



Journal of the Senate

Number 6

Thursday, March 23, 1995

CALL TO ORDER

The Senate was called to order by the President at 9:00 a.m. A quorum present—37:

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Harden	Kurth	Wexler
Casas	Hargrett	Latvala	Williams
Childers	Harris	McKay	
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	

Excused: Senator Thomas

PRAYER

The following prayer was offered by Dr. Gary Crawford, Pastor, West-side Baptist Church, Gainesville:

Father, we come into your presence to give you praise and thank you for the freedom and bounty of our land. We acknowledge you as the God who reigns over nations with righteous and eternal laws. Therefore, we know that the democratic principle by which we may participate in the ordering of our community life finds its source in your character and truth.

We know that the authorities that exist have been established by you and are to be your servants. Thus, these statesmen are here by your appointment.

We are mindful of the heritage we have of men and women who held the vision of a righteous nation and laid down their lives to protect it, leaders who withstood convenience for conviction, ridicule for principle and loss of popularity and position for justice. Father, grant that these who hold such great responsibility stand in their allotted time with like fortitude.

Father, good government depends on good people. We want to be such people. We have grown toward that end but haven't arrived. We sometimes are blind to the most important. We sometimes become angry without reason. We make mistakes. We hide from our true selves. We are, Lord, still needy people. We ask you for forgiveness and strength of character.

Often, Lord, we laugh on the outside while crying on the inside. Today, each of us carries our own silent pain, our own insecurity and disappointment. We struggle not only with government issues but with our own families, so grant your help and healing for every family represented here today.

Now, Lord, empower each person with insight, discernment and guidance for this session today. In the name of the one who said, "I am the way, the truth and the life", Jesus Christ. Amen.

PLEDGE

Senate Pages, Frederick Bollaci of Osprey and Angela Wimbish of Ormond Beach, led the Senate in the pledge of allegiance to the flag of the United States of America.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Bankhead—

By Senator Bankhead—

SR 2418—A resolution recognizing the week of March 19th through March 25th, 1995, as Poison Prevention Week.

WHEREAS, all residents of this state should be made aware of the ever present dangers posed by potentially poisonous household substances, and

WHEREAS, our youngsters too often have access to commonly used drugs and medicines and to potentially toxic household products, such as polishes, cleaners, lighter fluids, antifreeze, and paint solvents, and

WHEREAS, many state and voluntary organizations have been instrumental in alerting the public to the need for poison prevention, including the proper use of child-protective packaging, and

WHEREAS, the latest nationally released figures show continued declines in the accidental ingestion by children of household products, but our efforts must continue until no child is accidentally poisoned, NOW, THEREFORE,

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

That the Florida Senate recognizes the week of March 19th through March 25th, 1995, as Poison Prevention Week.

BE IT FURTHER RESOLVED that the Florida Senate applauds the efforts of the state and volunteer organizations that inform and educate people concerning the prevention of poisoning, and that this legislative body encourages those organizations to continue their efforts until every child is safe from the danger of accidental poisoning.

—was introduced out of order and read by title. On motion by Senator Bankhead, **SR 2418** was read the second time in full and adopted.

SPECIAL GUEST

Senator Bankhead introduced the following guest who was seated in the gallery: Penny Thompson, Director of External Affairs, University Medical Center at Jacksonville.

On motion by Senator Bankhead—

By Senator Bankhead—

SR 2518—A resolution recognizing March 22, 1995, as International Day in Florida.

WHEREAS, Florida is strategically located to provide a ready gateway to the Americas and the world, which fosters expeditious international economic development, and

WHEREAS, Florida stands as the 15th largest economy in the world, generating over \$45 billion in international trade annually, and

WHEREAS, international relations, trade, investment, and education are essential to the continued economic growth and development in the state, and

WHEREAS, the Florida International Affairs Commission, a public-private partnership, serves as the primary entity responsible for the oversight and coordination of policies and activities relating to the international affairs for the state, and

WHEREAS, the Florida International Trade and Investment Council, a subsidiary public-private partnership council of the commission, advises and assists the commission, state agencies, and private international business entities on international products, resources, business promotion, and international promotion grants, and

WHEREAS, the Florida Council on International Education, a subsidiary public-private council of the commission, is responsible for planning, coordinating, and assisting educational entities in the role and scope of international education, and

WHEREAS, the Florida International Banking and Finance Council, a subsidiary public-private partnership council of the commission, is responsible for analyzing and assessing the needs of the international banking community, and

WHEREAS, the Florida International Affairs Commission, in conjunction with its subsidiary councils and other organizations with an international focus have organized a program to highlight the importance of international activities to the state and to stimulate a dialogue between the business and education communities, state agencies, and state officials and members of the Legislature, NOW, THEREFORE,

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

That March 22, 1995, is recognized as International Day in Florida.

BE IT FURTHER RESOLVED that the international leaders of this state are encouraged to pursue opportunities for expanded international commerce, education, and mutual understanding for the benefit of residents of this state.

—was introduced out of order and read by title. On motion by Senator Bankhead, **SR 2518** was read the second time in full and adopted.

SPECIAL GUEST

Senator Bankhead introduced the following guest who was seated in the gallery: Nat Turnbull, Executive Director of the Florida International Affairs Commission.

On motion by Senator Crist—

By Senator Crist—

SR 2544—A resolution commending the Tampa Fire Department for its century of service.

WHEREAS, the Tampa Fire Department has provided a century of service to the City of Tampa, beginning with its creation by the city council on May 10, 1895, and

WHEREAS, the Tampa Fire Department has undergone many changes since that date, always striving for excellence, and

WHEREAS, the members of the Tampa Fire Department have distinguished themselves, tirelessly and selflessly assisting the public during emergencies, repeatedly placing themselves in great personal danger, and

WHEREAS, the Tampa Fire Department has improved the quality of life for Tampanians by providing fair and consistent building-code enforcement so that they can live and work more safely, and

WHEREAS, the Tampa Fire Department is committed to providing the best public-safety education possible so that the public can help prevent fires, NOW, THEREFORE,

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

That the Tampa Fire Department is commended for its century of outstanding service to the residents of Tampa.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Tampa Fire Department as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Crist, **SR 2544** was read the second time in full and adopted.

INTRODUCTION OF THE SUPREME COURT

President Scott introduced the members of the Florida Supreme Court, Chief Justice Stephen Grimes, Justice Ben Overton, Justice Leander Shaw, Justice Gerald Kogan, Justice Major Harding, Justice Charles Wells and Justice Harry Anstead.

Upon request of the President, Chief Justice Stephen Grimes approached the rostrum where he addressed the Senate.

Chief Justice Grimes:

For many years, it was a tradition for the Chief Justice to give a State of the Judiciary speech to the Legislature. Beginning about twelve years ago, however, we were no longer invited, and I want to thank President Scott for reinstating this tradition.

Of course, I realize that there is some risk in it for me because if I make a dull speech, it may be another twelve years before you ask us back. But I am pleased to be able to talk with you about the judicial system, about what we are doing, and about some of the problems that we face.

The responsibilities of the Florida courts have not essentially changed since our Constitution was adopted 150 years ago. But the nature of the work and the demands upon us have changed dramatically.

Clearly, the cases are becoming increasingly complex as our population has multiplied and our technologies have progressed. Consider the fact that disputes over such matters as bio-ethics, euthanasia, DNA testing, asbestos poisoning, and growth management were unheard of in years past.

However, the biggest challenge of all is the sheer volume of cases that our courts are called upon to handle. We now operate the fourth largest court system in the United States. Last year, the circuit courts alone disposed of 667,000 cases. The county courts concluded more than a million cases last year, and this does not include civil traffic infractions. The district courts of appeal disposed of 19,210 cases in 1994. Our disposition rate on the Supreme Court was 1,931 cases.

With that kind of caseload, it is very difficult to give both sides a fair hearing and a just decision without unreasonable delay. In order to handle this crushing caseload, it has been necessary to implement a number of innovative procedures, many of which are consistent with this chamber's effort to streamline government.

Our Alternative Dispute Resolution program is going strong, and we now have more than 3,500 certified mediators working with the litigants to help them to settle their cases, and the results of mediation have been amazingly successful, thereby freeing up substantial court time.

We have now consolidated our proceedings in family court. In the past, it was not unusual to have several members of a family in litigation at the same time before different judges. There might be a divorce proceeding in the civil court involving a custody dispute, and the child in dispute may have been in juvenile court before another judge. We now have a way of tracking these cases to make certain that all of these matters will be coordinated so that there will no longer be inconsistent rulings.

We have also implemented procedures to do as much as we can to take the adversarial nature out of dissolution proceedings. In some circuits, the couples are required to attend classes designed to point out the impact of the dissolution upon their children and to encourage them to cooperate in trying to lessen that impact.

Further, because in some circuits as many as 60 percent of the litigants in domestic relations cases do not have a lawyer, we are employing law trained staff and case managers to assist them in complying with the necessary legal requirements.

We have created specialty courts to meet special problems, such as the drug courts for those persons whose crimes were prompted by drug addiction and who have a chance to be rehabilitated. Some counties have repeat offender/career criminal divisions. Others have domestic violence courts designed to meet this accelerating problem. As noted in our certification opinion, domestic violence cases have increased 400 percent since 1986. We are also increasing our use of volunteer guardians ad litem to stand up for our children.

Our district courts of appeal are experimenting with ways in which to expedite their cases. The First District Court of Appeal has developed specialized workers' compensation panels that are proving very success-

ful, and they are going to be experimenting with mediation to see if this will work on the appellate level. We are also experimenting with supplemental hearing officers to take some of the burden off our judges. And with your help, we have been automating more and more aspects of our system in order to more efficiently do our job. We have also perfected what has been acknowledged to be one of the finest lawyer regulatory systems in the United States, all without cost to the State, except for the judicial time involved in disciplinary proceedings.

Our system uses the volunteer time of 555 lawyers and 247 public members who serve on grievance committees which pass upon complaints against lawyers and determine if there is probable cause to take these complaints to court. Through this system, the rate of imposition of discipline against Florida lawyers is higher than other Florida professions, and all files concerning lawyer regulation are now open at the conclusion of the cases regardless of whether sanctions are imposed.

Finally, we have developed a comprehensive judicial education program which is designed to teach the new judges the techniques of judging and to acquaint the more experienced judges with the new and more complicated areas of the law. At the same time, we are very conscious of the costs involved, even though the total cost of operating our third branch of government, the judicial system, is only 4/10 of one percent of the entire state budget.

Several years ago we appointed a committee to study jury management and to make recommendations as to how this could be more efficiently handled. As a result, we have been able to save the taxpayers approximately \$4 million each year through the new jury management procedures.

This also means that literally hundreds of thousands of hours that jurors would have spent in court are now spent at home or on the job.

We are also maximizing the use of senior judges. As you know, we only certified the need for 13 new circuit judges and 2 new county judges this year. However, we have asked for additional funding for retired judges who could be used to respond to emergency situations which arise in the courts from time to time. Senior judges are the best bargains in Florida because they not only have the experience but they also work for less than half of what permanent judges are paid.

I must tell you, however, that there is one other very real problem facing the courts which I believe may be the most serious of all because it undermines the confidence that many people have in our judicial system. There is a general misunderstanding on the part of many people concerning what the courts can do and what they can't do.

Every day you hear people blaming the criminal justice system for the crime problem, but the crimes have already been committed when the courts get involved. The best the courts can do is to provide a quick and a fair trial for the accused persons and render appropriate punishment for those who are found guilty. And the courts must have been doing their job because until recently, the prisons were so full that it was necessary to let people out early.

The same thing is true with dissolution cases. The courts are not to blame because one out of every two marriages falls apart. We just have to deal with the problem at a time when emotions are high and both husband and wife are unhappy. On these occasions, the parties are always looking for someone to blame and the judges and lawyers are easy targets. I don't suggest that all of the criticism is undeserved, and from time to time we all hear the court decisions that cause us to wonder.

I suggest that most of these aberrations can be attributed to jury verdicts which are bound to be more unpredictable. More often than not, when all the facts surrounding the case are known, there is usually an explanation for why the jury decided as it did.

I tell you all this because I know you hear these criticisms. I can only say that our judges and their overworked and underpaid staffs are doing their dead-level best to provide justice for all of the litigants who appear before them. I can assure you that any similarity between a Florida trial and the one involving O.J. Simpson is purely coincidental.

I also recognize that we sometimes make things difficult for you in the Legislature, such as when we declared the automobile impact fee unconstitutional. I guarantee that we don't do this sort of thing lightly. But in the final analysis, it is important to remember that our responsibility is different than yours, just as your responsibility is different than that of the Governor.

This is the majesty of our constitutional form of government with its three separate, equal, and independent branches, each working together, and yet each performing its own function with each having checks upon the other.

Our function, of course, is to resolve disputes, to try those accused of crimes, and to protect the constitutional rights of our citizens.

As painful as the process may sometimes appear to be, a strong judicial system is an essential ingredient of our form of government. It is not surprising that the former iron curtain countries which are striving to become democracies are asking the lawyers and judges of America to help them create comparable judicial systems in their countries.

Please understand that we are not just another state agency. We are a separate branch of government which has a duty to perform under the Constitution, and we must have the resources to do it.

Judicial success cannot be measured in tangible terms. There is no profit margin to be counted in the judicial branch, but we are dedicated to providing the best justice for our people that is humanly possible.

At the same time, we pledge to work with you in your effort to make government more responsive to the needs of the people. We will be pleased to work with your committees to provide them with any information they may need in order to make knowledgeable decisions concerning the judicial branch.

I am firmly convinced that by respecting each other's roles and working together, we can forge an even brighter future for the citizens of our great State.

Thank you.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Jennings, by two-thirds vote **SB 46** was withdrawn from the Committee on Health Care; **SB 300** was withdrawn from the Committee on Health and Rehabilitative Services; **SB 652** was withdrawn from the Committee on Transportation; **SB 1294** was withdrawn from the Committees on Natural Resources; and Ways and Means; and referred to the Committees on Natural Resources; Transportation; and Ways and Means; **SB 1468** was withdrawn from the Committee on Agriculture; **SB 1560** was withdrawn from the Committees on Health and Rehabilitative Services; Criminal Justice; and Ways and Means; and referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means; **SB 1642** was withdrawn from the Committees on Natural Resources; and Ways and Means; and referred to the Committees on Natural Resources; Transportation; and Ways and Means; **SB 1938** was withdrawn from the Committees on Education; and Ways and Means; and referred to the Committees on Higher Education; and Ways and Means; **SB 1960** was withdrawn from the Committees on Transportation; and Ways and Means; and referred to the Committees on Judiciary; and Ways and Means; and **SB 2186** was withdrawn from the Committees on Governmental Reform and Oversight; Commerce and Economic Opportunities; and Ways and Means; and referred to the Committees on Commerce and Economic Opportunities; Judiciary; and Ways and Means.

On motion by Senator Hargrett, by two-thirds vote **SB 2300** was withdrawn from the committees of reference and further consideration.

On motion by Senator Williams, by two-thirds vote **Senate Bills 860** and **2202** were withdrawn from the committees of reference and further consideration.

On motion by Senator Diaz-Balart, by two-thirds vote **SB 1628** was removed from the calendar and referred to the Committee on Ways and Means; and **SB 646** was withdrawn from the Committee on Ways and Means.

SPECIAL ORDER

On motion by Senator Brown-Waite, by two-thirds vote **HB 285** was withdrawn from the Committee on Natural Resources.

On motion by Senator Brown-Waite, the rules were waived and—

HB 285—A bill to be entitled An act relating to confidentiality of certain information relating to hazardous materials; reenacting s. 252.88(1), (2), and (3), F.S., which provides exemptions from public records requirements for trade secret information and information relating to the location of hazardous chemicals which is confidential pursuant to the Emergency Planning and Community Right-to-Know Act of 1986, and information relating to hazardous chemicals furnished to fire departments under the act; saving such exemptions from repeal; providing an effective date.

—a companion measure, was substituted for **SB 206** and read the second time by title. On motions by Senator Brown-Waite, by two-thirds vote **HB 285** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

On motion by Senator Brown-Waite, by two-thirds vote **HB 513** was withdrawn from the Committee on Natural Resources.

On motion by Senator Brown-Waite, the rules were waived and by two-thirds vote—

HB 513—A bill to be entitled An act relating to confidentiality of records of citizen support organizations of the Game and Fresh Water Fish Commission; amending s. 372.0215, F.S., which provides an exemption from public records requirements for the identity of donors to such organizations; saving such exemption from repeal; providing an exemption for the identity of prospective donors; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 208** and by two-thirds vote read the second time by title. On motions by Senator Brown-Waite, by two-thirds vote **HB 513** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 210—A bill to be entitled An act relating to pollution prevention; reenacting and amending s. 403.074, F.S.; providing exemption from public records requirements of certain information obtained by the Department of Environmental Protection during onsite technical assistance visits; amending s. 403.111, F.S.; providing for confidential records; providing an effective date.

—was read the second time by title. On motions by Senator Brown-Waite, by two-thirds vote **SB 210** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 212—A bill to be entitled An act relating to recycling recovered materials; reenacting and amending s. 403.7046, F.S.; providing exemption from public records requirements of certain information needed for regulation of recovered materials; providing an effective date.

—was read the second time by title. On motions by Senator Brown-Waite, by two-thirds vote **SB 212** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—36 Nays—None

SB 214—A bill to be entitled An act relating to the Florida Packaging Council; reenacting and amending s. 403.7199, F.S.; providing exemption from public records requirements of certain information obtained by the Florida Packaging Council relating to trade secrets pertaining to recycled material; providing an effective date.

—was read the second time by title. On motions by Senator Brown-Waite, by two-thirds vote **SB 214** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 224—A bill to be entitled An act relating to public records; reviving and readopting s. 119.07(3)(aa), F.S., which provides for confidentiality of records relating to allegations of employment discrimination; providing for the continued confidentiality of such records; providing for future legislative review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Dudley, by two-thirds vote **SB 224** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 448—A bill to be entitled An act relating to the confidentiality of information maintained by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation; amending s. 550.0251, F.S., which provides an exemption from public records requirements for information obtained in connection with investigations relating to pari-mutuel industry regulation; revising the exemption and saving it from repeal; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 448** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 450—A bill to be entitled An act relating to the confidentiality of information maintained by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation; amending s. 550.2415, F.S., which provides an exemption from public records requirements for information relating to drug tests of racing animals; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 450** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 452—A bill to be entitled An act relating to the confidentiality of information maintained by the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.501, F.S.; removing an exemption from public records requirements for records of that division of compromises of a taxpayer's liability for the surcharge on sale of alcoholic beverages for on-premises consumption; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 452** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 324—A bill to be entitled An act relating to executive-branch lobbyists; amending s. 112.3215, F.S.; continuing, with modifications, exemptions from public records law and creating additional exemptions from the public meetings law with respect to investigations conducted into alleged violations of the executive-branch lobbyist registration and reporting requirements; providing for future legislative review of these exemptions pursuant to the Open Government Sunset Review Act; providing a rationale for the exemptions from the public meetings law; providing an effective date.

—was read the second time by title. On motions by Senator Crist, by two-thirds vote **SB 324** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 242—A bill to be entitled An act relating to public records; reviving and readopting s. 325.207(12), (13), F.S.; continuing the exemption of certain records in the custody of the Department of Highway Safety and Motor Vehicles; requiring the department to keep confidential the information received in a sealed bid or proposal which indicates the location of proposed inspection-station sites; authorizing that department and the Department of Environmental Protection to keep confidential trade secrets or security measures, systems, or procedures pertaining to inspections; providing an exception upon direction by an administrative hearing officer; providing an effective date.

—was read the second time by title. On motions by Senator Beard, by two-thirds vote **SB 242** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—36 Nays—None

On motion by Senator Beard, by two-thirds vote **HB 257** was withdrawn from the Committee on Transportation.

On motion by Senator Beard—

HB 257—A bill to be entitled An act relating to confidentiality of Spaceport Florida Authority trade secret information; amending s. 331.326, F.S., which provides an exemption from public records requirements for trade secrets held by the authority; saving such exemption from repeal; providing exemptions from public meeting and records requirements for meetings at which the authority's board of supervisors discusses trade secrets and records generated during such meetings; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 244** and read the second time by title.

Senator Beard moved the following amendment which was adopted:

Amendment 1—On page 2, line 5, strike "286 001" and insert: 286.011

On motions by Senator Beard, by two-thirds vote **HB 257** as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

On motion by Senator Beard, by two-thirds vote **HB 293** was withdrawn from the Committee on Transportation.

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

HB 293—A bill to be entitled An act relating to confidentiality of trade secrets under the Magnetic Levitation Demonstration Project Act; amending s. 341.419, F.S., which provides an exemption from public records requirements for trade secret information in applications for certification under the act; revising the exemption and saving it from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 266** and read the second time by title.

Senator Beard moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, strike all of lines 18-30 and insert:

341.4065 341.419 Confidentiality; trade secrets.—Any material designated by an applicant for a certification or by the holder of a certification as proprietary confidential business information or which a court of competent jurisdiction has designated as confidential or secret shall be kept confidential and shall be exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 2. The Legislature finds that the exemption from section 119.07(1), Florida Statutes, which is provided in section 341.419, Florida Statutes, is necessary to enable the Department of Transportation to efficiently and effectively administer the Magnetic Levitation Act. Other-

wise, the department could not continually protect sensitive business and technological information that, if provided to a competitor, could harm the technology provider.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 10, after the semicolon (;) insert: declaring the public necessity for the exemption;

On motions by Senator Beard, by two-thirds vote **HB 293** as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

On motion by Senator Beard, by two-thirds vote **HB 261** was withdrawn from the Committee on Transportation.

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

HB 261—A bill to be entitled An act relating to confidentiality of certain information held by the Department of Transportation; amending s. 341.3333, F.S., which provides an exemption from public records requirements for applications for franchise received by the department for high-speed rail transportation systems; revising the exemption and saving it from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 268** and read the second time by title.

Senator Beard moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, lines 28-31 and on page 2, lines 1-13, strike all of said lines and insert: *Constitution* until such time as the department provides notice of a decision or intended decision pursuant to s. 120.53(5)(a) or *until within* 10 days after application opening, whichever is earlier. Thereafter, the applications are public. However, the applicant may segregate *the trade secret* portions of the application and request that the department to maintain those portions as confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Upon award of a franchise, the franchisee may segregate portions of materials required to be submitted by the department and request that the department maintain those portions as confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Such portions designated by an applicant or by the franchisee shall remain be confidential and exempt from the provisions of s. 119.07(1) only if the department finds that the information satisfies the criteria established in s. 119.14(4)(b)3. *These exemptions are This exemption is* subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 2. The Legislature finds that the exemption from section 119.07(1), Florida Statutes, which is provided in section 341.3333, Florida Statutes, is necessary to enable the department to efficiently and effectively administer the high-speed-rail program. Otherwise, the department could not continually protect sensitive business and technological information necessary to perform evaluations of the effectiveness and safety of proposed technological and operational plans of a franchisee; and a franchisee would not be protected from the disclosure of information which, if provided to a competitor, could harm the technology provider.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 10, after the semicolon (;) insert: declaring the public necessity for an exemption;

On motions by Senator Beard, by two-thirds vote **HB 261** as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Beard, by two-thirds vote **HB 287** was withdrawn from the Committee on Transportation.

On motion by Senator Beard—

HB 287—A bill to be entitled An act relating to confidentiality of Department of Transportation trade secret information; reenacting s. 334.049(4), F.S., which provides an exemption from public records requirements for trade secret information obtained by the department as a result of research and development projects; saving such exemption from repeal; providing an effective date.

—a companion measure, was substituted for **SB 270** and read the second time by title. On motions by Senator Beard, by two-thirds vote **HB 287** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 216—A bill to be entitled An act to the confidentiality of records; reviving, readopting, and amending ss. 39.058(4), 39.0582(4), F.S., relating to the records of assessment and treatment services for serious or habitual juvenile offender; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services recommended the following amendment which was moved by Senator Bankhead and adopted:

Amendment 1—On page 3, line 31, and on page 8, line 30, strike “Health and Rehabilitative Services” and insert: *Juvenile Justice*

Senator Bankhead moved the following amendments which were adopted:

Amendment 2—In title, on page 1, line 2, after “An act” insert: relating

Amendment 3 (with Title Amendment)—On page 11, between lines 6 and 7, insert:

Section 3. (1) The Agency for Health Care Administration and the adult congregate living facility may not use the criminal records, juvenile records, or central abuse registry information of a person for any purpose other than determining whether that person meets minimum standards of good moral character for the purposes of section 400.456, Florida Statutes. The criminal records, juvenile records, or central abuse registry information obtained by the Agency for Health Care Administration and adult congregate living facility for such purpose is exempt from section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution. This exemption is subject to the Open Government Sunset Review Act in accordance with section 119.14, Florida Statutes.

(2) The Legislature finds and declares a public necessity in making the exemptions provided in this section, in order to protect the sensitive nature of information contained in criminal records, juvenile records, and central abuse registry information and to preserve the right of privacy for persons referenced in these records. The Legislature finds that the public harm in providing public access to such records substantially outweighs any public benefit that might be derived from such access.

(3) This section shall take effect on the same date as Senate Bill 954 or similar legislation creating section 400.456, Florida Statutes, takes effect, if such legislation is adopted in the same legislative session or an extension thereof.

(Renumber subsequent sections.)

And the title is amended as follows:

In title, on page 1, line 6, after the semicolon (;) insert: providing an exemption from public records requirements for criminal records, juvenile records, or central abuse registry information; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date;

On motions by Senator Bankhead, by two-thirds vote **SB 216** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 246—A bill to be entitled An act relating to confidentiality of records; reenacting and amending s. 397.419(7), F.S., relating to records of the Department of Health and Rehabilitative Services regarding compliance of substance abuse service providers with quality assurance standards; reviving, readopting, and amending s. 397.451(10), F.S., relating to records of substance abuse service providers with respect to personnel background-check information; reviving, readopting, and amending s. 397.501(7), F.S., relating to records of substance abuse service providers with respect to substance abuse clients; reviving, readopting, and amending s. 400.0255(8), F.S., relating to records of the Department of Health and Rehabilitative Services with respect to residents of nursing facilities; reviving, readopting, and amending s. 402.165(8), F.S., relating to client records and information provided to the statewide human rights advocacy committee about abuse or violations of constitutional rights; reviving, readopting, and amending s. 402.166(8), F.S., relating to client records and information provided to the district human rights advocacy committees about abuse or violations of constitutional rights; reviving, readopting, and amending s. 402.3055(5), F.S., relating to information obtained through personnel screening; reviving, readopting, and amending s. 415.50175(2), (3), F.S., relating to records of the Department of Health and Rehabilitative Services pertaining to the Family Services Response System; providing an effective date.

—was read the second time by title.

One amendment was adopted to **SB 246** to conform the bill to **HB 317**.

Pending further consideration of **SB 246** as amended, on motion by Senator Bankhead, by two-thirds vote **HB 317** was withdrawn from the Committee on Health and Rehabilitative Services.

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

HB 317—A bill to be entitled An act relating to confidentiality of child care personnel screening information; amending s. 402.3055, F.S., which provides an exemption from public records requirements for such information; saving such exemption from repeal; providing an effective date.

—a companion measure, was substituted for **SB 246** and read the second time by title.

Senator Bankhead moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, line 11, strike everything after the enacting clause and insert:

Section 1. Notwithstanding paragraph 119.14(3)(a), Florida Statutes, subsection (7) of section 397.419, Florida Statutes, 1994 Supplement, shall not stand repealed on October 1, 1995, as scheduled by that law, but that subsection is revived, readopted, and amended to read:

397.419 Quality assurance programs.—

(7) The department may access all service provider records necessary to determine compliance with this section. Records relating solely to actions taken in carrying out this section and records obtained by the department to determine a provider's compliance with this section are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Such records are not admissible in any civil or administrative action except in disciplinary proceedings by the Department of Business and Professional Regulation or the appropriate regulatory board, and are not part of the record of investigation and prosecution in disciplinary proceedings made available to the public by the Department of Business and Professional Regulation or the appropriate regulatory board. Meetings or portions of meetings of quality assurance program committees that relate solely to actions taken pursuant to this section are exempt from s. 286.011. These exemptions from s. 119.07(1) and s. 24(a), Art. I of the State Constitution are subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 2. Notwithstanding paragraph 119.14(3)(a), Florida Statutes, subsection (10) of section 397.451, Florida Statutes, 1994 Supplement, shall not stand repealed on October 1, 1995, as scheduled by that law, but that subsection is revived, readopted, and amended to read:

397.451 Background checks of service provider personnel who have direct contact with unmarried minor clients or clients who are developmentally disabled.—

(10) CONFIDENTIALITY OF PERSONNEL BACKGROUND CHECK INFORMATION.—No criminal, juvenile, or abuse registry information obtained under this section may be used for any purpose other than determining if personnel meet the minimum standards for service provider personnel or for an owner or director of a service provider. The criminal records, juvenile records, and abuse registry information obtained by the department or by a service provider for service provider personnel or an owner or director of a service provider are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This exemption from s. 119.07(1) and s. 24(a), Art. I of the State Constitution is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 3. Notwithstanding paragraph 119.14(3)(a), Florida Statutes, subsection (7) of section 397.501, Florida Statutes, shall not stand repealed on October 1, 1995, as scheduled by that law, but that subsection is revived, readopted, and amended to read:

397.501 Rights of clients.—Clients receiving substance abuse services from any service provider are guaranteed protection of the rights specified in this section, unless otherwise expressly provided, and service providers must ensure the protection of such rights.

(7) RIGHT TO CONFIDENTIALITY OF CLIENT RECORDS.—

(a) The records of service providers which pertain to the identity, diagnosis, and prognosis of and service provision to any individual client are confidential in accordance with this chapter and with applicable federal confidentiality regulations and are exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. Such records may not be disclosed without the written consent of the client to whom they pertain except that appropriate disclosure may be made without such consent:

1. To medical personnel in a medical emergency.
2. To service provider personnel if such personnel need to know the information in order to carry out duties relating to the provision of services to a client.
3. To the secretary of the department or his designee, for purposes of scientific research, in accordance with federal confidentiality regulations, but only upon agreement in writing that the client's name and other identifying information will not be disclosed.
4. In the course of review of records on service provider premises by persons who are performing an audit or evaluation on behalf of any federal, state, or local government agency, or third-party payor providing financial assistance or reimbursement to the service provider; however, reports produced as a result of such audit or evaluation may not disclose client names or other identifying information and must be in accord with federal confidentiality regulations.
5. Upon court order based on application showing good cause for disclosure. In determining whether there is good cause for disclosure, the court shall examine whether the public interest and the need for disclosure outweigh the potential injury to the client, to the service provider-client relationship, and to the service provider itself.

(b) The restrictions on disclosure and use in this section do not apply to communications from provider personnel to law enforcement officers which:

1. Are directly related to a client's commission of a crime on the premises of the provider or against provider personnel or to a threat to commit such a crime; and
2. Are limited to the circumstances of the incident, including the client status of the individual committing or threatening to commit the crime, that individual's name and address, and that individual's last known whereabouts.

(c) The restrictions on disclosure and use in this section do not apply to the reporting of incidents of suspected child abuse and neglect to the appropriate state or local authorities as required by law. However, such restrictions continue to apply to the original substance abuse client records maintained by the provider, including their disclosure and use for civil or criminal proceedings which may arise out of the report of suspected child abuse and neglect.

(d) Any answer to a request for a disclosure of client records which is not permissible under this section or under the appropriate federal regulations must be made in a way that will not affirmatively reveal that an

identified individual has been, or is being diagnosed or treated for substance abuse. The regulations do not restrict a disclosure that an identified individual is not and never has been a client.

(e)1. Since a minor acting alone has the legal capacity to voluntarily apply for and obtain substance abuse treatment, any written consent for disclosure may be given only by the minor client. This restriction includes, but is not limited to, any disclosure of client identifying information to the parent, legal guardian, or custodian of a minor client for the purpose of obtaining financial reimbursement.

2. When the consent of a parent, legal guardian, or custodian is required under this chapter in order for a minor to obtain substance abuse treatment, any written consent for disclosure must be given by both the minor and the parent, legal guardian, or custodian.

(f) An order of a court of competent jurisdiction authorizing disclosure and use of confidential information is a unique kind of court order. Its only purpose is to authorize a disclosure or use of client identifying information which would otherwise be prohibited by this section. Such an order does not compel disclosure. A subpoena or a similar legal mandate must be issued in order to compel disclosure. This mandate may be entered at the same time as, and accompany, an authorizing court order entered under this section.

(g) An order authorizing the disclosure of client records may be applied for by any person having a legally recognized interest in the disclosure which is sought. The application may be filed separately or as part of a pending civil action in which it appears that the client records are needed to provide evidence. An application must use a fictitious name, such as John Doe, to refer to any client and may not contain or otherwise disclose any client identifying information unless the client is the applicant or has given a written consent to disclosure or the court has ordered the record of the proceeding sealed from public scrutiny.

(h) The client and the person holding the records from whom disclosure is sought must be given adequate notice in a manner which will not disclose client identifying information to other persons, and an opportunity to file a written response to the application, or to appear in person, for the limited purpose of providing evidence on the statutory and regulatory criteria for the issuance of the court order.

(i) Any oral argument, review of evidence, or hearing on the application must be held in the judge's chambers or in some manner which ensures that client identifying information is not disclosed to anyone other than a party to the proceeding, the client, or the person holding the record, unless the client requests an open hearing. The proceeding may include an examination by the judge of the client records referred to in the application.

(j) A court may authorize the disclosure and use of client records for the purpose of conducting a criminal investigation or prosecution of a client only if the court finds that all of the following criteria are met:

1. The crime involved is extremely serious, such as one which causes or directly threatens loss of life or serious bodily injury, including but not limited to homicide, sexual assault, sexual battery, kidnapping, armed robbery, assault with a deadly weapon, and child abuse and neglect.
2. There is reasonable likelihood that the records will disclose information of substantial value in the investigation or prosecution.
3. Other ways of obtaining the information are not available or would not be effective.
4. The potential injury to the client, to the physician-client relationship and to the ability of the program to provide services to other clients is outweighed by the public interest and the need for the disclosure.

The exemptions from s. 119.07(1) and s. 24(a), Art. I of the State Constitution provided in this subsection are subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 4. Notwithstanding paragraph 119.14(3)(a), Florida Statutes, subsection (8) of section 400.0255, Florida Statutes, shall not stand repealed on October 1, 1995, as scheduled by that law, but that subsection is revived, readopted, and amended to read:

400.0255 Resident hearings of facility decisions to transfer or discharge.—

(8) In any proceeding under this section, the following information concerning the parties shall be confidential and exempt from the provisions of s. 119.07(1):

- (a) Names and addresses.
- (b) Medical services provided.
- (c) Social and economic conditions or circumstances.
- (d) Evaluation of personal information.
- (e) Medical data, including diagnosis and past history of disease or disability.
- (f) Any information received verifying income eligibility and amount of medical assistance payments. Income information received from the Social Security Administration or the Internal Revenue Service must be safeguarded according to the requirements of the agency that furnished the data.

The exemption created by this subsection *does shall* not prohibit access to such information by a district long-term care ombudsman council upon request, or by a reviewing court if such information is required to be part of the record upon subsequent review, or as specified in s. 24(a), of Art. I of the State Constitution. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 5. Notwithstanding the October 1, 1995, repeal specified in section 119.14(3)(a), Florida Statutes, subsection (8) of section 402.165, Florida Statutes, is reenacted and amended to read:

402.165 Statewide Human Rights Advocacy Committee; *confidential records and meetings.*—

(8)(a) *In the performance of its duties* ~~For the purposes of investigation and monitoring,~~ the Statewide Human Rights Advocacy Committee shall have the following powers:

1. Authority to receive, investigate, seek to conciliate, hold hearings on, and act on complaints which allege any abuse or deprivation of constitutional or human rights of clients.

2.(a) Access to all client records, files, and reports from any program, service, or facility that is operated, funded, licensed, or regulated by the Department of Health and Rehabilitative Services and any records which are material to its investigation and which are in the custody of any other agency or department of government. The committee's investigation or monitoring *shall may* not impede or obstruct matters under investigation by law enforcement or judicial authorities. Access shall not be granted if a specific procedure or prohibition for reviewing records is required by federal law and regulation which supersedes state law. Access shall not be granted to the records of a private licensed practitioner who is providing services outside agencies and facilities and whose client is competent and refuses disclosure. ~~Notwithstanding the provisions of s. 119.14, all information obtained or copies of records received by the committee otherwise made confidential by law or relating to the identity of any client or individual providing information to the committee about abuse or alleged violations of constitutional or human rights shall be exempt from the provisions of chapter 119 and shall be considered and held confidential. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14. In all other cases, the Statewide Human Rights Advocacy Committee shall have~~

3. Standing to petition the circuit court for access to client records which are confidential as specified by law. The petition shall state the specific reasons for which the committee is seeking access and the intended use of such information. The court may authorize committee access to such records upon a finding that such access is directly related to an investigation regarding the possible deprivation of constitutional or human rights or the abuse of a client. Original client files, records, and reports shall not be removed from the Department of Health and Rehabilitative Services or agency facilities. Under no circumstance shall the committee have access to confidential adoption records in accordance with the provisions of ss. 39.411, 63.022, and 63.162. Upon completion of a general investigation of practices and procedures of the Department of Health and Rehabilitative Services, the committee shall report its findings to that department.

(b) All information obtained or produced by the committee which is made confidential by law, which relates to the identity of any client or group of clients subject to the protections of this section, or which

relates to the identity of an individual who provides information to the committee about abuse or alleged violations of constitutional or human rights, is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(c) ~~Portions of meetings of the Statewide Human Rights Advocacy Committee which relate to the identity of any client or group of clients subject to the protections of this section, which relate to the identity of an individual who provides information to the committee about abuse or alleged violations of constitutional or human rights, or wherein testimony is provided relating to records otherwise made confidential by law, are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution. Notwithstanding the provisions of s. 119.14, all information obtained through examination of such reports otherwise made confidential by law or relating to the identity of any client or individual providing information to the committee about abuse or alleged violations of constitutional or human rights shall be exempt from the provisions of chapter 119 and shall remain confidential. Notwithstanding the provisions of s. 119.14 or s. 286.011, all matters before the committee relating to the identity of an individual client or group of clients subject to the protections of this section, or the identity of any individual providing information to the committee about abuse or alleged violation of constitutional or human rights, or testimony relating to records otherwise made confidential by law shall be exempt from the provisions of s. 286.011, the open meetings law, and s. 119.07(1), the open records law.~~

(d) All records prepared by members of the committee which reflect a mental impression, investigative strategy, or theory are exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution until the investigation is completed or until the investigation ceases to be active. For purposes of this section, an investigation is considered "active" while such investigation is being conducted by the committee with a reasonable, good faith belief that it may lead to a finding of abuse or of a violation of human rights. An investigation does not cease to be active so long as the committee is proceeding with reasonable dispatch and there is a good faith belief that action may be initiated by the committee or other administrative or law enforcement agency completion of the investigation.

(e) ~~These exemptions in this subsection are subject to the Open Government Sunset Review Act in accordance with s. 119.14. All other matters before the committee shall be open to the public and subject to chapter 119.~~

(f) Any person who knowingly and willfully discloses any such confidential information is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

~~(b) To receive, investigate, seek to conciliate, hold hearings on, and act on complaints which allege any abuse or deprivation of constitutional or human rights of clients.~~

Section 6. Notwithstanding the October 1, 1995, repeal specified in section 119.14(3)(a), Florida Statutes, subsection (8) of section 402.166, Florida Statutes, is reenacted and amended to read:

402.166 District human rights advocacy committees; *confidential records and meetings.*—

(8)(a) *In the performance of its duties* ~~For the purposes of investigating and monitoring,~~ a district human rights advocacy committee shall have:

1. Access to all client records, files, and reports, ~~and records~~ from any program, service, or facility that is operated, funded, licensed, or regulated by the Department of Health and Rehabilitative Services and any records which are material to its investigation and which are in the custody of any other agency or department of government. The committee's investigation or monitoring shall not impede or obstruct matters under investigation by law enforcement or judicial authorities. Access shall not be granted if a specific procedure or prohibition for reviewing records is required by federal law and regulation which supersedes state law. Access shall not be granted to the records of a private licensed practitioner who is providing services outside agencies and facilities and whose client is competent and refuses disclosure. ~~Notwithstanding the provisions of s. 119.14 all information obtained or copies of records received by the committee otherwise made confidential by law or relating to the identity of any client or individual providing information to the committee about abuse or alleged violations of constitutional or human rights shall be exempt from the provisions of chapter 119 and~~

~~shall be considered and held confidential. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14. In all other cases, the human rights advocacy committee shall have~~

2. Standing to petition the circuit court for access to client records which are confidential as specified by law. The petition shall state the specific reasons for which the committee is seeking access and the intended use of such information. The court may authorize committee access to such records upon a finding that such access is directly related to an investigation regarding the possible deprivation of constitutional or human rights or the abuse of a client. Original client files, records, and reports shall not be removed from Department of Health and Rehabilitative Services or agency facilities. *Upon no circumstances shall the committee have access to confidential adoption records in accordance with the provisions of ss. 39.411, 63.022, and 63.162.* Upon completion of a general investigation of practices and procedures of the Department of Health and Rehabilitative Services, the committee shall report its findings to that department.

(b) *All information obtained or produced by the committee which is made confidential by law, which relates to the identity of any client or group of clients subject to the protection of this section, or which relates to the identity of an individual who provides information to the committee about abuse or alleged violations of constitutional or human rights, is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.*

(c) *Portions of meetings of a district human rights advocacy committee which relate to the identity of any client or group of clients subject to the protections of this section, which relate to the identity of an individual who provides information to the committee about abuse or alleged violations of constitutional or human rights, or wherein testimony is provided relating to records otherwise made confidential by law, are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution. Notwithstanding the provisions of s. 119.14, all information obtained through an examination of such reports otherwise made confidential by law or relating to the identity of any client of the department or individual providing information to the committee about abuse or alleged violations of constitutional or human rights shall be exempt from the provisions of chapter 119 and shall remain confidential. Notwithstanding the provisions of s. 119.14 or s. 286.0111, all matters before a district human rights advocacy committee relating to the identity of an individual client or group of clients subject to the protections of this section, or the identity of any individual providing information to the committee about abuse or alleged violation of constitutional or human rights, or testimony relating to records otherwise made confidential by law shall be exempt from the provisions of s. 286.011, the open meetings law, and s. 119.07(1), the open records law.*

(d) *All records prepared by members of the committee which reflect a mental impression, investigative strategy, or theory are exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution until the investigation is completed or until the investigation ceases to be active. For purposes of this section, an investigation is considered "active" while such investigation is being conducted by the committee with a reasonable, good faith belief that it may lead to a finding of abuse or of a violation of human rights. An investigation does not cease to be active so long as the committee is proceeding with reasonable dispatch and there is a good faith belief that action may be initiated by the committee or other administrative or law enforcement agency completion of the investigation.*

(e) ~~These exemptions in this subsection are subject to the Open Government Sunset Review Act in accordance with s. 119.14. All other matters before the committee shall be open to the public and subject to chapter 119.~~

(f) ~~Any person who knowingly and willfully discloses any such confidential information is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. This section shall not be interpreted to allow committee access to confidential adoption records in accordance with the provisions of ss. 39.411, 63.022, and 63.162.~~

Section 7. Notwithstanding paragraph 119.14(3)(a), Florida Statutes, subsection (5) of section 402.3055, Florida Statutes, shall not stand repealed on October 1, 1995, as scheduled by that law, but that subsection is revived, readopted, and amended to read:

402.3055 Submission and processing of fingerprints; criminal checks.—

(5) CONFIDENTIALITY OF PERSONNEL SCREENING INFORMATION.—The department or a child care facility may not use the criminal records, juvenile records, or abuse registry information of a person obtained under this section for any purpose other than determining if that person meets the minimum standards for good moral character for child care personnel. The criminal records, juvenile records, or abuse registry information obtained by the department or a child care facility for determining the moral character of child care personnel are *confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.* This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 8. Notwithstanding the October 1, 1995, repeal specified in section 119.14(3)(a), Florida Statutes, subsections (2) and (3) of section 415.50175, Florida Statutes, are reenacted and amended, and subsection (4) is amended, to read:

415.50175 Confidentiality of records.—

(2) Department records required by this part are confidential, ~~are not open to inspection by the public,~~ and are exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution and, notwithstanding the provisions of s. 415.51, ~~All such records may be inspected only upon order of the court or as provided for in this section. Confidential records and information provided pursuant to the provisions of this section shall remain confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution.~~ This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

(3) Access to records required by this part, excluding the name of the reporter, which shall be released only as provided in s. 415.51(9)(10), may be provided to ~~shared with~~ the child, the parent, and their attorney, law enforcement agencies, and, with the consent of the parent, the agency or individual providing services to the child or family.

(4) ~~The department shall provide for access to and use of records required by this part for research or statistical purposes. All requests for such records or information shall require the requesting individual or entity to enter into a privacy and security agreement which provides that the requesting individual or entity shall comply with all laws and rules governing the use of such records and information for research and statistical purposes. may permit authorized representatives of recognized organizations compiling statistics for proper purposes to inspect and make abstracts from official records, under whatever conditions upon their use and disposition the department deems proper.~~

Section 9. This act shall take effect upon becoming a law.

And the title is amended as follows:

In title, on page 1, line 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to confidentiality of records; reenacting and amending s. 397.419(7), F.S., relating to records of the Department of Health and Rehabilitative Services regarding compliance of substance abuse service providers with quality assurance standards; reviving, readopting, and amending s. 397.451(10), F.S., relating to records of substance abuse service providers with respect to personnel background-check information; reviving, readopting, and amending s. 397.501(7), F.S., relating to records of substance abuse service providers with respect to substance abuse clients; reviving, readopting, and amending s. 400.0255(8), F.S., relating to records of the Department of Health and Rehabilitative Services with respect to residents of nursing facilities; reviving, readopting, and amending s. 402.165(8), F.S., relating to client records and information provided to the statewide human rights advocacy committee about abuse or violations of constitutional rights; reviving, readopting, and amending s. 402.166(8), F.S., relating to client records and information provided to the district human rights advocacy committees about abuse or violations of constitutional rights; reviving, readopting, and amending s. 402.3055(5), F.S., relating to information obtained through personnel screening; reviving, readopting, and amending s. 415.50175(2), (3), F.S., relating to records of the Department of Health and Rehabilitative Services pertaining to the Family Services Response System; providing an effective date.

On motions by Senator Bankhead, by two-thirds vote HB 317 as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1066—A bill to be entitled An act relating to confidentiality of certain subscriber records of telecommunications companies; reenacting and amending s. 119.07, F.S.; providing an exemption from public records requirements for telecommunications company subscriber records supplied to a governmental agency which contain the name, address, and telephone number of the subscriber; providing a cross-reference to the definition of the term "telecommunications company"; specifying that the exemption is subject to review under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **SB 1066** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

On motion by Senator McKay, by two-thirds vote **HB 267** was withdrawn from the Committee on Commerce and Economic Opportunities.

On motion by Senator McKay—

HB 267—A bill to be entitled An act relating to the confidentiality of certain booking business records; amending s. 255.047, F.S., which provides an exemption from public records requirements for such records of publicly owned or operated convention centers, sports stadiums, sports arenas, coliseums, and auditoriums; saving such exemption from repeal; providing an effective date.

—a companion measure, was substituted for **SB 1078** and read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 267** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 1082—A bill to be entitled An act relating to confidentiality of information held by county tourism promotion agencies; amending s. 125.0104, F.S., which provides an exemption from public records requirements for trade secrets, booking business records, and the identity of certain persons and entities held by such agencies in counties levying the local option tourist development tax; revising the exemption and saving it from repeal; providing for future review and repeal; providing an effective date.

—was read the second time by title.

The Committee on Commerce and Economic Opportunities recommended the following amendment which was moved by Senator McKay and adopted:

Amendment 1—On page 2, between lines 22 and 23, insert:

Section 2. The Legislature finds that substantial tax dollars are invested by county tourism promotion agencies through sales promotion and advertising efforts as a means to stimulate interest in, or attract consumers to, Florida destinations. It would be counter productive to the taxpayers of the state to allow competing destinations, through the requirements of the public records law, to use the product of Florida tax dollars to lure potential business and customers away from Florida destinations.

(Renumber subsequent sections.)

On motions by Senator McKay, by two-thirds vote **SB 1082** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SENATOR DUDLEY PRESIDING

SB 1084—A bill to be entitled An act relating to confidentiality of certain marketing and advertising research records; amending ss. 288.121, 288.1224, and 288.815, F.S.; reenacting exemptions from public records law for the identity of respondents and for trade secret information obtained pursuant to research projects conducted by the Division of

Tourism of the Department of Commerce, the Florida Commission on Tourism, and the Florida International Affairs Commission; saving such exemptions from repeal; providing an effective date.

—was read the second time by title.

The Committee on Commerce and Economic Opportunities recommended the following amendment which was moved by Senator McKay and adopted:

Amendment 1 (with Title Amendment)—On page 5, between lines 7 and 8, insert:

Section 4. Subsection (8) is added to section 288.121, Florida Statutes, 1994 Supplement, to read:

288.121 Division of Tourism; powers and duties.—

(8) *The names, addresses, telephone numbers, and other personal identifying information gathered by the division from persons who contact the division or its agents through a promotional, toll-free telephone number used by the division to provide information about Florida tourism opportunities are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.*

Section 5. The Legislature finds that it is a public necessity that the names, addresses, telephone numbers, and other personal identifying information for persons who call a state-controlled, toll-free telephone number for information regarding Florida tourism opportunities be exempt from the public records law, as provided in section 4, because such an exemption is necessary to secure private partners for the promotion of Florida tourism. A toll-free number advertised and promoted as having a relationship to the state's Division of Tourism is a valuable source of marketing leads regarding persons who may intend to vacation in Florida. As with other such marketing leads in the private sector, businesses are willing to pay significant sums of money to purchase these leads. In the case of Florida tourism, such payments can constitute an important source of private funds to assist the state in promoting Florida as a travel destination, to the benefit of the state generally. This revenue source is unavailable to the state, however, and the use of a toll-free number is not feasible, as long as the marketing leads thus produced can be demanded under the public records law. Because only the private, identifying information of persons calling the toll-free number will be exempt from public disclosure, the information necessary to determine the cost-effectiveness to the state of such a program would still be available. Thus, the public's ability to scrutinize and monitor agency action will not be diminished by the exemption.

(Renumber subsequent sections.)

And the title is amended as follows:

In title, on page 1, line 12, after the semicolon (;) insert: creating s. 288.121(8), F.S.; providing an exemption from public records law for certain information gathered through a Florida tourism promotional, toll-free telephone number; providing a justification for this public records exemption;

On motions by Senator McKay, by two-thirds vote **SB 1084** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 1292—A bill to be entitled An act relating to confidentiality of donors and inventors; amending ss. 288.1226, 288.809, 288.906, 288.9616, F.S.; reenacting exemptions from public records law for information identifying donors and prospective donors to the Florida Tourism Industry Marketing Corporation, the Florida International Affairs Foundation, Enterprise Florida, Inc., and Enterprise Florida Capital Partnership; revising such exemptions and saving them from repeal; amending 288.9517, F.S.; reenacting an exemption from public records law for information identifying donors, prospective donors, and inventors to Enterprise Florida Innovation Partnership; revising such exemption and saving it from repeal; providing an effective date.

—was read the second time by title.

The Committee on Commerce and Economic Opportunities recommended the following amendment which was moved by Senator McKay and adopted:

Amendment 1—On page 4, lines 28 and 29, strike “the provisions of s. 119.07 (1)” and insert: ~~the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution~~

On motions by Senator McKay, by two-thirds vote **SB 1292** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—36 Nays—None

On motion by Senator McKay, by two-thirds vote **HB 279** was withdrawn from the Committee on Commerce and Economic Opportunities.

On motion by Senator McKay—

HB 279—A bill to be entitled An act relating to confidentiality of information relating to the state lottery; amending s. 24.105, F.S., which provides exemptions from public records requirements for certain information relating to lottery operations and for addresses and telephone numbers of winners; saving such exemptions from repeal; providing for release of confidential information to other governmental entities; amending s. 24.106, F.S., which provides an exemption from public meeting requirements for meetings of the State Lottery Commission at which confidential matters are discussed; saving such exemption from repeal; providing an exemption from public records requirements for records generated during such closed meetings; providing a finding of public necessity; amending s. 24.108, F.S., which provides an exemption from public records requirements for portions of a security report, and reenacting subsection (5) thereof, which provides an exemption from public records requirements for confidential information received by the Department of the Lottery from other agencies; saving such exemptions from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 1296** and read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 279** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

On motion by Senator McKay, by two-thirds vote **HB 263** was withdrawn from the Committee on Commerce and Economic Opportunities.

On motion by Senator McKay—

HB 263—A bill to be entitled An act relating to confidentiality of certain information relating to nonprofit corporations; amending s. 617.0503, F.S., which provides an exemption from public records requirements for information obtained by the Department of Legal Affairs in the course of investigations of such corporations; revising the exemption and saving it from repeal; revising the penalty for willful disclosure of confidential information; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 1298** and read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 263** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1300—A bill to be entitled An act relating to confidentiality of records and meetings of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 413.615, F.S., which provides exemptions from public records law for the identity of donors to the foundation who desire anonymity and for confidential client and applicant records; providing an exemption from public records law for the identities of donors and prospective donors to the foundation; providing for future review and repeal; providing an effective date.

—was read the second time by title.

One amendment was adopted to **SB 1300** to conform the bill to **HB 515**.

Pending further consideration of **SB 1300** as amended, on motion by Senator McKay, by two-thirds vote **HB 515** was withdrawn from the Committee on Commerce and Economic Opportunities.

On motion by Senator McKay, the rules were waived and by two-thirds vote—

HB 515—A bill to be entitled An act relating to confidentiality of records and meetings of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 413.615, F.S., which provides exemptions from public records requirements for the identity of donors to the foundation and for confidential client and applicant records; saving such exemptions from repeal; providing an exemption for the identities of prospective donors; providing exemptions from public meeting requirements for meetings of the foundation during which the identities of donors or prospective donors, or of such clients or applicants, are discussed; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1300** and by two-thirds vote read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 515** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1302—A bill to be entitled An act relating to confidentiality of information provided to certain economic-development agencies; amending s. 288.712, F.S.; reenacting an exemption from public records law for personal financial records of participants in programs of the Florida Black Business Investment Board; saving such exemption from repeal; amending ss 288.776 and 288.9607, F.S.; reenacting exemptions from public records law for personal financial records, trade secrets, and proprietary information of applicants to the Florida Export Finance Corporation and the Florida Development Finance Corporation; saving such exemptions from repeal; providing an effective date.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **SB 1302** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Williams, by two-thirds vote **HB 319** was withdrawn from the Committee on Agriculture.

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

HB 319—A bill to be entitled An act relating to confidentiality of identities of donors to certain direct-support organizations; amending s. 570.903, F.S., which provides an exemption from public records requirements for the identity of donors to direct-support organizations under the Department of Agriculture and Consumer Services; revising the exemption and saving it from repeal; providing an exemption for the identities of prospective donors; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 156** and read the second time by title. On motions by Senator Williams, by two-thirds vote **HB 319** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

On motion by Senator Williams, by two-thirds vote **HB 291** was withdrawn from the Committee on Agriculture.

On motion by Senator Williams—

HB 291—A bill to be entitled An act relating to confidentiality of trade secret information under the Motor Fuel Marketing Practices Act; amending s. 526.311, F.S., which provides an exemption from public records requirements for trade secret and proprietary confidential business information held by the Department of Legal Affairs in connection with

investigations under the act; revising the exemption and saving it from repeal; providing an exemption from public records requirements for such information received by the Department of Agriculture and Consumer Services in connection with investigations under the act; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 158** and read the second time by title. On motions by Senator Williams, by two-thirds vote **HB 291** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 162—A bill to be entitled An act relating to the confidentiality of certain meetings and records of meetings pertaining to licensure examination; reviving, readopting, and amending s. 455.2173, F.S., relating to meetings held for the purpose of creating or renewing questions or proposed questions on examinations for licensure renewal under the auspices of the Agency for Health Care Administration, and relating to the records of those meetings; providing an effective date.

—was read the second time by title. On motions by Senator Gutman, by two-thirds vote **SB 162** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 164—A bill to be entitled An act relating to the confidentiality of certain information relating to treatment programs for impaired practitioners; reviving and readopting s. 455.261(3)(e), (5)(a), F.S., relating to information concerning a practitioner which information is obtained from an impaired-practitioner consultant or from a treatment provider; providing an effective date.

—was read the second time by title. On motions by Senator Gutman, by two-thirds vote **SB 164** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—36 Nays—None

SB 166—A bill to be entitled An act relating to the confidentiality of certain health care information; repealing s. 119.07(3)(r) and (v), F.S., relating to the confidentiality of health maintenance organization patient data and the confidentiality of trauma registry data; reenacting, transferring, and amending s. 395.404, F.S.; providing an exemption from the public records law for trauma registry data; restating the exemption from the public records law for trauma quality-assurance records or reports; providing an exemption from the open meetings law for trauma quality-assurance proceedings; providing rationale for the exemptions; amending s. 395.4025, F.S.; repealing an obsolete cross-reference; reenacting and amending s. 401.425(8), F.S.; restating the exemption from the public records law for emergency medical services quality-assurance records or reports; providing an exemption from the open meetings law for emergency medical services quality-assurance proceedings; providing rationale for the exemption; reenacting and amending s. 381.004(3)(h), F.S.; restating the exemption of hospital patient Human Immunodeficiency Virus test results from the public records law; providing for subsequent review and repeal; reenacting and amending s. 384.25(5), F.S.; restating the exemption of certain Human Immunodeficiency Virus test results from the public records law; providing for future review and repeal; reenacting, transferring, renumbering, and amending s. 119.16, F.S.; providing an exemption from the public records law, for contracts negotiated by public hospitals for managed-care arrangements; exempting portions of public hospital governing board meetings from the public meetings law, when certain information is discussed during negotiation of contracts for managed-care arrangements; providing a conditional exemption from the public meetings law for negotiations between public hospitals and nongovernmental entities for certain hospital services; requiring that public hospital governing board meetings be open to the public when votes are taken on certain contracts for hospital services; exempting from the public records law, certain records generated during a closed meeting; deleting obsolete provisions; clarifying provisions; providing a rationale for the exemption; reenacting s. 395.1046(3), F.S., relating to the confidentiality of hospital complaint investigations; reenacting and amending

s. 395.3025(2), (7), F.S.; exempting from the public records law patient psychiatric records and records of treatment for mental or emotional conditions; exempting from the public records law patient record information received by a public agency; providing for future review and repeal; providing an effective date.

—was read the second time by title.

Senator Dyer moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 7, line 29, through page 13, line 19, strike all of said lines and insert:

Section 10. Notwithstanding the October 1, 1995, repeal specified in section 119.14(3)(a), Florida Statutes, section 119.16, Florida Statutes, is reenacted, renumbered as section 395.3035, Florida Statutes, and amended to read:

~~395.3035~~ ~~119.16~~ Confidentiality of public hospital records and meetings.—

(1) All meetings of a governing board of a public hospital ~~and, as well as all public hospital records, books, documents, and papers,~~ shall be open and available to the public in accordance with s. 286.011 and s. 24(b), Art. I of the State Constitution and chapter 119 and s. 24(a), Art. I of the State Constitution, respectively, ~~286.011~~ unless made confidential or exempt by law.

(2) ~~The following public hospital records and information are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution:~~

(a) ~~Contracts for managed care arrangements, as managed care is defined in s. 408.701, under which the public hospital provides health care services, including preferred provider organization contracts, health maintenance organization contracts, exclusive provider organization contracts, and alliance network arrangements, and any documents directly relating to the negotiation, performance, and implementation of any such contracts for managed care or alliance network arrangements. Negotiations of contracts with nongovernmental entities for payment of services provided by the hospital are exempt from the provisions of s. 286.011 when such negotiations concern services that are or may reasonably be expected by the hospital's governing board to be provided by competitors of the hospital.~~

(b) ~~A public hospital's strategic plans, including plans for marketing its services, which services are or may reasonably be expected by the hospital's governing board to be provided by competitors of the hospital. However, documents that are submitted to the hospital's governing board as part of the board's approval of the hospital's budget, and the budget itself, are not confidential and exempt. Except as provided in subsection (3), documents, offers, and contracts that are the product of negotiations listed in paragraph (a) are exempt from the provisions of s. 119.07(1).~~

(c) ~~Trade secrets, as defined in s. 688.002, including reimbursement methodologies and rates.~~

(d) ~~Documents, offers, and contracts, not including contracts for managed care, that are the product of negotiations with nongovernmental entities for the payment for services when such negotiations concern services that are or may reasonably be expected by the hospital's governing board to be provided by competitors of the hospital. If the governing board is required to vote on the documents, offers, or contracts, this exemption expires 30 days prior to the date of the meeting at which the hospital's governing board is scheduled to take the vote.~~

~~The negotiations and records listed in this subsection become subject to ss. 119.07(1) and 286.011 30 days prior to the meeting at which a hospital's governing board is scheduled to vote whether to accept, reject, or modify such documents, contracts, or offers.~~

(3) ~~Those portions of a governing board meeting at which negotiations for contracts with nongovernmental entities occur or are reported on when such negotiations or reports concern services that are or may reasonably be expected by the hospital's governing board to be provided by competitors of the hospital are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution. All governing board meetings at which the board is scheduled to vote to accept, reject, or amend contracts, except managed care contracts, shall be open to the public. All portions of any board meeting which are closed to the public~~

shall be recorded by a certified court reporter. The reporter shall record the times of commencement and termination of the meeting, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the meeting shall be off the record. The court reporter's notes shall be fully transcribed and maintained by the hospital records custodian within a reasonable time after the meeting. The transcript shall become public 1 year after the termination or completion of the term of the contract to which such negotiations relate or, if no contract was executed, 1 year after termination of the negotiations. ~~The following are confidential and exempt from s. 119.07(1):~~

~~(a) Preferred provider organization contracts.~~

~~(b) Health maintenance organization contracts.~~

~~(c) Documents that reveal a hospital's plans for marketing the hospital's services which services are or may reasonably be expected by the hospital's governing board to be provided by competitors of the hospital. However, documents that are submitted to the hospital's governing board as part of the board's approval of the hospital's budget, and the budget itself, are subject to subsection (1).~~

~~(d) Documents that reveal trade secrets as defined in s. 688.002.~~

(4) Those portions of a board meeting at which the written strategic plans, including written plans for marketing its services, are discussed or reported on are exempt from the provisions of s. 286.011 and s. 24(b), Art. I of the State Constitution. All portions of any board meeting which are closed to the public shall be recorded by a certified court reporter. The reporter shall record the times of commencement and termination of the meeting, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the meeting shall be off the record. The court reporter's notes shall be fully transcribed and maintained by the hospital records custodian within a reasonable time after the meeting. The transcript shall become public 3 years after the date of the board meeting. ~~The exemptions from ss. 119.07(1) and 286.011 granted by this section cease if the board votes to lease, sell, or transfer all or any substantial part of the facilities or property of the hospital.~~

(5) Any public records, such as tape recordings, minutes, and notes, generated at any governing board meeting or portion of a governing board meeting which is closed to the public pursuant to this section are confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution. All such records shall be retained and shall cease to be exempt at the same time as the transcript of the meeting becomes available to the public.

(6)(5)(a) No less than once every 3 months, the hospital shall report in writing to the governing board on the number of records for which a public records request has been made and the records have been declared to be confidential under the provisions of this section. For each such record, the hospital shall provide the governing board with a general description of the record, the date on which the record became confidential, whether the public will have access to the record at a future time, and, if so, on what date the public will be granted access to such record. The hospital shall also report in writing to the governing board each record that had been confidential to which the public has been granted access since the hospital's last report to the board. For each such record to which the public now has access, the hospital shall give a general description of the record and the date on which the record became confidential. The governing board of the hospital shall retain copies of these reports for 5 years from the date on which the report was made to the governing board of the hospital. If the governing board of a public hospital is comprised of members who are appointed, the board shall transmit each report to the official or authority that appoints the members to the governing board within 10 working days after the date on which the governing board received the report from the hospital.

(b) The governing board of the hospital shall maintain a written list of the meetings or portions of meetings that were closed under the provisions of this section. For each such meeting or portion of meeting, the governing board shall list the date on which the meeting was closed, the approximate length of time the meeting was closed, a general description of the subject of the meeting, the titles of the meeting participants, and a description of the format of the meeting. The governing board may purge information about a meeting from this list 5 years after the date on which the meeting was closed. If the governing board of a public hospital is comprised of members who are appointed, the board shall transmit the list required by this paragraph to the official or authority that appoints the members to the governing board no less than once every 3 months.

(7)(6) The exemptions in this section are subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 11. The Legislature finds that it is a public necessity that all contracts for managed care arrangements under which a public hospital provides health care services be held confidential and exempt. This exemption is needed because, as with preferred provider organization contracts and health maintenance organization contracts which are currently confidential and exempt, other managed care contracts, including exclusive provider organization contracts and alliance network arrangements, contain, among other things, payment methodologies and rates and utilization review and quality assurance methods and techniques which if disclosed would negatively affect a public hospital in the marketplace. Additionally, documents relating to the negotiation, performance, and implementation of contracts, including managed care arrangements, would also reveal such proprietary and trade secret information. Furthermore, it is a public necessity that portions of a public hospital's governing board meetings be closed when confidential contracts, contract negotiations, or strategic plans are discussed. If such meetings are not closed, critical confidential information regarding contracts, contract negotiations, and strategic plans regarding, for example, growth opportunities, would be revealed, making it exceptionally difficult, if not impossible, for a public hospital to effectively compete in the marketplace against private hospitals, whose records and meetings are not required to be open to the public. It is no less a public necessity that any records generated at closed public hospital board meetings, such as tape recordings, notes, and minutes, memorializing the discussions regarding such confidential contracts, documents, and strategic plans, including marketing plans, also be held confidential for a limited time as provided; otherwise, confidential proprietary and trade secret information would become public and impair a public hospital's ability to effectively and efficiently compete in the marketplace.

And the title is amended as follows:

In title, on page 2, strike all of lines 3-23 and insert: amending and renumbering s. 119.16, F.S., which provides an exemption from public records and public meeting requirements for certain public hospital records and meetings of public hospital governing boards; saving such exemptions from repeal; revising the records and meetings to which such exemptions apply; providing exemptions for meetings at which certain confidential records are discussed and for records generated at exempt meetings; requiring that transcripts be made of closed meetings; removing a condition under which public records and meeting exemptions cease; providing for future review and repeal; providing a finding of public necessity; reenacting s. 395.1046(3),

On motions by Senator Gutman, by two-thirds vote **SB 166** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB 226—A bill to be entitled An act relating to the confidentiality of certain health-care-related information; reviving, readopting, and amending s. 400.512(10), F.S., relating to the screening of home health agency personnel, nurse registry personnel, sitters, companions, and homemakers licensed or certified under ch. 400, F.S.; providing clarifying provisions; deleting a provision that subjects private business entities to the public records law; reviving, readopting, and amending s. 408.001, F.S.; restating the exemption from the public records law for certain data obtained by the Florida Health Care Purchasing Cooperative; reviving, readopting, and amending s. 408.061(1), (8), F.S.; restating the exemption from the public records law for certain facility, provider, and insurer data and patient records submitted to the Agency for Health Care Administration; providing for subsequent review and repeal; reviving, readopting, and amending s. 408.704(7), F.S., relating to grievance-appeal proceedings for community health purchasing alliances which are conducted by the Agency for Health Care Administration; providing for closure of grievance-appeal proceedings during consideration of exempted records or reports; reviving, readopting, and amending ss. 483.619, 483.621, F.S.; restating the exemption from the public records law for cholesterol-screening patients' clinical records and cholesterol-screening-center licensure inspection reports containing patient-identifying information; providing for subsequent review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Gutman, by two-thirds vote **CS for SB 226** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 176—A bill to be entitled An act relating to confidentiality of information pertaining to results of HIV tests of persons who have been convicted of, or pled nolo contendere or guilty to, certain offenses involving the transmission of body fluids; reenacting and amending s. 775.0877(1), (2), F.S.; restating the exemption of such information from public records law provisions; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Burt, by two-thirds vote **SB 176** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 178—A bill to be entitled An act relating to confidentiality of criminal justice information; reenacting and amending s. 119.07(3)(d)-(j), (m), (y), F.S.; restating the exemptions from the public records law for certain criminal intelligence and criminal investigative information, for information revealing surveillance techniques, procedures, undercover personnel, and confessions, and for documents revealing information about victims; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Burt, by two-thirds vote **SB 178** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Meadows, by two-thirds vote **HB 265** was withdrawn from the Committee on Community Affairs.

On motion by Senator Meadows—

HB 265—A bill to be entitled An act relating to the confidentiality of health records of certain veterans; amending s. 296.09, F.S., which provides an exemption from public records requirements for the health records of veterans admitted to the Veterans' Domiciliary Home of Florida; saving such exemption from repeal; providing an effective date.

—a companion measure, was substituted for **SB 240** and read the second time by title. On motions by Senator Meadows, by two-thirds vote **HB 265** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—36 Nays—None

On motion by Senator Kirkpatrick, by two-thirds vote **HB 523** was withdrawn from the Committee on Higher Education.

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

HB 523—A bill to be entitled An act relating to confidentiality of records of statewide community college direct-support organizations; amending s. 240.3315, F.S., which provides an exemption from public records requirements for the identity of donors to such organizations; saving such exemption from repeal; providing an exemption for the identity of prospective donors; removing an exemption for other records of such organizations; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1630** and by two-thirds vote read the second time by title. On motions by Senator Kirkpatrick, by two-thirds vote **HB 523** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 1632—A bill to be entitled An act relating to the confidentiality of certain research records of state universities; reenacting and amending s. 240.539(7), F.S., which provides an exemption from public records requirements for such records; saving the exemption from repeal; providing an effective date.

—was read the second time by title. On motions by Senator Kirkpatrick, by two-thirds vote **SB 1632** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Kirkpatrick, by two-thirds vote **HB 521** was withdrawn from the Committee on Higher Education.

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

HB 521—A bill to be entitled An act relating to confidentiality of information relating to the Florida Prepaid Postsecondary Education Expense Program; amending s. 240.551, F.S., which provides an exemption from public records requirements for the identity of donors to the direct-support organization for the program; saving such exemption from repeal; revising the exemption for other records of the organization and saving it from repeal; reenacting s. 240.551(6)(f), F.S., which provides an exemption from public records requirements for certain information relating to purchasers or beneficiaries under the program; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 1634** and by two-thirds vote read the second time by title. On motions by Senator Kirkpatrick, by two-thirds vote **HB 521** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1638—A bill to be entitled An act relating to the confidentiality of certain records of the Education Success Incentive Program; reenacting and amending s. 228.502(12)(c), F.S., which provides an exemption from public records requirements for such records; saving the exemption from repeal; providing an effective date.

—was read the second time by title.

One amendment was considered to **SB 1638** to conform the bill to **HB 535**.

Pending further consideration of **SB 1638**, on motion by Senator Kirkpatrick, by two-thirds vote **HB 535** was withdrawn from the Committee on Education.

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

HB 535—A bill to be entitled An act relating to confidentiality of records of the Education Success Incentive Program direct-support organization; amending s. 228.502, F.S., which provides an exemption from public records requirements for the identity of donors to the organization; saving such exemption from repeal; providing an exemption for the identity of prospective donors; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 1638** and by two-thirds vote read the second time by title. On motions by Senator Kirkpatrick, by two-thirds vote **HB 535** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1784—A bill to be entitled An act relating to the confidentiality of information concerning prepaid limited health service organizations; amending s. 636.064, F.S., which provides exemptions from public records requirements for medical information relating to enrollees, contracts entered into with providers, and investigatory information obtained by the Department of Insurance; revising said exemptions and saving them from repeal; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **SB 1784** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Grant, by two-thirds vote **HB 289** was withdrawn from the Committee on Banking and Insurance.

On motion by Senator Grant—

HB 289—A bill to be entitled An act relating to confidentiality of certain information relating to small employer insurance carriers; reenacting s. 627.6699(8)(c), F.S., which provides an exemption from public records requirements for rating and renewal practices information submitted by such carriers to the Department of Insurance; saving such exemption from repeal; providing an effective date.

—a companion measure, was substituted for **SB 1786** and read the second time by title. On motions by Senator Grant, by two-thirds vote **HB 289** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 1788—A bill to be entitled An act relating to information relating to licensure of reinsurance intermediaries; amending s. 626.7492, F.S.; removing a requirement that the Department of Insurance provide a summary of the basis for its refusal to issue a reinsurance intermediary license, and the requirement that such summary be exempt from public records requirements; providing an effective date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **SB 1788** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Grant, by two-thirds vote **HB 531** was withdrawn from the Committee on Banking and Insurance.

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

HB 531—A bill to be entitled An act relating to confidentiality of certain audited financial statements submitted to the Department of Banking and Finance; reenacting s. 494.0021, F.S., which provides an exemption from public records requirements for such statements submitted by a mortgage broker or mortgage lender; saving such exemption from repeal, providing an effective date.

—a companion measure, was substituted for **SB 1790** and by two-thirds vote read the second time by title. On motions by Senator Grant, by two-thirds vote **HB 531** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1792—A bill to be entitled An act relating to confidentiality of subscribers' grievance reports of health partnerships and health maintenance organizations; amending s. 408.7056, F.S.; creating an exemption from the public records law for subscribers' grievance reports concerning health partnerships and health maintenance organizations received by the Agency for Health Care Administration and the Department of Insurance; specifying that such exemption is subject to review under the Open Government Sunset Review Act; repealing s. 119.07(3)(s), F.S., which provides an exemption from the public records law for subscribers' grievance reports concerning health maintenance organizations received by the Department of Insurance; amending s. 395.4025, F.S., pertaining to records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 395.404, F.S., pertaining to trauma registry data and records of trauma centers; revising a cross-reference to conform to a change made in the act; providing a finding of public necessity; providing an effective date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **SB 1792** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 1980—A bill to be entitled An act relating to confidentiality of reports of examinations conducted by the Department of Insurance; amending s. 119.07, F.S.; repealing an exemption from the public records law for such reports and conforming provisions; amending s. 101.5607, F.S., pertaining to voting system information; revising a cross-reference to conform to a change made in the act; amending s. 119.011, F.S., pertaining to definitions for the purposes of the public records law; revising a cross-reference to conform to a change made in the act; amending s. 395.4025, F.S., pertaining to records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 395.404, F.S., pertaining to trauma registry data and records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 409.2577, F.S., pertaining to a parent locator service; revising a cross-reference to conform to a change made in the act; amending s. 633.527, F.S., pertaining to test materials; revising a cross-reference to conform to a change made in the act; providing an effective date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **SB 1980** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 180—A bill to be entitled An act relating to the confidentiality of certain complaints relating to suspected violations of state professional licensing laws or rules; reviving, readopting, and amending s. 337.162(1), (2), (3), F.S., relating to such complaints that are submitted by the Department of Transportation to the Department of Business and Professional Regulation; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 180** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 184—A bill to be entitled An act relating to the confidentiality of examinations administered by governmental agencies; reenacting and amending s. 119.07(3)(c), F.S.; restating the exemption from the public records law; providing for future review and repeal under the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 184** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 186—A bill to be entitled An act relating to confidentiality of certain records prepared by agency attorneys; reenacting and amending s. 119.07(3)(n), F.S.; providing that certain records prepared by attorneys and relating to matters subject to litigation or to an administrative proceeding are not a public record; providing for future review and repeal; providing an effective date.

—was read the second time by title.

Senator Jenne moved the following amendment which was adopted:

Amendment 1 (with Title Amendment)—On page 1, line 20, through page 2, line 15, strike all of said lines and insert:

(n)1. A public record which was prepared by an agency attorney (including an attorney employed or retained by the agency or employed or retained by another public officer or agency to protect or represent the interests of the agency having custody of the record) or prepared at the attorney's express direction, which reflects a mental impression, conclusion, litigation strategy, or legal theory of the attorney or the agency, and which was prepared exclusively for civil or criminal litigation or for adversarial administrative proceedings, or which was prepared in anticipation of imminent civil or criminal litigation or imminent adversarial administrative proceedings, is exempt from the provisions of subsection (1) and s. 24(a), Art. I of the State Constitution until the conclusion of

the litigation or adversarial administrative proceedings. For purposes of capital collateral litigation as set forth in s. 27.7001, the state is entitled to claim this exemption for those public records prepared for direct appeal as well as for all capital collateral litigation after direct appeal until execution of sentence or imposition of a life sentence.

2. These exemptions are ~~This exemption is~~ not waived by the release of such public record to another public employee or officer of the same agency or any person consulted by the agency attorney. When asserting the right to withhold a public record pursuant to this paragraph, the agency shall identify the potential parties to any such criminal or civil litigation or adversarial administrative proceedings. If a court finds that the document or other record has been improperly withheld under this paragraph, the party seeking access to such document or record shall be awarded reasonable attorney's fees and costs in addition to any other remedy ordered by the court.

3. The exemptions in this paragraph are subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 2. The Legislature finds that there is a public necessity to ensure that the work product developed by attorneys of the state during direct appeal remains confidential through the post-conviction proceedings. The premature disclosure of this information could be detrimental to the state's legal representation in these proceedings if the material were disclosed prior to final disposition of the post-conviction proceedings. Such a result could interfere with the effective and efficient administration of government by hampering the state's ability to rely on the materials prepared by the attorneys for direct appeal when such materials express the attorney's mental impression, conclusion, litigation strategy, or legal theory. Thus, the Legislature finds that the public harm in disclosing this work product significantly outweighs any public benefit derived from disclosure. Further, a capital defendant's ability to secure other public records is not diminished by nondisclosure of these attorney work products.

(Renumber subsequent section.)

And the title is amended as follows:

In title, on page 1, line 8, following the semicolon (;) insert: providing legislative findings of necessity;

On motions by Senator Harden, by two-thirds vote **SB 186** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Harden, by two-thirds vote **HB 295** was withdrawn from the Committee on Governmental Reform and Oversight.

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

HB 295—A bill to be entitled An act relating to the confidentiality of identities of donors to direct-support organizations of historic preservation boards; amending ss. 266.0008, 266.0018, 266.0028, 266.0038, 266.0048, 266.0058, and 266.0068, F.S., which provide exemptions from public records requirements for such donors and prospective donors; saving such exemptions from repeal; providing an effective date.

—a companion measure, was substituted for **SB 194** and read the second time by title. On motions by Senator Harden, by two-thirds vote **HB 295** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

THE PRESIDENT PRESIDING

SB 328—A bill to be entitled An act relating to financial statements an agency requires of a prospective bidder; amending s. 119.07(3)(z), F.S.; providing that certain words are not public records; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 328** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motion by Senator Harden, by two-thirds vote **HB 259** was withdrawn from the Committee on Governmental Reform and Oversight.

On motion by Senator Harden—

HB 259—A bill to be entitled An act relating to confidentiality of records relating to a Board of Executive Clemency investigation; amending s. 14.28, F.S., which provides an exemption from public records requirements for such records; revising the exemption and saving it from repeal; providing an effective date.

—a companion measure, was substituted for **SB 330** and read the second time by title.

Senator Dudley moved the following amendment which was adopted:

Amendment 1—On page 1, strike line 20 and insert: *released upon the approval of the Governor.* This

On motions by Senator Harden, by two-thirds vote **HB 259** as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 332—A bill to be entitled An act relating to confidentiality of sealed bids or proposals received by an agency; reenacting and amending s. 119.07(3)(o), F.S.; providing that certain records are not public records until a time certain; providing for future review and repeal; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 332** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 634—A bill to be entitled An act relating to confidentiality of certain records; reenacting s. 112.0455 (8)(l), (u), (11)(a), (b), (f), F.S.; providing that certain records generated under the Drug-Free Workplace Act are not public records; providing for future review and repeal; providing an effective date.

—was read the second time by title.

MOTION

On motions by Senator Harden, the rules were waived and by two-thirds vote **SB 634** was removed from the calendar and laid on the table.

On motion by Senator Harden, by two-thirds vote **HB 273** was withdrawn from the Committee on Governmental Reform and Oversight.

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

HB 273—A bill to be entitled An act relating to the confidentiality of information obtained pursuant to employee assistance and drug-free workplace programs; reenacting s. 110.1091, F.S., which provides an exemption from public records requirements for communications between employee assistance program personnel and participating employees; saving such exemption from repeal; reenacting s. 112.0455(8)(l) and (u) and (11)(f), F.S., which provide exemptions from public records requirements for certain documentation relating to drug tests under the Drug-Free Workplace Act; saving such exemptions from repeal; amending ss. 112.0455 and 440.102, F.S., which provide exemptions from public records requirements for specified information resulting from drug testing programs under drug-free workplace provisions; revising such exemptions and saving them from repeal; providing for future review and repeal; providing an effective date.

—a companion measure, was substituted for **SB 636** and read the second time by title. On motions by Senator Harden, by two-thirds vote **HB 273** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 638—A bill to be entitled An act relating to the confidentiality of specified records associated with the purchase of real property or acquisition of real property through the use of eminent domain by a state agency; reenacting and amending s. 119.07(3)(p), F.S., which provides an exemption from public records requirements for such records; saving the exemption from repeal; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 638** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 640—A bill to be entitled An act relating to the confidentiality of records pertaining to ridesharing programs; reenacting and amending s. 119.07(3)(l), F.S., which provides an exemption to agencies of the state and local governments in the coordination of ridesharing programs; saving the exemption from repeal; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 640** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 958—A bill to be entitled An act relating to confidential medical information of prospective, current, or former agency employees and officers; reenacting and amending s. 119.07(3)(bb), F.S., which provides an exemption from public records requirements for such records; saving the exemption from repeal; specifying that this exemption is subject to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 958** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38 Nays—1

SB 960—A bill to be entitled An act relating to confidentiality of public records; amending s. 119.07, F.S.; repealing a provision that states that public records that are presently confidential are exempt from the public records law; amending s. 101.5607, F.S., pertaining to voting system information; revising a cross-reference to conform to a change made in the act; amending s. 119.011, F.S., pertaining to definitions for the purposes of the public records law; revising a cross-reference to conform to a change made in the act; amending s. 395.4025, F.S., pertaining to records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 395.404, F.S., pertaining to trauma registry data and records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 409.2577, F.S., pertaining to a parent locator service; revising a cross-reference to conform to a change made in the act; amending s. 633.527, F.S., pertaining to test materials; revising a cross-reference to conform to a change made in the act; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 960** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 962—A bill to be entitled An act relating to the confidentiality of specified data processing software; reenacting and amending s. 119.07(3)(q), F.S., which protects the confidentiality of certain commercially-produced and agency-produced data processing software; saving the exemption from repeal; providing that the exemptions from the public records law which are provided for such software are subject to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 962** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 964—A bill to be entitled An act relating to the confidentiality of specified records containing information about the medical condition or medical status of state employees and employees of a water management district; reenacting and amending s. 119.07(3)(x), F.S., which provides a public records exemption when the medical records are not related to the employee's ability to perform his duties; saving the exemption from repeal; specifying that this exemption from the public records law is subject to the Open Government Sunset Review Act; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **SB 964** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

CS for SB 874—A bill to be entitled An act relating to the Open Government Sunset Review Act; amending s. 119.14, F.S., to rename the act; deleting the repeal schedule for the period 1986-1995; requiring a prospective repeal and prior review for exemptions from the public records law or public meetings law which are subsequently enacted or substantially amended; specifying that the act does not apply to the Legislature or State Court System; deleting the requirement that the Legislature consider the need for conducting additional reviews of exemptions; amending s. 286.0111, F.S., to incorporate amendments to s. 119.14, F.S.; providing an effective date.

—was read the second time by title. On motions by Senator Harden, by two-thirds vote **CS for SB 874** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39 Nays—None

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, March 23, 1995: SB 206, SB 208, SB 210, SB 212, SB 214, SB 224, SB 448, SB 450, SB 452, SB 324, SB 242, SB 244, SB 266, SB 268, SB 270, SB 216, SB 246, SB 1066, SB 1078, SB 1082, SB 1084, SB 1292, SB 1296, SB 1298, SB 1300, SB 1302, SB 156, SB 158, SB 162, SB 164, SB 166, CS for SB 226, SB 176, SB 178, SB 240, SB 1630, SB 1632, SB 1634, SB 1638, SB 1784, SB 1786, SB 1788, SB 1790, SB 1792, SB 1980, SB 180, SB 184, SB 186, SB 194, SB 328, SB 330, SB 332, SB 634, SB 636, SB 638, SB 640, SB 958, SB 960, SB 962, SB 964, CS for SB 874

Respectfully submitted,
Toni Jennings, Chairman

The Committee on Education recommends the following pass: SB 1346

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Transportation recommends the following pass: SB 96

The bill was referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1022

The Committee on Health Care recommends the following pass: SB 730

The Committee on Transportation recommends the following pass: SB 1556 with 1 amendment

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

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1062 with 1 amendment

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

The Committee on Governmental Reform and Oversight recommends the following pass: SB 852 with 4 amendments

The Committee on Transportation recommends the following pass: SB 1442 with 1 amendment

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

The Committee on Banking and Insurance recommends the following pass: SB 840 with 1 amendment

The Committee on Natural Resources recommends the following pass: SB 1348

The bills contained in the foregoing reports were referred to the Committee on Governmental Reform and Oversight under the original reference.

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 300 with 2 amendments

The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 64 with 1 amendment

The Committee on Education recommends the following pass: SB 68 with 2 amendments

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

The Committee on Regulated Industries recommends the following pass: SB 1310

The bill was referred to the Committee on Higher Education under the original reference.

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 980 with 7 amendments

The Committee on Education recommends the following pass: SB 994 with 3 amendments, SB 1320 with 1 amendment

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

The Committee on Health Care recommends the following pass: SB 810 with 1 amendment

The bill was referred to the Committee on Natural Resources under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 520 with 1 amendment

The bill was referred to the Committee on Transportation under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 684 with 1 amendment

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 952 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 318, SB 1670 with 2 amendments

The Committee on Criminal Justice recommends the following pass: SB 126, SB 842

The Committee on Education recommends the following pass: SB 848, SB 1340

The Committee on Governmental Reform and Oversight recommends the following pass: SB 528 with 2 amendments, SB 744 with 2 amendments, SB 794 with 4 amendments, SB 1080 with 2 amendments, SB 1348, SB 1374, SB 1760

The Committee on Health Care recommends the following pass: SB 498, SB 516, SB 616, SB 1728 with 1 amendment

The Committee on Higher Education recommends the following pass: SB 908, SB 1482 with 1 amendment

The Committee on Regulated Industries recommends the following pass: SB 2354 with 1 amendment

The Committee on Transportation recommends the following pass: SB 1376 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Agriculture recommends the following pass: SB 1456, SB 1498, SB 1826

The Committee on Banking and Insurance recommends the following pass: SB 1784, SB 1786, SB 1788, SB 1790, SB 1792, SB 1980

The Committee on Criminal Justice recommends the following pass: SB 272

The Committee on Education recommends the following pass: SB 760 with 1 amendment, SB 910, SB 1360 with 1 amendment

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 1508 with 1 amendment

The Committee on Governmental Reform and Oversight recommends the following pass: CS for SB 622 with 1 amendment, SB 1012, SB 1852, SB 1854, SB 1856, SB 1888, SB 1898

The Committee on Higher Education recommends the following pass: SB 1626 with 1 amendment, SB 1628 with 1 amendment, SB 1630, SB 1632, SB 1634, SB 1638 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 644 with 1 amendment

The Committee on Natural Resources recommends the following pass: SB 916 with 1 amendment, SB 970

The Committee on Regulated Industries recommends the following pass: SB 448, SB 450, SB 452

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Health Care recommends a committee substitute for the following: SB 220

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1008

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1582

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SJR 1406

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 12

The Committee on Judiciary recommends a committee substitute for the following: SJR 968

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

The Committee on Agriculture recommends a committee substitute for the following: SB 940

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 232

The Committee on Community Affairs recommends a committee substitute for the following: SB 992

The Committee on Criminal Justice recommends a committee substitute for the following: Senate Bills 700 and 808

The Committee on Education recommends a committee substitute for the following: SB 656

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 32

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: SB 36, SB 338

The Committee on Health Care recommends a committee substitute for the following: SB 984

The Committee on Natural Resources recommends a committee substitute for the following: SB 672

The Committee on Transportation recommends committee substitutes for the following: SB 494, SB 510, SB 1594

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

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 1070

The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 72

The Committee on Health Care recommends a committee substitute for the following: SB 326

The Committee on Natural Resources recommends committee substitutes for the following: SB 884, SB 1006

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Natural Resources recommends that the Senate confirm the appointment made by the Governing Board of the South Florida Water Management District of Samuel E. Poole III, as Executive Director of the South Florida Water Management District, to serve at the pleasure of the Board.

The appointment contained in the foregoing report was referred to the Committee on Executive Business, Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Johnson—

SB 1966—A bill to be entitled An act relating to employment; creating the "Mini-Family and Medical Leave Act"; providing definitions; providing for parental or family medical leave requirements with respect to public and private employers; providing for employee benefits protection for employees who take parental or family medical leave; providing for the effect of such leave on employee benefits; providing for prohibited acts; providing for judicial enforcement; directing the Department of Labor and Employment Security to make appropriate rules; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

By Senator Grant—

SB 1968—A bill to be entitled An act relating to public schools; amending s. 233.067, F.S., relating to the comprehensive health education and substance abuse prevention program; providing that the program shall be optional; providing for local administration; authorizing the inclusion of specified components; requiring written request for enrollment in certain instructional activities; revising Department of Education duties; requiring a report; deleting provisions relating to student exemption from instruction; amending s. 236.0811, F.S., relating to teacher education training, to conform; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Jones—

SB 1970—A bill to be entitled An act relating to contractor fraud; renumbering and amending s. 252.361, F.S.; providing for requirements with respect to moneys received by contractors; providing for the application of the section at all times rather than during an emergency order or proclamation; creating s. 489.1265, F.S.; providing for prohibited acts by licensed contractors; providing penalties; creating s. 713.061, F.S.; providing for defenses to liens for materials, services, or labor; creating s. 713.065, F.S.; providing for loss of lien rights with respect to persons not in privity; amending s. 713.31, F.S.; providing a penalty for the fraudulent filing of a lien; repealing section 2 of chapter 94-110, Laws of Florida; conforming to the act; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Sullivan—

SB 1972—A bill to be entitled An act relating to educational finance; amending s. 236.083, F.S.; revising the formula for funding public school student transportation; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Crist—

SB 1974—A bill to be entitled An act relating to special districts; creating s. 189.4049, F.S.; requiring that the governing boards of special districts be elected by the registered voters who are residents of the district; providing an exception; providing for expiration of terms of members of such boards who are currently not elected; providing an effective date.

—was referred to the Committees on Community Affairs; and Executive Business, Ethics and Elections.

By Senator Crist—

SB 1976—A bill to be entitled An act relating to the designation of a university building; designating the entranceway building of the University Center at Florida State University the “T. K. Wetherell Building”; providing for the erection of appropriate markers; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Silver—

SB 1978—A bill to be entitled An act relating to corrections; amending s. 947.1405, F.S., relating to the conditional release program; revising duties of the Parole Commission and guidelines and time limits relating to conditional release eligibility determinations; providing duties of the Department of Corrections and guidelines for supervision of inmates also subject to probation or community control; removing specified provisions relating to inmate interviews by the commission; providing an effective date.

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

By the Committee on Banking and Insurance—

SB 1980—A bill to be entitled An act relating to confidentiality of reports of examinations conducted by the Department of Insurance; amending s. 119.07, F.S.; repealing an exemption from the public records law for such reports and conforming provisions; amending s. 101.5607, F.S., pertaining to voting system information; revising a cross-reference to conform to a change made in the act; amending s. 119.011, F.S., pertaining to definitions for the purposes of the public records law; revising a cross-reference to conform to a change made in the act; amending s. 395.4025, F.S., pertaining to records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 395.404, F.S., pertaining to trauma registry data and records of trauma centers; revising a cross-reference to conform to a change made in the act; amending s. 409.2577, F.S., pertaining to a parent locator service; revising a cross-reference to conform to a change made in the act; amending s. 633.527, F.S., pertaining to test materials; revising a cross-reference to conform to a change made in the act; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Turner—

SB 1982—A bill to be entitled An act relating to providers of designated health services; repealing s. 455.2555, F.S., relating to a fee schedule imposed on providers of designated health services; providing legislative intent with respect to civil causes of action based on that section; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Ways and Means.

By Senator Turner—

SB 1984—A bill to be entitled An act relating to consumptive use permits; amending ss. 373.219 and 373.223, F.S.; providing for consideration of proposals to mitigate adverse effects of a project for the consumptive use of water which otherwise would not be permitted; amending s. 373.217, F.S.; correcting a cross reference; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senators Sullivan and Myers—

SB 1986—A bill to be entitled An act relating to health care; creating the “Florida Patient Protection and Quality Assurance Act”; providing legislative intent; amending s. 20.04, F.S., relating to internal structure of departments of the executive branch; amending s. 20.19, F.S.; deleting

from provisions relating to the Department of Health and Rehabilitative Services references to health matters and responsibilities being transferred to the Department of Health Care Services; renaming the health and human services boards as human services boards; transferring powers, duties and functions, records, personnel, property, appropriations, and rules relating to public health, children’s medical services, and alcohol, drug abuse, and mental health services from the Department of Health and Rehabilitative Services to the Department of Health Care Services; creating s. 20.43, F.S.; establishing the Department of Health Care Services; establishing organizational structure of the department; transferring powers, duties and functions, records, personnel, property, appropriations, and rules of the Agency for Health Care Administration from the Department of Business and Professional Regulation to the department; establishing purpose and duties of the Department of Health Care Services; establishing an advisory council to the department; amending s. 154.02, F.S.; transferring administration of the Public Health Unit Trust Fund to the Department of Health Care Services; amending s. 154.04, F.S.; revising procedure for appointment of public health unit directors or administrators; creating s. 381.815, F.S.; providing intent; establishing the Office of Minority Health within the Agency for Public Health Services of the Department of Health Care Services; providing functions and responsibilities; amending ss. 400.211, 457.102, 457.103, 458.305, 458.307, 459.003, 459.004, 460.403, 460.404, 461.003, 461.004, 463.002, 463.003, 464.003, 464.004, 465.003, 465.004, 466.003, 466.004, 467.003, 467.004, 468.1125, 468.1135, 468.1655, 468.1665, 468.352, 468.503, 478.42, 483.803, 483.805, 486.021, 486.023, 490.003, 490.004, 491.003, and 491.004, F.S.; conforming provisions relating to the regulation of health professionals; transferring responsibilities from the Department of Business and Professional Regulation to the Division of Medical Quality Assurance within the Department of Health Care Services; amending s. 408.003, F.S., relating to establishment of the Health Care Board; amending s. 408.033, F.S.; renaming the Statewide Health Council as the State Health Council; providing for report to the Secretary of Health Care Services; expanding council membership; creating s. 408.7054, F.S.; creating the “Health Care Provider Network Negotiations Act”; providing legislative intent; providing definitions; providing for expedited review of petitions for establishment of health care provider networks; providing for regulation of network activities; providing duties of the Agency for Health Care Administration and the Attorney General; specifying requirements for network establishment; providing for exceptions; exempting network activities from certain antitrust liability; providing certain immunity from liability; creating s. 408.7056, F.S.; providing for contracts between patients and providers of health care services; providing legislative findings; providing for binding arbitration of claims for professional negligence; providing for contractual limitation of damages; providing that the contract signature is binding; providing definitions; providing for application to managed care contracts; creating s. 408.801, F.S.; creating the “Medical Savings Account Act”; providing legislative intent to promote savings accounts to defray the cost of health care; providing definitions; providing for operation of a medical savings account program; providing for eligible medical expenses, employee and employer contributions, account administrators, and tax liability; creating s. 409.810, F.S.; creating the “Florida Medical Access Act”; creating s. 409.811, F.S.; providing legislative findings and intent; creating s. 409.812, F.S.; providing definitions; creating s. 409.813, F.S.; establishing the Florida Medical Access program; creating s. 409.814, F.S.; providing eligibility and application requirements; providing for disenrollment under specified circumstances; providing penalties; creating s. 409.815, F.S.; providing for coverage and limitations; creating s. 409.816, F.S.; limiting certain federal and state participation and expenditures; creating ss. 409.817 and 409.818, F.S.; providing responsibilities of the Agency for Health Care Administration for administration and operation of the Medicaid buy-in program; requiring an annual report; creating s. 409.819, F.S.; providing for transfer of specified savings from the Medicaid program to the Florida Medical Access Trust Fund; creating s. 409.820, F.S.; establishing an annual enrollment cap and an average monthly enrollment cap; providing for reserves; providing agency data collection and reporting requirements; providing responsibilities of the Social Services Estimating Conference; creating s. 409.821, F.S.; establishing a Medicaid 5-year task force; providing for appointment of members; requiring annual reports; amending s. 409.901, F.S.; providing definitions; amending s. 409.9122, F.S.; requiring all Medicaid recipients to be enrolled in MediPass or a health maintenance organization by a specified date, subject to receipt of federal waivers; providing exceptions; amending s. 409.914, F.S.; reducing the maximum income level for the Medicaid buy-in program; requiring legislative approval for implementation; amending ss. 455.01, 455.203, 455.205, 455.207, 455.208, 455.209, 455.211,

455.2141, 455.217, 455.2175, 455.218, 455.220, 455.2205, 455.221, 455.223, 455.224, 455.225, 455.2273, 455.2275, 455.228, 455.229, 455.232, 455.243, 455.245, and 455.26, F.S.; conforming general provisions relating to the regulation of professions; transferring certain responsibilities from the Department of Business and Professional Regulation and the Agency for Health Care Administration to the Division of Medical Quality Assurance within the Department of Health Care Services; transferring the Health Care Trust Fund from the agency to the department; amending s. 455.241, F.S.; authorizing the furnishing of patient records to a health care provider who is a defendant in a medical malpractice claim; providing for notice to the patient; amending s. 455.261, F.S.; providing that certain confidential information concerning an impaired practitioner's impairment and treatment is immune from discovery in civil actions; amending s. 627.422, F.S.; revising provisions relating to assignment of insurance policies; amending s. 627.668, F.S.; revising requirements relating to group health insurance benefit coverage for mental and nervous disorders; creating s. 627.6691, F.S.; creating the "Florida Health Insurance Continuation Act"; providing for continuation of health insurance coverage under group health benefit plans; providing definitions; providing limitations and requirements; authorizing contract administrators; requiring a certificate of authority; requiring notice in policies, contracts, certificates, and plan booklets; creating s. 640.35, F.S.; creating the "Patient Protection Act"; providing legislative intent; providing applicability; providing definitions; providing for certification of managed care plans; providing for qualified utilization review programs; specifying requirements; providing protection of consumer choice; providing severability; amending ss. 641.19 and 641.47, F.S.; providing definitions relating to emergency services and care under health maintenance organizations; amending s. 641.315, F.S.; specifying reimbursement by health maintenance organizations for services provided by noncontract providers; amending s. 641.495, F.S.; correcting a cross reference; amending s. 641.512, F.S.; requiring the Department of Insurance to publish the accreditation status of health maintenance organizations; creating s. 641.513, F.S.; specifying requirements for coverage of emergency services and care under a health maintenance organization contract; amending s. 766.102, F.S.; revising provisions relating to standard of care for purposes of claims for medical negligence; amending s. 768.28, F.S.; providing that health care providers treating patients pursuant to Medicaid provider agreements shall be considered agents of the state for purposes of certain liability actions; repealing s. 20.165(2)(f) and (3)(d), F.S., relating to the Division of Medical Quality Assurance of the Department of Business and Professional Regulation; repealing s. 20.42, F.S., relating to creation of the Agency for Health Care Administration; repealing s. 407.61, F.S., relating to studies of the Health Care Cost Containment Board; repealing s. 455.213(6), F.S., relating to duplicate requirements for physicians' continuing education; repealing s. 455.2173, F.S., relating to examinations provided by the Agency for Health Care Administration; repealing s. 455.2555, F.S., relating to imposition of a fee schedule on providers of designated health services; providing legislative intent with respect to certain causes of action relating to said section; providing for continuation of rules; providing for the effect of the act on pending judicial and administrative proceedings; providing severability; directing the statute editors to prepare a reviser's bill; providing effective dates.

—was referred to the Committees on Health Care; Banking and Insurance; and Ways and Means.

By Senator Ostalkiewicz—

SB 1988—A bill to be entitled An act relating to parental authority and control over children's education and upbringing; providing for written parental consent and school system disclosure concerning certain types of student assessments; providing for disclosure of information regarding student records; providing for security and restricted release of student records; limiting the contents of permanent student records; providing for parental inspection and review of student records; providing for challenges to the contents of student records; regulating student exposure to certain types of assessments, surveys, and recorded material; providing for adoption of local policies; providing for notice to parents; excluding application to reports of child abuse; providing for applicability to students 18 years of age and older; providing penalties; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Jones—

SB 1990—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; creating the "Health and Rehabilitative Services Reorganization Act of 1995"; providing legislative findings and intent; amending s. 20.19, F.S.; deleting a purpose of the department; providing for a central office and providing its functions; modifying the responsibilities of the Deputy Secretary for Health; providing for Assistant Health Officers for Children's Medical Services and Alcohol, Drug Abuse, and Mental Health; establishing Children's Medical Services and Alcohol, Drug Abuse, and Mental Health Program Offices; modifying the responsibilities of the Deputy Secretary for Human Services; deleting the Assistant Secretaries for Children's Medical Services and Alcohol, and Drug Abuse, and Mental Health; deleting the Children's Medical Services and Alcohol, Drug Abuse, and Mental Health Program Offices under the Deputy Secretary for Human Services; revising provisions relating to creation, appointment, and composition of the health and human services boards; deleting the authorization for the boards to change from a district board to subdistrict boards; authorizing reappointment of sitting board members; providing powers and duties of the health and human services boards; providing emergency procedures in case of no quorum; excluding the administration of state institutions; providing for service agreements between the boards and the secretary of the department; specifying service agreement requirements; deleting health and human services board duties exercised jointly with the district administrator; providing a code of conduct; providing for protection from liability; providing that nominee qualifications review committee members are not public officers; revising procedures of the nominee qualifications review committees; revising responsibilities of the district administrator; deleting the secretary's authority to appoint a district administrator; clarifying duties of the Statewide Health and Human Services Board; modifying provisions relating to annual budget request; providing for monitoring of the health and human services boards; revising legislative intent and definitions; requiring performance audits; providing methods of monitoring; providing for accountability; requiring reports; deleting the requirement for programmatic outcome evaluations; authorizing the department to adopt rules amending ss. 394.67 and 397.821, F.S.; correcting a cross reference and conforming a reference; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Health Care; and Ways and Means.

By Senators Dyer and Jennings—

SB 1992—A bill to be entitled An act relating to transportation; providing legislative intent; amending s. 163.567, F.S.; providing that certain Metropolitan Planning Organizations shall also be designated as regional transport authorities; amending s. 163.570, F.S.; authorizing regional transportation authorities to place certain legislatively authorized taxes on the referendum on a regional basis; providing additional provisions relating to approval of taxes; amending s. 339.175, F.S.; conforming to the act; providing for additional members in certain M.P.O.'s; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Ways and Means.

By Senator Dyer—

SB 1994—A bill to be entitled An act relating to medical education; establishing a geriatric medical education program to be administered by the Board of Regents; providing eligibility requirements for colleges of medicine; establishing a procedure for allocating funds; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senator Wexler—

SB 1996—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.6305, F.S.; providing that guest tracks may receive a higher percentage rate of contributions to the pari-mutuel pool with

respect to intertrack wagering under certain circumstances; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Wexler—

SB 1998—A bill to be entitled An act relating to state-owned facilities; amending s. 255.251, F.S.; revising short title; creating s. 255.2525, F.S.; establishing the Florida Energy Audit Program in the Department of Management Services; providing for an energy usage evaluation team; providing program responsibilities, including an energy audit and report with recommendations, approval of state agency energy conservation plans for improvements, and technical assistance; providing for agency reimbursement and use of funds; providing budgetary response for failure to initiate recommendations; providing for positions; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Dyer—

SB 2000—A bill to be entitled An act relating to state planning and budgeting; revising various provisions of the state planning and budgeting process to conform to the requirements of s. 19, Art. III of the State Constitution; amending s. 216.011, F.S.; defining “specific appropriation,” “itemization of a specific appropriation,” “itemization of expenditure,” and “major program area”; amending s. 216.023, F.S.; changing the due date for submission of agency and judicial branch final legislative budget requests; providing that amendments to such budget requests are to be at the request of the Governor or legislative appropriations committees; providing that preliminary legislative budget requests be in the form and manner prescribed in the legislative budget instructions; deleting an obsolete provision relating to point-by-point responses; amending ss. 216.0152, 216.0158, 216.0235, and 216.081, F.S., relating to the Department of Management Services building inventory report, agency and judicial branch short-term plans for facility needs, agency and judicial branch final legislative program budget requests, and financial needs estimates of the legislative branch, respectively, to conform submission dates thereof to the change in the submission date for final legislative budget requests; deleting the requirement that legislative and judicial branch data furnished to the Governor be used for informational purposes only; amending s. 216.031, F.S.; changing the date for submission of target budget requests; amending s. 216.131, F.S.; providing that public hearings on legislative budget requests shall be held only if requested; amending s. 216.136, F.S.; requiring the Economic Estimating Conference to report an itemization threshold to the Governor and legislative leaders every 4 years; eliminating obsolete titles with respect to principles of the Education Estimating Conference; amending s. 216.151, F.S.; allowing the Governor to treat the judicial branch in the same manner as state agencies in reviewing agency operations; amending s. 216.162, F.S.; deleting obsolete language requiring the Governor’s recommended budget to be submitted in odd-numbered years; amending s. 216.163, F.S.; changing the required sections of the Governor’s recommended budget to conform to constitutional requirements; providing for inclusion of the judicial and legislative branches in such recommendations; amending s. 216.181, F.S.; providing that reorganizations resulting from substantive legislation shall be considered part of the original approved operating budget for operational and fixed capital outlay expenditures; authorizing the Governor to approve changes in the amounts appropriated from trust funds in excess of those in the approved operating budget when deemed necessary to conduct the business of the state; amending s. 216.192, F.S.; providing that the Governor shall release a specified minimum percentage of the original approved operation budget of each agency and the judicial branch until the quarterly release plan is developed; amending s. 216.292, F.S.; authorizing the Executive Office of the Governor to approve necessary transfers to implement agency reorganizations authorized by the Legislature, subject to notice, review, and objection procedures; correcting cross references; amending s. 216.301, F.S.; changing carryforward provisions to provide for automatic certification of undisbursed balances, with reversion on October 1; providing for extension by the Executive Office of the Governor for certain nonrecurring appropriations; providing for notice, review, and objection; extending the reversion date of fixed capital outlay appropriations

to a specified time after adjournment of the legislative session of the second fiscal year of the appropriation; amending s. 215.32, F.S.; revising the funds into which all moneys received by the state must be deposited and within which they must be accounted for; specifying the manner of dividing such moneys into such funds; specifying the use and investment of moneys in such funds; repealing ss. 212.081(4) and 420.5094, F.S., relating to legislative intent on certain moneys available in excess of general revenue needs and to the single-family mortgage revenue bond program, and amending ss. 216.221 and 252.37, F.S., relating to the financing of deficits and disasters, to conform; amending ss. 265.51 and 265.55, F.S.; restricting authority of the Department of State to make agreements to indemnify for certain losses relating to items of artistic or historical value, and of the Comptroller to pay such claims, to specific appropriations for that purpose, to conform; amending ss. 215.90-215.96, F.S.; renaming the “Florida Fiscal Accounting Management Information System Act” as the “Florida Financial Management Information System Act” and revising the provisions of the act, to conform; revising legislative intent; redefining “board” as the Financial Management Information Board; defining “coordinating council,” “data dictionary,” “data directory,” and “design and coordination staff”; deleting the definition of “overall costs”; revising the subsystems of the Florida Financial Management Information System; authorizing the system to require data from state agency and judicial branch information systems and subsystems if the data has statewide financial management significance; requiring the use of management data, a common data dictionary, a data directory, and the Comptroller’s chart of accounts; providing rulemaking authority to the board and the Comptroller for such purposes; revising provisions relating to the designation, duties, and responsibilities of the functional owners of the various subsystems; revising the duties of the board; revising duties of the coordinating council; providing duties of the design and coordination staff; amending s. 216.141, F.S.; revising requirements for notifying the Auditor General of changes to the Florida Financial Management Information System; requiring the Comptroller to use the State Automated Management Accounting Subsystem for accounting purposes in the performance of his constitutional and statutory duties; amending ss. 20.23, 216.183, 216.237, 282.20, 282.305, 282.314, and 282.402, F.S., to conform terminology and cross references; amending s. 215.422, F.S.; providing for exemption from reporting and certification requirements of the prompt payment law for those agencies with a specified compliance rate with the voucher processing time limits; conforming terminology; providing budget flexibility to the Department of Revenue for purposes of the child support enforcement program; authorizing the department, as the child support enforcement agency, to enter into contracts for the provision of program services; providing effective dates.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2002—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Community College System so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2004—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2006—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2008—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified K-12 programs of the Department of Education so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Bankhead—

SB 2010—A bill to be entitled An act relating to compulsory school attendance; amending s. 232.09, F.S.; revising provisions relating to parental responsibility for attendance of children; providing attendance requirements; providing penalties; amending s. 232.19, F.S.; revising court procedures and penalties with respect to enforcement of school attendance laws; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Ways and Means.

By Senators Forman and Ostalkiewicz—

SB 2012—A bill to be entitled An act relating to human rights; creating s. 402.164, F.S.; providing legislative intent with respect to the duties and powers of the Statewide Human Rights Advocacy Council and the district human rights advocacy councils; amending s. 402.165, F.S.; redesignating the Statewide Human Rights Advocacy Committee as the Statewide Human Rights Advocacy Council; revising membership of the council; requiring the council to appoint a legal advocate to assist the council; providing for the council to monitor the activities of, and investigate complaints against, the Department of Health and Rehabilitative Services, the Department of Elderly Affairs, the Department of Juvenile Justice, and the Agency for Health Care Administration; authorizing the council to request the assistance of other governmental agencies; authorizing the council to refer certain cases to the Chief Inspector General; amending s. 402.166, F.S.; redesignating the district human rights advocacy committees as the district human rights advocacy councils; providing for additional district councils to be established; authorizing district councils to employ staff; revising the duties of the district councils to conform to the expanded duties of the statewide council; amending s. 402.167, F.S.; providing rulemaking authority to the state agencies subject to investigation by the human rights advocacy councils; requiring the state agencies to appoint a liaison; providing for the state agencies subject to investigation by the councils to develop a formula for sharing the cost of funding certain district staff positions; amending ss. 393.13, 394.459, 394.467, 400.0067, 400.0089, 400.419, 400.428, 415.103, 415.104, 415.106, 415.107, 415.501, 415.505, 415.51, F.S.; conforming terminology to changes made by the act; requiring the state agencies subject to investigations by the human rights advocacy councils to establish a funding formula by a specified date; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; and Ways and Means.

By Senator Harris—

SB 2014—A bill to be entitled An act relating to state purchasing and acquisition; amending s. 196.199, F.S.; specifying that state-owned office buildings are exempt from ad valorem taxation; amending s. 216.0158, F.S.; including evaluation costs associated with lease-purchase agreements in the 5-year plan for facility needs submitted by state agencies and the judicial branch; amending s. 255.248, F.S.; revising the definition of "state-owned office building" to include buildings subject to a lease-purchase agreement for purposes of provisions relating to responsibilities of the Division of Facilities Management of the Department of Management Services and requirements relating to construction or lease of buildings by state agencies; amending s. 255.249, F.S.; providing duties of the division relating to buildings in the Florida Facilities Pool; directing the Division to promulgate rules relating to lease-purchase acquisition of state-owned office buildings; amending s. 255.25, F.S.; authorizing the division to approve lease-purchase for the acquisition of an existing office building; repealing s. 255.25001, F.S., which provides for a suspension or

delay of certain functions, programs, and requirements relating to governmental operations for the Department of Management Services and the Department of Agriculture and Consumer Services; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Diaz-Balart—

SB 2016—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the State University System so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Dantzer—

SB 2018—A bill to be entitled An act relating to administration of the lottery; amending s. 24.120, F.S.; repealing a continuing appropriation of moneys in the Administrative Trust Fund of the Department of the Lottery; limiting the amount of funds that may be committed to a sales-incentive program; deleting a prohibition against payments under the sales-incentive program from being construed to be lump-sum salary bonuses; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

By Senators Harris, Jennings, Bronson, Williams and Crist—

SB 2020—A bill to be entitled An act relating to safety; amending s. 442.0105, F.S.; providing criteria by which the Division of Safety shall identify employers whose employees have a high frequency and severity of work-related injuries; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By Senator Harris—

SB 2022—A bill to be entitled An act relating to credit unions; amending s. 657.053, F.S.; revising the requirements for the semiannual assessment paid by credit unions to the Department of Banking and Finance under the Florida Credit Union Act; providing an effective date.

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

By Senator Grant—

SB 2024—A bill to be entitled An act relating to the Tampa-Hillsborough County Expressway Authority Law; amending s. 348.56, F.S.; providing that bonds of the authority may be sold either at public sale or, in specified circumstances, at a negotiated sale; providing an effective date.

—was referred to the Committees on Transportation; Governmental Reform and Oversight; and Ways and Means.

By Senator Silver—

SB 2026—A bill to be entitled An act relating to homestead tax exemptions; amending s. 193.155, F.S.; providing for the assessment of homestead property replaced because of damage or destruction that occurs from misfortune or calamity; providing an effective date.

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

By Senator Meadows—

SB 2028—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.052, F.S.; clarifying benefit payment and calculation procedure; providing for dual calculation of benefits whenever a member of the Elected State and County Officers' Class has creditable service in that class, followed by service in another class of the Florida Retirement System, on or after January 1, 1995; providing for matters relative thereto; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Crist—

SB 2030—A bill to be entitled An act relating to public adjusters; amending s. 626.854, F.S.; limiting authority of public adjusters who are acting on behalf of or aiding another person in negotiating or settling certain claims; providing an effective date.

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

By Senator Kirkpatrick—

SB 2032—A bill to be entitled An act relating to education; requiring the Department of Health and Rehabilitative Services and the Department of Education to develop minimum performance standards for all early education and care programs that serve children from birth through 5 years of age; requiring those departments to submit a joint report to the Legislature by October 1, 1995, presenting the performance standards and recommending funding procedures; providing an effective date.

—was referred to the Committees on Education; Health and Rehabilitative Services; and Ways and Means.

By Senator Holzendorf—

SB 2034—A bill to be entitled An act relating to violations involving checks; amending s. 832.07, F.S., relating to prima facie evidence of identity with regard to prosecution of bad check charges; removing "race" as a required element of establishing the identity of the person presenting the check; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senators Bronson, Grant, Kurth, Bankhead, Myers, Horne and Holzendorf —

SB 2036—A bill to be entitled An act relating to the qualified defense contractor tax refund program; reenacting and amending s. 288.104, F.S., which establishes such program and provides procedures, requirements, limitations, and penalties with respect thereto; revising definitions; increasing the annual limit on refunds under the program; revising requirements for application for certification and annual claim for refund; revising qualification requirements for applicants; revising provisions relating to expiration of the program; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Diaz-Balart—

SB 2038—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Transportation so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2040—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; revising ch. 402, F.S., relating to programs of the Department of Health and Rehabilitative Services, so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2042—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; revising ch. 409, F.S., relating to social and economic assistance, so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2044—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; revising ch. 393, F.S., relating to developmental disabilities, so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2046—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Agency for Health Care Administration so that the agency can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2048—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Elderly Affairs so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2050—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Corrections so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2052—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Law Enforcement so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2054—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Legal Affairs so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2056—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Juvenile Justice so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2058—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Parole Commission so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2060—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the judicial branch so that it can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Myers—

SB 2062—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Health and Rehabilitative Services so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2064—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Silver—

SB 2066—A bill to be entitled An act relating to landlord and tenant; amending s. 83.56, F.S.; providing for termination of rental agreement by the tenant by giving written notice in person or by certified mail; amending s. 83.59, F.S.; providing that the presumption that a tenant has abandoned a dwelling unit does not apply if the tenant notifies the landlord in writing by certified mail of an intended absence; amending s. 83.62, F.S.; providing that at any time after a sheriff executes a writ of possession the landlord may remove the tenant's personal property found on the premises; amending 83.67, F.S.; exempting telephone or cable-television service from the utility services that a landlord may not terminate; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Brown-Waite—

SB 2068—A bill to be entitled An act relating to sexual battery; providing legislative findings and intent; amending s. 794.011, F.S.; clarifying the definition of "consent" with respect to sexual battery offenses; amending s. 794.022, F.S.; providing conforming evidentiary guidelines in sexual battery cases; providing an effective date.

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

By Senator Williams—

SB 2070—A bill to be entitled An act relating to management of state lands; amending s. 253.03, F.S.; providing for the granting of leases, easements, or licenses in state lands for utility facilities; amending s. 259.032, F.S.; providing a requirement for a approved conservation plan; amending s. 259.101, F.S.; providing for disposition of Preservation 2000 lands; providing for retroactive effect; providing for retroactive application; providing an effective date.

—was referred to the Committees on Natural Resources; Judiciary; and Ways and Means.

By Senators Hargrett, Harris and Grant—

SB 2072—A bill to be entitled An act relating to the Multijurisdictional Tourism, Sports, and Entertainment Special District Act; amending s. 191.13, F.S.; removing the authority of a unit of local government to make certain investments of public funds under said act; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Economic Opportunities; and Ways and Means.

By Senator Kurth—

SB 2074—A bill to be entitled An act relating to domestic violence; amending s. 381.0038, F.S.; requiring the acquired immune deficiency syndrome program to contain certain additional information related to domestic violence; amending s. 415.603, F.S.; clarifying duties of the Department of Health and Rehabilitative Services with respect to domestic violence centers; requiring the department to promote involvement of certified domestic violence centers under certain circumstances; revising funding of a certain statewide association with respect to domestic violence; amending s. 415.605, F.S.; providing additional duties of domestic violence centers; creating s. 455.222, F.S.; requiring certain licensing boards to require special education on domestic violence for certain licensees; providing criteria; providing procedures; providing penalties; requiring certain licensing boards to report to the Legislature; amending s. 455.227, F.S., providing for disciplining licensees for failing to comply with certain educational requirements related to domestic violence; amending s. 627.644, F.S.; prohibiting health insurers or managed health care providers from engaging in certain activities relating to domestic violence; providing for award of attorney's fees and costs under certain circumstances; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Reform and Oversight; Judiciary; and Ways and Means.

By Senators Holzendorf, Horne, Forman and Hargrett—

SB 2076—A bill to be entitled An act relating to drugs; creating the "Florida Equal Access to Pharmaceutical Manufacturer's Discounts Act"; providing definitions; prohibiting price discrimination; prohibiting the state from purchasing pharmaceuticals from certain sellers; providing exceptions to the act; providing for enforcement; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

By Senators Dyer, Dudley, Silver and Burt—

SB 2078—A bill to be entitled An act relating to criminal appeals and collateral review of criminal proceedings; creating the “Criminal Appeal Reform Act of 1995”; retitling chapter 924, relating to appeals, as “Criminal Appeals and Collateral Review”; amending s. 924.05, F.S.; making only direct appeals under chapter 924 a matter of right; creating s. 924.051, F.S.; providing legislative intent and definitions; providing guidelines and terms and conditions of appeals and collateral review in criminal cases; limiting direct appeals to allegations of prejudicial or fundamental error; requiring appellants to demonstrate jurisdiction of appellate court before consideration of merits; prohibiting collateral relief on grounds which were or could have been raised at trial and, if properly preserved, on direct appeal; placing a 2-year limitation on filing for collateral relief, with exceptions; placing burden of demonstrating prejudicial error on party challenging ruling of trial court; requiring appellate courts to rule on issues in state’s cross-appeals; prohibiting use of public funds, resources, or employees in appellate or collateral proceedings unless such use is constitutionally or statutorily mandated; amending s. 924.06, F.S.; revising criteria for appeal of illegal sentence; eliminating appeals of sentences outside sentencing guidelines; limiting right to appeal of defendants who plead guilty or nolo contendere; creating s. 924.066, F.S.; limiting applications for collateral relief and providing that there is no right to a court-appointed lawyer in noncapital collateral proceedings; amending s. 924.07, F.S.; limiting state’s appeal of sentences to sentences below statutory minimum; repealing s. 924.33, F.S., relating to limitations on reversal of modifications of judgment; amending s. 924.37, F.S.; removing a provision requiring appellate court to decide issues appealed by state; providing an effective date.

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

By Senator Johnson—

SB 2080—A bill to be entitled An act relating to bingo; amending s. 849.0931, F.S.; revising provisions which regulate the conduct of bingo; providing intent; providing definitions; providing that the Division of Pari-mutuel Wagering shall supervise bingo activities and specifying powers and duties of the division; authorizing the conduct of bingo by authorized organizations; providing for use of bingo proceeds; providing requirements and conditions for the conduct of bingo; requiring licensing or registration of such organizations, operators of leased bingo facilities, and distributors of bingo equipment; providing exemptions; providing for special event licenses; providing for fees; providing limitations on prizes; providing requirements regarding the location of games and the lease of premises; providing requirements for records and reports; prohibiting certain activities in connection with bingo; providing for revocation or denial of licenses and registrations and administrative fines; providing a criminal penalty; providing for injunctions; providing for deposit of moneys collected in the Pari-mutuel Wagering Trust Fund; specifying that the regulations provided in the act are minimum regulations; providing an appropriation and authorizing positions; providing effective dates.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Silver—

SB 2082—A bill to be entitled An act relating to pari-mutuel wagering; creating s. 550.645, F.S.; authorizing branch wagering; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Rossin—

SB 2084—A bill to be entitled An act relating to child welfare; amending s. 39.41, F.S., relating to court powers of disposition in dependency cases; providing for termination of supervision of long-term relative placement, termination of supervision of long-term foster care placement, or other termination of protective supervision as a permanency

option for the child, under specified circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Health and Rehabilitative Services; and Ways and Means.

By Senator Silver—

SB 2086—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.3551, F.S.; authorizing certain permitholders to receive broadcasts and conduct wagering on races conducted in other states; creating s. 550.26365, F.S.; providing for the Breeders’ Crown Meet; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Forman—

SB 2088—A bill to be entitled An act relating to health care; amending s. 240.5121, F.S.; allowing the Florida Cancer Control and Research Advisory Council either to purchase or to develop a written summary of breast-cancer treatment alternatives; amending s. 381.0031, F.S.; expanding the categories of practitioners who must report the existence of a disease of public health significance to the Department of Health and Rehabilitative Services; allowing such reports to be made by electronic means, as well as on forms; amending s. 385.202, F.S.; allowing the department to specify, by rule, information that is to be reported to the department for the statewide cancer registry about cancer patients treated by hospitals; amending s. 627.4236, F.S.; requiring the advisory panel on bone-marrow transplants to conduct a periodic review of scientific evidence, as specified; amending ss. 627.6418, 627.6613, F.S.; expanding the mammography coverage that is required to be provided under insurance policies issued in this state; requiring insurance policies to include a statement of the mammography coverage provided under the policies; amending s. 627.6419, F.S.; prohibiting insurers from denying coverage to an insured who has been diagnosed as having a fibrocystic condition; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Ways and Means.

By Senators Rossin, Wexler, Johnson and Jenne—

SB 2090—A bill to be entitled An act relating to investment of public funds; creating the State Investment Policy Committee; providing its membership and duties; creating the state investment policy for public funds; providing applicability of the policy; prescribing standards for public bodies and officers in investing surplus funds; amending s. 11.45, F.S.; requiring audits of governmental entities to include statements of compliance with the policy; amending ss. 28.33, 74.051, 212.055, F.S.; prescribing duties of clerks of court with respect to investment of funds; amending ss. 125.31, 219.075, F.S.; prescribing duties of counties with respect to investment of funds; amending s. 166.261, F.S.; prescribing duties of municipalities with respect to investment of funds; amending s. 218.345, F.S.; prescribing duties of special districts with respect to investment of funds; amending ss. 236.24, 236.49, 236.55, 237.211, F.S.; prescribing duties of district school systems with respect to investment of funds; amending s. 18.10, F.S.; prescribing duties of the Treasurer with respect to investment of funds; repealing s. 218.40, F.S., relating to a short title; amending s. 218.401, F.S.; redefining the purpose of statutory provisions relating to the Local Government Surplus Funds Trust Fund; amending s. 218.403, F.S.; redefining the term “surplus funds” for purposes of investments in the trust fund; amending s. 218.411, F.S.; revising duties of the State Board of Administration with respect to assisting local governments in investing their public funds; providing an appropriation; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Weinstein—

SB 2092—A bill to be entitled An act relating to health care; amending s. 400.0081, F.S.; expanding the right of the Office of State Long-Term Care Ombudsman and the state and district ombudsman councils to access to records; amending s. 400.623, F.S.; specifying persons who may bring enforcement actions; providing that, in actions against a nursing home facility, damages survive the death of a deceased resident and may be recovered by the personal representative of the deceased's estate; providing that the wrongful death limitations do not apply; amending s. 400.121, F.S.; providing that any nursing home facility ordered to restrict admission of residents must post a notice of the restriction; amending s. 400.145, F.S.; providing that a nursing home facility may not charge more than a specified amount for copying a resident's records; requiring the facility to maintain certain records relating to accidents at the facility; amending s. 400.415, F.S.; requiring adult congregate living facilities that are ordered to restrict the admission of residents to post a notice of the restriction; amending s. 400.429, F.S.; specifying persons who may bring actions to enforce rights and recover damages and removing a limitation on punitive damages; providing that damages assessed against an adult congregate living facility survive the death of a deceased resident and may be recovered by the personal representative of the deceased's estate; providing that wrongful death limitations do not apply; providing an effective date.

—was referred to the Committees on Health Care; Health and Rehabilitative Services; Judiciary; and Ways and Means.

By Senator Weinstein—

SB 2094—A bill to be entitled An act relating to indigents; amending s. 57.081, F.S.; requiring an indigent seeking a waiver of prepayment of costs to any judge, clerk, or sheriff to include in an affidavit a statement that the applicant has not paid more than a specified amount to another in connection with the legal proceeding; providing an alternative procedure; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Dyer—

SB 2096—A bill to be entitled An act relating to the Florida Vacation Plan and Time-Sharing Act; amending s. 721.03, F.S.; revising language with respect to the scope of the act; amending s. 721.05, F.S.; providing definitions; amending s. 721.06, F.S.; providing that sellers and purchasers of timeshare periods must agree in writing on a specific value for each contract benefit; creating s. 721.065, F.S.; providing for resale purchase agreements; amending s. 721.07, F.S.; revising language with respect to public offering statements; creating s. 721.071, F.S.; providing requirements with respect to trade secrets; amending s. 721.075, F.S.; clarifying that incidental benefits must be filed in conjunction with a timeshare plan; amending s. 721.08, F.S.; revising language with respect to escrow accounts, nondisturbance instruments, and alternate security agreements; amending s. 721.10, F.S.; defining the term "benefits made available under the plan" with respect to the right to cancel; amending s. 721.11, F.S.; excluding certain statements from the term "advertising material"; amending s. 721.13, F.S.; revising language with respect to management; amending s. 721.14, F.S.; revising language with respect to the discharge of a managing entity; amending s. 721.15, F.S.; revising language with respect to assessments for common expenses; prohibiting the commingling of certain funds; amending s. 721.20, F.S.; providing an exemption from licensing requirements for persons licensed under chapter 475, F.S., under certain circumstances; amending s. 721.26, F.S.; revising language with respect to regulation by the Division of Florida Land Sales, Condominiums, and Mobile Homes; creating s. 721.265, F.S.; providing for service of process; amending s. 721.27, F.S.; clarifying language with respect to the annual fee for each timeshare period in a timeshare plan; amending s. 721.51, F.S.; revising language with respect to legislative purpose; amending s. 721.52, F.S.; providing definitions; amending s. 721.53, F.S.; revising language with respect to subordination agreements and alternate security arrangements; amending s. 721.54, F.S.; relating to the term of multisite timeshare plans; amending s. 721.55, F.S.; providing for public offering statements with respect to multisite timeshare plans; creating s. 721.551, F.S.; providing for the delivery of multisite timeshare

plan public offering statements; creating s. 721.552, F.S.; providing for additions, substitutions, or deletions of component site accommodations or facilities; creating s. 721.553, F.S.; providing for the portrayal of proposed component sites; amending s. 721.56, F.S.; revising language with respect to the management of multisite timeshare plans and reservation systems; providing appropriations; directing the Division of Florida Land Sales, Condominiums, and Mobile Homes to conduct a study; providing for the application of certain portions of the act; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Judiciary; and Ways and Means.

By Senator Bankhead—

SB 2098—A bill to be entitled An act relating to the protection of children from abuse, neglect, and exploitation; amending s. 415.5018, F.S.; requiring the Department of Health and Rehabilitative Services to enter into an agreement with local law enforcement agencies regarding certain protective and criminal investigations; amending s. 415.505, F.S.; adding circumstances under which the department must notify the sheriff and local police department of a child abuse or neglect report; directing local law enforcement to assume the lead in criminal and fact-finding investigations; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Criminal Justice.

By Senator Gutman—

SB 2100—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.05, F.S.; substantially revising provisions which specify conditions under which the purchase of a boat or airplane by a nonresident is not subject to said tax; extending the period within which the boat or airplane must be removed from the state after purchase and specifying said period may not be tolled; revising the dates by which the purchaser and seller must provide certain information to the Department of Revenue and requiring such persons to supply additional information; providing liability for tax and penalty if a purchaser fails to supply required information; requiring the selling dealer to affix decals to certain boats; providing duties of the department with respect to development of decals and sale to dealers; providing for use of the proceeds; providing duties of dealers; providing liability for tax and penalties applicable to dealers and purchasers who attempt to evade the tax; providing for rules and emergency rules; providing for future review and repeal; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Bronson—

SB 2102—A bill to be entitled An act relating to research; creating the "Florida Research Partnership Act"; requiring governmental entities to utilize expertise within public and private universities and colleges; requiring submission of certain information to the Legislature for approval; requiring agreements; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Higher Education; and Ways and Means.

By Senator Diaz-Balart—

SB 2104—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Agriculture and Consumer Services so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2106—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Banking and Finance so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2108—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Business and Professional Regulation so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2110—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Commerce so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senators Diaz-Balart and Dantzler—

SB 2112—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Community Affairs so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Latvala—

SB 2114—A bill to be entitled An act relating to state government; creating s. 11.074, F.S.; amending s. 120.54, F.S.; requiring consideration of the impact of legislation and rulemaking on families; requiring impact statements; providing an effective date.

—was referred to the Committees on Rules and Calendar; and Governmental Reform and Oversight.

By Senator Diaz-Balart—

SB 2116—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Environmental Protection so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2118—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Game and Fresh Water Fish Commission so that the commission can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2120—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Highway Safety and Motor Vehicles so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2122—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Insurance so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2124—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Labor and Employment Security so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2126—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of the Lottery so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2128—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Management Services so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2130—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Military Affairs so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2132—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Public Service Commission so that the commission can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2134—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of Revenue so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Diaz-Balart—

SB 2136—A bill to be entitled An act implementing budget cuts made by the General Appropriations Act; abolishing and modifying specified programs of the Department of State so that the department can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator McKay—

SB 2138—A bill to be entitled An act relating to health maintenance organizations; amending s. 624.4095, F.S.; providing for reducing annual written premiums by certain amounts related to health maintenance organization services under workers' compensation managed-care arrangements; amending s. 641.19, F.S.; clarifying a definition; amending s. 641.2017, F.S.; specifying assumption of risk by health maintenance organizations under certain circumstances; providing a limitation; providing an effective date.

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

By Senator McKay—

SB 2140—A bill to be entitled An act relating to pollution caused by drycleaning solvents; amending s. 376.301, F.S.; revising and adding definitions; amending s. 376.303, F.S.; revising the powers and duties of the Department of Environmental Protection pertaining to the registration program for drycleaning facilities and wholesale supply facilities; amending s. 376.3078, F.S.; revising the requirements pertaining to the drycleaning facility restoration fund; providing immunity under certain circumstances; amending s. 376.3079, F.S.; revising the third-party liability insurance provision; amending s. 376.308, F.S.; revising the liability of facilities; amending s. 376.313, F.S.; revising the provisions for civil actions against facilities; amending s. 376.70, F.S.; providing that uniform-rental and linen-supply companies are not subject to the tax imposed on gross receipts of drycleaning facilities; requiring the Department of Revenue to refund taxes and fees that have been remitted; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Holzendorf—

SB 2142—A bill to be entitled An act relating to roller skating rinks; creating part II of chapter 546, F.S.; creating the "Florida Roller Skating Rink Safety and Fair Liability Act"; stating findings and declarations; providing definitions; enumerating duties of roller skating rink operators and skaters; providing for assumption of risk by roller skaters and spectators; providing operator's immunity from liability; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Judiciary.

By Senator Grant—

SB 2144—A bill to be entitled An act relating to insurance; amending s. 626.854, F.S.; prohibiting a public adjuster from adjusting certain claims; creating s. 626.8541, F.S.; defining a certified public adjuster and prescribing activities; creating s. 626.8542, F.S.; providing for certification of public adjusters by the Department of Insurance; providing criteria for certification; providing a fee; providing for denial or revocation of certification; providing for reinstatement of certification; creating s. 626.8543, F.S.; prohibiting certified public adjusters from practicing law unless they are attorneys; creating s. 626.8544, F.S.; authorizing divided fees for services; creating s. 626.8545, F.S.; defining a public insurance solicitor; providing for licensure by the department; providing criteria for licensure; providing an exemption; providing a fee; providing for denial or revocation of licensure; providing for reinstatement of licensure; creating s. 626.8546, F.S.; providing a penalty; providing an exemption from educational and internship requirements for certification as a certified public adjuster for certain public adjusters licensed prior to July 1, 1995; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Ways and Means.

By Senator Dudley—

SB 2146—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051, F.S.; authorizing the governing body of a city to purchase continued membership in the Special Risk Class of the system for the city's police chief, under certain conditions; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Holzendorf—

SB 2148—A bill to be entitled An act relating to housing for the elderly; amending s. 420.5087, F.S.; clarifying provisions relating to use of funds under the State Apartment Incentive Loan Program; increasing the maximum amount of certain loans; reducing the amount of matching funds required; extending the maximum term of such loans; providing an effective date.

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

By Senator Holzendorf—

SB 2150—A bill to be entitled An act relating to motor vehicle rentals; amending s. 322.38, F.S.; prohibiting the lessor of a motor vehicle, as part of the rental agreement, from holding the lessee liable for the negligent operation of the motor vehicle by another authorized driver; providing a definition; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Judiciary; and Commerce and Economic Opportunities.

By Senators McKay, Latvala, Brown-Waite, Rossin and Williams—

SB 2152—A bill to be entitled An act relating to driver licenses; amending s. 322.18, F.S.; prohibiting the Department of Highway Safety and Motor Vehicles from renewing a driver's license if its records show that the driver is the subject of an outstanding warrant for worthless checks; directing the Department of Law Enforcement to provide the Department of Highway Safety and Motor Vehicles with certain information; providing for confidentiality; providing circumstances for renewal of license; providing for a fee; providing an effective date.

—was referred to the Committees on Transportation; and Ways and Means.

By Senator Holzendorf—

SB 2154—A bill to be entitled An act relating to black business enterprises; creating the Black Business Investment Corporations Oversight Board within the Executive Office of the Governor; abolishing the Florida Black Business Investment Board; transferring the assets of the board to the oversight board for local black business investment corporations; providing for appointment, duties, staffing, and travel and per diem expenses; repealing s. 288.707, F.S., which provides for the Florida Black Business Investment Board; repealing s. 288.708, F.S., which provides for the appointment of the executive director and employees of the Florida Black Business Investment Board; providing positions; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Hargrett—

SB 2156—A bill to be entitled An act relating to juvenile offenders; amending s. 39.01, F.S.; revising the security criteria for a moderate-risk residential facility for juvenile offenders; authorizing the staff at the facility to seclude a juvenile under certain circumstances; authorizing the use of mechanical restraint; amending s. 39.0145, F.S.; prescribing authority of law enforcement officers to take into custody children found in contempt of court outside the presence of the court; providing for hearings; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Kurth—

SB 2158—A bill to be entitled An act relating to juvenile sexual offenders; amending s. 39.01, F.S.; defining “juvenile sexual offender” and “juvenile sexual abuse”; amending s. 39.044, F.S.; providing procedures when a juvenile sexual offender is placed in detention; requiring detention staff to notify law enforcement and school personnel of a juvenile sexual offender’s release or transfer; amending s. 39.052, F.S.; allowing the court to place a sexual offender in community-based treatment at an adjudicatory hearing; providing procedures for a multidisciplinary assessment, including assessment by certified psychologist, therapist, or psychiatrist; providing for reports; providing court authority to review or revoke treatment; amending s. 39.054, F.S.; authorizing the court to commit a juvenile sexual offender to the Department of Juvenile Justice for placement in specified programs; amending s. 39.067, F.S.; requiring mental health counseling as a condition of furlough from a commitment program for a juvenile sexual offender; creating s. 39.0571, F.S.; creating juvenile sexual offender commitment programs; requiring the Department of Juvenile Justice to establish procedures and protocols with certain agencies; providing contracting authority; requiring quality assurance and certain outcome evaluation efforts; providing rulemaking authority; amending s. 415.50165, F.S.; defining “alleged juvenile sexual offender,” “juvenile sexual abuse,” and “victim”; creating s. 415.50171, F.S.; requiring a family services response system approach to reports of child-on-child sexual abuse by the Department of Health and Rehabilitative Services; providing procedures; requiring certain services to be provided to the victim of juvenile sexual abuse, the alleged juvenile sexual offender, and their caregivers; requiring classification of reports by the department; providing rulemaking authority; amending s. 415.504, F.S.; requiring mandatory reporting and acceptance of juvenile sexual abuse reports by the Department of Health and Rehabilitative Services; providing procedures; requiring the Department of Juvenile Justice, the Juvenile Justice Standards and Training Commission, the Department of Health and Rehabilitative Services, and the Department of Business and Professional Regulation, in a collaborative effort, to study the requirements, licenses, certification, and training of persons providing mental health treatment to juvenile sexual offenders; requiring a report to the Governor and the Legislature; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Jenne—

SB 2160—A bill to be entitled An act relating to personal injury protection benefits; amending s. 627.732, F.S.; clarifying a definition; amending s. 627.736, F.S.; deleting a requirement that an insurer include a binding arbitration provision in certain policies; requiring physicians to physically examine an injured person for purposes of certain reports; amending s. 627.739, F.S.; authorizing a named insured to elect a deductible under certain limited circumstances; specifying application of a deductible amount; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Silver—

SB 2162—A bill to be entitled An act relating to motor vehicles; amending ss. 316.1951 and 320.58, F.S.; authorizing license inspectors and supervisors of the Department of Highway Safety and Motor Vehicles to enforce certain parking violations; amending s. 320.27, F.S.; redefining the terms “wholesale motor vehicle dealer,” “motor vehicle auction,” and “motor vehicle dealer” and defining the term “registered agent” with respect to the law governing motor vehicle dealers; providing for the registration of registered agents; providing that only licensed motor vehicle dealers may advertise for sale any motor vehicle belonging to another party; providing fees; providing for applications for registered agents; revising language with respect to license applications; providing increased penalties for certain violations; providing additional grounds for denial, revocation, or suspension; creating s. 320.275, F.S.; authorizing motor vehicle dealers to record ownership interest of vehicles in lawful possession of the dealer; providing a fee; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; and Ways and Means.

By Senator Johnson—

SB 2164—A bill to be entitled An act relating to proceedings relating to juveniles; amending s. 39.426, F.S.; specifying the composition of the case staffing committee for a family in need of services; amending s. 232.19, F.S.; requiring school administrators to submit requests for child-in-need-of-services petitions to the local case staffing committees of the Department of Juvenile Justice in habitual truancy cases; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Criminal Justice.

By Senators Harris and Dudley—

SB 2166—A bill to be entitled An act relating to jurors; creating s. 40.272, F.S.; providing a short title; prohibiting disclosure of names and addresses of jurors; providing an exemption from public records requirements for such information; providing for review and repeal; providing a statement of public necessity; providing criminal penalties for violation of the act; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Dudley—

SB 2168—A bill to be entitled An act relating to mortgage brokering and lending; amending s. 494.001, F.S.; revising certain definitions; providing a definition; amending s. 494.0017, F.S.; revising provisions relating to transfers of moneys in the Mortgage Brokerage Guaranty Fund; creating s. 494.00171, F.S.; assessing application fees; providing for transfer of such fees into the Mortgage Brokerage Guaranty Fund; amending s. 494.0025, F.S.; specifying additional prohibited practices; creating s. 494.0026, F.S.; providing for disposition of insurance proceeds; creating s. 494.0028, F.S.; providing for arbitration; providing procedures and criteria; creating s. 494.00311, F.S.; providing for mortgage brokerage schools; providing requirements; prohibiting certain activities relating to mortgage brokering courses; providing a penalty; creating s. 494.00331, F.S.; providing limitations on mortgage broker association and employ-

ment; amending s. 494.0042, F.S.; providing a limitation on receiving brokerage fees; creating s. 494.00421, F.S.; requiring disclosure of certain information in contracts pursuant to which a mortgage brokerage fee is received; amending s. 494.0067, F.S.; requiring registration of certain loan originators; providing for initial and biennial registration; requiring lenders to submit quarterly reports of changes; providing fees; creating s. 494.00671, F.S.; restricting association and employment of loan originators; amending s. 494.0069, F.S.; providing additional requirements for issuing mortgage loan rate lock-in agreements; amending s. 494.0071, F.S.; clarifying application of provisions relating to expiration of lock-in agreements or commitments; creating s. 494.00721, F.S.; providing requirements for net worth; amending ss. 494.0031, 494.0033, 494.0061, and 494.0062, F.S.; providing for cancellation of licenses, permits, or registrations under certain circumstances; requiring notice; providing for reinstatement; providing an effective date.

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

By Senator Dyer—

SB 2170—A bill to be entitled An act relating to state performance.

—was referred to the Committees on Governmental Reform and Oversight; and Rules and Calendar.

By Senator Jones—

SB 2172—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.021, F.S.; providing that a violation involving a specified number of illegal blue crabs constitutes a major violation; providing penalties; amending ss. 370.13, 370.135, and 370.14, F.S., relating to the regulation of stone crabs, blue crabs, and crawfish; providing that only major violations shall require just cause to show why a license should not be suspended or revoked; providing definitions; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Grant—

SB 2174—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.545, F.S.; providing for increased motor carrier overweight and registration violation penalties; providing an effective date.

—was referred to the Committees on Transportation; and Ways and Means.

By Senator Turner—

SB 2176—A bill to be entitled An act relating to the regulation of art therapy.

—was referred to the Committees on Commerce and Economic Opportunities; Ways and Means, and Rules and Calendar.

By Senator Silver—

SB 2178—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.701, F.S.; redefining the term “contraband article” for purposes of the Florida Contraband Forfeiture Act to include certain articles, whether or not used for a specific narcotics transaction; amending s. 932.702, F.S.; prohibiting the possession of any contraband article; amending s. 932.703, F.S.; providing procedures for requesting a preliminary hearing following a seizure of property; providing for a bond or other security to be posted by the seizing agency; requiring that the seizing agency rather than the owner, lienholder, coowner, or lessor establish knowledge of the illicit use of the seized property; amending s. 932.704, F.S.; providing a policy against unreasonable searches and seizures; providing an additional requirement for settlement agreements; requiring the Department of Law Enforcement to develop guidelines and training procedures; providing for the review of seizures of property by law enforcement agencies; amending s. 932.7055, F.S.; limiting the use of pro-

ceeds from the sale of seized property by a law enforcement agency; amending s. 932.706, F.S.; requiring the Criminal Justice Standards and Training Commission to provide continuing education on the seizure and forfeiture of property; providing an effective date.

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

By Senator Dyer—

SB 2180—A bill to be entitled An act relating to the State Board of Education; repealing ss. 229.021, 229.041, 229.053, 229.111, 229.133, and 229.52, F.S., relating to meeting dates, regulations and standards, general powers, authorization to accept gifts, vocational education programs to meet workforce shortages, and assistance in economic development; amending s. 240.209, F.S., to conform; providing an effective date.

—was referred to the Committees on Higher Education; Education; and Ways and Means.

By Senator Jones—

SB 2182—A bill to be entitled An act relating to community colleges; amending s. 24.115, F.S.; providing for distribution of earnings on unclaimed lottery prize money to the Florida Academic Improvement Trust Fund for Community Colleges; amending s. 240.36, F.S.; providing for funding of community college student child care services; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Higher Education; and Ways and Means.

By Senators Silver, Crist and Forman—

SB 2184—A bill to be entitled An act relating to environmental preservation; amending s. 259.101, F.S.; providing a legislative finding; providing certain distribution of funds from the Preservation 2000 Trust Fund for purchase of lands for South Florida water supply preserves; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senators Latvala, Grant and Brown-Waite—

SB 2186—A bill to be entitled An act relating to homebuyers; creating the Homebuyer’s Protection Act; creating s. 489.126, F.S.; prohibiting acts by a certified or registered contractor; providing penalties; amending s. 489.131, F.S.; requiring local boards or agencies licensing contractors to transmit to the Construction Industry Licensing Board reports of disciplinary actions against contractors and unlicensed persons; creating s. 489.1425, F.S.; providing duty of contractor to notify a residential property owner about filing claims and buying title insurance; amending s. 501.1375, F.S.; requiring notice to a buyer of residential property that any deposit must be placed in an escrow account; eliminating a buyer’s right to waive the escrow provision; creating s. 627.7866, F.S.; requiring certain persons to provide a residential property buyer a warning of consequences of not purchasing title insurance; creating s. 713.165, F.S.; providing for lists of subcontractors and supplier to be furnished to property owner; amending s. 713.31, F.S.; providing a penalty for filing a fraudulent lien; amending s. 713.35, F.S.; providing a penalty for making false statements relating to subcontractors, sub-subcontractors, or suppliers; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Commerce and Economic Opportunities; and Ways and Means.

By Senator Rossin—

SB 2188—A bill to be entitled An act relating to the Legislature; creating a Joint Commission on Legislative Reform; providing for its membership and organization; providing duties of the commission; requiring an interim and final report; providing an effective date.

—was referred to the Committees on Rules and Calendar; and Ways and Means.

By Senator Dyer—

SB 2190—A bill to be entitled An act relating to wastewater; creating ss. 403.79, 403.791, 403.792, F.S.; providing definitions; providing for registration of transporters of wastewater; providing for certification of land applicators of wastewater; creating s. 403.793, F.S.; authorizing the Department of Environmental Protection to collect an annual fee from domestic wastewater-treatment facilities and to deposit such fees into the Florida Permit Fee Trust Fund; providing an effective date.

—was referred to the Committees on Natural Resources; Governmental Reform and Oversight; and Ways and Means.

SR 2192 was introduced out of order and adopted March 13.

By Senator Weinstein—

SB 2194—A bill to be entitled An act relating to health insurance; amending s. 627.410, F.S.; deleting a requirement that certain group policies be filed with the Department of Insurance for certain purposes; amending ss. 627.5515 and 627.6515, F.S.; revising coverage of residents of this state under group policies or annuities issued or delivered outside this state under certain circumstances; amending ss. 627.6417 and 627.6418, F.S.; including cancer policies under provisions requiring coverage for mammograms and surgical procedures and devices incident to mastectomies; amending s. 627.667, F.S.; providing for extension of benefits under certificates of insurance; amending s. 627.6675, F.S.; lowering the maximum premium for certain converted policies; increasing the maximum medical expenses benefit for major medical coverage under a converted policy; specifying minimum coverage and benefits for converted policies for certain totally disabled persons; amending s. 627.6699, F.S.; prohibiting small employer carriers from specifying certain conditions of minimum participation for providing coverage to small employer groups; amending s. 627.674, F.S.; correcting a reference to a Medicare health insurance guide; amending s. 627.6745, F.S.; specifying certain minimum return to policyholders under certain Medicare supplement policies; providing an effective date.

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

By Senator Dyer—

SB 2196—A bill to be entitled An act relating to juries; amending s. 40.24, F.S., relating to compensation for juror service; authorizing donation of juror compensation to a certified guardian ad litem program; providing duties of the clerk of court and guidelines with respect to receipt or expenditures of such donated moneys; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Harris—

SB 2198—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing an exemption from public records requirements for documents that reveal certain information about the victim of a crime that are in the possession of an agency, upon written request and verification by the victim; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Harden—

SB 2200—A bill to be entitled An act relating to procurement of commodities or contractual services by or construction contracts of state agencies; amending s. 255.102, F.S.; eliminating the requirement that agencies consider the use of price preferences, weighted preference formulas, or other preferences for construction contracts to increase minority participation; amending s. 287.057, F.S.; eliminating the provision that allows agencies to consider the use of such preferences for contrac-

tors in order to increase minority participation; amending s. 287.0945, F.S.; revising the duties of the Minority Business Advocacy Office within the Commission on Minority Economic and Business Development pertaining to the use of such preferences to increase minority participation in state contracting; eliminating the standing of that office to protest contract awards in competitive bidding for contractual services and construction contracts where an agency failed to adopt an applicable preference for minority participation, providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Commerce and Economic Opportunities; and Ways and Means.

By Senator Williams—

SB 2202—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; revising the criteria for the designation as a special risk member of the system to include certain positions of the Division of Forestry of the Department of Agriculture and Consumer Services within the special risk class; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Harden—

SB 2204—A bill to be entitled An act relating to firesafety; amending s. 213.053, F.S.; providing confidentiality to subpoenas issued by the State Fire Marshal; amending s. 409.175, F.S.; requiring family foster homes to meet certain firesafety standards; requiring annual inspection; amending ss. 633.01, 633.021, 633.025, and 633.161, F.S.; deleting obsolete cross-references and clarifying provisions; amending s. 633.022, F.S.; requiring the Department of Insurance to establish firesafety standards for motion picture and television special effects operations; deleting an obsolete cross reference; amending s. 633.052, F.S.; authorizing certain counties and municipalities to enforce firesafety code violations under certain circumstances; amending s. 633.061, F.S.; revising the requirements for engaging in the business of servicing, inspecting, and installing fire extinguishers and systems; clarifying provisions; amending s. 633.081, F.S.; requiring firefighters to be supervised by firesafety inspectors when performing inservice inspections; amending s. 633.085, F.S.; deleting a requirement for annual inspection by the State Fire Marshal for state-leased space in lieu of plans review; amending s. 633.111, F.S.; deleting a provision concerning hearings for release of active investigative information; amending s. 633.175, F.S.; excluding certain investigators employed by an insurance company or employed by the National Insurance Crime Bureau from liability for damages for furnishing certain information concerning fires suspected to be other than accidental under certain circumstances; amending s. 633.35, F.S.; clarifying training requirements for firefighter certification; creating s. 633.352, F.S.; providing continuing education requirements for maintaining firefighter certification; amending s. 633.382, F.S.; clarifying a definition; revising provisions specifying qualifications for supplemental compensation; amending s. 633.44, F.S.; clarifying the purposes of the Florida State Fire College; repealing s. 633.351(3), F.S., relating to maintenance of certification as a firefighter; providing an effective date.

—was referred to the Committees on Banking and Insurance; Agriculture; and Ways and Means.

By Senator Jones—

SB 2206—A bill to be entitled An act relating to corrections; amending s. 947.141, F.S., relating to violations of conditional release, control release, or conditional medical release; authorizing the Parole Commission panel to place released offenders who commit such violations in local detention facilities as a condition of supervision; providing guidelines and time limits with respect to such placements; providing for specified reimbursements by the Department of Corrections pursuant to contractual agreement with the chief correctional officer of the county; providing applicability; providing an effective date.

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

By Senator Jones—

SB 2208—A bill to be entitled An act relating to juvenile reception and evaluation centers; creating s. 39.0561, F.S.; authorizing the Department of Juvenile Justice to establish residential juvenile reception and evaluation centers; requiring certain services to be offered in juvenile reception and evaluation centers; providing for the placement of a juvenile in a reception and evaluation center; providing for the transfer of a juvenile from a reception and evaluation center to a commitment program; providing for physically secure reception and evaluation centers; providing rulemaking authority to the department; amending s. 39.044, F.S., relating to detention; providing for the holding in a juvenile reception and evaluation center of a child committed to a moderate-risk, high-risk, or maximum-risk residential program; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Grant—

SB 2210—A bill to be entitled An act relating to cancer research and teaching institutes; providing legislative findings; providing definitions; requiring health maintenance organizations to include the institutes in health maintenance contracts as approved providers for the diagnosis and treatment of cancer; providing for setting rates of compensation for inpatient and outpatient services; providing penalties; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and Ways and Means.

By Senator Dyer—

SB 2212—A bill to be entitled An act relating to battery; creating s. 784.076, F.S.; prohibiting, and providing third-degree felony penalties for, battery by a juvenile committed to the Department of Juvenile Justice upon a person who provides health services, as defined; providing an effective date.

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

By Senator Dyer—

SB 2214—A bill to be entitled An act relating to athletic trainers; revising part XIV of chapter 468, F.S., relating to the regulation of athletic trainers; amending s. 468.70, F.S.; revising legislative findings and intent; amending and renumbering s. 468.71, F.S.; revising and providing definitions; creating s. 468.703, F.S.; creating the Council of Athletic Training and providing its duties; providing for appointment of members, establishment of terms, and compensation and reimbursement for expenses; amending and renumbering s. 468.73, F.S.; revising rulemaking authority; creating s. 468.707, F.S.; requiring licensure of athletic trainers and providing qualifications and requirements therefor; creating s. 468.709, F.S.; providing fees; creating s. 468.711, F.S.; providing for license renewal and continuing education; creating s. 468.713, F.S.; providing responsibilities of athletic trainers; creating s. 468.715, F.S.; prohibiting sexual misconduct in the practice of athletic training; creating s. 468.717, F.S.; specifying violations and providing penalties therefor; creating s. 468.719, F.S.; providing disciplinary actions and the grounds therefor; creating s. 468.721, F.S.; providing a saving clause for registered athletic trainers; amending and renumbering s. 468.75, F.S.; revising and providing exemptions to the part; repealing ss. 468.72 and 468.74, F.S., relating to athletic trainer registration and the Athletic Training Regulatory Task Force; amending s. 232.435, F.S., relating to teacher athletic trainers, to clarify exemption from licensure requirements; amending s. 455.2228, F.S.; requiring instruction on human immunodeficiency virus and acquired immune deficiency syndrome as a part of biennial relicensure; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Diaz-Balart—

SB 2216—A bill to be entitled An act relating to domestic violence; amending s. 741.28, F.S.; revising a definition; amending s. 741.29, F.S.; revising guidelines for liability of a law enforcement officer with respect to alleged domestic violence incidents; amending s. 741.2901, F.S.; revising legislative intent; requiring arrestees to be held in custody under certain circumstances; providing criteria for court determination of bail; amending s. 741.2902, F.S.; revising legislative intent with respect to the judiciary's role; amending s. 741.30, F.S.; revising duties of clerks of court, and guidelines and procedures relating to injunctions and mutual orders of protection; providing for mandatory attendance by respondents in batterers' intervention programs; amending s. 741.31, F.S.; providing guidelines and procedures with respect to violations of injunctions for protection against domestic violence; providing for a report; creating s. 784.047, F.S.; providing criminal penalties for specified violations of injunctions for protection against repeat violence; amending s. 775.084, F.S.; redefining "habitual violent felony offender" to include previous convictions for aggravated stalking; amending s. 775.087, F.S.; including aggravated stalking among specified offenses involving possession or use of weapon to which mandatory prison terms apply; amending s. 776.08, F.S.; redefining "forcible felony" to include aggravated stalking; amending s. 782.04, F.S.; making it a capital felony to commit the unlawful killing of a human being while perpetrating or attempting to perpetrate aggravated stalking; providing penalties for specified murders involving the perpetration or attempt to perpetrate aggravated stalking; amending s. 907.041, F.S., relating to pretrial detention and release; redefining "dangerous crime" to include stalking, aggravated stalking, or acts of domestic violence, or attempting or conspiring to commit such crimes; amending s. 784.046, F.S., relating to actions by victims of repeat violence; redefining "violence" and "repeat violence" to include stalking; amending s. 790.065, F.S.; including additional criteria for conditional nonapproval of licensure; amending s. 27.51, F.S.; providing for representation by the public defender of indigent subject to criminal contempt sanctions under specified circumstances; providing legislative findings and guidelines with respect to batterers' intervention programs; establishing the Office for Certification and Monitoring of Batterers' Intervention Programs in the Department of Corrections; providing rulemaking authority to the department and guidelines for policymaking; creating s. 741.281, F.S.; requiring batterers' intervention program attendance for certain domestic violence offenders; amending s. 901.15, F.S.; revising grounds for warrantless arrests; creating the Commission on Minimum Standards for Batterers' Intervention within the Office of the Governor; providing for appointment, terms, duties, and per diem reimbursement and travel expenses of commission members; providing effective dates.

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

By Senator Kirkpatrick—

SB 2218—A bill to be entitled An act relating to education; amending s. 229.8075, F.S.; authorizing the Florida Education and Training Placement Information Program of the Department of Education to perform additional longitudinal analyses; amending s. 239.233, F.S.; directing the Department of Education to develop a system of performance measures for vocational and technical education programs; requiring the establishment of program standards and reports; providing for rulemaking; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Dyer—

SB 2220—A bill to be entitled An act relating to real estate sales; amending s. 475.01, F.S.; redefining the terms "fiduciary" and "transaction broker" with respect to state law governing real estate brokers and salespersons; creating s. 475.015, F.S.; providing requirements with respect to disclosed dual agents; prohibiting certain causes of action; creating s. 475.016, F.S.; providing for transaction broker requirements; creating s. 475.017, F.S.; providing for single agent requirements; amending s. 475.25, F.S.; revising language with respect to discipline concerning single agency; creating s. 475.256, F.S.; providing for the abrogation of the common law of agency with respect to the chapter; creating s. 475.257,

F.S.; authorizing the use of facsimile signatures or writing; creating s. 475.258, F.S.; providing that certain disclosure to an agent, broker, or transaction broker is deemed to satisfy disclosure requirements of the chapter; creating s. 475.259, F.S.; providing that certain ministerial acts performed by a real estate broker are not to be construed as forming a transaction brokerage or agency agreement; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Judiciary.

By Senator Rossin—

SB 2222—A bill to be entitled An act relating to education; amending s. 233.061, F.S.; requiring that the history of labor be part of the instruction in public schools; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Bankhead—

SB 2224—A bill to be entitled An act relating to the Florida Housing Finance Agency; amending s. 420.507, F.S.; authorizing the agency to adopt rules to prohibit or limit service providers from making campaign contributions to or raising funds for candidates for Governor or Cabinet positions; creating s. 420.5075, F.S.; providing agency powers related to competitive applications; amending s. 420.5087, F.S.; revising the loan amounts, terms, and matching amounts required of certain loans made to sponsors of housing for the elderly to make specified building-preservation, health, or sanitation repairs or improvements or code, life-safety, or security-related repairs or improvements to the housing; amending s. 420.5092, F.S.; changing the definitions of “affordable housing guarantee” and “eligible housing”; providing for contractual provisions to foster reimbursement of affordable housing guarantees; providing for the transfer to a reserve account of first available taxes deposited to the State Housing Trust Fund; providing that funds on deposit in the guarantee fund shall be used as the primary resource to support guarantees; providing for feasibility studies that expose the fund to acceptable or reasonable levels of risk; specifying a maximum amount of bonds that may be issued to capitalize the fund; amending s. 420.512, F.S.; authorizing the agency to adopt rules to prohibit members, officers, or employees from applying or having financial interests in competitive programs of the agency; providing an effective date.

—was referred to the Committees on Community Affairs; Executive Business, Ethics and Elections; and Ways and Means.

By Senators Myers, Meadows and Rossin—

SB 2226—A bill to be entitled An act relating to hospitals; amending s. 408.036, F.S.; providing for the agency for Health Care Administration to grant exemptions to certain certificate-of-need requirements for specified applications to initiate coronary artery bypass surgery services; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Crist—

SB 2228—A bill to be entitled An act relating to governmental reorganization; revising the duties of the Game and Fresh Water Fish Commission; transferring the Division of Law Enforcement of the Department of Environmental Protection to the Game and Fresh Water Fish Commission; transferring the Division of Marine Resources of the Department of Environmental Protection to the Game and Fresh Water Fish Commission; transferring the Marine Fisheries Commission of the Board of Trustees of the Internal Improvement Trust Fund of the Department of Environmental Protection to the commission; creating a Department of Fish and Wildlife under the commission; specifying the divisions of the department; revising and amending the following sections in order to conform them to the changes made by this act: ss. 20.325, 161.031, 161.36, 212.69, 253.75, 258.501, 282.1095, 316.640, 327.02, 327.03, 327.04, 327.11, 327.12, 327.19, 327.25, 327.26, 327.28, 327.29, 327.30, 327.31, 327.3521, 327.40, 327.41, 327.46, 327.48, 327.70, 327.71, 327.73,

327.731, 327.74, 327.803, 328.01, 328.03, 328.05, 328.07, 328.09, 328.11, 328.15, 328.17, 328.18, 328.20, 339.281, 370.01, 370.0205, 370.021, 370.023, 370.025, 370.026, 370.027, 370.028, 370.03, 370.06, 370.0605, 370.0607, 370.0608, 370.0609, 370.061, 370.0615, 370.062, 370.063, 370.07, 370.071, 370.08, 370.081, 370.0821, 370.10, 370.101, 370.103, 370.11, 370.1107, 370.1111, 370.114, 370.12, 370.13, 370.135, 370.14, 370.141, 370.142, 370.143, 370.15, 370.151, 370.153, 370.1535, 370.157, 370.16, 370.1603, 370.17, 370.172, 370.18, 370.19, 370.20, 370.21, 370.25, 372.0225, 372.04, 372.05, 372.071, 372.072, 372.0725, 372.31, 372.673, 372.701, 372.7701, 372.771, 372.992, 373.455, 378.409, 403.141, 705.101, 705.103, 784.07, 823.11, 860.20, F.S.; repealing s. 327.59(2), F.S., which provided for a report regarding marinas; creating s. 370.0204, F.S.; providing for certain powers and duties of the former Division of Marine Resources and former Division of Law Enforcement of the Department of Environmental Protection to be exercised by the Game and Fresh Water Fish Commission; repealing s. 370.1611, F.S., which provided for the establishment of an oyster depuration plant; providing an effective date.

—was referred to the Committees on Natural Resources; Governmental Reform and Oversight; and Ways and Means.

By Senator Gutman—

SB 2230—A bill to be entitled An act relating to the advertising and awarding of contracts; reenacting and amending s. 235.31, F.S.; authorizing a district school board or community college to give a preference to a local person, firm, or corporation under certain conditions; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Education.

By Senator Beard—

SB 2232—A bill to be entitled An act relating to highway safety and motor vehicles; amending s. 316.1932, F.S.; providing that a person who operates a motor vehicle gives consent to submit to a field sobriety test; providing that field-sobriety testing may include use of approved testing devices; amending s. 316.2074, F.S.; providing for the use of all-terrain vehicles on beaches designated as public roadways by law enforcement agencies; amending s. 319.21, F.S.; exempting a surviving spouse from certain title requirements; amending s. 319.22, F.S.; providing that a surviving spouse may sell or transfer the title issued to the deceased spouse; amending s. 319.28, F.S.; providing that a surviving spouse may sell or transfer certain vehicles titled in the name of a deceased spouse; amending s. 320.02, F.S.; providing for voluntary contributions on vehicle registration applications; amending s. 320.05, F.S.; providing for free electronic access to registration data from tax collectors' offices; authorizing governmental entities to receive certain information at no charge; amending s. 320.08, F.S.; providing for license taxes with respect to certain all-terrain vehicles, electric and solar powered vehicles, and manufacturers' prototype or test vehicles; amending s. 321.25, F.S.; authorizing the department to charge tuition and other fees at the Florida Highway Patrol Academy; amending s. 322.01, F.S.; specifying vehicles that constitute passenger vehicles; amending s. 322.04, F.S.; removing certain license qualifications for nonresidents; amending s. 322.17, F.S.; providing fees for a driver's license change of address sticker; amending s. 322.19, F.S.; providing for a driver's license change-of-address sticker; amending s. 322.25, F.S.; providing that nolo contendere pleas to any alcohol-related or drug-related traffic offense is equivalent to a conviction; creating s. 325.35, F.S.; authorizing the department to expend funds and cooperate with other agencies and private organizations for a public awareness campaign; amending s. 325.203, F.S.; revising the period to obtain a waiver for a vehicle inspection certificate; repealing s. 320.02(15), F.S., which provides for a voluntary contribution; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; and Ways and Means.

By Senator Silver—

SB 2234—A bill to be entitled An act relating to the regulation of pari-mutuel wagering; amending s. 550.002, F.S.; revising language relating to the terms “breaks,” “harness racing,” “intertrack wager,” and “take-out”; amending s. 550.0251, F.S., relating to disposition of money from

administrative fines; amending s. 550.0054, F.S.; deleting reference to the commission; amending s. 550.09511, F.S., relating to payment of tax on intertrack handle; amending s. 550.105, F.S.; revising language with respect to occupational licenses of racetrack employees; providing reference to jai alai frontons; providing reference to restricted and unrestricted licenses; providing for access to certain areas; providing for the application of the section; authorizing the division to place conditions upon certain licenses or licensees; revising the tax limit a municipality may assess jai alai games; amending s. 550.1155, F.S.; providing a time limit on license suspensions; amending s. 550.155, F.S.; requiring permit-holders to inform the patrons as to the takeout currently being applied to handle at the facility; amending s. 550.2614, F.S.; correcting a cross reference; providing for membership in the horsemen's association; amending s. 550.2625, F.S.; deleting references to commission; amending s. 550.334, F.S.; correcting cross references; deleting reference to the commission; deleting references to administrative penalties; deleting reference to certain quarter horse races; amending s. 550.3551, F.S.; clarifying references to statutes regarding taxation; providing reference to jai alai frontons; amending s. 550.495, F.S.; revising language with respect to totalisator licensing; amending s. 550.505, F.S.; deleting reference to the commission; repealing s. 550.615(10), F.S., relating to greyhound permit-holders conducting intertrack wagering as a host track; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Williams—

SB 2236—A bill to be entitled An act relating to the re-creation of the Public Records Modernization Trust Fund without modification; re-creating the Public Records Modernization Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Bankhead—

SB 2238—A bill to be entitled An act relating to the protection of children from abuse and neglect; amending s. 39.402, F.S.; requiring that certain information be given to parents or legal custodians; requiring documentation to be provided to the court; amending s. 415.505, F.S.; requiring documentation showing that information was provided in a child-protective investigation; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Forman—

SB 2240—A bill to be entitled An act relating to guardians; creating s. 744.1085, F.S.; providing for the regulation of for-profit guardians in certain counties; providing a definition; providing for a bond; providing educational requirements; providing for annual fiscal audits; increasing certain guardianship fees to defray the costs of conducting annual audits; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Bankhead—

SB 2242—A bill to be entitled An act relating to copyrights; creating s. 501.93, F.S.; prohibiting a copyright owner or performing rights society from contracting with the proprietor of a business for the payment of royalties unless certain conditions and requirements are met; providing definitions; prohibiting certain actions by a copyright owner or performing rights society; specifying requirements for contracts for payment of royalties; making the contracts voidable in specified circumstances; providing civil penalties and remedies; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Judiciary.

By Senator Wexler—

SB 2244—A bill to be entitled An act relating to change of venue; amending s. 47.122, F.S.; authorizing and prescribing conditions under which a court may dismiss or stay a civil action so that it may be heard by a court in another state or country; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Grant—

SB 2246—A bill to be entitled An act relating to confidentiality of reports of insurers concerning their risk-based capital; providing confidentiality for reports concerning the risk-based capital of insurers filed with the Department of Insurance; specifying that such records are exempt from the public records law; providing exceptions; providing a conditional effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Kirkpatrick—

SB 2248—A bill to be entitled An act relating to vocational education; amending ss. 187.201, 228.093, 228.501, 228.502, 229.133, 229.551, 229.602, 230.63, 230.64, 231.614, 233.0674, 235.15, 235.199, 239.101, 239.105, 239.109, 239.113, 239.117, 239.125, 239.201, 239.205, 239.213, 239.229, 239.233, 239.237, 239.241, 239.301, 240.118, 240.134, 240.145, 240.152, 240.153, 240.35, 240.4021, 240.421, 246.201, 246.213, 322.0601, 446.011, 446.041, 446.052, 475.451, 475.617, 475.627, 616.21, 790.06, 229.592, 230.23166, 235.435, 236.081, 239.225, 239.245, 239.249, 240.301, 240.404, 240.4085, 240.4093, 240.61, 288.047, 288.0475, 369.105, 440.16, 468.609, 475.17, F.S.; changing the term "area vocational-technical center" to "area technical center," the term "postsecondary adult vocational" to "certificate technical education," the term "postsecondary vocational" to "associate in science degree education," and redesignating the Division of Vocational, Adult, and Community Education as the Division of Applied Technology and Adult Education, wherever those terms appear in the statutes; reenacting ss. 228.0855(3)(a), 228.2001(4), 229.808(1), 231.0861(3), 231.3505, 231.361(2), 233.068(5)(b), 239.209(1), 239.505(3), (4)(j), (k), (9)(a), 242.68(2)(a), (g), 246.203(1), (2), 246.207(1)(o), 409.029(9)(h), 446.051, 450.081(1)(a), (2), 450.161, 953.35(1)(i), 20.315(1)(e), 39.001(1)(f), 39.055(1)(c), 216.136(10)(a), 228.041(1)(b), (22), 229.053(2)(n), 230.23(4)(h), 230.33(6)(h), 231.1725(1)(c), (2), 231.173(5)(d), 231.606(1)(a), 231.613(1), 231.62(1), 232.246(1)(h), 409.145(3)(a), (b), 443.1715(2), 958.045(4), F.S., to abrogate changes in terminology; repealing ss. 15, 16, ch. 94-232, Laws of Florida, relating to the title of ch. 239, F.S., and to a directive to the Division of Statutory Revision; providing an effective date.

—was referred to the Committee on Higher Education.

By Senators Dyer, Johnson, Grant, Sullivan, Meadows and Myers—

SB 2250—A bill to be entitled An act relating to state agency purchasing; amending s. 283.33, F.S.; requiring that certain printing contracts contain specific information; repealing s. 283.33(3), F.S., which requires that all printing contracts contain such information; amending s. 287.058, F.S., which provides requirements for contract documents for contractual services; revising the threshold amounts for such requirements; amending s. 287.084, F.S.; allowing state agencies to give preference to businesses in Florida under certain circumstances when awarding state contracts; amending s. 287.133, F.S.; removing a requirement that certain documentation relating to conviction of a public entity crime be submitted when contracting with public entities; requiring that certain information be included on invitations to bid, requests for proposals, and certain contracts; repealing s. 288.1168(2)(i), F.S., which requires an applicant for a professional golf hall of fame facility to file such documentation relating to conviction of a public entity crime; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Commerce and Economic Opportunities; and Ways and Means.

By Senator Dantzler—

SB 2252—A bill to be entitled An act relating to hunting and fishing, amending s. 370.0605, F.S., relating to saltwater fishing licenses; revising fees; deleting certain exemptions; amending s. 370.063, F.S., relating to the crawfish harvesting license; deleting a reference to conform to changes in the act; repealing s. 370.1111, F.S., which provides for a snook stamp; repealing s. 370.14(11), (12), F.S., which provides for a crawfish stamp; amending s. 372.561, F.S., pertaining to licenses to hunt or fish; deleting a provision for the issuance of a permanent license without fee; amending s. 372.57, F.S., relating to licenses and stamps; deleting and revising cross-references to conform to changes in the act; revising certain fees; deleting certain stamp requirements; amending s. 372.571, F.S., relating to expiration of licenses and stamps; deleting references to conform to changes in the act; amending s. 372.5712, F.S., relating to waterfowl hunting stamp and license revenues; deleting a reference to the Florida waterfowl stamp to conform to changes in the act; amending s. 372.5714, F.S., relating to the Waterfowl Advisory Council; deleting a reference to the Florida waterfowl stamp to conform to changes in the act; amending s. 372.5715, F.S., relating to turkey hunting stamp and license revenues; amending s. 372.573, F.S., relating to management area stamp and license revenues; revising a cross-reference to conform to changes in the act; providing a statement as to the validity of certain permanent hunting and fishing licenses; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Dantzler—

SB 2254—A bill to be entitled An act relating to county correctional facilities; amending s. 951.23, F.S.; authorizing boards of county commissioners to exempt the detention facilities of their counties from oversight by the Department of Corrections with respect to plans, standards and requirements, enforcement of standards and requirements, removal of prisoners to another detention facility, and use of reduced custody housing areas; providing an effective date.

—was referred to the Committees on Criminal Justice and Community Affairs.

By Senator Crist—

SB 2256—A bill to be entitled An act relating to child performers; creating the "Child Performer and Athlete Protection Act"; providing legislative purpose; providing legislative intent; creating s. 743.08, F.S.; providing for the removal of disabilities of certain minors; providing for artistic or creative services; providing for judicial approval; creating s. 743.09, F.S.; providing for professional sports contracts; providing a procedure for court approval; providing for the appointment of a guardian ad litem; creating s. 743.095, F.S.; providing for guardianship of the property of certain minors; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Judiciary.

By Senator Harris—

SB 2258—A bill to be entitled An act relating to cellular telephone counterfeiting; creating s. 817.4821, F.S.; providing definitions; prohibiting, and providing a penalty for, knowing, unlawful possession of a "cloned cellular telephone," as defined; prohibiting, and providing a penalty for, knowing, unlawful possession of an instrument capable of intercepting "electronic serial number" and "mobile identification number" combinations, as defined; prohibiting, and providing a penalty for, knowing, unlawful possession of "cloning paraphernalia," as defined, with intent to use same to create clone cellular telephones; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Criminal Justice; and Ways and Means.

By Senator Silver—

SB 2260—A bill to be entitled An act relating to juvenile offenders; amending s. 39.054, F.S.; authorizing the court to commit a juvenile who is adjudicated delinquent to a comprehensive transitional education program; amending s. 393.063, F.S.; redefining the term "comprehensive transitional education program" for purposes of the Developmental Disabilities Prevention and Community Services Act to include a program for juveniles who are adjudicated delinquent for various offenses; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Bankhead—

SB 2262—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; redefining the term "charitable institutions," for purposes of the exemption of such institutions from the payment of the tax on sales, use, and other transactions; including additional organizations; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Dantzler—

SB 2264—A bill to be entitled An act relating to the Department of Commerce; dissolving the Department of Commerce and transferring its powers and duties to the Department of Community Affairs, the Department of Labor and Employment Security, the Department of Transportation, and the Executive Office of the Governor; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; Ways and Means; and Rules and Calendar.

By Senator Harris—

SB 2266—A bill to be entitled An act relating to the Department of Business and Professional Regulation; repealing s. 455.227(1)(i), F.S., relating to grounds for discipline; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Health Care.

By Senator Jenne—

SB 2268—A bill to be entitled An act relating to energy resources; amending s. 211.01, F.S.; providing definitions; amending s. 211.027, F.S.; exempting the production of certain oil and gas from the oil production tax and the gas production tax for certain periods; amending s. 377.075, F.S.; transferring duties and responsibilities of the Division of Resource Management to the Division of Technical Services; providing for a state geologist; providing duties and responsibilities of the state geologist; providing duties and responsibilities of the Florida Geological Survey; creating s. 377.11, F.S.; creating the Big Cypress Swamp Advisory Committee; defining the Big Cypress Swamp; requiring a permit to explore for certain minerals in the swamp; providing for review of permit applications by the committee; providing for membership; providing duties and scope of authority of the committee; amending s. 377.19, F.S.; providing definitions; amending s. 377.242, F.S.; authorizing the Department of Environmental Protection to issue permits to construct certain wells under certain circumstances; amending s. 377.25, F.S.; clarifying a requirement for production pools or drilling units; amending s. 377.26, F.S.; providing additional criteria for location of wells; amending s. 377.27, F.S.; providing for applicants for drilling permits to define drilling unit areas; providing for permanent markers; creating the Florida Geological Survey Study Commission; providing for membership; providing for per diem and travel expenses; assigning the commission to the Joint Legislative Management Committee of the Legislature for administrative purposes; pro-

viding duties of the committee; requiring the committee to hold public hearings, requiring a report; providing an effective date.

—was referred to the Committees on Natural Resources; Ways and Means; and Rules and Calendar.

By Senators Dantzer, Hargrett and Brown-Waite—

SB 2270—A bill to be entitled An act relating to unemployment compensation; amending s. 443.036, F.S.; providing a definition; amending s. 443.131, F.S.; providing for cancellation of benefits charged to an employer's account in the amount of voluntary payments made by an employer for certain purposes; providing procedures; providing for a surcharge; providing limitations; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Burt—

SB 2272—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.11, F.S.; requiring the department to adopt rules that prohibit the admission of reading material with content of a sexual nature within state correctional institutions; providing an effective date.

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

By Senator Dyer—

SB 2274—A bill to be entitled An act relating to volunteers; amending s. 110.501, F.S.; revising the definition of "volunteer" for purposes of part IV of chapter 110, F.S., relating to state employment; providing an exemption from civil liability; amending s. 110.502, F.S., relating to status of volunteers; revising the authority of departments or agencies using volunteer services; expanding incidental reimbursements to include recognition and other accommodations for volunteers; amending s. 110.504, F.S., relating to volunteer benefits; specifying applicability of the Florida Volunteer Protection Act; amending s. 768.1355, F.S.; defining the term "compensation" for purposes of the Florida Volunteer Protection Act to exclude specified financial assistance; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Judiciary; and Ways and Means.

By Senators Latvala and Beard—

SB 2276—A bill to be entitled An act relating to the Department of Transportation; providing legislative intent; providing for suspension of rules of the department; providing for guidelines; providing for variance from the guidelines; providing for administrative hearings; providing for alternative dispute resolution; providing for attorney's fees and costs; authorizing the hiring of outside counsel; exempting officers, employees, and agents from personal liability for actions under certain conditions; requiring the department to provide legal counsel for officers, employees, and agents under specified circumstances; requiring a report; providing for repeal and legislative review; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Transportation; and Ways and Means.

By Senator Weinstein—

SB 2278—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.0951, F.S.; revising the rate of the tax on handle for dog racing and for intertrack wagering conducted by a dog track whose average live handle is less than a specified amount; amending s. 550.1625, F.S.; requiring such dog racing permitholders to pay certain purses from the take out; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Grant—

SB 2280—A bill to be entitled An act relating to eminent domain; amending s. 73.071, F.S.; providing that the jury must determine full compensation in eminent domain actions; providing for consideration of business damages; providing for determining compensation in inverse condemnation proceedings; providing for consideration of mitigation by a property owner; deleting provisions relating to empaneling a new jury; providing for construction of the term "property"; amending ss. 337.25, 337.271, F.S.; correcting cross-references; providing an effective date.

—was referred to the Committees on Judiciary and Transportation.

By Senator Harris—

SB 2282—A bill to be entitled An act relating to insurance; amending s. 624.438, F.S.; establishing licensing standards for multiple-employer welfare arrangements; amending s. 626.561, F.S.; providing criminal penalties for the intentional conversion of premiums or return premiums by an agent or other person; amending s. 626.902, F.S.; providing criminal penalties for the representation of unlicensed insurers by licensed insurance agents and other persons; amending s. 626.989, F.S.; providing for immunity to insurers sharing information relating to fraudulent insurance acts; providing for attorneys fees; creating s. 626.9891, F.S.; providing for insurer anti-fraud actions; amending s. 772.102, F.S.; including certain provisions of law within the definition of "criminal activity"; amending s. 817.234, F.S.; providing a penalty for knowingly presenting or concealing certain information in an application for insurance; defining "insurer"; amending s. 895.02, F.S.; including certain provisions of law within the definition of "racketeering activity"; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Ways and Means.

By Senator Gutman—

SB 2284—A bill to be entitled An act relating to vital statistics; amending s. 382.002, F.S.; revising definitions; amending s. 382.005, F.S.; revising duties of local registrars; amending s. 382.008, F.S.; providing for correction of errors in death or fetal death registration; amending s. 382.012, F.S.; requiring certain information in petitions to establish presumptive death; amending s. 382.013, F.S.; revising provisions regarding entry of information on certificates and registrations of birth; amending s. 382.015, F.S.; revising duties of clerks of the court and the Department of Health and Rehabilitative Services with respect to new or amended birth certificates; amending s. 382.018, F.S.; revising procedures for issuance of delayed birth certificates; providing for amendment of such certificates; amending s. 382.019, F.S.; clarifying the department's authority with respect to delayed birth, death, or fetal death certificates; amending s. 382.025, F.S.; revising provisions regarding certified copies of vital records; providing for expiration of confidentiality of death certificates; revising and increasing records fees; creating s. 382.0251, F.S.; providing for matching of birth and death certificates to prevent misuse of birth certificates; amending s. 382.026, F.S.; providing additional violations subject to an administrative fine; amending s. 460.414, F.S.; providing requirements for death certificates signed by chiropractors; repealing s. 382.006, F.S., relating to disinterment and reinterment permits; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Judiciary; and Ways and Means.

By Senator Grant—

SB 2286—A bill to be entitled An act relating to competitive equality between state and federal financial institutions; amending s. 655.061, F.S.; providing standards and clarifying the approval process concerning the maintenance of competitive equality between state and federal financial institutions; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Dantzer—

SB 2288—A bill to be entitled An act relating to confidentiality of records and meetings of the Department of Commerce; providing for the transfer of confidentiality of records and meetings of the Department of Commerce as a result of the dissolution of that department; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

By Senator Bankhead—

SB 2290—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing an exemption from the public records law for certain audit reports and workpapers; making a finding with respect to the public necessity for such exemptions; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Community Affairs.

By Senator Harden—

SB 2292—A bill to be entitled An act relating to state lotteries; amending s. 24.121, F.S.; revising provisions relating to the allocation of revenues and expenditure of funds in the Educational Enhancement Trust Fund; repealing s. 229.592(4)(c), F.S., relating to release of moneys from the fund; repealing s. 230.23(18)(f), F.S., relating to use of moneys received from the fund; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Education; and Ways and Means.

By Senator Harris—

SB 2294—A bill to be entitled An act relating to the Museum of Florida History Trust Fund; amending s. 267.072, F.S.; clarifying the use of gifts and donations deposited into the Museum of Florida History Trust Fund; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Harris—

SB 2296—A bill to be entitled An act relating to cultural programs; amending s. 265.2861, F.S.; specifying appropriations from the Cultural Institutions Trust Fund for certain purposes; deleting provisions providing for specific transfers of funds from the Division of Corporations to the Cultural Institutions Trust Fund; amending s. 267.0617, F.S.; providing an additional cross reference for purposes of moneys in the Historic Preservation Trust Fund; amending s. 607.1901, F.S.; specifying transfers of funds from the Corporations Trust Fund to certain trust funds for certain purposes; repealing ss. 265.609(3) and 267.0617(6), F.S., relating to transfers from the Corporations Trust Fund for certain purposes; repealing s. 6 of chapter 89-359, Laws of Florida, relating to annual transfers from the Corporations Trust Fund for certain purposes; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Forman—

SB 2298—A bill to be entitled An act relating to health care; amending s. 409.912, F.S.; conforming provisions to reflect the transfer of responsibility for regulating the state Medicaid program from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; providing additional requirements for entities that contract with the agency for the provision of health care services to Medicaid recipients; limiting an exemption from part I, ch. 641, F.S.,

provided for certain entities; authorizing the agency to establish a program to provide mental-health services and substance-abuse treatment for Medicaid recipients; revising the surplus-asset requirements; providing for reimbursements; prohibiting false or misleading practices and activities; requiring a foreign-language version of a provider's marketing materials under certain circumstances; providing a penalty; requiring the agency to approve a provider's marketing materials; requiring the agency to oversee and audit enrollment and disenrollment practices; providing requirements for a telephone hotline; providing accreditation requirements; requiring the agency to establish a quality-improvement system; requiring providers to perform certain risk-assessments; requiring background checks on persons with a specified ownership interest in, or responsible for managing, a provider organization; amending s. 641.28, F.S.; providing for attorney's fees and costs to be included as part of a judgment against a health maintenance organization; amending s. 641.3917, F.S.; providing circumstances under which a subscriber may bring a civil action against a health maintenance organization; providing requirements for notice; providing for punitive damages; amending s. 641.47, F.S.; revising definitions for purposes of part III, ch. 641, F.S., relating to health care services; amending ss. 641.48, 641.49, F.S.; providing legislative intent; conforming provisions to reflect the transfer of responsibility for regulating the state Medicaid program from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; clarifying an exemption from part I, ch. 641, F.S., provided for certain entities that provide health care services to Medicaid recipients; providing additional certification requirements for organizations that provide for prepaid health care; requiring the agency to conduct certain inspections of such organizations; amending s. 641.495, F.S.; requiring the agency to evaluate certain organizations; requiring an organization to disclose the process it uses in authorizing or denying health care services for enrollees; requiring the verification of the license of health care professionals; providing requirements for an organization with respect to resolving complaints and grievances; amending s. 641.51, F.S.; prohibiting an organization from refusing to provide services for injuries caused to a subscriber by a member of the subscriber's family or household; amending s. 641.511, F.S.; providing additional procedures for an organization in reporting and resolving grievances; transferring, renumbering, and amending s. 408.7056, F.S., relating to the Statewide Subscriber and Provider Assistance Program; requiring the Division of Insurance Consumer Services of the Department of Insurance to establish a data base on complaint and grievance information; requiring the agency to review the information in the data base; amending s. 641.512, F.S.; revising requirements for accreditation reviews and quality assurance assessments; requiring the agency to conduct annual validation surveys; creating s. 641.513, F.S.; providing requirements for health maintenance organizations in providing emergency services and care; creating s. 641.514, F.S.; requiring the agency to develop information for consumers with respect to managed-care services; creating s. 641.5145, F.S.; providing requirements for an organization in reimbursing claims; amending s. 641.515, F.S.; requiring the agency to conduct certain investigations; creating s. 641.53, F.S.; requiring an organization to periodically evaluate the health of its subscribers; providing additional requirements for organizations that participate in the MediPass program or provide services to Medicaid recipients; providing for an increase in the capitation rate under certain circumstances; creating s. 641.545, F.S.; prohibiting the release of certain information by an organization; creating s. 641.555, F.S.; creating the "Managed-Care-Subscriber's Bill of Rights and Responsibilities"; providing for rights of prospective subscribers and subscribers; providing for privacy; providing for access to health care and medical treatment; providing for grievance procedures; providing for disenrollment; providing limitations on experimental research; creating s. 641.5551, F.S.; requiring that an organization's handbook include the subscriber's rights and responsibilities; requiring that the handbook be written in plain language; creating additional positions and providing appropriations; providing effective dates.

—was referred to the Committees on Health Care; Health and Rehabilitative Services; and Ways and Means.

By Senator Hargrett—

SB 2300—A bill to be entitled An act relating to the Health Care Trust Fund; specifying that certain donations deposited into the Health Care Trust Fund be expended for the purposes of the organ and tissue donor educational program of the Agency for Health Care Administration; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Reform and Oversight; and Ways and Means.

By Senator Ostalkiewicz—

SB 2302—A bill to be entitled An act relating to the City of Oviedo; providing an appropriation for matching funds for the construction of a volleyball training facility; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Economic Opportunities; and Ways and Means.

By Senator Crist—

SJR 2304—A joint resolution proposing an amendment to Section 9 of Article IV of the State Constitution, relating to the Game and Fresh Water Fish Commission, replacing the commission with a Fish and Wildlife Commission and a department having authority to exercise the executive and regulatory powers of the state with respect to freshwater and marine aquatic life, wild animal life, and vessels.

—was referred to the Committees on Natural Resources; Ways and Means; and Rules and Calendar.

By Senator Jenne—

SB 2306—A bill to be entitled An act relating to rural health networks; amending s. 381.0406, F.S.; modifying legislative findings and intent; modifying definitions; limiting liability of network directors, employees, and agents; modifying network services; providing that networks may become managed care providers or accountable health partnerships, under certain circumstances; providing for network infrastructure development; amending and renumbering s. 395.606, F.S., relating to rural health network cooperative agreements; modifying intent; providing for rules and state supervision to ensure that certain activities do not violate state antitrust laws; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Ways and Means.

By Senator Grant—

SB 2308—A bill to be entitled An act relating to instructional materials; amending s. 233.07, F.S.; deleting determination of number of titles by the Commissioner of Education; redefining the term “instructional materials”; amending s. 233.09, F.S., relating to duties of state instructional materials committees; revising provisions relating to evaluation of instructional materials; amending s. 233.25, F.S., relating to duties of publishers and manufacturers; requiring certain documentation; amending s. 236.122, F.S.; revising provisions relating to allocation of funds; creating s. 236.1221, F.S.; requiring school district policies for funding; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Turner—

SB 2310—A bill to be entitled An act relating to unlawful activity in or near medical facilities; creating s. 870.08, F.S.; providing findings and intent; establishing medical facility access zones; providing definitions and criminal acts and penalties for interference with access to medical facilities; providing enhanced penalties for repeat violations; providing for civil and administrative penalties and damages; providing an effective date.

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

By Senators Silver and Bankhead—

SB 2312—A bill to be entitled An act relating to crime victims; amending s. 16.54, F.S.; expanding the duties of the Crimes Prevention Training Institute to include victims services training programs; amending s. 215.20, F.S.; deleting the Crime Compensation Trust Fund from the list of trust funds subject to a 7 percent service charge; amending s.

215.22, F.S.; adding the Crime Compensation Trust Fund and Marriage License Fees Trust Fund to the list of trust funds exempt from the deduction required by s. 215.20(1), F.S.; amending s. 402.181, F.S.; transferring from the Department of Legal Affairs to the Department of Health and Rehabilitative Services the administration of claims for restitution filed against the State Institutions Claims Fund; amending s. 775.0835, F.S.; allowing the court to impose fines against all criminal defendants found guilty or pleading guilty or nolo contendere to a crime; creating s. 784.049, F.S.; creating a civil cause of action for stalking; defining elements of stalking; providing for injunctive, restraining, or equitable relief, and punitive damages; amending s. 960.03, F.S.; defining “disabled person,” “elderly person,” “lost income,” “property loss,” and “treatment”; amending s. 960.05, F.S.; expanding the duties of the Crime Victims’ Services Office to include developing a model curriculum for victim services training programs and providing such training; amending s. 960.065, F.S.; prohibiting crime victim compensation awards to persons injured while incarcerated, persons currently incarcerated, and persons with pending criminal or juvenile delinquency charges; allowing persons made ineligible for crime victims’ compensation awards while incarcerated or while criminal or juvenile delinquency charges were pending to reapply for an award after release from incarceration or after disposition of the charges; creating s. 960.105, F.S.; requiring medical, dental, and psychological treatment providers to defer for a 1-year period collection of debt incurred by a crime victim as a result of being a victim of a violent crime; amending s. 960.13, F.S.; placing a cap on lost income and on all other crime victims’ compensation awards; creating s. 960.195, F.S.; providing for awards to elderly or disabled persons for property loss, under certain circumstances; reenacting and amending s. 960.28, F.S.; authorizing the Crime Victims’ Services Office to pay for victims’ initial forensic physical examinations; amending s. 415.507, F.S.; providing for payment of initial forensic physical examinations for child victims; providing an appropriation; creating s. 960.225, F.S.; providing for local compensation award pilot projects; providing for a report to the Legislature; providing an effective date.

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

By Senator Myers—

SB 2314—A bill to be entitled An act relating to human immunodeficiency virus; creating s. 240.75, F.S.; requiring all postsecondary educational institutions to create AIDS awareness programs; amending s. 381.0035, F.S.; clarifying reference to agencies responsible for licensing or certifying certain health care facilities; expanding the scope of educational instruction requirements; amending s. 381.0039, F.S.; including the Department of Corrections and the Agency for Health Care Administration in an interagency AIDS education oversight agreement; requiring establishment of an interagency committee to develop a curriculum for AIDS education programs; amending s. 381.004, F.S.; providing a specific exception from HIV test confidentiality requirements for the sharing of HIV/test results for certain persons directly involved in the care of certain developmentally disabled persons; requiring the Department of Health and Rehabilitative Services to include certain elements in its HIV counseling and testing model protocol; amending s. 384.25, F.S.; requiring mandatory name reporting of HIV-positive patients; specifying the nature of the reporting; providing legislative findings and intent regarding HIV testing of pregnant women; directing the Agency for Health Care Administration to develop practice parameters relating to HIV testing of pregnant women and treatment of HIV-positive pregnant women; amending s. 455.2224, F.S.; requiring professional boards to incorporate the recommendations of the State Health Officer with respect to HIV and hepatitis B infection; amending s. 455.2226, F.S.; requiring certain AIDS education courses to include information on protocols and procedures; amending s. 627.429, F.S.; prohibiting insurers from disclosing whether a person has refused testing, been tested, or refused to release test results for HIV; providing exceptions; amending s. 760.50, F.S.; clarifying provisions relating to discrimination on the basis of HIV infection; revising provisions with respect to pursuit of remedies for violations; creating s. 944.6025, F.S.; directing the Department of Corrections to test certain inmates for HIV and inform the Department of Health and Rehabilitative Services of certain medical information; providing an effective date.

—was referred to the Committees on Health Care; Higher Education; Criminal Justice; and Ways and Means.

By Senator Dyer—

SB 2316—A bill to be entitled An act relating to airports; amending s. 332.08, F.S.; authorizing certain airport authorities to adopt rules for payment of travel expenses and business-entertainment expenses; exempting such rules from the provisions of s. 112.061, F.S.; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Economic Opportunities; and Ways and Means.

By Senator Bankhead—

SB 2318—A bill to be entitled An act for the relief of Kevin Hoyle and Laura Hoyle, his wife, providing an appropriation to compensate them for injuries; providing an effective date.

—was referred to the Special Master; and the Committees on Judiciary; and Ways and Means.

By Senator Casas—

SB 2320—A bill to be entitled An act relating to the Department of the Lottery; amending s. 24.105, F.S.; allowing the use of restricted player-activated machines to dispense instant game tickets under specified conditions; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Johnson—

SB 2322—A bill to be entitled An act relating to adoption; creating s. 63.0535, F.S.; specifying certain information to be provided to a pregnant woman who chooses to relinquish her rights to her child; amending s. 63.082, F.S.; revising the requirements for execution of the consent for voluntary surrender of a child for adoption and for withdrawal of such consent; amending s. 382.013, F.S., relating to certificates of birth; requiring that the birth mother be encouraged to name the father; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Gutman—

SB 2324—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; providing a procedure for the dissolution of the condominium association upon termination; providing for the powers and duties of the directors to dissolve; providing for a procedure to fill vacancies, identify directors, and appoint a receiver; providing for distribution; providing for the continued existence of the association during the period of dissolution; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Judiciary.

By Senator Bankhead—

SB 2326—A bill to be entitled An act relating to juvenile justice; amending s. 39.025, F.S.; transferring administration of the community juvenile justice partnership grant program within the Department of Legal Affairs from the interagency task force for community juvenile justice partnership grants to the Department of Juvenile Justice; providing for transfer of powers, duties, functions, records, personnel, property, and unexpended balances of appropriations and allocations for the program to the department; repealing s. 860.1545, F.S., relating to the interagency task force for community juvenile justice partnership grants; amending s. 860.158, F.S.; eliminating requirement that not less than 70 percent of funds in the Motor Vehicle Theft Prevention Trust Fund be made available to fund grants through the community juvenile justice partnership grant program; repealing s. 320.08045, F.S., relating to the vehicle theft prevention surcharge on license tax; amending s. 320.08046, F.S., relating

to the surcharge on license tax deposited in the General Revenue Fund; revising the surcharge and distribution of proceeds; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Weinstein—

SB 2328—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.075, F.S.; prescribing the dates for determining marital assets and liabilities and the value of the assets and amount of the liabilities; authorizing the trial judge to determine such dates for equitable distribution of marital assets and liabilities; amending s. 61.13, F.S.; revising venue for modification of child custody; amending s. 61.30, F.S.; revising child-support guidelines; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Kirkpatrick—

SB 2330—A bill to be entitled An act relating to postsecondary education; requiring each university to identify and limit the number of required courses; authorizing an exception; requiring the acceptance of credits from a community college under certain conditions; amending s. 229.551, F.S.; requiring the Articulation Coordinating Committee to undertake certain studies and make recommendations; requiring amendments to the common course designation and numbering system based upon the recommendations; requiring the establishment of prerequisites for admission to degree programs; amending s. 240.115, F.S.; providing for the articulation agreement to limit requirements for core curricula at community colleges and state universities; providing conditions for the award of an associate in arts degree or a baccalaureate degree; amending s. 240.1162, F.S.; adding certain considerations to the State Board of Education's process of articulation accountability; amending s. 240.233, F.S.; providing an exemption for certain students to the foreign language admissions requirement of state universities; amending s. 240.2333, F.S.; authorizing the articulation coordinating committee to specify alternative means for certain students to demonstrate foreign language proficiency; providing for student ombudsman offices at universities; directing the Board of Regents to adopt a rule; providing for student ombudsman offices at community colleges; directing the State Board of Community Colleges to adopt a rule; establishing guidelines; amending s. 240.2099, F.S.; specifying characteristics to be included in the computer-assisted student advising network; amending s. 240.325, F.S.; requiring a community college student who requires remediation to enroll in a college preparatory course each semester until the remediation is complete; requiring the State Board of Education to adopt rules for courses required for a student to earn an associate in arts degree; limiting the number of general education credit hours a community college may require; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senator Gutman—

SB 2332—A bill to be entitled An act relating to Medicaid estate recovery; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide certain information to the Agency for Health Care Administration; providing a penalty for disclosure; amending s. 382.025, F.S.; directing the Department of Health and Rehabilitative Services to provide vital statistics information to the agency; amending s. 409.345, F.S.; excluding the Medicaid program from certain public assistance debt; creating s. 409.3451, F.S.; providing for public medical assistance debt; authorizing the agency to file a claim against the estate of a deceased Medicaid recipient for the total amount of Medicaid benefits paid and not reimbursed; providing for discharge of debt; providing for suits to set aside fraudulent conveyances; prohibiting enforcement of claims against homestead property; providing agency authority to compromise and settle claims; requiring the Department of Health and Rehabilitative Services to provide certain notice to recipients; providing for disposition of recovered funds; authorizing agency rules; amending s. 409.901, F.S.; revising definitions; amending s. 409.902, F.S.; conforming provisions relating to the transfer of responsibility for the Medicaid program to the

agency; amending s. 409.910, F.S., and creating s. 409.9101, F.S.; creating the "Medical Assistance Responsibility Act"; providing definitions; specifying rights of recovery against estates of deceased Medicaid recipients; providing for assignment to the agency of rights to certain assets; limiting filing fees charged to the agency; providing for the disposition of recovered properties; providing for request of waiver or adjustment of claims due to hardship; authorizing assignment of claims for collection; providing for service of process on the Director of Medicaid; providing for priority of claims; creating s. 409.9102, F.S.; providing for liens on the estates of Medicaid recipients; providing for application of ss. 409.9101 and 409.9102, F.S.; creating s. 409.9103, F.S.; providing for recovery when property is disposed of for less than fair market value; amending s. 655.059, F.S.; providing for agency access to certain records of a financial institution; providing certain immunity from liability to employees, officers, and directors of a financial institution who provide information to the agency for purposes of Medicaid estate recovery; limiting fees; amending s. 733.604, F.S.; providing for agency inspection of estate inventories; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senators Hargrett, Grant and Beard—

SB 2334—A bill to be entitled An act relating to delinquent children; amending s. 39.0145, F.S.; prescribing authority of law enforcement officers to take into custody children found in contempt of court outside the presence of the court; providing for hearings; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Jenne—

SB 2336—A bill to be entitled An act relating to athlete agents; amending s. 468.451, F.S.; providing legislative findings and intent; amending s. 468.452, F.S.; providing definitions; amending s. 468.453, F.S.; prescribing licensure requirements for athlete agents; requiring an examination, fees, and a bond; creating s. 468.4534, F.S.; providing exceptions to licensing requirements; creating s. 468.4547, F.S.; providing for renewal of licenses; amending s. 468.454, F.S.; prescribing requirements for agent contracts; amending s. 468.456, F.S.; proscribing certain acts by athlete agents; providing penalties; creating s. 468.4561, F.S.; providing penalties for unlicensed activities by persons acting as agents; creating s. 468.4563, F.S.; providing for civil actions by colleges and universities; providing for punitive damages; creating s. 468.4565, F.S.; providing continuing-education requirements; creating s. 468.4567, F.S.; requiring agents to display licenses; creating s. 468.4569, F.S.; requiring agents to maintain records; providing for access to those records by the department; providing for continuation of current athlete-agent registrations; providing for continuation of judicial and administrative proceedings; repealing s. 240.5337, F.S., relating to entry into agent contracts by student athletes; repealing s. 240.5338, F.S., relating to damages for violations of NCAA regulations; repealing s. 468.455, F.S., relating to suspension or revocation of athlete agent registration; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Jenne—

SB 2338—A bill to be entitled An act relating to education funding; amending s. 24.121, F.S.; prescribing guidelines for expenditure of lottery funds allocated to public schools; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Education; and Ways and Means.

By Senator Grant—

SB 2340—A bill to be entitled An act relating to insurance; requiring certain insurers to file reports concerning their risk-based capital; requiring the Department of Insurance to request such report under certain circumstances; providing for hearings; providing definitions and reporting

requirements; requiring certain insurers to file reports of material transactions concerning their assets or their ceded reinsurance agreements; providing definitions and reporting requirements; prescribing authority of the Department of Insurance with respect to such reports; providing an effective date.

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

By Senator Grant—

SB 2342—A bill to be entitled An act relating to usury; amending s. 687.03, F.S.; providing that a delinquency charge in certain commercial installment contracts is not to be considered interest or a finance charge for the purpose of determining a lawful rate of interest; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By Senator Jenne—

SB 2344—A bill to be entitled An act relating to local government; creating the Commission on Local Government II; providing for membership; providing powers and duties of the commission; requiring reports; providing for staff; providing for travel expenses and per diem; providing an appropriation; providing for expiration; providing an effective date.

—was referred to the Committees on Community Affairs; Rules and Calendar; and Ways and Means.

By Senator Dudley—

SB 2346—A bill to be entitled An act relating to vendors; amending s. 287.133, F.S.; eliminating requirement that vendors file sworn statements with public entities before entering into certain contractual agreements; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

By Senator Grant—

SB 2348—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for certain nonprofit or tax-exempt organizations that sponsor certain athletic events; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Bankhead—

SB 2350—A bill to be entitled An act relating to detention hearings; amending s. 39.044, F.S.; authorizing a court to use audio-visual communication equipment in detention hearings; providing guidelines on the use of such equipment; requesting that the Supreme Court establish standards; providing an effective date.

—was referred to the Committees on Judiciary; Rules and Calendar; and Ways and Means.

By Senator Grant—

SB 2352—A bill to be entitled An act relating to public records; creating s. 315.17, F.S.; providing an exemption from public records requirements for certain proposals and counterproposals exchanged between certain deepwater ports and nongovernmental entities for a specified period; providing an exemption from public records requirements for certain financial records submitted by such entities to such ports; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Transportation; and Governmental Reform and Oversight.

By Senator Silver—

SB 2354—A bill to be entitled An act relating to the regulation of alcoholic beverages; amending s. 20.165, F.S.; expanding the powers and authority of certain employees of the Division of Alcoholic Beverages and Tobacco; repealing s. 561.07, F.S., relating to the powers and authority assigned to law enforcement officers of the Division of Alcoholic Beverages and Tobacco; amending s. 561.14, F.S.; deleting the authority of licensed beverage manufacturers to distribute directly to vendors; amending s. 561.17, F.S.; providing for the Department of Agriculture and Consumer Services to certify that licensed premises meet all sanitary requirements; amending s. 561.181, F.S.; revising provisions relating to the issuance of temporary initial beverage licenses; amending s. 561.19, F.S.; revising provisions relating to issuance of an inactive license when no location has been specified and relating to the transfer of the notice of selection for a license; amending s. 561.27, F.S.; prescribing the manner and circumstances for renewal of an expired license; amending s. 561.29, F.S.; revising grounds for the discipline of licensees; revising the effective date of orders of suspension or revocation; providing for the Department of Agriculture and Consumer Services to certify sanitary requirements of licensed premises; amending s. 561.32, F.S.; revising provisions related to transferring licenses; amending s. 561.331, F.S.; providing for temporary licensure upon application for transfer, change of location, or change of type or series; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Bankhead—

SB 2356—A bill to be entitled An act relating to constitutional amendments; creating the Citizen Initiative Alternative Task Force to recommend ways to amend the State Constitution; providing for membership and duties; requiring a report; providing an effective date.

—was referred to the Committees on Judiciary; and Rules and Calendar.

By Senator Rossin—

SB 2358—A bill to be entitled An act relating to intangible personal property tax; amending s. 199.023, F.S.; revising the definition of "intangible personal property" for purposes of the tax to exclude stock or shares of a savings institution held by certain mutual holding companies; providing an effective date.

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

By Senator Dudley—

SB 2360—A bill to be entitled An act relating to powers and liabilities of personal representatives and trustees with respect to environmental and contamination problems; creating s. 733.6121, F.S.; granting to a personal representative specified powers that the personal representative may exercise without court authorization, unless otherwise provided by the court or by the decedent's will, in relation to environmental and contamination problems concerning property held or to be held by the personal representative; prescribing the liability of a personal representative in such matters; prescribing applicability; creating s. 737.4025, F.S.; granting to a trustee specified powers that the trustee may exercise without court authorization, unless otherwise provided in the trust instrument, in relation to environmental and contamination problems concerning property held or to be held by the trustee; prescribing the liability of a trustee in such matters; prescribing applicability; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Grant—

SB 2362—A bill to be entitled An act relating to unemployment compensation; amending s. 443.036, F.S.; revising certain definitions; providing an additional definition; amending s. 443.091, F.S.; clarifying certain benefit eligibility conditions; amending s. 443.111, F.S., providing requirements to establish a benefit year; revising the determination of an individual's weekly benefit amount; revising certain provisions determining duration of benefits; revising certain eligibility requirements for extended benefits; amending s. 443.131, F.S.; revising certain criteria for determining contribution rates based on benefit experience; providing for basing certain determinations of contribution rates on rate years; providing for reverting certain employers to initial rate status under certain circumstances; increasing certain response periods; amending s. 443.141, F.S.; increasing certain response periods; amending s. 443.151, F.S.; clarifying certain provisions relating to determinations of claims; requiring the Department of Management Services to establish qualifications for appeals referees; clarifying provisions relating to appeals of claims; revising, readopting, and amending s. 443.231, F.S.; making the Florida Training Investment Program permanent; increasing a benefits limitation; repealing s. 5, chapter 92-38, Laws of Florida, relating to repeal of s. 443.231, F.S.; providing for future repeal of s. 443.231, F.S., relating to the Florida Training Investment Program; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Dantzler—

SB 2364—A bill to be entitled An act relating to child support; directing the Department of Education to draft a model rule to deny participation in extracurricular activities to persons determined to be delinquent in their child support obligations; authorizing district school boards, community college boards of trustees, and state universities to adopt the model rule; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Bankhead—

SB 2366—A bill to be entitled An act relating to child neglect; creating s. 39.019, F.S.; creating a rebuttable presumption of neglect against a mother of a child born with a controlled substance in the child's system or with fetal alcohol syndrome under certain circumstances; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Judiciary.

By Senator Harris—

SB 2368—A bill to be entitled An act relating to life insurance; creating ss. 627.4555 and 627.5045, F.S.; limiting conditions under which individual and industrial life insurance contracts may be canceled for nonpayment of premiums; requiring insurers to mail a notice of possible lapse to the owners of such insurance contracts where the policy owner or the insured are 64 years of age or older; requiring insurers to mail a secondary notice of possible lapse to a specified secondary addressee; requiring insurers to notify policy applicants and policyholders of right of secondary notice; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Rossin—

SJR 2370—A joint resolution proposing the repeal of section 16, Article III of the State Constitution, relating to legislative apportionment, and the addition of section 10, Article II of the State Constitution, relating to the establishment of a commission to reapportion the state legislative districts and redistrict congressional districts; prescribing guidelines for such reapportionment and redistricting; and providing for judicial review thereof.

—was referred to the Committees on Rules and Calendar; and Ways and Means.

By Senator Hargrett—

SB 2372—A bill to be entitled An act relating to pollution prevention; creating s. 403.0887, F.S.; prohibiting the underground injection of certain hazardous, toxic, or industrial wastes by an injection facility unless a pollution-prevention plan has been approved by the Department of Environmental Protection; requiring reports; providing for termination of an operation permit; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Harris—

SB 2374—A bill to be entitled An act relating to landscape architects; amending s. 481.329, F.S.; exempting certain nurserymen or nursery stock dealers, and their agents, from licensure as landscape architects if they prepare planting plans; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Dantzer—

SB 2376—A bill to be entitled An act relating to the trust funds of the Department of Commerce; providing for the transfer of the trust funds of the Department of Commerce in connection with the dissolution of that department; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

SR 2378 was introduced out of order and adopted March 16.

By Senator Myers—

SB 2380—A bill to be entitled An act relating to health care; providing for the Agency for Health Care Administration to require that Medicaid recipients pay certain copayments or co-insurance payments as provided in the General Appropriations Act; repealing s. 409.9081, F.S., which provides for copayments by Medicaid recipients; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senators Kirkpatrick, Sullivan, Williams, Casas, Myers, Turner, McKay, Meadows, Burt, Hargrett, Holzendorf, Brown-Waite, Dyer, Dudley and Kurth—

SB 2382—A bill to be entitled An act relating to education and training; creating the At-Risk School Community Intervention Program to select and prepare recipients of public assistance to become certified in early intervention child development and to become employed in certain elementary schools; recommending local, state, and federal funding sources; designating a task force; providing authority for the task force's recommendations; providing criteria for participation by community colleges and district school boards; requiring priorities for program planning and funding; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Higher Education; and Ways and Means.

By Senators Williams and Gutman—

SB 2384—A bill to be entitled An act relating to warranty associations; amending s. 634.011, F.S.; providing a definition; amending s. 634.041, F.S.; decreasing a required percentage of unearned premium reserve to be deposited by certain companies; amending ss. 634.121, 634.312, and 634.414, F.S.; prohibiting filing or approving certain sales brochures; amending s. 634.1213, F.S.; deleting a provision authorizing approval of service warranty sales brochures; amending ss. 634.171,

634.318, and 634.420, F.S.; providing for proration of certain fees collected under certain circumstances; amending ss. 634.211, 634.323, and 634.426, F.S.; providing a definition; amending s. 634.281, F.S.; specifying unfair methods of competition and unfair or deceptive acts or practices; amending s. 634.317, F.S.; deleting a provision specifying licensure and appointment of certain persons as sales representatives under certain circumstances; amending s. 634.406, F.S.; deleting a requirement that certain premiums be placed in a premium reserve account under certain circumstances; repealing s. 634.137(2)(r), F.S., relating to additional information required by the department; providing an effective date.

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

By Senator Harden—

SB 2386—A bill to be entitled An act relating to paperwork reduction; repealing s. 11.013, F.S.; removing the requirement for annual reports of executive branch officers; repealing s. 14.29(7)(c) and (d), F.S., relating to reports submitted to the Florida Commission on Community Services; repealing s. 15.14, F.S.; removing requirements relating to the annual report by the Secretary of State; amending s. 27.151, F.S.; removing the requirement that the Governor report to the Legislature certain information relating to state attorneys; amending s. 27.251, F.S.; removing the requirement that state attorneys report to the Legislature certain information relating to personnel investigating organized crime; amending s. 27.345, F.S.; removing the requirement that the Governor distribute to the Legislature information relating to the amount deposited into each State Attorney RICO Trust Fund; repealing s. 57.111(7), F.S.; repealing a requirement that agencies report to the Legislature the amount spent for attorney's fees and costs pursuant to the Florida Equal Access to Justice Act; repealing s. 63.301(2)(e), F.S.; removing the requirement for an annual report by the advisory council on adoption; amending s. 110.131, F.S.; removing the requirement for an annual report on other-personal-services employees; repealing s. 110.505, F.S., relating to inclusion of information relating to volunteers in each agency in an annual report; repealing ss. 159.345(2)(b), 159.475(2)(b), and 159.7055(2)(b), F.S.; removing requirements for annual reports on industrial development and research and development bond issuance; amending s. 216.091, F.S.; providing that appropriations statements shall be furnished by the Comptroller upon request; repealing s. 216.262(2), F.S.; removing the requirement for annual reports on additions and deletions in authorized positions, dual employment, and perquisites; amending s. 216.341, F.S.; correcting a reference; repealing s. 216.345(4), F.S.; removing the requirement for an annual report on membership dues by state agencies; repealing s. 218.37(1)(g), F.S.; removing the requirement for an annual report by the Division of Bond Finance; repealing s. 240.138, F.S.; removing the requirement for reporting foreign gifts received by universities and community colleges; amending s. 240.283, F.S.; removing the requirement for universities and the Board of Regents to submit additional compensation reports; amending s. 240.311, F.S.; removing the requirement for community college annual reports; amending ss. 240.331 and 240.3315, F.S., to conform; amending s. 240.335, F.S.; removing the requirement for salary discrimination reports by community colleges; amending s. 250.10, F.S.; providing that a summary of military status be submitted to the Governor upon request; amending s. 255.05, F.S.; removing the requirement for an annual report on requests for delegation of authority to waive bond requirements for construction projects; repealing s. 255.512, F.S.; removing the requirement for an annual report by the Division of Facilities Management; amending s. 286.001, F.S.; revising requirements for filing regular reports that are statutorily required or authorized; amending s. 287.056, F.S.; removing the requirement for submitting certain cost-saving information to the Auditor General; amending s. 287.133, F.S., and repealing paragraph (3)(a) thereof; removing the requirement that public entity crime statements be submitted by persons contracting with public entities; correcting references; repealing s. 288.1168(2)(i), F.S., which requires professional golf hall of fame applicants to submit such statements; amending s. 337.11, F.S.; removing the requirement for an annual report on completed combined design and construction contracts by the Department of Transportation; amending s. 339.135, F.S.; removing the requirement for submission by the department of a list of projects on which work could begin within 2 years; amending s. 370.13, F.S.; correcting a reference; repealing s. 370.141, F.S.; removing requirements for reports relating to crawfish and stone crabs by seafood dealers during the closed season, and requirements relating to inspection of stock and invoices; repealing s. 381.0034(6), F.S.; removing the requirement for an

annual report on human immunodeficiency virus and acquired immune deficiency syndrome instruction; repealing s. 400.0063(2)(c), F.S.; removing the requirement for submission of an annual evaluation of the State Long-Term Care Ombudsman; amending s. 400.0075, F.S.; providing for an annual, rather than quarterly, report by the State Long-Term Care Ombudsman Council regarding complaints; repealing s. 400.0087(3)(c), F.S.; removing the requirement for an annual report on the success of the ombudsman program; amending s. 400.0089, F.S.; providing for an annual, rather than biennial, report on significant long-term care problems by the council; repealing s. 401.245(5), F.S.; removing the requirement for a report on the Emergency Medical Services Advisory Council; amending s. 402.313, F.S.; removing the requirement for an annual report on family day care homes; amending s. 409.1755, F.S.; providing for an annual summary of information to be submitted by the One Church, One Child of Florida Corporation; amending s. 409.185, F.S.; removing the requirement for a report on aid to families with dependent children payments; amending s. 493.6125, F.S.; removing the requirement for an annual report on private investigators, recovery agents, and private security officers; amending s. 790.06, F.S.; removing the requirement for an annual report on concealed weapon licenses; amending s. 943.12, F.S.; revising the means of providing information regarding Criminal Justice Standards and Training Commission meetings; amending s. 943.1757, F.S.; revising requirements for submitting reports on training needs of criminal justice executives; providing intent; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

By Senator Dudley—

SB 2388—A bill to be entitled An act relating to the judiciary; amending s. 26.031, F.S.; providing additional judges for specified judicial circuits; amending s. 34.022, F.S.; providing for additional judges for specified county courts; providing for appointment by the Governor to fill vacancies occurring as a result of the creation of judicial offices; providing for appointed judges to take office on September 1, 1995; providing effective dates.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Silver—

SB 2390—A bill to be entitled An act relating to condominiums; amending s. 718.113, F.S.; prohibiting condominium association boards of administration from installing hurricane shutters where existing window film provides hurricane protection that complies with applicable building codes; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By Senator Thomas—

SB 2392—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; revising the definition of "covered policy" relating to the Florida Hurricane Catastrophe Fund; providing an effective date.

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

By Senator Johnson—

SB 2394—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.101, F.S., relating to the exemption from taxation for the homestead of a totally and permanently disabled person; specifying the types of physicians who may provide a physician's certification of total and permanent disability for purposes of exemption of homestead from taxation; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Education—

SB 2396—A bill to be entitled An act relating to education; authorizing the creation of charter schools; prescribing powers and duties of the Commissioner of Education, the Department of Education, and district school boards with respect to charter schools; prescribing powers and duties of charter schools and their boards of trustees; providing for funding charter schools; prescribing rights and duties of employees of charter schools and of district school board employees working at charter schools; providing for resolution of complaints; providing for revocation of a charter; providing for rules; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Gutman—

SB 2398—A bill to be entitled An act relating to statutes of limitations; amending s. 95.051, F.S.; deleting an exception for tolling any statute of limitation because of a person's minority or incapacity; amending s. 95.11, F.S.; specifying the statute of limitations for medical malpractice actions; deleting obsolete provisions; providing an effective date.

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

By Senators Kirkpatrick and Harden—

SB 2400—A bill to be entitled An act relating to public schools; creating s. 228.60, F.S.; creating the State Board of Charter Schools; authorizing the establishment of charter schools; providing a procedure for submitting proposals; providing qualifications for charter applicants; providing a process for formation of a charter school; specifying contents of the charter; providing for exemptions from the Florida School Code; prohibiting reprisals against certain persons for activities relating to establishing a charter school; providing for funding; providing requirements for charter schools; requiring the Department of Education to disseminate information about charter schools; establishing grounds for termination or nonrenewal of a charter; providing for liability; providing for a charter school incentive award; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Bankhead—

SB 2402—A bill to be entitled An act relating to the Family Transition Program; amending s. 409.928, F.S.; modifying the membership of the review panel; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Kirkpatrick—

SB 2404—A bill to be entitled An act relating to university personnel records; amending s. 240.253, F.S.; specifying records that are not limited-access records; providing for the adoption of rules; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senator Gutman—

SB 2406—A bill to be entitled An act relating to school boards; amending s. 230.23, F.S.; requiring controls to ensure that payments from specific funds do not exceed total amounts budgeted in each fund; amending s. 237.02, F.S.; deleting provisions that authorize school boards to allow specific expenditures that exceed the amount budgeted in certain situations; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Kirkpatrick—

SB 2408—A bill to be entitled An act relating to payment of benefits; providing that a state agency covered by the state risk-management program is responsible for paying initial temporary total disability benefits for employees entitled to workers' compensation benefits from funds appropriated to pay salaries and benefits; providing for funding the payment of such benefits from the Florida Casualty Insurance Risk Management Trust Fund after a specified number of payments; authorizing payment of initial temporary total disability benefits from the Florida Casualty Insurance Risk Management Trust Fund without reimbursement by an agency under certain conditions; requiring quarterly reports by the Division of Risk Management of the Department of Insurance; authorizing the Comptroller to transfer available funds of an agency to the Florida Casualty Insurance Risk Management Trust Fund under certain circumstances; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Rules and Calendar; and Ways and Means.

By Senators Holzendorf, Childers, Turner and Jenne—

SB 2410—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.0951, F.S.; revising the rate of the tax on live handle for dogracing and for intertrack wagering conducted by a host dog track; amending s. 550.1625, F.S.; requiring dogracing permitholders to pay certain purses from the takeout; amending s. 550.165, F.S., which requires specified dogracing permitholders to pay certain purses on intertrack wagering; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Holzendorf—

SB 2412—A bill to be entitled An act relating to educational internships; providing an appropriation to the Board of Regents to be divided among the state universities for urban or socially and economically disadvantaged area internships; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senator Sullivan—

SB 2414—A bill to be entitled An act relating to physician assistants; amending ss. 458.347, 459.022, F.S.; revising definitions to reflect the transfer of regulatory duties from the Department of Business and Professional Regulation to the Agency for Health Care Administration; providing for the combined Board of Medicine and the Board of Osteopathic Medicine to adopt rules for training and supervising physician assistants; providing for comparable education programs to satisfy certain continuing education requirements; providing for the combined boards to approve education programs; providing additional penalties; creating the Council on Physician Assistants within the Agency for Health Care Administration; providing for membership and terms of office; providing duties; authorizing the agency to grant temporary certification to certain applicants; limiting the number of times an applicant may be granted temporary certification; abolishing the Physician Assistant Committees; requiring the agency to allocate certification fees to the appropriate board; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Ways and Means.

By Senator McKay—

SB 2416—A bill to be entitled An act relating to the prevention of violence and abuse; creating the Task Force on Family Safety to examine and recommend changes to the state's child-welfare system; providing membership of the task force; providing for reimbursement of expenses for members of the task force; requiring the task force to report its findings and recommendations; requiring the Criminal Justice Standards and

Training Commission and the Department of Health and Rehabilitative Services to assess the training curriculum of personnel who work with families and children affected by family violence and abuse; requiring reports; requiring the Department of Health and Rehabilitative Services and the Department of Law Enforcement to establish model programs to identify alternative methods of receiving, disseminating, and investigating reports of child abuse, neglect, and exploitation; providing that the Department of Health and Rehabilitative Services and law enforcement agencies within a county that implements a model program may reassign functions and duties of the participating agencies; providing criteria for the department in selecting counties to implement a model program; providing requirements for the sheriff of a county that implements a model program; requiring the Department of Law Enforcement and the Department of Health and Rehabilitative Services to assess the model programs and make certain reports and recommendations; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Criminal Justice; and Ways and Means.

SR 2418 was introduced out of order and adopted this day.

By Senator Gutman—

SB 2420—A bill to be entitled An act relating to procurement of personal property and services; amending s. 287.055, F.S.; clarifying the definition of "continuing contract" with respect to the acquisition of professional architectural, engineering, landscape architectural, or land-surveying services; revising certain limitations with respect to certain school districts; providing that an agency may continue to use a firm selected for a project notwithstanding changes in scope of the study activity or professional service; providing an effective date.

—was referred to the Committees on Education; and Governmental Reform and Oversight.

By Senators Gutman, McKay, Williams, Burt, Forman, Jenne, Jennings and Grant—

SB 2422—A bill to be entitled An act relating to taxation; amending s. 201.02, F.S.; providing an exemption from the tax on deeds and other instruments relating to real property or interests in real property for certain qualifying corporations; amending s. 212.051 F.S.; providing an exemption from the tax on sales, use, and other transactions for certain pollution-control equipment or machinery that exceeds governmental requirements; providing for rulemaking pertaining to identifying exempt property and establishing exemption procedures; amending s. 212.052, F.S.; removing the imposition of the tax on sales, use, and other transactions upon certain property employed in research or development; amending s. 212.08, F.S.; providing an exemption from the tax on sales, use, and other transactions for certain tangible personal property; removing the limitation on the amount of the exemption allowed on certain industrial machinery or equipment; providing miscellaneous exemptions for certain corporate assets, for electrical energy, and for film and other printing supplies; amending s. 220.11, F.S.; providing an exemption from the corporate income tax for certain research and development activities; amending s. 220.15, F.S., relating to the apportionment of adjusted federal income; exempting from the property factor fraction that is to be used in computing such apportionment certain real property and tangible personal property that is used for research and development; exempting the compensation paid to employees for certain research and development activities; creating s. 220.187, F.S.; providing a high-wage jobs credit against the corporate income tax for specified new employees; providing for computing the credit; providing for the carryover of the credit from one year to succeeding years; requiring a business that files for certain credits to provide specified information about the employees whose employment by the business qualifies it for the credit; prohibiting certain acts; providing penalties; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Dantzer—

SB 2424—A bill to be entitled An act relating to hunter safety; amending s. 372.5717, F.S.; requiring certain persons to complete a hunter safety course before they may obtain hunting licenses; requiring the Game and Fresh Water Fish Commission to develop a voluntary hunter safety course for juveniles; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Sullivan—

SB 2426—A bill to be entitled An act relating to school instructional materials; amending s. 233.07, F.S.; revising the definition of the term “instructional materials” to include supplies and materials for learning laboratories; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Sullivan—

SB 2428—A bill to be entitled An act relating to education; amending s. 232.246, F.S.; providing for a college-ready high school diploma; amending s. 236.081, F.S.; providing for postsecondary feedback adjustment in the Florida Education Finance Program; amending s. 240.117, F.S.; requiring that the common placement test be administered to students in a specified grade; providing for test scores to be considered in community college student enrollment; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senators Casas and Forman—

SB 2430—A bill to be entitled An act relating to taxes; creating the Cardroom Tax Trust Fund; providing for moneys collected by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to be deposited into the fund; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Ways and Means.

By Senators Casas and Forman—

SB 2432—A bill to be entitled An act relating to gambling; creating s. 849.086, F.S.; providing legislative intent with respect to the operation of cardrooms at licensed pari-mutuel facilities in this state; authorizing the playing of certain card games; providing definitions; requiring the Division of Pari-Mutuel Wagering of the Department of Business and Professional Regulation to adopt rules governing the operations of cardrooms; providing licensing requirements for cardroom operators; providing licensing requirements for persons employed in cardrooms; providing license fees; providing requirements for cardroom operations in conducting authorized games; authorizing cardroom operators to charge a fee for the right to participate in an authorized game; providing requirements for cardroom operators in keeping records and making reports to the division; prohibiting the conduct of specified games; prohibiting a person under a specified age from being employed at a cardroom or participating in an authorized game; imposing a tax on the gross receipts of a cardroom’s operations; prohibiting a local government from imposing certain taxes against a licensed cardroom; providing circumstances under which the division may suspend, revoke, or deny a license to operate a cardroom; providing a criminal penalty; amending s. 550.01215, F.S.; authorizing cardrooms at pari-mutuel facilities; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Ways and Means.

By Senator Bankhead—

SB 2434—A bill to be entitled An act relating to the regulation of onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; defining the term “potable water line”; amending standards for the placement of onsite sewage treatment and disposal systems; providing for system compliance with specified rules; providing standards for design criteria and for performance criteria; providing for local public health units to approve or disapprove systems and to refer disapprovals to the Department of Health and Rehabilitative Services for a further determination; providing deadlines for such reviews; providing for written notification to the applicant of the department’s determination and for the applicant’s opportunity to pursue a variance or seek review; deleting provisions concerning a research review and advisory committee; providing a standard for sizing drainfields; amending s. 381.0068, F.S.; redesignating the technical review panel as the technical review and advisory panel; providing duties of the panel; providing for panel membership, terms, meetings, and reimbursement; requiring the department to present proposed rules to the panel for comment; requiring the department to keep minutes of panel meetings; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Thomas—

SB 2436—A bill to be entitled An act for the relief of William L. Shirley and Esther S. Shirley; providing appropriations to compensate them for injuries sustained by William L. Shirley as a result of the negligence of the Department of Transportation and the Department of Highway Safety and Motor Vehicles; providing an effective date.

—was referred to the Special Master; and the Committees on Judiciary; and Ways and Means.

By Senator Wexler—

SB 2438—A bill to be entitled An act relating to the IGFA World Center and Bass Pro Outdoor World facility; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to such facility; creating s. 288.1169, F.S.; providing for certification of such facility by the Department of Commerce; providing requirements for certification; requiring Bass Pro to contribute certain advertising and to increase its advertising contribution under certain circumstances; providing for use of the funds distributed to the facility; providing for audits by the Department of Revenue; providing for periodic recertification; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Natural Resources; Governmental Reform and Oversight; and Ways and Means.

By Senator Latvala—

SB 2440—A bill to be entitled An act relating to trust funds; creating the Uniform Traffic Citation Automation Trust Fund, to be managed by the Department of Highway Safety; imposing a fee with respect to traffic citations to be deposited into the trust fund; prescribing the uses of the moneys in the trust fund; providing an effective date.

—was referred to the Committees on Transportation; and Ways and Means.

By Senators Sullivan and Latvala—

SM 2442—A memorial to the President and the Congress of the United States, opposing recommendations in the President’s Fiscal Year 1996 budget request which would remove federal participation in water projects, including beach-nourishment projects, which are not “nationally significant”; urging the retention of current federal criteria for federal participation and cost-sharing; and opposing future legislation which may eliminate or reduce federal participation in such projects.

—was referred to the Committees on Natural Resources; and Rules and Calendar.

By Senator Bronson—

SB 2444—A bill to be entitled An act relating to wetlands; amending s. 373.414, F.S.; revising the criteria for modification and mitigation of permitted activity; providing for the adoption of certain rules by a future date; limiting review of activities to direct consequences; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Silver—

SB 2446—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.3551, F.S.; revising the standards and takeout authorized for permitholders to broadcast out-of-state races or games; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senators Burt and Forman—

SB 2448—A bill to be entitled An act relating to receipt and expenditure of federal funds; amending s. 216.102, F.S.; requiring state agencies and the judicial branch to record the receipt and expenditure of federally derived funds; directing the Comptroller to establish a statewide recording policy and to provide technical assistance; directing the Comptroller to notify the agencies and the judicial branch of related data requirements; providing for detailed quarterly reports on federal financial assistance; amending s. 216.151, F.S.; directing the Governor, in consultation with the Office of State-Federal Relations, to evaluate various federal funding formulas to identify inequities realized by Florida and investigate possible remedies; requiring development of a Federal-Aid Formula Database; directing the Governor to report on the feasibility of a communications network linking the state to its congressional delegation; amending s. 216.212, F.S.; requiring integration of certain accounting information systems and the clearinghouse for federal financial assistance; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Dantzler—

SB 2450—A bill to be entitled An act relating to domestic violence; repealing s. 741.2902(2)(g), F.S., relating to enforcement of injunctions for protection against domestic violence; amending s. 741.30, F.S.; prescribing powers of courts in enforcing injunctions for protection against domestic violence; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Burt—

SB 2452—A bill to be entitled An act relating to criminal justice; amending s. 943.05, F.S.; revising the duties of the Division of Criminal Justice Information Systems of the Department of Law Enforcement; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Myers—

SB 2454—A bill to be entitled An act relating to prescription drugs; amending s. 499.033, F.S.; requiring a prescription to dispense products containing ephedrine or its salts or isomers; providing for the Department of Health and Rehabilitative Services to determine whether to exempt certain products that contain the drug "ephedrine" from such requirement; providing criteria; exempting certain products from such requirement; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Ways and Means.

By Senator Grant—

SB 2456—A bill to be entitled An act relating to kindergarten; specifying minimum age requirements for enrollment in kindergarten; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By the Committee on Executive Business, Ethics and Elections—

SB 2458—A bill to be entitled An act relating to the Florida Election Code; amending, transferring, creating, and repealing various provisions of law to update, streamline, and clarify the code; amending, providing, and eliminating definitions applicable to the entire code and to certain parts of the code; revising gender-specific language to provide gender-neutral language; incorporating into the code various court rulings modifying the code; amending ch. 97, F.S., relating to qualification and registration of electors; renumbering and amending s. 101.665, F.S.; stating that oaths may be administered and attested by any supervisor or deputy supervisor; creating s. 97.067, F.S.; providing duty of the supervisor to assign voter to precinct; amending ss. 97.011, 97.012, 97.021, 97.023, 97.041, 97.052, 97.053, 97.055, 97.057, 97.058, 97.061, 97.071, 97.073, 97.1031, and 97.105, F.S.; providing editorial, conforming, and other technical changes; repealing s. 97.025, F.S., relating to the preparation and distribution of copies of the code, the provisions of which have been incorporated elsewhere; amending ch. 98, F.S., relating to the registration office, officers, and procedure; amending s. 98.231, F.S.; providing an additional date when each supervisor must provide the Division of Elections of the Department of State with the number of registered voters in the supervisor's county and their party affiliation; amending ss. 98.015, 98.045, 98.055, 98.065, 98.075, 98.081, 98.093, 98.095, 98.212, 98.255, and 98.461, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 98.101, 98.181, 98.391, 98.401, 98.412, 98.421, 98.431, 98.441, 98.451, 98.471, 98.481, and 98.491, F.S., relating to use of the registration system, to various registration records and lists, and to alternative registration procedures, the provisions of which have been incorporated elsewhere or are obsolete; amending ch. 99, F.S., relating to candidates, campaign expenses, and contesting elections; amending s. 99.092, F.S.; requiring candidates to pay party assessments to the filing officer; changing the date on which the annual salary of the office is established for purposes of computing the filing fee, election assessment, and party assessment; amending ss. 99.095, 99.0955, and 99.096, F.S.; providing a uniform process for qualifying as a major political party candidate by the petition process, as a candidate without political party affiliation, or as a minor political party candidate; providing for earlier petition filing dates and for notification of petition validity prior to the first day of qualifying; clarifying that minor party petitions seek ballot position for the party and need not have any candidate's name thereon; amending s. 99.097, F.S.; allowing minor political parties to file an oath of undue burden in lieu of paying the fee for the verification of signatures; making the division responsible for requesting reimbursement for signatures checked at no charge; granting the court, in any signature-verification challenge, discretion to require unsuccessful challengers to pay the per-signature fee or the actual cost of checking each additional signature; amending ss. 99.012, 99.021, 99.061, 99.093, 99.0965, and 99.09651, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 99.081, 99.091, 99.103, and 99.121, F.S., relating to election of members of Congress, remittance of filing fees and party assessments, and certification of nominations, the provisions of which have been incorporated elsewhere; amending ch. 100, F.S., relating to general, primary, and special elections; transferring and amending s. 100.102, F.S., relating to election expenses; providing that counties are responsible for election expenses of federal, state, and school district elections; authorizing the supervisors to charge interest on amounts due and owing from municipalities; creating s. 100.105, F.S.; providing a separate section for an existing provision relating to special district elections; amending s. 100.096, F.S.; providing for the holding of an election required to be held in conjunction with a primary election when the date for such primary changes; creating s. 100.097, F.S.; defining the term "emergency" for purposes of the Florida Election Code; providing a separate section for existing provisions relating to the suspension or delay of an election; repealing ss. 101.731, 101.732, 101.733, and 101.74, F.S., relating to election emergencies and date changes for municipal elections; transferring and amending s. 101.75, F.S., relating to change of dates for a municipal election; amending s. 100.351, F.S.; deleting an obsolete requirement relating to recording

the results of a referendum on the official record of the act requiring the referendum; amending s. 100.361, F.S., relating to municipal recall; removing a provision restricting expenditures until the recall election date has been announced; requiring the petition committee to register as a political committee prior to obtaining signatures; amending ss. 100.011, 100.021, 100.025, 100.031, 100.041, 100.061, 100.091, 100.101, 100.111, 100.141, 100.151, 100.161, 100.181, 100.191, 100.201, 100.211, 100.221, 100.241, 100.261, 100.271, 100.281, 100.291, 100.301, 100.311, 100.321, 100.331, 100.341, and 100.342, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 100.051, 100.071, and 100.081, F.S., relating to names on the general election ballot, the grouping of candidates on primary ballots, and nomination of county commissioners at the primaries, the provisions of which have been incorporated elsewhere; amending ch. 101, F.S., relating to voting methods and procedure; amending s. 101.001, F.S.; eliminating the requirement that the governing body of the municipality concur when the supervisor arranges municipal precinct boundaries to conform to municipal boundaries; renumbering and amending s. 101.34, F.S., relating to custody of voting systems; creating s. 101.043, F.S.; requiring supervisors to use precinct registers and providing requirements therefor; creating s. 101.044, F.S.; providing requirements for signature verification upon entering polling place; repealing s. 101.663, F.S., relating to change of residence of voter; creating s. 101.047, F.S.; providing a separate section for existing provisions relating to change of residence or name at polls; amending s. 101.111, F.S.; providing uniform voter challenge provisions; requiring election board members to execute oaths to challenge voters; renumbering and amending ss. 101.51 and 101.72, F.S., relating to voting booths and compartments; repealing ss. 101.181 and 101.191, F.S., relating to the form of the primary and general election ballots; renumbering and amending ss. 101.251, 101.252, 101.253, and 101.254, F.S., relating to names on ballots; renumbering and amending ss. 100.371 and 101.2515, F.S., relating to placement of initiatives of ballot and to translation of statewide proposal ballot language; renumbering and amending s. 101.43, F.S., relating to substitute ballots; amending s. 101.22, F.S., and repealing s. 101.011, F.S., relating to voting by paper ballot; prohibiting a voter from voting who returns a marked ballot that is not the one delivered to the voter; renumbering and amending ss. 102.061 and repealing 102.071, F.S., relating to tabulation of votes and proclamation of results where paper ballots are used; providing procedure where only one election board is used; providing for delivery to the canvassing board of excess ballots and ballots found folded together; renumbering and amending ss. 101.292, 101.293, 101.294, and 101.295, F.S., relating to the purchase of voting equipment; removing a threshold amount in the definition of "voting equipment"; renumbering and amending ss. 101.341 and 101.36, F.S., relating to voting system custodians and the use of voting machines and electronic or electromechanical voting devices; repealing s. 101.39, F.S., relating to voting machine curtains; renumbering and amending s. 101.40, F.S., relating to voting machines out of order; renumbering and amending s. 101.38, F.S., relating to disposition of voting machine keys following election; amending s. 101.5605, F.S.; authorizing the division to revoke the certification of any electronic or electromechanical voting system and providing the grounds therefor; amending s. 101.5607, F.S.; clarifying what constitutes a copy of a tabulation program for an electronic or electromechanical voting system; amending s. 101.5612, F.S.; providing comprehensive procedures for logic and accuracy tests of electronic and electromechanical voting systems; renumbering and amending s. 101.545, F.S., relating to retention and destruction of election materials; amending s. 101.591, F.S.; authorizing the division to have voting systems audited by auditors who are not division employees; amending s. 101.62, F.S.; revising provisions for the request and delivery of absentee ballots; creating s. 101.625, F.S.; providing a separate section for existing provisions relating to absentee voters overseas; amending s. 101.69, F.S.; revising provisions for voting an absentee ballot in person; amending ss. 101.015, 101.021, 101.031, 101.041, 101.045, 101.051, 101.131, 101.141, 101.151, 101.161, 101.171, 101.20, 101.22, 101.24, 101.27, 101.28, 101.29, 101.33, 101.35, 101.37, 101.45, 101.46, 101.47, 101.54, 101.55, 101.56, 101.5602, 101.5603, 101.5606, 101.5608, 101.5609, 101.5610, 101.5611, 101.5613, 101.5614, 101.5615, 101.572, 101.58, 101.6102, 101.6103, 101.6104, 101.6105, 101.6107, 101.64, 101.65, 101.67, 101.68, 101.694, 101.71, and 101.715, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 101.002, 101.017, 101.21, 101.23, 101.32, 101.445, 101.49, 101.5601, 101.5604, and 101.635, F.S., relating to municipal use of the registration system, the Bureau of Voting Systems Certification, official ballots, poll lists of those voting, adoption of voting machines and certain voting systems, write-in ballots, procedure of election officials where signatures differ, a short title, adoption of an electronic or electromechanical voting system, and distribution of ballots, the provisions of which have been

incorporated elsewhere or are unnecessary; amending ch. 102, F.S., relating to conducting elections and ascertaining the results; amending s. 102.012, F.S.; authorizing supervisors greater discretion in appointing election boards to precincts and additional inspectors to election boards, including the appointment of a single election board for more than one precinct under certain circumstances; creating s. 102.014, F.S.; providing a new section for existing provisions relating to election board duties; renumbering and amending ss. 102.141, 102.151, and 102.112, F.S., relating to county canvassing boards; eliminating a provision relating to the ignoring of returns filed late, to comply with a court decision; amending s. 102.111, F.S., and repealing ss. 102.121 and 102.131, F.S., relating to the Elections Canvassing Commission; eliminating a provision relating to ignoring of returns filed late, to comply with a court decision; amending s. 102.168, F.S., and repealing ss. 102.1682, 102.1685, and 102.169, F.S., relating to contesting elections; amending ss. 102.021, 102.031, 102.091, 102.101, 102.155, 102.166, and 102.167, F.S.; providing editorial, conforming, and other technical changes; amending ch. 103, F.S., relating to presidential electors and political parties; amending s. 103.021, F.S., and repealing s. 103.022, F.S., relating to nomination and certification of presidential electors; amending s. 103.051, F.S., and repealing ss. 103.061, 103.062, and 103.071, F.S., relating to meeting, duties, and compensation of presidential electors; amending s. 103.091, F.S.; requiring political party executive committees to file required documentation by a specified date following each presidential election year; requiring a copy of the bond to be included in such documentation; amending s. 103.101, F.S., relating to the presidential preference primary; eliminating the Presidential Candidate Selection Committee and its duties; amending s. 103.121, F.S.; providing responsibility of state executive committees to use a specified portion of certain returned filing fees for specified purposes; amending s. 103.141, F.S., and repealing s. 103.151, F.S., relating to removal of executive committee members for violation of oath; amending ss. 103.011, 103.081, and 103.131, F.S.; providing editorial, conforming, and other technical changes; amending ch. 104, F.S., relating to code violations and penalties; creating s. 104.005, F.S.; declaring the provisions of chapter 104, F.S., relating to violations and penalties under the code, applicable to municipal elections; amending s. 104.045, F.S.; providing a penalty for selling a vote for or against a proposal; amending s. 104.051, F.S.; eliminating a provision for the exclusion from the polls of officials who willfully violate the code; amending s. 104.185, F.S.; clarifying that the prohibition against signing a petition more than once applies to petitions to secure ballot position for a minor political party, for which there is a penalty; amending s. 104.21, F.S.; providing a penalty for fraudulently changing or attempting to change the vote or ballot of a voter; amending ss. 104.011, 104.012, 104.013, 104.041, 104.0515, 104.061, 104.071, 104.081, 104.091, 104.101, 104.13, 104.15, 104.16, 104.18, 104.19, 104.20, 104.22, 104.23, 104.24, 104.26, 104.271, 104.29, 104.30, 104.31, 104.32, 104.39, and 104.43, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 104.031, 104.11, and 104.17, F.S., relating to false declaration to secure assistance in preparing ballot, neglect of duty by sheriff or other officer, and voting in person after casting absentee ballot, the provisions of which have been incorporated elsewhere; amending ch. 105, F.S., relating to nonpartisan elections for judicial officers; amending s. 105.035, F.S.; conforming the petitioning process for judicial candidates to the process for major political party candidates, candidates without political party affiliation, and minor political parties; eliminating the undue burden oath requirement, to comply with a court ruling; amending ss. 105.011, 105.031, 105.041, 105.051, 105.061, 105.071, 105.08, 105.09, and 105.10, F.S.; providing editorial, conforming, and other technical changes; amending ch. 106, F.S., relating to campaign financing; creating s. 106.022, F.S.; providing a separate section for existing provisions relating to change in designation of office sought; amending s. 106.04, F.S., relating to committees of continuous existence; eliminating an assessment on contributions, which has been declared unconstitutional; requiring any such committee that makes an independent expenditure to register as a political committee; providing for revocation of certification for failure to file the annual report; providing for fines for failure to file regular reports; eliminating an unnecessary provision relating to a fine waiver for certain first-time offenders; creating s. 106.053, F.S.; providing a separate section for provisions relating to deposit of campaign funds into separate interest-bearing accounts or certificates of deposit; creating s. 106.057, F.S.; providing a separate section for provisions relating to contributions and expenditures through the campaign treasurer; amending s. 106.07, F.S., relating to campaign reports; providing separate reporting dates for municipal candidates; expanding the time for providing information to complete a report; eliminating an assessment on contributions, which has been declared unconstitutional; eliminating an unnecessary provision relating to a fine waiver for certain first-time offenders; amending s.

106.071, F.S.; requiring registration as a political committee before an independent expenditure anticipated to exceed a specified amount may be made; renumbering and amending s. 106.085, F.S., relating to notice of certain independent expenditures; amending s. 106.082, F.S.; applying certain campaign contribution limits to the Commissioner of Agriculture; creating s. 106.083, F.S.; duplicating in the code an existing provision that applies certain campaign contributions to the Treasurer; creating s. 106.084, F.S.; duplicating in the code an existing provision that applies certain campaign contribution limits to the Comptroller; amending s. 106.141, F.S.; providing for the disposal of refund checks received after disposal of surplus campaign funds; amending s. 106.143, F.S., relating to political advertisements; changing an incorrect reference; amending s. 106.29, F.S., relating to campaign reports by political parties; providing a filing time for reports relating to a municipal election; eliminating an assessment on contributions, which has been declared unconstitutional; amending s. 106.32, F.S., relating to the Election Campaign Financing Trust Fund; eliminating a provision relating to the deposit of proceeds from an assessment on contributions, which has been declared unconstitutional; amending ss. 106.011, 106.021, 106.023, 106.025, 106.03, 106.06, 106.075, 106.08, 106.09, 106.11, 106.12, 106.125, 106.14, 106.1405, 106.1435, 106.1437, 106.144, 106.15, 106.16, 106.19, 106.21, 106.22, 106.23, 106.24, 106.25, 106.26, 106.265, 106.27, 106.28, 106.31, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, F.S.; providing editorial, conforming, and other technical changes; repealing ss. 106.17 and 106.18, F.S., relating to polls and surveys relating to candidacies and to omission of a candidate's name from the ballot, the provisions of which have been incorporated elsewhere or are unnecessary; amending ss. 15.21, 92.295, 112.312, 125.01, 189.405, 582.18, and 627.0623, F.S., to conform; providing applicability to other acts enacted at the same legislative session; providing effective dates.

—was referred to the Committees on Executive Business, Ethics and Elections; and Ways and Means.

By Senator Kirkpatrick—

SB 2460—A bill to be entitled An act relating to inspection and slaughter of meat and poultry; repealing part III, ch. 585, F.S., which specifies the duties of the Department of Agriculture pertaining to meat and poultry inspection and slaughter; amending s. 570.50, F.S.; revising the duties of the Division of Food Safety of the Department of Agriculture to conform to the act; amending s. 877.05, F.S., pertaining to veal; deleting a reference to inspection by the state; amending s. 877.06, F.S., pertaining to labeling of beef; revising the requirements to delete references to state standards for beef slaughtering and inspecting; deleting the related enforcement requirement; repealing s. 205.1951, F.S., which provides for inspections of custom animal-slaughtering or animal-product processing establishments; providing an effective date.

—was referred to the Committees on Agriculture; and Ways and Means.

By Senator Kirkpatrick—

SB 2462—A bill to be entitled An act relating to postsecondary education; amending s. 240.147, F.S.; requiring the Postsecondary Education Planning Commission to report certain recommendations to the appropriate committee of the Legislature; providing an effective date.

—was referred to the Committee on Higher Education.

By Senator Silver—

SB 2464—A bill to be entitled An act relating to homestead assessments; amending s. 193.155, F.S.; providing that increases in the value of homestead property resulting from changes, additions, or improvements will not affect the value of surrounding homestead property; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Executive Business, Ethics and Elections—

SB 2466—A bill to be entitled An act relating to executive branch appointments; amending ss. 20.21, 20.24, F.S., relating to the Department of Revenue and the Department of Highway Safety and Motor Vehicles, respectively; providing for the appointments of executive directors, subject to confirmation by the Senate; amending s. 20.316, F.S., relating to the Department of Juvenile Justice; clarifying that the appointment of secretary of the department is subject to confirmation by the Senate; amending s. 20.42, F.S., relating to the Agency for Health Care Administration; providing that the appointment of the director of the agency is subject to confirmation by the Senate; amending s. 114.01, F.S., relating to vacancies in office; providing that a vacancy in office occurs under specified circumstances; requiring notice of specified vacancies under certain circumstances; amending s. 114.04, F.S., relating to filling of vacancies in office; deleting references to the executive appointment of department division directors; amending s. 114.05, F.S.; revising the appointment and confirmation process; amending s. 285.19, F.S.; providing that the appointment as a member of the Creek Indian Council is subject to confirmation by the Senate; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Harden—

SB 2468—A bill to be entitled An act relating to retirement estimating conferences; amending s. 216.136, F.S.; providing for a Retirement Systems Estimating Conference and its duties and principals; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Rules and Calendar; and Ways and Means.

By Senator Turner—

SB 2470—A bill to be entitled An act for the relief of Freddie Lee Pitts and Wilbert Lee; providing an appropriation to compensate them for being victims of a miscarriage of justice; providing an effective date.

—was referred to the Special Master; and the Committees on Judiciary; and Ways and Means.

By Senator Bankhead—

SB 2472—A bill to be entitled An act relating to managed long-term care; providing legislative findings and intent; providing a short title; providing definitions; providing for the coordination of long-term-care policy by the Department of Elderly Affairs; requiring the creation of managed long-term care demonstration projects; providing requirements for the Department of Elderly Affairs and the Agency for Health Care Administration in creating the demonstration projects; requiring certain components in the demonstration projects; requiring reports; prohibiting the creation of new or the expansion of existing contracts for long-term-care services with health maintenance organizations until the submission of a certain report to the Legislature; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Health Care; and Ways and Means.

By Senator Casas—

SB 2474—A bill to be entitled An act relating to thoroughbred racing; amending s. 550.5251, F.S.; deleting a prohibition against beginning races later than 7 p.m.; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senators Jones, Turner, Kirkpatrick and Meadows—

SB 2476—A bill to be entitled An act relating to community-based development organizations; amending s. 290.0301, F.S.; providing for ss. 290.0311-290.0395, F.S., to be cited as the “Invest in Neighborhood Vitality and Economies Act”; amending 290.0311, F.S.; providing a finding that neighborhoods decline in both rural and urban areas; replacing the term “community development corporation” with the term “community-based development organization”; amending s. 290.032, F.S.; including affordable housing in state policy of redevelopment; amending s. 290.033, F.S.; defining the terms “community-based development organization” and “neighborhood comprehensive revitalization strategy,” and redefining the terms “community development corporation,” “project,” and “service area” or “target area”; amending s. 290.034, F.S.; providing funding standards for certain programs; adding incentives to loans and grants; amending s. 290.035, F.S.; providing for membership of the boards of community-based organizations; authorizing assistance to organizations within certain federal zones; amending s. 290.036, F.S.; providing limitations and procedures for administrative grants; authorizing incentive grants; amending s. 290.0365, F.S.; establishing a training and technical assistance program; amending s. 290.037, F.S.; providing loan interest rates; establishing criteria for certain affordable housing loans; amending s. 290.038, F.S.; conforming the use of terminology; amending s. 290.039, F.S.; revising reporting requirements; amending s. 290.0395, F.S.; providing for a program performance review and evaluation of the Invest in Neighborhood Vitality and Economies Program; changing the repeal date for this act from 1998 to 2005; providing an effective date.

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

By Senator Harris—

SB 2478—A bill to be entitled An act relating to tax credits; creating s. 220.187, F.S.; providing an exemption from the state corporate income tax for certain preventive cancer-screening procedures; providing eligibility and application requirements; providing for administration by the Department of Health and Rehabilitative Services; amending s. 220.02, F.S.; providing order for applying credits against the corporate income tax; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Health Care; and Ways and Means.

By Senator Casas—

SB 2480—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.09515, F.S.; providing for a winter racing season and a summer racing season; providing for assignment of racing dates; requiring racing periods to be run consecutively during a season; prohibiting an applicant or facility from conducting thoroughbred racing in more than one season; defining the term “applicant” for purposes of conducting thoroughbred racing during a season; establishing a taxing structure on live handle; establishing an application deadline; amending s. 550.615, F.S.; authorizing interstate wagers at certain facilities; shifting the tax on handle to the host track; lowering the tax on handle; repealing s. 550.5251(4), F.S., which restricts thoroughbred racing times; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Brown-Waite—

SB 2482—A bill to be entitled An act relating to public utilities; directing the Public Service Commission to conduct public hearings for certain purposes; requiring a report to the Legislature; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By Senator Jenne—

SR 2484—A resolution honoring Dr. Robert S. Stempfel for his contributions to pediatric medicine and his service to the people of Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Bankhead—

SB 2486—A bill to be entitled An act relating to retirement; amending s. 112.05, F.S.; providing for the calculation of the cost-of-living adjustment pursuant to s. 121.101, F.S.; amending s. 112.64, F.S.; providing requirements for payroll growth assumptions for unfunded liability amortization schedules; amending s. 121.052, F.S.; providing for membership in the Senior Management Service Class for certain elected officials, and providing for purchase of retirement credit by certain elected officials; amending s. 121.055, F.S.; providing for participation in the Senior Management Service Optional Annuity Program for certain elected officials, and allowing membership in the Senior Management Service Class for certain senior managers in the Department of Military Affairs; amending s. 121.101, F.S.; deleting the use of the standard benefit for calculating the initial cost-of-living adjustment; amending s. 121.1115, F.S.; providing requirements for purchase of retirement credit for out-of-state public employment; amending s. 121.30, F.S.; providing for federal limits on retirement benefits and compensation used for retirement purposes; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Meadows—

SB 2488—A bill to be entitled An act relating to minority health; amending s. 381.81, F.S.; directing the Commission on Minority Health to develop proposals for a health professional mentoring program; creating s. 381.815, F.S.; providing legislative findings; providing a definition of “minority”; establishing the Office of Minority Health within the Agency for Health Care Administration; requiring an interagency agreement with the Department of Health and Rehabilitative Services; providing functions and responsibilities of the Office of Minority Health; amending s. 8 of chapter 93-247, Laws of Florida; revising expiration date of the Commission on Minority Health; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Myers—

SB 2490—A bill to be entitled An act relating to health councils; amending s. 395.604, F.S., pertaining to rural primary care hospitals; deleting a cross-reference to conform to changes in the act; amending s. 408.033, F.S.; eliminating state funding of the statewide and local health councils; amending s. 408.038, F.S.; revising the use of the fees assessed on certificate-of-need applications; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Dudley—

SB 2492—A bill to be entitled An act relating to financial investigations; amending s. 20.12, F.S.; establishing the Division of Financial Investigations of the Department of Banking and Finance; amending s. 17.04, F.S.; providing investigative duties of the division; providing for the referral of certain records to law enforcement and prosecutorial agencies; providing an effective date.

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

By Senator Johnson—

SB 2494—A bill to be entitled An act relating to the Education Practices Commission; amending s. 231.261, F.S.; revising the membership of the Education Practices Commission; providing an effective date.

—was referred to the Committee on Education.

By Senator Kirkpatrick—

SB 2496—A bill to be entitled An act relating to public assistance; creating s. 409.222, F.S.; requiring persons receiving public assistance and their dependent children to hold or be actively pursuing certain educational degrees; providing attendance and parental-involvement requirements; providing procedures to notify such recipients of their failure to comply with these requirements; providing sanctions for such failure; providing for school districts to adopt policies; providing for the cost of certain services to be billed to persons who fail to comply with these requirements; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Education; and Ways and Means.

By Senator Silver—

SR 2498—A resolution relating to the City of Miami Beach.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

SB 2500—A bill to be entitled An act relating to higher education; designating the Board of Regents a public corporation; prescribing its purpose; specifying that the board is subject to supervision by the State Board of Education; transferring from each state agency any statutory power or duty over the activities of the State University System to the Board of Regents; requiring each state agency to assist in the transfer of such power or duty; prohibiting any state agency from exercising any responsibility or having any authority to operate a state university except as provided by law or rules; requiring the Board of Regents to develop a plan to implement the act; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senators Horne, Grant and Johnson—

SB 2502—A bill to be entitled An act relating to secondary and post-secondary education; amending s. 240.116, F.S.; providing legislative intent for the articulated acceleration of secondary students who are dually enrolled in home-education programs and postsecondary courses; requiring community colleges and state universities to delineate courses and programs, establish criteria, and designate an individual to administer a program for such students; providing an effective date.

—was referred to the Committees on Education; Higher Education; and Ways and Means.

By Senator Forman—

SB 2504—A bill to be entitled An act relating to juvenile justice; amending s. 39.025, F.S.; transferring administration of the community juvenile justice partnership grant program within the Department of Legal Affairs from the interagency task force for community juvenile justice partnership grants to the Department of Juvenile Justice; providing for transfer of powers, duties, functions, records, personnel, property, and unexpended balances of appropriations and allocations for the program to the department; repealing s. 860.1545, F.S., relating to the interagency task force for community juvenile justice partnership grants; amending s. 860.158, F.S.; eliminating requirement that not less than 70 percent of funds in the Motor Vehicle Theft Prevention Trust Fund be made available to fund grants through the community juvenile justice partnership

grant program; repealing s. 320.08045, F.S., relating to the vehicle theft prevention surcharge on license tax; amending s. 320.08046, F.S., relating to the surcharge on license tax deposited in the General Revenue Fund; revising the surcharge and distribution of proceeds; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senators Bankhead, Hargrett, Brown-Waite, Horne and Beard—

SB 2506—A bill to be entitled An act relating to deepwater ports; creating s. 311.13, F.S.; providing for the creation of the Florida Seaport Dredged Material Management Committee and its duties; amending s. 403.021, F.S.; providing legislative intent to consolidate the permitting activities that affect deepwater ports; expanding the list of deepwater ports; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Gutman—

SB 2508—A bill to be entitled An act relating to public construction works; amending s. 255.20, F.S.; providing an additional category of public construction works that is not subject to competitive award; providing an effective date.

—was referred to the Committees on Community Affairs; and Governmental Reform and Oversight.

By Senator Grant—

SB 2510—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.311, F.S.; restating legislative intent with respect to the responsibilities of government officers and employees; amending s. 112.313, F.S.; prohibiting certain conduct by public officers, employees of agencies, and local government attorneys; providing penalties; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Bankhead—

SB 2512—A bill to be entitled An act relating to employment and training; amending s. 409.029, F.S.; revising the Florida Employment Opportunity Act; revising the employment and training program of the Department of Health and Rehabilitative Services; providing for mandatory and optional program components; authorizing alternatives to workers' compensation coverage; revising the requirements for participation; providing priority order for receipt of services; providing that the department may restrict the scope of services; requiring periodic determinations of availability of resources; deleting the requirement that food stamp applicants attend orientation; requiring a 21-day conciliation period for participants who fail to comply with the program; deleting a provision for a 90-day conciliation period; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Health and Rehabilitative Services; and Ways and Means.

By Senator Casas—

SB 2514—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.3551, F.S.; authorizing thoroughbred permitholders to receive broadcasts of races or games from outside the state; authorizing wagering on such races or games; providing a tax on the wagering; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Grant—

SB 2516—A bill to be entitled An act relating to gamblers; authorizing the Department of Health and Rehabilitative Services to conduct public education, treatment, and prevention programs for problem gamblers or compulsive gamblers and to maintain a toll-free telephone number to assist such persons and their families; requiring the Department of the Lottery and its vendors to publicize the program; requiring the Department of Business and Professional Regulation to produce and distribute signs to publicize the program; requiring pari-mutuel wagering permitholders to publicize the program; requiring organizations that conduct bingo to publicize the program; amending s. 24.112, F.S.; requiring retailers of lottery tickets to publicize the program; providing appropriations; providing an effective date.

—was referred to the Committees on Regulated Industries; Commerce and Economic Opportunities; and Ways and Means.

SR 2518 was introduced out of order and adopted this day.

By Senator Bankhead—

SB 2520—A bill to be entitled An act relating to restitution in juvenile proceedings; amending s. 39.054, F.S.; authorizing a court to order payment of restitution by income deduction and prescribing procedures with respect hereto; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Grant—

SB 2522—A bill to be entitled An act relating to military affairs; amending ss. 250.481, 250.482, F.S.; providing for the Department of Labor and Employment Security to investigate claims and enforce provisions relating to employer discrimination against members of the Florida National Guard or United States Armed Forces reserves; creating s. 250.5201, F.S.; providing for a stay of proceedings in court when troops are called out in state service for a certain period; creating s. 250.5202, F.S.; providing for the stay of eviction or distress actions during a period of state active duty; creating s. 250.5203, F.S.; providing a maximum rate of interest on obligations or liabilities of persons in state active duty; creating s. 250.5204, F.S.; providing requirements with respect to installment contracts for the purchase of property by persons in state active duty; providing a penalty for repossession under certain circumstances; providing procedures; creating s. 250.5205, F.S.; providing requirements with respect to mortgages and trust deeds with respect to persons in state active duty; providing a penalty for certain sales, foreclosures, or seizure of such property; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Judiciary; and Ways and Means.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Criminal Justice and Senator Dyer—

CS for SB 12—A bill to be entitled An act relating to public assistance fraud; creating s. 409.3251, F.S.; creating a Stop Inmate Fraud Program within the Division of Public Assistance Fraud of the Office of the Auditor General; providing guidelines for the program; providing duties and responsibilities of the division relating to procedures for sharing of specified information on incarcerated persons with the Department of Health and Rehabilitative Services, the Department of Labor and Employment Security, and other governmental entities; providing for data reports to the Child Support Enforcement Program of the Department of Revenue, the Department of Health and Rehabilitative Services, and the Social Security Administration; providing reporting requirements for state agencies and other governmental entities involved in the program; providing legislative intent with respect to operation and initial goals of the program; providing for creation of employee positions and provision of support services by the division; providing an appropriation; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senator Weinstein—

CS for SB 32—A bill to be entitled An act relating to court reporters; defining the term “official court reporter”; providing that certain actions by an official court reporter shall not constitute violations of chapter 112, F.S.; providing for retroactive application; amending s. 29.01, F.S.; requiring the development of court reporting plans in each judicial circuit; amending s. 29.02, F.S.; providing for duties of court reporters; amending s. 29.04, F.S.; providing for the costs of court reporting services to be paid to counties in accordance with the General Appropriations Act; amending s. 29.05, F.S.; providing for the preparation of transcripts in criminal cases; amending s. 29.06, F.S.; providing for court reporters to certify transcripts; repealing s. 29.03, F.S., relating to the compensation of the official circuit court reporter; repealing s. 29.07, F.S., which provides that certain reports of official stenographers are prima facie a court statement of proceedings; repealing s. 29.10, F.S., which provides for assistant court reporters in certain circuits; directing the Division of Statutory Revision to retitle Chapter 29, F.S.; providing effective dates.

By the Committee on Governmental Reform and Oversight; and Senators Kirkpatrick, Thomas, Beard, Bronson, Dantzler, Latvala, Rossin, Williams, Forman, Meadows, Myers, Jones, Johnson, Brown-Waite, Casas and Sullivan—

CS for SB 36—A bill to be entitled An act relating to interior design; amending s. 481.201, F.S.; revising purpose; amending s. 481.203, F.S.; revising the definition of “interior design” and providing definitions for “nonstructural element,” “reflected ceiling plan,” “space planning,” “common area,” “diversified interior design experience,” and “interior decorator services”; amending s. 481.205, F.S.; revising qualifications of certain members of the Board of Architecture and Interior Design; amending s. 481.209, F.S.; revising qualifications required to take the examination for licensure as a registered interior designer; revising requirements with respect to accreditation of programs, schools, and colleges and board approval of unaccredited programs, schools, and colleges; reenacting s. 481.213(2) and (3)(a), F.S., relating to licensure, to incorporate the amendment to s. 481.209, F.S., in references thereto; amending s. 481.213, F.S.; providing that licensure as an architect includes all rights and privileges of licensure as an interior designer; amending s. 481.219, F.S.; providing that certification to offer architectural services includes all rights and privileges of certification to offer interior design services; amending s. 481.229, F.S., relating to exemptions; eliminating reference to qualifying as an interior designer from an exemption relating to making plans and specifications for, or supervising the erection, enlargement, or alteration of certain buildings; providing procedure for a licensed architect to obtain licensure as an interior designer, and for a corporation, partnership, or person operating under a fictitious name which holds a certificate of authorization to provide architectural services to obtain a certificate of authorization to provide interior design services; providing for renewal of such licensure or certification; revising an exemption relating to performing interior design services or interior decorator services for residential applications or retail establishments; amending s. 481.24, F.S.; revising provisions relating to persons licensed as interior designers under earlier requirements; requiring the Department of Business and Professional Regulation, in conjunction with the board, to evaluate a specified examination relating to interior design and to report the findings to the Legislature by a specified date; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Johnson and Jones—

CS for SB 72—A bill to be entitled An act relating to the regulation of health care professionals; creating s. 455.2142, F.S.; prohibiting the examination or licensure of certain health care professionals who are regulated by the Agency for Health Care Administration and have been disciplined for or committed sexual misconduct in the practice of their profession; providing an effective date.

By the Committee on Health Care and Senator Forman—

CS for SB 220—A bill to be entitled An act relating to patient brokering; creating s. 817.505, F.S.; specifying unlawful acts constituting patient brokering; providing exemptions; providing criminal and civil penalties; providing for injunctive relief; providing for actions by the Attorney General or state attorneys; providing for recovery of certain expenses; providing an effective date.

By the Committee on Banking and Insurance; and Senators Grant and Wexler—

CS for SB 232—A bill to be entitled An act relating to motor vehicles; amending s. 322.34, F.S.; providing for the impoundment or immobilization of a motor vehicle upon the driver's arrest for driving under certain circumstances; providing for the assessment of fees and costs for such immobilization or impoundment, providing procedures; creating s. 321.245, F.S.; providing for the disposition of certain funds in the Highway Safety Operating Trust Fund; amending s. 324.201, F.S.; providing for the release of certain information to recovery agents or agencies; providing a procedure when a recovery agent or agency obtains a seized license plate; authorizing recovery agents and agencies to seize license plates in certain counties; providing for rules of the Department of Highway Safety and Motor Vehicles; amending s. 627.7295, F.S.; specifying the minimum time period within which a new policy or binder may not be canceled; amending s. 627.732, F.S.; defining the term "recovery agent"; amending s. 627.733, F.S.; providing for the disposition of fees with respect to certain license plates seized by recovery agents; amending s. 627.736, F.S.; requiring the department to release certain insurance information to persons involved in accidents; amending s. 627.739, F.S.; providing for application of a deductible amount; providing for receipt of certain benefits after a deductible is met; providing an effective date.

By the Committee on Health Care—

CS for SB 326—A bill to be entitled An act relating to the regulation of the practice of hypnosis; amending s. 456.32, F.S., relating to hypnosis; expanding the definition of the term "healing arts" to include the practice of psychology, clinical social work, marriage and family therapy, and mental health counseling; repealing s. 127, ch. 92-149, Laws of Florida; abrogating the repeal of ss. 490.0141, 491.0141, F.S., relating to the practice of hypnosis by psychologists and psychotherapists; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Burt and McKay—

CS for SB 338—A bill to be entitled An act relating to procurement of real property for state use; amending s. 216.044, F.S.; revising the factors that must be considered by the Department of Management Services in determining the cost of constructing facilities or acquiring property; amending s. 216.181, F.S.; providing for revising allocations from the Supervision Trust Fund to acquire facilities when in the state's best interest; amending s. 255.249, F.S.; providing certain rulemaking authority; amending s. 255.25, F.S.; providing for options to purchase; providing for delegation of leasing responsibilities to certified agencies; requiring the Department of Management Services to establish standards for bid specifications and geographic boundaries; providing for audits; amending s. 255.503, F.S.; prescribing the division's powers with respect to using funds from the Supervision Trust Fund to acquire facilities; providing an effective date.

By the Committee on Transportation and Senators Kurth, Forman, Johnson and Myers—

CS for SB 494—A bill to be entitled An act relating to vehicles; amending s. 320.01, F.S.; defining the term "electric vehicle"; specifying the license tax for such vehicles; exempting sales of such vehicles from sales and use taxes for a specified period; prohibiting insurers from imposing surcharges on insurance premiums for such vehicles unless the Department of Insurance finds the surcharges justified; amending s. 320.08, F.S.; prescribing license taxes for manufacturer's prototype, pro-

duction, or test vehicles; amending s. 325.203, F.S.; exempting electric vehicles from annual inspection requirements; providing an effective date.

By the Committee on Transportation and Senator Beard—

CS for SB 510—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; transferring the supervision of motor carrier compliance and safety to the Assistant Secretary for District Operations of the Department of Transportation; amending s. 163.3164, F.S.; defining the term "transportation corridor management"; amending s. 163.3177, F.S.; authorizing the designation of transportation corridors in local government comprehensive plans; authorizing the adoption of transportation corridor management ordinances; amending s. 186.021, F.S.; providing that the short-range component of the Florida Transportation Plan and the annual performance report serve as the agency strategic plan for the Department of Transportation; amending s. 206.46, F.S.; providing for a percentage of state transportation tax revenues deposited in the State Transportation Trust Fund to be transferred to the Right-of-Way Acquisition and Bridge Construction Trust Fund for certain purposes; amending s. 206.47, F.S.; removing the requirement that certain maintenance tasks be limited to that which is necessary for the safe and efficient operation of roads; amending s. 255.552, F.S.; exempting certain structures from the asbestos program, amending s. 255.5535, F.S.; exempting structures acquired for transportation purposes from an asbestos survey if such structures are demolished in accordance with certain guidelines and an asbestos survey is performed to state guidelines; amending s. 255.557, F.S.; clarifying that asbestos-containing material is identified by a survey required by s. 255.553, F.S.; amending s. 311.09, F.S.; requiring the Florida Seaport Mission Plan to be consistent with the goals of the Florida Transportation Plan; requiring submission of the Florida Seaport Mission Plan by February 1 of each year; clarifying that the recipient port pays for administrative costs upon execution of a joint participation agreement with the department; amending s. 316.0755, F.S.; requiring pedestrian indicators to conform to the Manual on Uniform Traffic Devices; amending s. 316.079, F.S.; requiring a driver of a vehicle on the public roadways to yield to an escort vehicle and accompanying flagperson; creating s. 316.08, F.S.; establishing requirements of flagpersons; amending s. 330.30, F.S.; exempting helistops used by mosquito control or emergency services from state airport licensing requirements; amending s. 332.006, F.S.; requiring the statewide aviation system plan to be consistent with the goals of the Florida Transportation Plan; amending s. 332.007, F.S.; authorizing the department to fund the federal portion of an aviation project upon assurance of repayment; repealing s. 332.008, F.S., relating to the Florida Aviation Advisory Council; repealing s. 334.22, F.S., relating to private transportation facilities; amending s. 334.30, F.S.; authorizing the department to enter into agreements for the building, operation, ownership, or financing of transportation facilities; deleting a provision that has had its effect; amending s. 335.02, F.S.; authorizing the department to establish lane standards on the State Highway System; repealing s. 335.035, F.S., relating to completion of the interstate highway system; repealing s. 335.20, F.S., the Local Government Transportation Assistance Act; amending s. 337.107, F.S.; including demolition and removal of improvements and asbestos-abatement services as right-of-way services; amending s. 337.11, F.S.; authorizing a major bridge or rail corridor project as a design-build project; revising requirements for design-build procedures; deleting a reporting requirement; amending s. 337.243, F.S.; providing for notice of land use changes in transportation corridors designated in local government comprehensive plans; amending s. 337.273, F.S.; providing for the designation and management of transportation corridors in local government comprehensive plans to be made consistent with growth management requirements and requirements for local transportation corridor management ordinances; amending s. 337.276, F.S.; authorizing the Division of Bond Finance of the State Board of Administration to issue state bonds to finance state bridge construction; amending s. 337.406, F.S.; authorizing local governmental entities to initiate enforcement action for a violation occurring on a right-of-way; amending s. 338.001, F.S.; requiring the Florida Intrastate Highway System Plan to be consistent with the goals of the Florida Transportation Plan; repealing s. 338.13, F.S., relating to the termination of ferry operations; amending s. 338.2275, F.S.; removing the references to cost amounts of turnpike projects; requiring project cost amounts to be reported to the Legislature annually; authorizing the Suncoast Parkway, Project 2; amending s. 338.2276, F.S., relating to the Western Beltway turnpike project; revising a cross-reference to conform to changes made in the act; amending s. 338.235, F.S.; authorizing the

department to secure contracts for services on the turnpike by the competitive bid process; amending s. 338.239, F.S.; limiting the reimbursement of the expenses of highway patrol services on the turnpike mainline; amending s. 338.251, F.S.; authorizing repayments to the Toll Facilities Revolving Trust Fund by the Orlando-Orange County Expressway Authority to be appropriated to the Seminole County Expressway Authority; repealing s. 339.135(8), F.S., relating to the department's annual performance monitoring report; repealing s. 339.149, F.S., relating to periodic audits; amending s. 339.155, F.S.; providing that the Florida Transportation Plan creates a policy framework for other department plans; providing for a long-range and short-range component; establishing a schedule for submission of the plan; establishing an annual performance report; repealing the State Transportation Improvement Program; amending s. 339.175, F.S.; authorizing an alternate representative from each M.P.O. to vote in absence of a representative; authorizing the Metropolitan Planning Organization Advisory Council to employ an executive director and other staff; assigning the council to the Office of the Secretary for fiscal and accountability purposes; amending s. 341.041, F.S.; requiring the statewide transit plan to be consistent with the goals of the Florida Transportation Plan; amending s. 341.051, F.S.; authorizing local governments to receive federal grants or apportionments for commuter-assistance projects; authorizing the department to expend state funds on commuter-assistance projects; authorizing the department to fund a percentage of the nonfederal share of a local commuter-assistance project; authorizing the department to fund a statewide or multiple county commuter-assistance project; amending s. 341.302, F.S.; requiring the statewide rail system plan to be consistent with the goals of the Florida Transportation Plan; amending s. 348.754, F.S.; authorizing the Orlando-Orange County Expressway Authority to acquire by donation or otherwise certain property or options thereof and to make partnerships providing for participation in ownership and revenues in order to facilitate financing and constructing the Western Beltway; amending s. 348.7544, F.S.; authorizing the authority to own that portion of the Western Beltway known as the Northwest Beltway Part A; amending s. 348.7545, F.S.; authorizing the authority to exercise its condemnation power to construct, finance, operate, own, and maintain the Western Beltway Part C; amending s. 348.760, F.S.; authorizing the authority to make partnerships; amending s. 479.07, F.S.; providing an exception to the requirements for sign permits; providing for a permit to be reinstated; amending s. 479.105, F.S.; providing criteria for permitting nonconforming signs; amending s. 843.08, F.S.; providing a criminal penalty for impersonating an officer of the Department of Transportation; repealing ss. 7 and 8 of ch. 93-164, Laws of Florida, and s. 48 of ch. 94-237, Laws of Florida; abrogating the repeal and review of s. 334.046, F.S., relating to the department's program objectives; repealing s. 78 of ch. 94-237, Laws of Florida, which appropriates money for a seaports enhancement grant program; providing an effective date.

By the Committee on Education and Senators Latvala, Crist and Sullivan—

CS for SB 656—A bill to be entitled An act relating to education; creating s. 236.1229, F.S.; creating the Florida School Improvement and Academic Achievement Program to provide challenge grants and matching endowment grants to district school boards; providing duties; providing for allocation and matching of funds; requiring district trust funds and providing duties of direct-support organizations; prohibiting certain uses of funds; providing for implementation; providing an effective date.

By the Committee on Natural Resources—

CS for SB 672—A bill to be entitled An act relating to newsprint; repealing s. 403.7195, F.S., relating to waste newsprint disposal fees; providing an effective date.

By the Committee on Criminal Justice and Senators Jenne and Burt—

CS for SB's 700 and 808—A bill to be entitled An act making supplemental appropriations; amending appropriations in fiscal year 1994-1995; providing moneys for the annual period beginning July 1, 1994, and ending June 30, 1995, to pay salaries, overtime, and other expenses and for other specified purposes of the Department of Corrections and the Florida Department of Law Enforcement; transferring funds from the Working Capital Fund to the General Revenue Fund; providing an effective date.

By the Committee on Natural Resources and Senators Sullivan, Jones and Latvala—

CS for SB 884—A bill to be entitled An act relating to navigation safety; requiring the Board of Pilot Commissioners to establish a technology committee for certain purposes; requiring a report; creating the Tampa Bay Area Vessel Information Service Consortium for certain purposes; providing for membership; providing for meetings; requiring a report; providing an effective date.

By the Committee on Agriculture and Senator Bronson—

CS for SB 940—A bill to be entitled An act relating to agriculture; amending s. 581.031, F.S.; revising the powers and duties of the Department of Agriculture and Consumer Services relating to the plant industry; specifying the maximum annual registration fee to be imposed on a citrus source tree; providing for delinquency fees; amending s. 581.083, F.S.; authorizing the department to use certain findings in permitting the use of organisms for biological control; amending s. 581.131, F.S.; regulating the advertising for sale of nursery stock; requiring a certificate to move certain citrus plants; amending s. 581.212, F.S.; deleting provisions requiring that certain funds be deposited in the Plant Industry Trust Fund; amending s. 586.045, F.S.; requiring notice of renewal and extension of a renewal date for the honeybee inspection program; creating s. 586.112, F.S.; authorizing the stop-sale and stop-movement of honeybees, honeybee products, or honeybee equipment under certain circumstances; repealing s. 586.165, F.S., which provides for an apiary-protection pilot program; providing an effective date.

By the Committee on Judiciary and Senators Williams, Kirkpatrick, Casas, Thomas, Johnson, Harden, Horne, McKay, Sullivan, Bronson, Brown-Waite, Dudley and Grant—

CS for SJR 968—A joint resolution proposing an amendment to Section 6 of Article X of the State Constitution, relating to eminent domain.

By the Committee on Community Affairs and Senator Jones—

CS for SB 992—A bill to be entitled An act relating to the local government infrastructure surtax; amending s. 212.055, F.S.; revising provisions which authorize certain counties to use surtax proceeds for any public purpose; providing an effective date.

By the Committee on Natural Resources—

CS for SB 1006—A bill to be entitled An act relating to the Florida Inland Navigation District; repealing s. 7, ch. 90-264, Laws of Florida, relating to abolition of the district; requiring that new commissioners of the district be confirmed by the Senate; designating the district as local interest sponsor for purposes of maintaining navigability for a specified section of the Okeechobee Waterway; providing an effective date.

By the Committee on Regulated Industries and Senator Sullivan—

CS for SB 1008—A bill to be entitled An act relating to charitable drawings by chance and commercial game promotions; amending s. 849.0935, F.S.; specifying who may conduct charitable drawings by chance; requiring additional disclosure relating to drawings by chance; specifying additional activities as unlawful; amending s. 849.094, F.S.; specifying how commercial game promotions may be conducted; requiring registration of game promotions; requiring a filing fee; providing procedures; providing additional definitions; providing application; revising specifications of unlawful activities; requiring notification of winners; requiring the Department of State to maintain a list of winners; providing revised powers of the department and the Attorney General; revising criminal penalties; providing an effective date.

By the Committee on Judiciary and Senators McKay, Ostalkiewicz and Grant—

CS for SB 1038—A bill to be entitled An act relating to child custody; creating the “Children’s Frequent and Continuous Parental Rights Act”; amending s. 61.052, F.S.; providing that the court should make appropriate orders for visitation of the minor child during any period of continuance; amending s. 61.13, F.S.; providing for the right of a parent with shared parental responsibility to have the opportunity to care for the child under certain circumstances; providing additional powers of the court when a custodial parent refuses to honor a noncustodial parent’s visitation rights under certain circumstances; providing that the financial burden of promoting frequent and continuing contact with the child under shared parental responsibility may be placed upon a parent who moves outside of the court’s jurisdiction; providing an effective date.

By the Committee on Executive Business, Ethics and Elections—

CS for SJR 1406—A joint resolution proposing amendments to Section 15 of Article III of the State Constitution, relating to the qualifications and terms of legislators; Section 8 of Article V of the State Constitution, relating to eligibility for judicial office; Section 17 of Article V of the State Constitution, relating to state attorneys; Section 18 of Article V of the State Constitution, relating to public defenders; and Section 1 of Article VIII of the State Constitution, relating to counties; and the creation of Section 7 of Article VI of the State Constitution, relating to residency requirements.

By the Committee on Criminal Justice and Senator Burt—

CS for SB 1582—A bill to be entitled An act relating to concealed weapons and firearms; amending s. 790.06, F.S.; revising guidelines and time limits relating to licensure to carry concealed weapons or firearms; removing provision allowing licensee to carry actual copy of concealed weapon or firearm license; revising qualifications and application procedures for licensure; reducing the fees for the initial and renewal licenses; revising powers and duties of the Department of State and sheriffs with respect to the licensure process; authorizing imposition by the sheriff of an applicant fingerprinting fee; amending s. 790.061, F.S.; providing exceptions from specified licensure provisions to federal district court judges or federal court of appeals judges; providing an effective date.

By the Committee on Transportation and Senators Sullivan, Beard, Myers, Grant, Jennings, Forman, Johnson, Jenne, Brown-Waite, Williams, Dyer, Weinstein, Horne, Casas, Gutman, Kurth and Wexler—

CS for SB 1594—A bill to be entitled An act relating to bicycling; amending s. 316.2065, F.S.; requiring a bicycle rider who seeks to carry a young or small child as a passenger to provide certain safety equipment; prohibiting a bicycle rider from allowing a passenger to remain in a child seat or carrier when the rider is not in immediate control of the bicycle; requiring a bicycle rider or passenger under the age of 16 years to wear a bicycle helmet; specifying standards for bicycle helmets; providing a penalty; providing for dismissal of charges under specified circumstances; providing requirements for parents or guardians of children pertaining to the wearing of a bicycle helmet while riding a bicycle; prohibiting renting or leasing a bicycle without a helmet; providing for enforcement; providing penalties; providing exceptions; providing for the disposition of fines; providing for evidentiary application with respect to negligence; amending s. 318.18, F.S.; providing for the assessment of fines for certain violations of bicycle safety requirements; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed HB 513, HB 515, HB 521, HB 523, HB 525, HB 531, HB 535, HB 607, HB 1005, HB 1053, HB 1055, HB 1143, HB 1145, HB 1185; has passed by the required constitutional three-fifths vote of the membership

HB 905, HB 959, HB 967, HB 997, HB 1001, HB 1039, HB 1051, HB 1079; has passed as amended HB 1003; has passed as amended by the required constitutional three-fifths vote of the membership HB 1133 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Governmental Operations and Representative Lawson—

HB 513—A bill to be entitled An act relating to confidentiality of records of citizen support organizations of the Game and Fresh Water Fish Commission; amending s. 372.0215, F.S., which provides an exemption from public records requirements for the identity of donors to such organizations; saving such exemption from repeal; providing an exemption for the identity of prospective donors; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Natural Resources.

By the Committee on Governmental Operations and Representative Lawson—

HB 515—A bill to be entitled An act relating to confidentiality of records and meetings of the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 413.615, F.S., which provides exemptions from public records requirements for the identity of donors to the foundation and for confidential client and applicant records; saving such exemptions from repeal; providing an exemption for the identities of prospective donors; providing exemptions from public meeting requirements for meetings of the foundation during which the identities of donors or prospective donors, or of such clients or applicants, are discussed; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By the Committee on Governmental Operations and Representative Lawson—

HB 521—A bill to be entitled An act relating to confidentiality of information relating to the Florida Prepaid Postsecondary Education Expense Program; amending s. 240.551, F.S., which provides an exemption from public records requirements for the identity of donors to the direct-support organization for the program; saving such exemption from repeal; revising the exemption for other records of the organization and saving it from repeal; reenacting s. 240.551(6)(f), F.S., which provides an exemption from public records requirements for certain information relating to purchasers or beneficiaries under the program; saving such exemption from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Higher Education.

By the Committee on Governmental Operations and Representative Lawson—

HB 523—A bill to be entitled An act relating to confidentiality of records of statewide community college direct-support organizations; amending s. 240.3315, F.S., which provides an exemption from public records requirements for the identity of donors to such organizations; saving such exemption from repeal; providing an exemption for the identity of prospective donors; removing an exemption for other records of such organizations; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Higher Education.

By the Committee on Governmental Operations and Representative Lawson—

HB 525—A bill to be entitled An act relating to confidentiality of information relating to dropout and graduation rates; amending s. 232.2468, F.S., which provides an exemption from public records requirements for such information shared between the Florida Department of Education and the United States Department of Education; revising the exemption and saving it from repeal; providing for future review and repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Lawson—

HB 531—A bill to be entitled An act relating to confidentiality of certain audited financial statements submitted to the Department of Banking and Finance; reenacting s. 494.0021, F.S., which provides an exemption from public records requirements for such statements submitted by a mortgage broker or mortgage lender; saving such exemption from repeal; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By the Committee on Governmental Operations and Representative Lawson—

HB 535—A bill to be entitled An act relating to confidentiality of records of the Education Success Incentive Program direct-support organization; amending s. 228.502, F.S., which provides an exemption from public records requirements for the identity of donors to the organization; saving such exemption from repeal; providing an exemption for the identity of prospective donors; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Governmental Operations and Representative Lawson—

HB 607—A bill to be entitled An act relating to confidentiality of information under the recovery network program for educators; amending s. 231.263, F.S., which provides exemptions from public records requirements for information relating to participants in the program; saving such exemptions from repeal; providing an effective date.

—was referred to the Committee on Education.

By the Committee on Appropriations and Representative Ritchie—

HB 1005—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds in the Department of Banking and Finance and the Department of Revenue are exempt from the automatic-termination requirements of Section 19(f), Article III of the State Constitution; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1053—A bill to be entitled An act relating to trust funds; terminating, within the Department of Environmental Protection, the Apalachicola Bay Protection Trust Fund, the Apalachicola Bay Conservation Trust Fund, the Coastal Zone Management Trust Fund, the Conservation and Recreation Bond Project Trust Fund, the Florida Area of Critical State Concern Restoration Trust Fund, the Beach Management Trust Fund, the Federal Land and Water Conservation Trust Fund, the Save Our State Environmental Education Trust Fund, the Hazardous Waste Management Trust Fund, the Industrial Siting Trust Fund, the Lake Hancock Restoration Trust Fund, the Natural Resources - Resource Management Division Land Reclamation Administration Trust Fund,

the Marine Turtle Protection Trust Fund, the Marine Fisheries Commission Trust Fund, the Marine Biological Research Trust Fund, the Motorboat Revolving Trust Fund, the Environmental Regulation - Operating Trust Fund, the Petroleum Exploration and Production Bond Trust Fund, the Pollution Recovery Fund, the Florida Saltwater Products Promotion Trust Fund, the Natural Resources Parks - Save Our Coast Project Trust Fund, the Small Community Sewer Construction Assistance Trust Fund, the Surface Water Improvement and Management Trust Fund, the Oyster and Clam Rehabilitation Trust Fund, the Phosphate Research Trust Fund, the Restoration of Kissimmee River Trust Fund, the Hurricane Andrew Disaster Relief Trust Fund, the Hurricane Andrew Recovery and Rebuilding Trust Fund, the Spoil Site Trust Fund, the Replacement Trust Fund, and the State Water Pollution Control Trust Fund; providing for the transfer of current balances, the paying of outstanding debts and obligations, and for removal of the terminated trust funds from the various state accounting systems; amending ss. 161.0535, 161.054, 161.091, 161.101, 161.161, 211.31, 211.3103, 212.69, 215.20, 229.8058, 270.22, 287.0595, 320.08065, 320.08066, 327.25, 327.28, 327.3521, 327.53, 328.15, 328.20, 370.021, 370.06, 370.0608, 370.0609, 370.061, 370.062, 370.063, 370.07, 370.12, 370.14, 370.142, 370.143, 370.153, 370.1535, 370.16, 373.129, 373.309, 373.430, 373.451, 373.455, 373.457, 373.459, 376.11, 376.30, 376.303, 376.307, 376.3078, 376.3079, 376.40, 376.70, 376.75, 377.2425, 377.247, 377.41, 380.0558, 403.0615, 403.0871, 403.121, 403.1822, 403.1832, 403.1838, 403.518, 403.5365, 403.709, 403.7197, 403.726, 403.727, 403.9421, 717.113, and 932.7055, F.S., to conform to the abolition of these trust funds; correcting cross references; amending ss. 1 and 2, ch. 94-198, Laws of Florida; providing for administration of the Minerals Trust Fund by the Department of Environmental Protection; repealing s. 229.8064, F.S., relating to the Save Our State Environmental Education Trust Fund; repealing s. 370.029, F.S., relating to the Marine Fisheries Commission Trust Fund; repealing s. 370.16(15) and (18), F.S., relating to the Apalachicola Bay Conservation Trust Fund and to disposition of a severance tax on oysters and clams; repealing s. 373.495, F.S., relating to the Water Resources Development Account; repealing s. 380.0555(12), F.S., relating to the Apalachicola Bay Protection Trust Fund and sewerage improvement grants; repealing s. 403.165, F.S., relating to the Pollution Recovery Fund; repealing s. 403.1824, F.S., relating to the State Water Pollution Control Trust Fund; repealing s. 403.1825, F.S., relating to grant payments from such trust fund; repealing s. 403.704(21), F.S., relating to the duties of the department with respect to the Hazardous Waste Management Trust Fund; repealing s. 403.725, F.S., relating to the Hazardous Waste Management Trust Fund; providing effective dates.

—was referred to the Committees on Natural Resources; and Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1055—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds in the Department of Environmental Protection are exempt from the automatic-termination requirements of Section 19(f), Article III of the State Constitution; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1143—A bill to be entitled An act relating to trust funds; terminating and modifying specified trust funds and fund accounts within the Department of Education; providing for the transfer of current balances, the paying of outstanding debts and obligations, and the removal of the terminated funds and accounts from the various state accounting systems; amending s. 240.4095, F.S.; funding the Florida Private Student Assistance Grant Program through the State Student Financial Assistance Trust Fund; amending s. 240.4145, F.S.; funding the African and Afro-Caribbean Scholarship Program through the State Student Financial Assistance Trust Fund; amending s. 320.0808, F.S., relating to Challenger license plates; eliminating provisions for deposit of license plate annual use fees into the Center for Space Education Trust Fund; increasing fee deposits to the Challenger Astronauts Memorial Undergraduate Scholarship Trust Fund; amending s. 240.4065, F.S.; funding the Critical Teacher Shortage Program through the State Student Financial Assistance Trust Fund; amending s. 240.4063, F.S., relating to the Florida

Teacher Scholarship and Forgivable Loan Program, to conform; amending s. 240.4068, F.S., relating to the "Chappie" James Most Promising Teacher Scholarship Loan Program, to conform; amending s. 228.502, F.S.; funding the Education Success Incentive Program through the State Student Financial Assistance Trust Fund; amending s. 240.606, F.S.; funding the Florida Work Experience Program through the State Student Financial Assistance Trust Fund; amending s. 240.409, F.S.; funding the Florida Public Student Assistance Grant Program through the State Student Financial Assistance Trust Fund; amending s. 240.439, F.S., relating to the Student Loan Program; eliminating reference to the Student Loan Trust Fund; amending ss. 240.441, 240.447, and 240.449, F.S., relating to various aspects of the program, to conform; amending s. 240.402, F.S.; funding the Florida Undergraduate Scholars' Program through the State Student Financial Assistance Trust Fund; amending s. 232.2465, F.S., relating to the Florida Academic Scholars' Certificate Program, to conform; amending s. 240.4097, F.S.; funding the Florida Postsecondary Student Assistance Grant Program through the State Student Financial Assistance Trust Fund; amending s. 240.414, F.S.; funding the Latin American and Caribbean Basin Scholarship Program through the State Student Financial Assistance Trust Fund; amending s. 240.4125, F.S.; funding the Mary McLeod Bethune Scholarship Program through the State Student Financial Assistance Trust Fund; amending s. 240.413, F.S.; funding Seminole and Miccosukee Indian Scholarships through the State Student Financial Assistance Trust Fund; amending s. 240.412, F.S.; funding the Jose Marti Scholarship Challenge Grant Program through the State Student Financial Assistance Trust Fund; amending s. 239.217, F.S.; funding the Florida Gold Seal Vocational Endorsement Program through the State Student Financial Assistance Trust Fund; amending s. 240.4986, F.S., relating to the Health Care Education Quality Enhancement Challenge Grant Program; eliminating reference to the grant fund; amending s. 230.71, F.S.; funding the Intergenerational School Volunteer Program through the Grants and Donations Trust Fund; amending s. 240.4987, F.S.; funding the Florida Minority Medical Education Program through the State Student Financial Assistance Trust Fund; amending s. 240.6072, F.S.; funding the Occupational Therapist or Physical Therapist Critical Shortage Program through the State Student Financial Assistance Trust Fund; amending s. 240.609, F.S.; funding the Florida Postsecondary Endowment Grants Program through the Grants and Donations Trust Fund; amending s. 232.257, F.S., relating to the School Safety Program; eliminating reference to the program trust fund; amending s. 240.4085, F.S.; funding the Florida Student Tuition Scholarship Grant Program through the State Student Financial Assistance Trust Fund; amending s. 239.225, F.S.; funding the Vocational Improvement Program through the Grants and Donations Trust Fund; amending s. 239.505, F.S., relating to the "Florida Constructive Youth Act," to conform; amending s. 240.4093, F.S.; funding the Vocational Student Assistance Grant Program through the State Student Financial Assistance Trust Fund; amending s. 240.605, F.S., relating to Florida resident access grants; eliminating reference to the grant fund; amending s. 240.4126, F.S.; funding the Rosewood Family Scholarship Program through the State Student Financial Assistance Trust Fund; amending s. 240.4988, F.S., relating to the Theodore R. and Vivian M. Johnson Scholarship Program; eliminating reference to the program trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1145—A bill to be entitled An act relating to trust funds; declaring the findings of the Legislature that specified trust funds in the Department of Education are exempt from the automatic-termination requirements of Section 19(f), Article III of the State Constitution; creating s. 240.2801(1), F.S.; providing definitions applicable to certain trust funds exempt from such termination requirements; amending s. 215.32, F.S., to conform; providing an effective date.

—was referred to the Committee on Ways and Means.

By Representative Horan and others—

HB 1185—A bill to be entitled An act making an appropriation to Florida Keys Community College for specified fixed-capital-outlay purposes; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 905—A bill to be entitled An act relating to the re-creation of the Florida Preservation 2000 Trust Fund within the Department of Agriculture and Consumer Services without modification; re-creating the Florida Preservation 2000 Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 959—A bill to be entitled An act relating to the re-creation of the Minerals Trust Fund without modification; re-creating the Minerals Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 967—A bill to be entitled An act relating to the re-creation of the Clerk of the Court Child Support Enforcement Collection System Trust Fund without modification; re-creating the Clerk of the Court Child Support Enforcement Collection System Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 997—A bill to be entitled An act relating to trust funds; creating s. 409.2582, F.S.; creating the Child Support Clearing Trust Fund within the Department of Revenue; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1001—A bill to be entitled An act relating to trust funds; creating s. 350.0601, F.S.; creating the Grants and Donations Trust Fund within the Florida Public Service Commission; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1039—A bill to be entitled An act relating to the re-creation of the Water Management Lands Trust Fund without modification; re-creating the Water Management Lands Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1051—A bill to be entitled An act relating to trust funds; creating s. 403.1654, F.S.; creating the Ecosystem Management and Restoration Trust Fund within the Department of Environmental Protection; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1079—A bill to be entitled An act relating to the re-creation of the Solid Waste Management Trust Fund within the Department of Education without modification; re-creating the Solid Waste Management Trust Fund; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Ways and Means.

By Representative Appropriations and Representative Ritchie—

HB 1003—A bill to be entitled An act relating to trust funds; terminating and modifying specified trust funds and fund accounts within the Department of Agriculture and Consumer Services, the Department of Banking and Finance, the Department of Revenue, the Executive Office of the Governor, and the Florida Public Service Commission; providing for the transfer of current balances, the paying of outstanding debts and obligations, and the removal of the terminated funds and accounts from the various state accounting systems; renaming the Sales Tax Security Deposit Trust Fund as the Security Deposits Trust Fund; amending s. 589.08, F.S.; eliminating a provision relating to the Forestry Lands Trust Fund and its purposes; amending s. 589.277, F.S.; funding tree planting programs through the Grants and Donations Trust Fund; amending ss. 496.405, 496.409, 496.410, and 496.419, F.S.; funding the administration and enforcement of the "Solicitation of Contributions Act" through the General Inspection Trust Fund; amending s. 589.04, F.S., relating to duties of the Division of Forestry of the Department of Agriculture and Consumer Services; funding various forestry-related programs through the Incidental Trust Fund; amending ss. 215.55 and 215.552, F.S.; providing for distribution of certain moneys to the counties from the Federal Use of State Lands Trust Fund; amending ss. 212.0505 and 212.20, F.S.; providing that all proceeds from the tax on controlled and other substances shall be transferred to the Drug Enforcement Trust Fund; repealing s. 366.84, F.S., relating to the Florida Energy Trust Fund; repealing s. 1(1)(l), ch. 94-265, Laws of Florida, to repeal the termination of the Parole Commission Grants and Donations Trust Fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Appropriations and Representative Ritchie—

HB 1133—A bill to be entitled An act relating to trust funds; creating s. 240.40, F.S.; creating the State Student Financial Assistance Trust Fund within the Department of Education; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committee on Ways and Means.

RETURNING MESSAGES—FINAL ACTION

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 1196, 1230, 1232, 1234 and 1280 by the required constitutional three-fifths vote of the membership.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

ROLL CALLS ON SENATE BILLS

SB 162

Yeas—37

Table with 4 columns: Bankhead, Childers, Forman, Holzendorf, Beard, Crist, Grant, Horne, Bronson, Dantzler, Gutman, Jenne, Brown-Waite, Diaz-Balart, Harden, Jennings, Burt, Dudley, Hargrett, Johnson, Casas, Dyer, Harris, Jones

Table with 4 columns: Kirkpatrick, Meadows, Silver, Williams, Kurth, Myers, Sullivan, Latvala, Ostalkiewicz, Turner, McKay, Rossin, Wexler

Nays—None

Vote after roll call:

Yea—Mr. President, Weinstein

SB 164

Yeas—36

Table with 4 columns: Bankhead, Dyer, Jenne, Myers, Beard, Forman, Jennings, Ostalkiewicz, Bronson, Grant, Johnson, Rossin, Brown-Waite, Gutman, Jones, Silver, Burt, Harden, Kirkpatrick, Sullivan, Childers, Hargrett, Kurth, Turner, Crist, Harris, Latvala, Weinstein, Dantzler, Holzendorf, McKay, Wexler, Dudley, Horne, Meadows, Williams

Nays—None

Vote after roll call:

Yea—Mr. President, Diaz-Balart

SB 166

Yeas—38

Table with 4 columns: Bankhead, Dudley, Jenne, Ostalkiewicz, Beard, Dyer, Jennings, Rossin, Bronson, Forman, Johnson, Silver, Brown-Waite, Grant, Jones, Sullivan, Burt, Gutman, Kirkpatrick, Turner, Casas, Harden, Kurth, Weinstein, Childers, Hargrett, Latvala, Wexler, Crist, Harris, McKay, Williams, Dantzler, Holzendorf, Meadows, Diaz-Balart, Horne, Myers

Nays—None

Vote after roll call:

Yea—Mr. President

SB 176

Yeas—38

Table with 4 columns: Bankhead, Dudley, Jenne, Ostalkiewicz, Beard, Dyer, Jennings, Rossin, Bronson, Forman, Johnson, Silver, Brown-Waite, Grant, Jones, Sullivan, Burt, Gutman, Kirkpatrick, Turner, Casas, Harden, Kurth, Weinstein, Childers, Hargrett, Latvala, Wexler, Crist, Harris, McKay, Williams, Dantzler, Holzendorf, Meadows, Diaz-Balart, Horne, Myers

Nays—None

Vote after roll call:

Yea—Mr. President

Vote after roll call:

SB 178

Yea—Mr. President

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

SB 210

Yeas—37

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Wexler
Casas	Hargrett	Latvala	Williams
Childers	Harris	McKay	
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

Nays—None

Vote after roll call:

Yea—Harden, Weinstein

SB 180

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

SB 212

Yeas—36

Mr. President	Diaz-Balart	Holzendorf	McKay
Bankhead	Dudley	Horne	Meadows
Beard	Dyer	Jenne	Myers
Bronson	Forman	Jennings	Ostalkiewicz
Brown-Waite	Grant	Johnson	Silver
Burt	Gutman	Jones	Sullivan
Childers	Harden	Kirkpatrick	Turner
Crist	Hargrett	Kurth	Wexler
Dantzler	Harris	Latvala	Williams

Nays—None

Vote after roll call:

Yea—Mr. President

Nays—None

Vote after roll call:

Yea—Rossin, Weinstein

SB 184

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

SB 214

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Mr. President

Nays—None

Vote after roll call:

Yea—Weinstein

SB 186

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

SB 216

Yeas—37

Mr. President	Casas	Dyer	Holzendorf
Bankhead	Childers	Forman	Horne
Beard	Crist	Gutman	Jennings
Bronson	Dantzler	Harden	Johnson
Brown-Waite	Diaz-Balart	Hargrett	Jones
Burt	Dudley	Harris	Kirkpatrick

Nays—None

Kurth	Myers	Sullivan
Latvala	Ostalkiewicz	Turner
McKay	Rossin	Weinstein
Meadows	Silver	Wexler

Williams

SB 324

Nays—None

Vote after roll call:

Yea—Grant, Jenne

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

SB 224

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Weinstein

SB 328

Nays—None

Vote after roll call:

Yea—Weinstein

Yeas—38

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Weinstein
Casas	Harden	Latvala	Wexler
Childers	Hargrett	McKay	Williams
Crist	Harris	Meadows	
Dantzler	Holzendorf	Myers	

CS for SB 226

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

SB 332

Nays—None

Vote after roll call:

Yea—Mr. President

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

SB 242

Yeas—36

Mr. President	Dantzler	Harris	Meadows
Bankhead	Diaz-Balart	Horne	Myers
Beard	Dudley	Jenne	Ostalkiewicz
Bronson	Dyer	Jennings	Rossin
Brown-Waite	Forman	Johnson	Silver
Burt	Grant	Jones	Sullivan
Casas	Gutman	Kurth	Turner
Childers	Harden	Latvala	Wexler
Crist	Hargrett	McKay	Williams

Nays—None

Vote after roll call:

Yea—Weinstein

SB 448

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Weinstein

SB 450

Yeas—37

Mr. President	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Bankhead, Weinstein

SB 452

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Weinstein

SB 638

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

SB 640

Yeas—38

Mr. President	Dudley	Jenne	Ostalkiewicz
Bankhead	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

CS for SB 874

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

SB 958

Yeas—38

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dyer	Jennings	Rossin
Beard	Forman	Johnson	Silver
Bronson	Grant	Jones	Sullivan
Brown-Waite	Gutman	Kirkpatrick	Turner
Burt	Harden	Kurth	Weinstein
Casas	Hargrett	Latvala	Wexler
Childers	Harris	McKay	Williams
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	

Nays—1

Dudley

SB 960

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

SB 962

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

SB 964

Yeas—39

Mr. President	Diaz-Balart	Horne
Bankhead	Dudley	Jenne
Beard	Dyer	Jennings
Bronson	Forman	Johnson
Brown-Waite	Grant	Jones
Burt	Gutman	Kirkpatrick
Casas	Harden	Kurth
Childers	Hargrett	Latvala
Crist	Harris	McKay
Dantzler	Holzendorf	Meadows

Nays—None

SB 1066

Yeas—39

Mr. President	Diaz-Balart	Horne
Bankhead	Dudley	Jenne
Beard	Dyer	Jennings
Bronson	Forman	Johnson
Brown-Waite	Grant	Jones
Burt	Gutman	Kirkpatrick
Casas	Harden	Kurth
Childers	Hargrett	Latvala
Crist	Harris	McKay
Dantzler	Holzendorf	Meadows

Nays—None

SB 1082

Yeas—38

Mr. President	Diaz-Balart	Horne	Ostalkiewicz
Bankhead	Dudley	Jenne	Rossin
Beard	Dyer	Jennings	Silver
Bronson	Forman	Johnson	Sullivan
Brown-Waite	Grant	Jones	Turner
Burt	Gutman	Kirkpatrick	Weinstein
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Myers	

Nays—None

Vote after roll call:

Yea—Meadows

SB 1084

Yeas—37

Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Weinstein
Casas	Harden	Latvala	Wexler
Childers	Hargrett	McKay	Williams
Crist	Harris	Meadows	
Dantzler	Horne	Myers	
Diaz-Balart	Jenne	Ostalkiewicz	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1292

Yeas—36

Bankhead	Diaz-Balart	Horne	Myers
Beard	Dyer	Jenne	Ostalkiewicz
Bronson	Forman	Jennings	Rossin
Brown-Waite	Grant	Johnson	Silver
Burt	Gutman	Jones	Sullivan
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

Vote after roll call:

Yea—Mr. President, Dudley

SB 1302

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1632

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1784

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1788

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1792

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

SB 1980

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

ROLL CALLS ON HOUSE BILLS

HB 257

Yeas—39

Mr. President	Brown-Waite	Crist	Dyer
Bankhead	Burt	Dantzler	Forman
Beard	Casas	Diaz-Balart	Grant
Bronson	Childers	Dudley	Gutman

Harden	Jennings	McKay	Sullivan
Hargrett	Johnson	Meadows	Turner
Harris	Jones	Myers	Weinstein
Holzendorf	Kirkpatrick	Ostalkiewicz	Wexler
Horne	Kurth	Rossin	Williams
Jenne	Latvala	Silver	

Nays—None

HB 259

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

HB 261

Yeas—38

Mr. President	Dudley	Jenne	Ostalkiewicz
Bankhead	Dyer	Jennings	Rossin
Beard	Forman	Johnson	Silver
Bronson	Grant	Jones	Sullivan
Brown-Waite	Gutman	Kirkpatrick	Turner
Burt	Harden	Kurth	Weinstein
Casas	Hargrett	Latvala	Wexler
Childers	Harris	McKay	Williams
Crist	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

HB 263

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

HB 265

Yeas—36

Bankhead	Diaz-Balart	Jenne	Myers
Beard	Dudley	Jennings	Ostalkiewicz
Bronson	Dyer	Johnson	Rossin
Brown-Waite	Forman	Jones	Silver
Burt	Gutman	Kirkpatrick	Sullivan
Casas	Hargrett	Kurth	Turner
Childers	Harris	Latvala	Weinstein
Crist	Holzendorf	McKay	Wexler
Dantzler	Horne	Meadows	Williams

Nays—None

Vote after roll call:

Yea—Mr. President

Vote after roll call:

Yea—Harden, Weinstein

HB 267

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

HB 273

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

HB 279

Yeas—37

Bankhead	Dudley	Jenne	Rossin
Beard	Dyer	Jennings	Silver
Bronson	Forman	Johnson	Sullivan
Brown-Waite	Grant	Jones	Turner
Burt	Gutman	Kurth	Weinstein
Casas	Harden	Latvala	Wexler
Childers	Hargrett	McKay	Williams
Crist	Harris	Meadows	
Dantzler	Holzendorf	Myers	
Diaz-Balart	Horne	Ostalkiewicz	

Nays—None

Vote after roll call:

Yea—Mr. President

HB 285

Yeas—37

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Wexler
Casas	Hargrett	Latvala	Williams
Childers	Harris	McKay	
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	

Nays—None

HB 287

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

HB 289

Yeas—37

Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Weinstein
Casas	Harden	Latvala	Wexler
Childers	Hargrett	McKay	Williams
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	
Diaz-Balart	Jenne	Ostalkiewicz	

Nays—None

Vote after roll call:

Yea—Mr. President, Harris

HB 291

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

HB 293

Yeas—39

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

Vote after roll call:

HB 295

Yea—Harden, Weinstein

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

HB 515

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Nays—None

Vote after roll call:

Vote after roll call:

Yea—Mr. President

Yea—Mr. President

HB 317

Yeas—38

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	McKay	
Dantzler	Holzendorf	Meadows	

HB 521

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Nays—None

Vote after roll call:

Vote after roll call:

Yea—Weinstein

Yea—Mr. President

HB 319

Yeas—37

Bankhead	Dudley	Jenne	Rossin
Beard	Dyer	Jennings	Silver
Bronson	Forman	Johnson	Sullivan
Brown-Waite	Grant	Jones	Turner
Burt	Gutman	Kirkpatrick	Weinstein
Casas	Harden	Kurth	Wexler
Childers	Hargrett	Latvala	Williams
Crist	Harris	Meadows	
Dantzler	Holzendorf	Myers	
Diaz-Balart	Horne	Ostalkiewicz	

HB 523

Yeas—37

Bankhead	Dyer	Jennings	Rossin
Beard	Forman	Johnson	Silver
Bronson	Grant	Jones	Sullivan
Brown-Waite	Gutman	Kirkpatrick	Turner
Burt	Harden	Kurth	Weinstein
Casas	Hargrett	Latvala	Wexler
Childers	Harris	McKay	Williams
Crist	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	
Dudley	Jenne	Ostalkiewicz	

Nays—None

Nays—None

Vote after roll call:

Vote after roll call:

Yea—Mr. President, McKay

Yea—Mr. President

HB 513

Yeas—37

Mr. President	Diaz-Balart	Jenne	Ostalkiewicz
Bankhead	Dudley	Jennings	Rossin
Beard	Dyer	Johnson	Silver
Bronson	Forman	Jones	Sullivan
Brown-Waite	Grant	Kirkpatrick	Turner
Burt	Gutman	Kurth	Wexler
Casas	Hargrett	Latvala	Williams
Childers	Harris	McKay	
Crist	Holzendorf	Meadows	
Dantzler	Horne	Myers	

HB 531

Yeas—38

Bankhead	Casas	Dudley	Harden
Beard	Childers	Dyer	Hargrett
Bronson	Crist	Forman	Harris
Brown-Waite	Dantzler	Grant	Holzendorf
Burt	Diaz-Balart	Gutman	Horne

Nays—None

Jenne	Kurth	Ostalkiewicz	Weinstein
Jennings	Latvala	Rossin	Wexler
Johnson	McKay	Silver	Williams
Jones	Meadows	Sullivan	
Kirkpatrick	Myers	Turner	

Nays—None

Vote after roll call:

Yea—Mr. President

1238, SB 1240, SB 1242, SB 1244, SB 1246, SB 1248, SB 1250, SB 1252, SB 1254, SB 1256, SB 1258, SB 1260, SB 1262, SB 1264, SB 1266, SB 1268, SB 1270, SB 1272, SB 1274 and SB 1276 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 23, 1995.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

CO-SPONSORS

Senator Beard—SB 682, SB 1774, SB 1836; Senator Bronson—SB 1326, SB 1424; Senator Brown-Waite—SB 1418, SB 1816; Senator Casas—SB 812, SB 1538; Senator Dantzer—SB 1488; Senator Forman—SB 436, CS for CS for SB 536, SB 1938; Senator Grant—SB 64, SB 1436; Senator Hargrett—SB 1902; Senator Jenne—SB 778, SB 1404, SB 1716; Senator Johnson—SB 22, SB 1836; Senator Jones—CS for CS for SB 536; Senator Kirkpatrick—SB 68, SB 546, SJR 784, SB 812, SB 956, SB 1836; Senator Latvala—SB 814; Senator Myers—SB 22, SB 188, SB 1436, SB 1836; Senator Rossin—SB 1782; Senator Silver—SB 1488; Senator Turner—SB 30, CS for CS for SB 536, SB 1538, SB 1624, SB 1672; Senator Weinstein—SB 978; Senator Williams—SB 1836, SB 1894

Senator Diaz-Balart withdrew as prime sponsor of SB 652 and Senator Silver was recorded as prime sponsor of SB 652.

RECESS

On motion by Senator Jennings, the Senate recessed at 11:41 a.m. for the purpose of holding committee meetings and conducting other Senate business until 1:00 p.m., Wednesday, March 29.

SENATE PAGES

March 20-24

Frederick Bollaci, Osprey; Bunny Booth, Jacksonville; Beth Fosgate, Orlando; Erika Garrett, Tallahassee; Anne-Leigh Gaylord, Lutz; Blake Gaylord, Lutz; David Gerrey, Niceville; Morris Milton, St. Petersburg; Jason Mosier, West Palm Beach; Leanna Rodriguez, Miami; Jackie Smith, Lusby, Maryland; Lathika Thomas, Palm Harbor; Vicki Vogt, Tallahassee; Angela E. Wimbish, Ormond Beach

HB 535

Yeas—38

Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Turner
Casas	Harden	Kurth	Weinstein
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzer	Holzendorf	Meadows	
Diaz-Balart	Horne	Myers	

Nays—None

Vote after roll call:

Yea—Mr. President

ENROLLING REPORTS

SB 368, SB 370, SB 372, SB 374, SB 376, SB 378, SB 380, SB 382, SB 384, SB 386, SB 388, SB 390, SB 392, SB 394, SB 398, SB 402, SB 404, SB 406, SB 408, SB 410, SB 416, SB 1088, SB 1090, SB 1092, SB 1094, SB 1096, SB 1098, SB 1100, SB 1102, SB 1104, SB 1106, SB 1108, SB 1110, SB 1112, SB 1114, SB 1118, SB 1120, SB 1122, SB 1124, SB 1126, SB 1128, SB 1130, SB 1132, SB 1134, SB 1136, SB 1138, SB 1140, SB 1142, SB 1144, SB 1146, SB 1148, SB 1150, SB 1152, SB 1154, SB 1156, SB 1158, SB 1160, SB 1162, SB 1166, SB 1168, SB 1170, SB 1172, SB 1174, SB 1178, SB 1180, SB 1182, SB 1184, SB 1186, SB 1188, SB 1190, SB 1198, SB 1200, SB 1202, SB 1204, SB 1206, SB 1208, SB 1210, SB 1212, SB 1214 and SB 1216 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 22, 1995.

SB 1218, SB 1220, SB 1222, SB 1224, SB 1226, SB 1228, SB 1236, SB