by the Legislature; amending s. 1004.07, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to student withdrawal from courses due to military service; amending s. 1006.54, F.S.; requiring university boards of trustees to adopt regulations rather than rules relating to documents distributed to libraries; amending s. 1006.60, F.S.; revising provisions relating to state university codes of conduct to authorize the adoption of regulations rather than rules; amending s. 1006.65, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to safety issues in courses offered by state universities; amending ss. 1007.264 and 1007.265, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to admission and graduation requirements for students with disabilities; amending s. 1009.24, F.S.; reorganizing certain provisions of law relating to state university student fees; authorizing the Board of Governors to approve flexible tuition policies requested by a university board of trustees; providing that certain fees be based on reasonable costs of services and used for certain purposes; authorizing the Board of Governors to approve a proposal from a university board of trustees to establish a new student fee, increase the cap for an existing fee, or implement flexible tuition policies; providing guidelines for review of proposals; requiring an annual report; prohibiting certain fees from exceeding a specified amount, being included in certain scholarship awards, and being used for certain purposes; requiring a fee committee to make recommendations relating to a new fee; providing restrictions on fee increases; requiring the Board of Governors to adopt regulations; amending s. 1009.26, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to fee waivers; amending s. 1010.04, F.S.; providing that the Board of Governors shall adopt regulations rather than rules for purchases and leases; amending s. 1010.62, F.S.; defining the term “auxiliary enterprise” for purposes of revenue bonds and debt; amending s. 1011.43, F.S.; requiring university boards of trustees to adopt regulations rather than rules for administration of certain scholarships and loans; amending s. 1011.90, F.S.; revising provisions relating to management information maintained by the Board of Governors; amending s. 1013.02, F.S.; requiring the Board of Governors to adopt regulations rather than rules to implement provisions of law relating to educational facilities; amending s. 1013.10, F.S.; providing for university board of trustee regulations for the use of educational buildings and grounds; amending ss. 1013.12 and 1013.28, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to firesafety inspections and disposal of real property; amending s. 1013.30, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to university campus master

plans; amending s. 1013.31, F.S.; requiring the Board of Governors to adopt regulations rather than rules for determining facility space needs; amending s. 1013.47, F.S.; requiring the Board of Governors to adopt regulations rather than rules relating to building standards; amending s. 1013.74, F.S.; authorizing the Board of Governors to adopt regulations rather than rules relating to authorization for fixed capital outlay projects; repealing s. 1001.74, F.S., relating to powers and duties of university boards of trustees; repealing s. 1004.21, F.S., relating to general provisions for state universities; repealing s. 1004.22(13), F.S., relating to rulemaking by a university board of trustees with respect to divisions of sponsored research; repealing s. 1004.38, F.S., relating to the master of science program in speech-language pathology at Florida International University; repealing s. 1004.381, F.S., relating to the bachelor of science nursing degree program at the University of West Florida; repealing s. 1004.3811, F.S., relating to the master of science degree programs in nursing and social work at the University of West Florida; repealing s. 1004.382, F.S., relating to the master's in social work program at Florida Atlantic University; repealing s. 1004.383, F.S., relating to a chiropractic medicine degree program at Florida State University; repealing s. 1004.386, F.S., relating to a bachelor of science degree program in long-term care administration at Florida Gulf Coast University; repealing s. 1004.64, F.S., relating to the School of Engineering at Florida Gulf Coast University and specified bachelor's degrees; providing legislative intent for the repeal of certain sections; requiring each state university to identify and submit to the Board of Governors a list of certain rules that have been superseded by regulations; providing for submission of such rules and certain rules of the Board of Governors to the Department of State; authorizing the Department of State to remove rules from the Florida Administrative Code; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means; and the Committee on Rules.

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By the Committee on Commerce; and Senators Bennett and Lynn—

**CS for SB 1844**—A bill to be entitled An act relating to rulemaking; amending s. 120.54, F.S.; requiring each agency, before adopting, amending, or repealing certain rules, to prepare a statement of estimated regulatory costs of the proposed rule if the proposed rule has certain adverse impacts on small business or the private sector; amending s. 120.541, F.S.; requiring each agency, before adopting, amending, or repealing certain rules, to prepare a statement of estimated regulatory costs of the proposed rule; specifying the conditions under which a challenged rule may not be declared invalid; specifying the requirements of an economic analysis on proposed rule or rule changes; prohibiting a rule from taking effect until it is submitted to the Legislature for review under certain circumstances; providing a time certain for a rule to take effect if the Legislature take no action; providing that the act is not applicable to certain specified rules; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; and the Policy and Steering Committee on Ways and Means.

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By the Committee on Finance and Tax; and Senator Altman—

**CS for SB 1866**—A bill to be entitled An act relating to community development districts; creating s. 212.0315, F.S.; authorizing certain community development districts to levy a tax on certain transactions; providing a procedure to enact the tax; providing definitions; requiring local administration of the tax; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means.

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By the Committees on Transportation and Economic Development Appropriations; Children, Families, and Elder Affairs; and Commerce; and Senator Wise—

**CS for CS for CS for SB 2014**—A bill to be entitled An act relating to early learning; amending s. 39.0121, F.S.; deleting an obsolete reference

to the repealed subsidized child care program; amending s. 39.202, F.S.; replacing an obsolete reference to a repealed program with an updated reference to the school readiness program; authorizing county agencies responsible for licensure or approval of child care providers to be granted access to certain confidential reports and records in cases of child abuse or neglect; amending s. 39.5085, F.S.; deleting an obsolete reference to a repealed program; amending s. 383.14, F.S.; replacing obsolete references to the former State Coordinating Council for School Readiness Programs with updated references to the Agency for Workforce Innovation; transferring, renumbering, and amending s. 402.25, F.S.; updating an obsolete reference to a repealed program; deleting obsolete references relating to the repealed prekindergarten early intervention program and Florida First Start Program; amending s. 402.26, F.S.; revising legislative intent; updating an obsolete reference to a repealed program; amending s. 402.281, F.S.; establishing the Gold Seal Quality Care program within the Department of Children and Family Services; providing that a child care facility, large family child care home, or family day care home may receive a Gold Seal Quality Care designation if accredited by a nationally recognized accrediting association and certain requirements are met; requiring that the department adopt rules establishing accreditation standards; requiring that an accrediting association apply to the department for participation in the program; requiring that the department consult with the Agency for Workforce Innovation regarding the approval of accrediting associations for the program; transferring and renumbering s. 402.3016, F.S., relating to Early Head Start collaboration grants; transferring, renumbering, and amending s. 402.3018, F.S.; transferring administration of the statewide toll-free Warm-Line from the department to the agency; conforming provisions; transferring, renumbering, and amending s. 402.3051, F.S.; revising procedures for child care market rate reimbursement and child care grants; transferring authority to establish the procedures from the department to the agency; directing the agency to adopt a prevailing market rate schedule for child care services; revising definitions; authorizing the agency to enter into contracts and adopt rules; amending s. 402.313, F.S.; deleting obsolete provisions authorizing the department to license family day care homes participating in a repealed program; repealing s. 402.3135, F.S., relating to the subsidized child care program case management program; transferring, renumbering, and amending s. 402.3145, F.S.; transferring administration of certain transportation services for children at risk of abuse or neglect from the department to the agency; revising requirements for the provision of such transportation services; amending s. 402.315, F.S.; revising provisions relating to fees collected for child care facilities; amending s. 402.45, F.S.; updating an obsolete reference relating to a former council; directing the Department of Health to consult with the agency regarding certain training provided for contractors of the community resource mother or father program; amending s. 409.1671, F.S.; clarifying that a licensed foster home may be dually licensed as a family day care home or large family child care home and receive certain payments for the same child; deleting an obsolete reference to a repealed program; amending s. 411.01, F.S.; revising provisions relating to the School Readiness Act; revising legislative intent; revising the duties and responsibilities of the Agency for Workforce Innovation; revising provisions for school readiness plans; specifying that certain program providers' compliance with licensing standards satisfies certain health screening requirements; requiring early learning coalitions to maintain certain direct enhancement services; deleting obsolete provisions relating to the merger of early learning coalitions; revising provisions for the membership of early learning coalitions and the voting privileges of such members; revising requirements for parental choice; directing the agency to establish a formula for allocating school readiness funds to each county; providing for legislative notice and review of the formula; amending s. 411.0101, F.S.; revising requirements for services provided by the statewide child care resource and referral network; updating obsolete references to repealed programs; amending s. 411.0102, F.S.; revising provisions relating to the Child Care Executive Partnership Act; updating obsolete references to repealed programs; deleting provisions relating to the duties of each early coalition board; amending s. 411.203, F.S.; deleting an obsolete reference to a repealed program; conforming provisions; amending s. 411.221, F.S.; updating an obsolete reference to a former council; amending ss. 445.024, 445.030, 490.014, and 491.014, F.S.; de-

leting obsolete references to repealed programs; conforming provisions to the repeal of the subsidized child care case management program; amending ss. 1002.53, 1002.55, 1002.67, and 1002.71, F.S.; revising provisions relating to the eligibility requirements for private pre-kindergarten providers; conforming provisions to changes made by the act; amending s. 1009.64, F.S.; deleting an obsolete reference to a repealed program; providing an effective date.

—was placed on the Calendar.

By the Committees on Commerce; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 2086**—A bill to be entitled An act relating to consumer debt collection; creating s. 559.5556, F.S.; requiring a consumer debt collection agency to maintain records; amending s. 559.565, F.S.; increasing the administrative fine imposed against an out-of-state consumer debt collector that fails to register as required; revising provisions relating to authorized activities of the Attorney General; amending s. 559.715, F.S.; revising requirements for providing written notice of the assignment of debt; amending s. 559.72, F.S.; revising prohibited acts with respect to consumer debt collection; revising provisions governing violations of communication procedures; amending s. 559.725, F.S.; revising provisions relating to consumer complaints about a consumer collection agency; authorizing the Attorney General to take action against a person for violations involving debt collection; creating s. 669.726, F.S.; providing for the issuance of subpoenas by the Office of Financial Regulation; creating s. 559.727, F.S.; authorizing the office to issue cease and desist orders; amending s. 559.730, F.S.; revising provisions relating to administrative remedies; increasing the maximum penalty; authorizing the Financial Services Commission to adopt rules relating to penalty guidelines; amending s. 559.77, F.S., relating to civil remedies; conforming provisions to federal law; providing an effective date.

—was referred to the Committee on General Government Appropriations.

By the Committees on Criminal Justice; Health Regulation; and Health Regulation; and Senators Fasano, Gardiner, Aronberg, Gaetz, and Gelber—

**CS for CS for SB 2272 and CS for SB 2722**—A bill to be entitled An act relating to controlled substances; amending s. 456.037, F.S.; providing that pain-management clinics that are required to be registered with the Department of Health are business establishments; amending s. 456.057, F.S.; providing that the Department of Health is not required to attempt to obtain authorization from a patient for the release of the patient's medical records under certain circumstances; authorizing the department to obtain patient records without authorization or subpoena if the department has probable cause to believe that certain violations have occurred or are occurring; repealing s. 458.309(4), (5), and (6), F.S., relating to pain-management clinics; creating s. 458.3265, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications or by employing a physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the Department of Health; providing exceptions; requiring each location of a pain-management clinic to register separately; requiring a clinic to designate a physician who is responsible for complying with requirements related to registration and operation of the clinic; requiring the department to deny registration or revoke the registration of a pain-management clinic for certain conditions; authorizing the department to revoke a clinic's certificate of registration and prohibit physicians associated with the clinic from practicing at the clinic's location; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; requiring a pain-management clinic that has had its registration revoked or suspended to advise the department of the disposition of the medicinal drugs located on the premises; providing that medicinal drugs that are purchased or held by a pain-management clinic that is not registered may be deemed adulterated; prohibiting any person acting as an in-

dividual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing that a change of ownership of a registered pain-management clinic requires submission of a new registration application; providing the responsibilities of a physician who provides professional services at a pain-management clinic; requiring the department to inspect pain-management clinics and its patient records; providing an exception to inspection by the department; requiring a pain-management clinic to document corrective action; requiring the department and the Board of Medicine to adopt rules; authorizing the department to impose fines, deny a clinic's registration, or revoke a clinic's registration; amending s. 458.327, F.S.; providing that the commission of certain specified acts involving a nonregistered pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; amending s. 458.331, F.S.; providing additional acts that constitute grounds for disciplinary actions against health professional licensees; repealing s. 459.005(3), (4), and (5), F.S., relating to pain-management clinics; creating s. 459.0137, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications or by employing an osteopathic physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the department; providing exceptions; requiring each location of a pain-management clinic to register separately; requiring a clinic to designate an osteopathic physician who is responsible for complying with requirements related to registration and operation of the clinic; requiring the department to deny registration or revoke the registration of a pain-management clinic for certain conditions; authorizing the department to revoke a clinic's certificate of registration and prohibit osteopathic physicians associated with the clinic from practicing at the clinic's location; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; requiring a pain-management clinic that has had its registration revoked or suspended to advise the department of the disposition of the medicinal drugs located on the premises; providing that medicinal drugs that are purchased or held by a pain-management clinic that is not registered may be deemed adulterated; prohibiting any person acting as an individual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing that a change of ownership of a registered pain-management clinic requires submission of a new registration application; providing the responsibilities of an osteopathic physician who provides professional services at a pain-management clinic; requiring the department to inspect pain-management clinics and its patient records; providing an exception to inspection by the department; requiring a pain-management clinic to document corrective action; requiring the department and the Board of Osteopathic Medicine to adopt rules; authorizing the department to impose fines, deny a clinic's registration, or revoke a clinic's registration; amending s. 459.013, F.S.; providing that the commission of certain specified acts involving a nonregistered pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; amending s. 459.015, F.S.; providing additional acts that constitute grounds for disciplinary actions against health professional licensees; amending s. 893.055, F.S.; providing for the prescription drug monitoring program's database to report certain information directly to applicable law enforcement agencies for investigation; requiring the department to adopt rules; amending s. 893.0551, F.S.; providing for disclosure of confidential and exempt information to applicable law enforcement; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means.

By the Committee on Health Regulation; and Senator Gardiner—

**CS for SB 2434**—A bill to be entitled An act relating to the reduction and simplification of health care provider regulation; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting an obsolete provision; amending s. 318.21, F.S.; revising distribution of funds from civil penalties imposed for traffic infractions by county courts; amending s. 381.00315, F.S.; directing the Department of Health to accept funds from counties, municipalities, and certain other entities for the purchase of certain products made available under a contract of

the United States Department of Health and Human Services for the manufacture and delivery of such products in response to a public health emergency; amending s. 381.0072, F.S.; limiting Department of Health food service inspections in nursing homes; requiring the department to coordinate inspections with the Agency for Health Care Administration; amending s. 381.06014, F.S.; defining the term "volunteer donor"; requiring that certain blood establishments disclose specified information on the Internet; repealing s. 383.325, F.S., relating to confidentiality of inspection reports of licensed birth center facilities; amending s. 395.002, F.S.; revising and deleting definitions applicable to regulation of hospitals and other licensed facilities; conforming a cross-reference; amending s. 395.003, F.S.; deleting an obsolete provision; conforming a cross-reference; amending s. 395.0193, F.S.; requiring a licensed facility to report certain peer review information and final disciplinary actions to the Division of Medical Quality Assurance of the Department of Health rather than the Division of Health Quality Assurance of the Agency for Health Care Administration; amending s. 395.1023, F.S.; providing for the Department of Children and Family Services rather than the Department of Health to perform certain functions with respect to child protection cases; requiring certain hospitals to notify the Department of Children and Family Services of compliance; amending s. 395.1041, F.S., relating to hospital emergency services and care; deleting obsolete provisions; repealing s. 395.1046, F.S., relating to complaint investigation procedures; amending s. 395.1055, F.S.; requiring licensed facility beds to conform to standards specified by the Agency for Health Care Administration, the Florida Building Code, and the Florida Fire Prevention Code; amending s. 395.10972, F.S.; revising a reference to the Florida Society of Healthcare Risk Management to conform to the current designation; amending s. 395.2050, F.S.; revising a reference to the federal Health Care Financing Administration to conform to the current designation; amending s. 395.3036, F.S.; correcting a reference; repealing s. 395.3037, F.S., relating to redundant definitions; amending ss. 154.11, 394.741, 395.3038, 400.925, 400.9935, 408.05, 440.13, 627.645, 627.668, 627.669, 627.736, 641.495, and 766.1015, F.S.; revising references to the Joint Commission on Accreditation of Healthcare Organizations, the Commission on Accreditation of Rehabilitation Facilities, and the Council on Accreditation to conform to their current designations; amending s. 395.602, F.S.; revising the definition of the term "rural hospital" to delete an obsolete provision; amending s. 400.021, F.S.; revising the definition of the term "geriatric outpatient clinic"; amending s. 400.0255, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.063, F.S.; deleting an obsolete provision; amending ss. 400.071 and 400.0712, F.S.; revising applicability of general licensure requirements under part II of ch. 408, F.S., to applications for nursing home licensure; revising provisions governing inactive licenses; amending s. 400.111, F.S.; providing for disclosure of controlling interest of a nursing home facility upon request by the Agency for Health Care Administration; amending s. 400.1183, F.S.; revising grievance record maintenance and reporting requirements for nursing homes; amending s. 400.141, F.S.; providing criteria for the provision of respite services by nursing homes; requiring a written plan of care; requiring a contract for services; requiring resident release to caregivers to be designated in writing; providing an exemption to the application of discharge planning rules; providing for residents' rights; providing for use of personal medications; providing terms of respite stay; providing for communication of patient information; requiring a physician order for care and proof of a physical examination; providing for services for respite patients and duties of facilities with respect to such patients; conforming a cross-reference; requiring facilities to maintain clinical records that meet specified standards; providing a fine relating to an admissions moratorium; deleting requirement for facilities to submit certain information related to management companies to the agency; deleting a requirement for facilities to notify the agency of certain bankruptcy filings to conform to changes made by the act; amending s. 400.142, F.S.; deleting language relating to agency adoption of rules; amending 400.147, F.S.; revising reporting requirements for licensed nursing home facilities relating to adverse incidents; repealing s. 400.148, F.S., relating to the Medicaid "Up-or-Out" Quality of Care Contract Management Program; amending s. 400.162, F.S., requiring nursing homes to provide a resident property statement annually and upon request; amending s. 400.179, F.S.; revising requirements for nursing home lease bond alternative fees; deleting an obsolete provision; amending s. 400.19, F.S.; revising inspection requirements; repealing s. 400.195, F.S., relating to agency reporting requirements; amending s. 400.23, F.S.; deleting an obsolete provision; correcting a reference; directing the agency to adopt rules for minimum staffing standards in

nursing homes that serve persons under 21 years of age; providing minimum staffing standards; amending s. 400.275, F.S.; revising agency duties with regard to training nursing home surveyor teams; revising requirements for team members; amending s. 400.484, F.S.; revising the schedule of home health agency inspection violations; amending s. 400.606, F.S.; revising the content requirements of the plan accompanying an initial or change-of-ownership application for licensure of a hospice; revising requirements relating to certificates of need for certain hospice facilities; amending s. 400.607, F.S.; revising grounds for agency action against a hospice; amending s. 400.915, F.S.; correcting an obsolete cross-reference to administrative rules; amending s. 400.931, F.S.; deleting a requirement that an applicant for a home medical equipment provider license submit a surety bond to the agency; amending s. 400.932, F.S.; revising grounds for the imposition of administrative penalties for certain violations by an employee of a home medical equipment provider; amending s. 400.967, F.S.; revising the schedule of inspection violations for intermediate care facilities for the developmentally disabled; providing a penalty for certain violations; amending s. 400.9905, F.S.; providing that part X of ch. 400, F.S., the Health Care Clinic Act, does not apply to an entity owned by a corporation with a specified amount of annual sales of health care services under certain circumstances or to an entity owned or controlled by a publicly traded entity with a specified amount of annual revenues; amending s. 400.991, F.S.; conforming terminology; revising application requirements relating to documentation of financial ability to operate a mobile clinic; amending s. 408.034, F.S.; revising agency authority relating to licensing of intermediate care facilities for the developmentally disabled; amending s. 408.036, F.S.; deleting an exemption from certain certificate-of-need review requirements for a hospice or a hospice inpatient facility; amending s. 408.043, F.S.; revising requirements for certain freestanding inpatient hospice care facilities to obtain a certificate of need; amending s. 408.061, F.S.; revising health care facility data reporting requirements; amending s. 408.10, F.S.; removing agency authority to investigate certain consumer complaints; amending s. 408.802, F.S.; removing applicability of part II of ch. 408, F.S., relating to general licensure requirements, to private review agents; amending s. 408.804, F.S.; providing penalties for altering, defacing, or falsifying a license certificate issued by the agency or displaying such an altered, defaced, or falsified certificate; amending s. 408.806, F.S.; revising agency responsibilities for notification of licensees of impending expiration of a license; requiring payment of a late fee for a license application to be considered complete under certain circumstances; amending s. 408.810, F.S.; revising provisions relating to information required for licensure; requiring proof of submission of notice to a mortgagor or landlord regarding provision of services requiring licensure; requiring disclosure of information by a controlling interest of certain court actions relating to financial instability within a specified time period; amending s. 408.813, F.S.; authorizing the agency to impose fines for unclassified violations of part II of ch. 408, F.S.; amending s. 408.815, F.S.; authorizing the agency to extend a license expiration date under certain circumstances; amending s. 409.221, F.S.; deleting a reporting requirement relating to the consumer-directed care program; amending s. 409.91196, F.S.; conforming a cross-reference; amending s. 409.912, F.S.; revising procedures for implementation of a Medicaid prescribed-drug spending-control program; amending s. 429.07, F.S.; deleting the requirement for an assisted living facility to obtain an additional license in order to provide limited nursing services; deleting the requirement for the agency to conduct quarterly monitoring visits of facilities that hold a license to provide extended congregate care services; deleting the requirement for the department to report annually on the status of and recommendations related to extended congregate care; deleting the requirement for the agency to conduct monitoring visits at least twice a year to facilities providing limited nursing services; increasing the licensure fees and the maximum fee required for the standard license; increasing the licensure fees for the extended congregate care license; eliminating the license fee for the limited nursing services license; transferring from another provision of law the requirement that a biennial survey of an assisted living facility include specific actions to determine whether the facility is adequately protecting residents' rights; providing that an assisted living facility that has a class I or class II violation is subject to monitoring visits; requiring a registered nurse to participate in certain monitoring visits; amending s. 429.11, F.S.; revising licensure application requirements for assisted living facilities to eliminate provisional licenses; amending s. 429.12, F.S.; revising notification requirements for the sale or transfer of ownership of an assisted living facility; amending s. 429.14, F.S.; removing a ground for the imposition of an administrative penalty;

clarifying provisions relating to a facility's request for a hearing under certain circumstances; authorizing the agency to provide certain information relating to the licensure status of assisted living facilities electronically or through the agency's Internet website; amending s. 429.17, F.S.; deleting provisions relating to the limited nursing services license; revising agency responsibilities regarding the issuance of conditional licenses; amending s. 429.19, F.S.; clarifying that a monitoring fee may be assessed in addition to an administrative fine; amending s. 429.23, F.S.; deleting reporting requirements for assisted living facilities relating to liability claims; amending s. 429.255, F.S.; eliminating provisions authorizing the use of volunteers to provide certain health-care-related services in assisted living facilities; authorizing assisted living facilities to provide limited nursing services; requiring an assisted living facility to be responsible for certain recordkeeping and staff to be trained to monitor residents receiving certain health-care-related services; amending s. 429.28, F.S.; deleting a requirement for a biennial survey of an assisted living facility, to conform to changes made by the act; amending s. 429.35, F.S.; authorizing the agency to provide certain information relating to the inspections of assisted living facilities electronically or through the agency's Internet website; amending s. 429.41, F.S., relating to rulemaking; conforming provisions to changes made by the act; amending s. 429.53, F.S.; revising provisions relating to consultation by the agency; revising a definition; amending s. 429.54, F.S.; requiring licensed assisted living facilities to electronically report certain data semiannually to the agency in accordance with rules adopted by the department; amending s. 429.71, F.S.; revising schedule of inspection violations for adult family-care homes; amending s. 429.911, F.S.; deleting a ground for agency action against an adult day care center; amending s. 429.915, F.S.; revising agency responsibilities regarding the issuance of conditional licenses; amending s. 483.201, F.S.; providing for disciplinary action against clinical laboratories failing to disclose specified information on the Internet; providing a maximum annual administrative fine that may be imposed annually against certain clinical laboratories for failure to comply with such disclosure requirement; amending s. 483.294, F.S.; revising frequency of agency inspections of multiphasic health testing centers; amending s. 499.003, F.S.; revising the definition of the term "health care entity" to clarify that a blood establishment may be a health care entity and engage in certain activities; removing a requirement that certain prescription drug purchasers maintain a separate inventory of certain prescription drugs; amending s. 499.005, F.S.; clarifying provisions prohibiting the unauthorized wholesale distribution of a prescription drug that was purchased by a hospital or other health care entity, to conform to changes made by the act; amending s. 499.01, F.S.; exempting certain blood establishments from the requirements to be permitted as a prescription drug manufacturer and register products; requiring that certain blood establishments obtain a restricted prescription drug distributor permit under specified conditions; limiting the prescription drugs that a blood establishment may distribute with the restricted prescription drug distributor permit; authorizing the Department of Health to adopt rules; amending s. 499.01212, F.S.; exempting prescription drugs contained in sealed medical convenience kits from the pedigree paper requirements under specified circumstances; amending s. 633.081, F.S.; limiting Fire Marshal inspections of nursing homes to once a year; providing for additional inspections based on complaints and violations identified in the course of orientation or training activities; amending s. 766.202, F.S.; adding persons licensed under part XIV of ch. 468, F.S., to the definition of "health care provider"; amending ss. 394.4787, 400.0239, 408.07, 430.80, and 651.118, F.S.; conforming terminology and cross-references; revising a reference; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means.

By the Committee on Health Regulation; and Senator Altman—

**CS for SB 2556**—A bill to be entitled An act relating to automated external defibrillators; amending s. 401.2915, F.S.; requiring certain entities to notify local emergency services medical directors of the locations of automated external defibrillators; requiring local emergency medical services medical directors to maintain registries of certain automated external defibrillator locations; amending s. 768.1326, F.S.; directing the State Surgeon General, with the assistance of the Department of Management Services, to adopt rules to establish guidelines for the appropriate placement and deployment of automated external

defibrillators in places of public assembly; providing a definition; providing exceptions; providing for construction; providing an effective date.

—was referred to the Committee on Community Affairs.

By the Committee on Education Pre-K - 12; and Senator Gardiner—

**CS for SB 2746**—A bill to be entitled An act relating to education programs for children with disabilities; amending s. 1002.39, F.S., relating to the John M. McKay Scholarships for Students with Disabilities Program; authorizing students who receive certain services under the Voluntary Prekindergarten Education Program to receive a John M. McKay Scholarship; authorizing the Commissioner of Education to deny, suspend, or revoke a school's participation in the scholarship program if the owner or operator of the school operates the school in a manner contrary to the health, safety, or welfare of the public; conforming cross-references; amending s. 1002.51, F.S.; revising definitions for the Voluntary Prekindergarten Education Program; amending s. 1002.53 and creating s. 1002.66, F.S.; establishing a prekindergarten program option for children with disabilities; providing eligibility criteria for early intervention services; providing for the approval of early intervention service providers; authorizing the expenditure of funds for early intervention services; amending s. 1002.71, F.S.; authorizing a child participating in a prekindergarten program for children with disabilities to reenroll in another program option under certain conditions; amending s. 1002.75, F.S.; revising the powers and duties of the Agency for Workforce Innovation for prekindergarten programs; providing an effective date.

—was referred to the Policy and Steering Committee on Ways and Means.

#### CONFEREES APPOINTED

The President appointed the following conferees for **CS for SB 1396, CS for CS for SB 1484, CS for SB 1436, CS for SB 1442, CS for SB 1646, CS for SB 1510, CS for SB 1508, CS for SB 1514, CS for CS for SB 1516, CS for SB 1592, CS for SB 2024, CS for SB 2386, CS for SB 2374, CS for SB 2020, CS for CS for SB 1238; HB 5001, HB 5003, HB 5607, HB 5705, CS for HB 5101, HB 5201, CS for HB 5401, HB 5303, HB 5301, HB 5305, HB 5501, HB 5505, CS for HB 5503, HB 5601, HB 5603, HB 5605, CS for HB 5611, HB 5307, HB 5309, HB 5311, HB 5403, CS for HB 5801, HB 5701, HB 5703, HB 5707, HB 5709, HCR 5711, and HB 5713**: Senator Alexander, Chair; Senator Haridopolos, Vice Chair; At Large Members: Senators Altman, Bennett, Justice, Ring, and Storms; Criminal and Civil Justice Appropriations, Senator Crist, Chair; Senators Villalobos, Jones, Wilson and Joyner; Education Pre-K - 12 Appropriations, Senator Wise, Chair; Senators Garcia, Bullard, Richter, Detert and Siplin; General Government Appropriations, Senator Baker, Chair; Senators Lawson, Aronberg, Oelrich and Dean; Health and Human Services Appropriations, Senator Peaden, Chair; Senators Gaetz, Haridopolos, Negron, Rich and Sobel; Higher Education Appropriations, Senator Lynn, Chair; Senators Constantine, Gelber and Thrasher; Transportation and Economic Development Appropriations, Senator Fasano, Chair; Senators Diaz de la Portilla, Dockery, Gardiner, Hill and Smith.

The action of the Senate was certified to the House.

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

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

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

##### *Office and Appointment*

Greater Orlando Aviation Authority

Appointee: Pirozzolo, Jason, Winter Garden

*For Term  
Ending*

04/16/2014

<i>Office and Appointment</i>		<i>For Term</i>	
		<i>Ending</i>	
State of Florida Correctional Medical Authority			
Appointees: Berjian, Richard A., Stuart		07/01/2011	
Dolan, Teresa A., Newberry		07/01/2012	
Florida Real Estate Commission			
Appointee: Boring, Claude D.		10/31/2013	

By Insurance, Business & Financial Affairs Policy Committee and Representative(s) Workman, Rogers—

**CS for HB 1281**—A bill to be act relating to loan origination; amending s. 494.00255, F.S.; reenacting a reference to certain federal laws for purposes of incorporating rules adopted under such laws; specifying application of disciplinary procedures to principal loan originators for actions of loan originators; amending s. 494.00331, F.S.; specifying nonapplication of certain limitations to licensed loan originators operating solely as loan processors; providing a definition; prohibiting acting as a loan processor unless licensed as a loan originator; requiring a declaration of intent to engage solely in loan processing; authorizing withdrawal of a declaration of intent; authorizing payment of a loan processor’s fee without violating certain restrictions; amending s. 494.0038, F.S.; revising requirements relating to a good faith estimate by a loan originator; requiring a disclosure document to be signed and dated by the borrower; amending s. 494.0067, F.S.; deleting a requirement for licensure application prior to certain purchases or acquisitions under certain conditions; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Commerce.

By Economic Development & Community Affairs Policy Council, Military & Local Affairs Policy Committee and Representative(s) Hukill—

**CS for HB 7099**—A bill to be act relating to legislative reauthorizations; reauthorizing certain exemptions, 2-year extensions, and local comprehensive plan amendments granted, authorized, or adopted under general law and in effect as of a certain date; providing construction; providing for retroactive application; providing an effective date.

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

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 15 was corrected and approved.

**CO-INTRODUCERS**

Senators Aronberg—CS for CS for CS for SB 218; Baker—SB 1548; Crist—CS for SB 1066, CS for CS for SB 1388, SB 2128; Dockery—SB 734, CS for SB 1076, SB 1458, CS for SB 1824; Haridopolos—SB 438; Rich—CS for CS for CS for SB’s 1196 and 1222; Sobel—CS for SB 2380; Storms—SM 1168

**RECESS**

On motion by Senator Villalobos, the Senate recessed at 12:17 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 21 or upon call of the President.

**Referred to the Committee on Ethics and Elections.**

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

**FIRST READING**

The Honorable Jeff Atwater, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 143, CS for HB 1291; has passed as amended CS for HB 1281, CS for HB 7099 and requests the concurrence of the Senate.

*Robert L. “Bob” Ward, Clerk*

By Military & Local Affairs Policy Committee and Representative(s) Ray, Adkins, Carroll, Gibson, Jones, McBurney—

**CS for HB 143**—A bill to be act relating to an exemption for aircraft assembly and manufacturing hangars from comprehensive plan transportation concurrency requirements; amending s. 163.3180, F.S.; exempting hangars used to assemble or manufacture aircraft from certain transportation concurrency requirements; providing an effective date.

—was referred to the Committees on Community Affairs; and Transportation and Economic Development Appropriations.

By Public Safety & Domestic Security Policy Committee and Representative(s) Coley, Ambler, Hooper—

**CS for HB 1291**—A bill to be act relating to domestic violence fatality review teams; amending s. 741.316, F.S.; deleting a requirement that the Governor’s Task Force on Domestic Violence provide information and technical assistance to local domestic violence fatality review teams; providing that information and records acquired by a domestic violence fatality review team are not subject to discovery or introduction into evidence in criminal or administrative proceedings in certain circumstances; providing that a person who has attended a meeting of a domestic violence fatality review team may not testify in criminal or administrative proceedings as to certain records or information produced or presented to the team; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.