Journal of the Senate

Number 19—Regular Session **Thursday, May 2, 1996**

CALL TO ORDER

The Senate was called to order by the President at 9:30 a.m. A quorum present—40:

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Excused: Senators Diaz-Balart, Beard, Childers, Bronson, Dantzler, Hargrett, Harris, Casas, Harden, Dudley, Holzendorf, Horne, Kirkpatrick, Sullivan, Bankhead, Jennings, Kurth, Myers, Ostalkiewicz, Thomas, Williams, Gutman, Crist, Burt, Jones and Silver, periodically for the purpose of working on Appropriations

PRAYER

The following prayer was offered by Chaplain Dan Pabon, Director of Pastoral Care, Hialeah Hospital, Hialeah:

Our God in heaven, creator of all things and sustainer of our lives, we come here today requesting the honor of your presence. You know what is ahead today for the women and men of this Senate. Crucial issues confront them regarding the future of this State. From Tallahassee to Key West, from the ports of Jacksonville to the shores of Tampa, this group of men and women come today, as we celebrate National Day of Prayer, representing the many cultures and philosophies that enhance this, our Sunshine State.

They first come to you, asking you to guide them. The mantle of trust is given these persons by the people, mighty God. Help them carry this heavy mantle in the long hours of work and decision making. We confess that we need your divine intelligence to invade our thinking brains Flood us with your light in the dimness of our limited understanding Thank you that you have made them ambassadors of your work. Travel with them in peace. May their work declare your intentions, eternal God. This we pray, Lord, in your name. Amen.

PLEDGE

Senate Pages, Robin Lopez of Clewiston and Meghan Sterling of Fort Lauderdale, led the Senate in the pledge of allegiance to the flag of the United States of America.

CONSIDERATION OF RESOLUTIONS

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

By Senator Harris—

SR 3128—A resolution acknowledging May 2, 1996, as The National Day of Prayer in Florida.

WHEREAS, the Congress of the United States has passed a law proclaiming the first Thursday of each May as "The National Day of Prayer," and

WHEREAS, May 2, 1996, is the first Thursday in May of 1996, and

WHEREAS, it is fitting and appropriate that the Senate acknowledge May 2, 1996, as The National Day of Prayer in Florida, NOW, THEREFORE,

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

That the Senate joyfully acknowledges May 2, 1996, as The National Day of Prayer in Florida and joins Floridians of all faiths in celebrating this occasion. Let us express our faith with gladness, knowing that we are protected in our ability to worship devoutly. Let us be thankful and enjoy and exercise our religious beliefs, secure in the knowledge that in this great country we shall always be free to do so.

—was introduced out of order and read by title. On motion by Senator Harris, **SR 3128** was read the second time in full and adopted.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Diaz-Balart, by two-thirds vote **CS for SB 162, SB 168, SB 414, SB 480, SB 632, SB 720, CS for SB 844, SB 872, CS for SB's 930 and 686, CS for SB 1090, CS for SB 1100, SB 1788, SB 1822, CS for CS for SB 2004, CS for SB 2198, CS for SB 2378, CS for SB 2460, CS for SB 2500, CS for SB 2510, SB 2526, CS for SB 2552, SB 2602, SB 2688, SB 2768, CS for SB 2846, SB 2950** and **CS for SB 3040** were withdrawn from the Committee on Ways and Means.

On motion by Senator Jennings, by two-thirds vote **CS for SB 680, SB 2748, SB 2964, SB 2382, SB 582, CS for SB 2324** and **CS for SB 502** were withdrawn from the Committee on Judiciary; **CS for HB 979** was withdrawn from the Committees on Health Care; Banking and Insurance; and Ways and Means; **HB 2693** was withdrawn from the Committees on Ways and Means; and Rules and Calendar; **SB 2788** was withdrawn from the Committee on Banking and Insurance; **SB 3102** was withdrawn from the Committee on Agriculture; **SB 3080** and **SB 3114** were withdrawn from the Committee on Community Affairs; **SB 2992** was withdrawn from the Committee on Transportation; and **SB 3062** was withdrawn from the Committee on Ways and Means.

On motion by Senator Jennings, by two-thirds vote **SB 70** was withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Diaz-Balart, by two-thirds vote **SB 188, CS for SB 346, SB 818, CS for SB's 1030 and 1808, SB 1044, SB 1294, CS for SB 1298, SB 1680, CS for SB 1916, CS for SB 2254, SB 2312, CS for SB 2324** and **CS for HB 229** were withdrawn from the Committee on Ways and Means.

CONSIDERATION OF BILL OUT OF ORDER

On motions by Senator Dudley, by unanimous consent—

HB 2745—A bill to be entitled An act relating to congressional districts; creating s. 8.015, F.S.; providing definitions; creating s. 8.016, F.S.; dividing the state into congressional districts; creating s. 8.017, F.S.; providing for the inclusion of unlisted territory in contiguous districts; providing contiguity for areas specified for inclusion in one district which are entirely surrounded by other districts; creating s. 8.018, F.S.; providing for the election of representatives to Congress; providing for qualifying for persons seeking nomination or election to office as a representative to Congress in 1996; providing applicability to certain candidates seeking to qualify by the alternative method; providing for severability; providing effective dates.

—was taken up out of order and by two-thirds vote was read the second time by title.

Senators Dudley, Holzendorf, Jennings and Jenne offered the following amendment which was moved by Senator Dudley and adopted:

Amendment 1 (with title amendment)—On page 1, line 22 through page 126, line 24, delete those lines and insert:

Section 1. Definitions.—In accordance with Section 8(a), Article X of the State Constitution, the United States Decennial Census of 1990 is the official census of the state for the purposes of congressional redistricting.

(1) The following delineation of areas to be included in each congressional district employs the official census county divisions, tracts, block numbering areas, block groups, and blocks used by the United States Department of Commerce, Bureau of the Census, in compiling the United States Decennial Census of 1990 in this state. The populations within these census geographic units are the population figures in the counts of the United States Decennial Census of 1990 provided to the state in accordance with Pub. L. No. 94-171.

(2) As used in this act, the term:

(a) "Block" means the smallest geographic unit for which population was ascertained in taking the 1990 census.

(b) "Block group" means the combination of blocks within a single track or block numbering area the numbers of which begin with the same digit.

(c) "Tract" means the combination of blocks within a county which is delineated as a tract by local committee according to Census Bureau guidelines.

(d) "Block numbering area" or "BNA" means the combination of blocks within a county which are not included in a tract.

(e) "Census county division" means an administrative division of a county which contains tracks or block numbering areas.

Section 2. Division of state into congressional districts.—The state is divided into 23 congressional districts, the same to be serially numbered, to be designated by such numbers.

(1) District 1 is composed of:

(a) That part of Bay County made up of tract(s) 2, 24, 25, 26, 26.99, 27; of tract 23 block(s) 210, 211, 306, 307, 308, 309, 310, 356.

(b) All of Escambia County.

(c) All of Holmes County.

(d) All of Okaloosa County.

(e) All of Santa Rosa County.

(f) All of Walton County.

(2) District 2 is composed of:

(a) That part of Bay County made up of tract(s) 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22; of tract 23 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 201, 202, 203, 204, 205, 206, 207, 208, 209, 213, 214, 215, 216, 217, 218, 301, 302, 303, 304, 305, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 399, 401, 402, 403, 404, 405, 406, 407, 408.

(b) All of Calhoun County.

(c) That part of Columbia County made up of BNA(s) 9901, 9903, 9904; of BNA 9902 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 240, 241, 242, 243, 244, 245, 246, 247, 248, 266, 267, 268, 296, 297, 299F, 299G, 299H, 299J, 299K, 299L, 299M, 299N, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325A, 325B, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341A, 341B, 342, 343, 344, 345, 346, 399, 401A, 401B, 401C, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518A, 518B, 519, 520A, 520B, 521, 522, 523, 524, 525, 526A, 526B, 527A, 527B, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 601A, 601B, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659; of BNA 9905 block(s) 119, 120, 132, 133, 148, 149, 150, 167, 201B; of BNA 9907 block(s) 101, 102, 103; of BNA 9908 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 120, 121, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 185, 187, 188, 195, 196, 197, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 213, 214, 215, 216, 217, 218, 219, 220, 225, 226, 227, 228, 229, 230, 231, 232, 299A.

(d) All of Dixie County.

(e) All of Franklin County.

(f) All of Gadsden County.

(g) All of Gilchrist County.

(h) All of Gulf County.

(i) All of Hamilton County.

(j) All of Jackson County.

(k) All of Jefferson County.

(l) All of Lafayette County.

(m) All of Leon County.

(n) All of Liberty County.

(o) All of Madison County.

(p) All of Suwannee County.

(q) All of Taylor County.

(r) All of Wakulla County.

(s) All of Washington County.

(3) District 3 is composed of:

(a) That part of Clay County made up of tract 306.98 block(s) 101A, 102, 103A, 104, 105, 106, 107, 108, 109, 110, 111, 112, 199B, 201, 202, 204, 205, 301, 302, 303, 304, 305, 306, 399, 401, 402, 403, 499A, 601, 602, 603, 604, 605, 606, 607, 608, 609, 801A, 801B, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811A, 811B, 812, 813, 814, 815, 816, 817, 818, 819, 901A, 902A, 903A, 903B, 904A, 905A, 905B; of tract 307 block(s) 101, 118, 119, 120, 121, 122, 125, 126, 129, 130, 131, 132, 134, 135, 136, 137, 138, 139, 140, 141, 143, 144, 145, 146, 147, 148, 199A; of tract 313 block(s) 121, 122, 123, 124, 125, 126, 127, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 197, 199B; of tract 314 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 225, 226, 227, 228, 229, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 326, 327, 328, 333, 334, 335, 336, 346, 401, 414, 427B, 503, 509; of tract 315 block(s) 101, 102, 103,

104A, 104B, 105, 106, 107, 108, 109, 110A, 110B, 111, 112, 113, 114, 115, 116, 117A, 117B, 118A, 118B, 120A, 120B, 121, 122, 123A, 123B, 123C, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142A, 142B, 143, 144, 145, 146, 147A, 147B, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 166, 170, 171, 178, 179, 180, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H.

(b) That part of Duval County made up of tract(s) 1, 1.99, 2, 2.99, 3, 3.99, 4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 25, 26, 27, 28, 29, 103.02, 104, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 118, 120, 121, 122, 123, 125, 126.01, 126.02, 128, 129, 134.02, 153, 155, 156, 157, 158.01, 161, 162: of tract 6 block(s) 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 412, 413, 415, 418, 419, 420, 504, 507, 508, 509, 512, 513, 514, 516, 535, 603, 605, 609, 610, 611, 615, 620, 621, 622, 623, 624, 627, 628, 799; of tract 7 block(s) 204, 205, 206, 207, 208, 209, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224; of tract 8 block(s) 199A, 199B; of tract 19 block(s) 103, 104, 105B, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 203, 204, 302, 401, 402, 403, 404, 405, 415, 416, 417, 418, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 516; of tract 20 block(s) 101, 103, 106, 109, 110, 111, 112, 113, 114, 115, 116, 117, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 301, 302, 303, 304, 305, 306, 307, 308, 605, 606, 607, 608, 609, 610, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 801, 802, 803, 804, 805, 806, 807, 808, 809; of tract 21 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 120, 121, 122, 702, 706, 715; of tract 105 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 215, 216, 217, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 240, 242, 301, 302, 303, 304, 305, 306, 307, 308, 309, 314, 315, 316, 318, 319, 320, 321, 322, 323, 324, 329, 399; of tract 106 block(s) 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 120, 133, 134, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 214, 225, 235, 965; of tract 117 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 114, 115, 116, 128, 129, 130, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 220, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 314, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 330, 331, 332, 333; of tract 119.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 112, 113, 114, 115, 118, 119, 121, 122, 124, 125, 126, 127, 128, 133, 144, 145, 146, 147, 148, 150, 151, 201, 202, 203, 204, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 231, 232, 233, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 336, 338, 339, 340, 341, 901, 904, 905, 906, 948, 949, 985, 986; of tract 119.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124; of tract 124 block(s) 301, 302, 305, 306, 307, 308, 309, 310, 311, 312, 317, 318, 319, 320, 321, 322, 323, 324, 403, 404, 405, 406, 407, 408, 409, 410, 415, 416, 417, 418, 419, 499; of tract 127 block(s) 101, 102, 128, 129, 130, 131, 132, 133, 134, 301, 302, 303, 304, 305, 306, 307, 308, 309, 315, 316, 317, 318, 319, 320, 321, 327, 328, 329, 330, 331, 336, 337, 338, 339, 340, 341, 342, 343; of tract 131 block(s) 233B; of tract 132 block(s) 201A, 201B, 202, 203, 223, 256, 299, 301, 312, 315, 316, 326, 327, 328, 901A, 901B, 902, 999B, 999C, 999D; of tract 133 block(s) 102, 103, 104, 105, 106, 107A, 107B, 199, 201, 202A, 202B, 202C, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 246, 247, 251, 299; of tract 134.01 block(s) 101, 102, 103, 105, 106, 199A, 199C, 301, 302, 303, 304, 305, 306, 313, 324, 325, 326, 327, 329, 330, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 418, 419, 420, 422, 423, 424, 426, 427, 428, 499, 608, 609, 610, 611, 612; of tract 135.01 block(s) 301, 313, 314, 324; of tract 135.21 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 222, 223; of tract 135.22 block(s) 101, 102, 103, 104, 105, 106, 107, 901, 999; of tract 148 block(s) 105, 117, 118, 119, 120, 121, 122, 199A, 201, 202, 203, 204, 205, 218, 219, 220; of tract 150.02 block(s) 217, 218, 317, 401, 421, 423; of tract 151 block(s) 313, 314, 315, 317, 318, 319, 322, 323, 334; of tract 152 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 399A, 399B, 399C; of tract 154 block(s) 201, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 320, 322, 323, 324, 401, 402, 403, 404, 406, 407, 408, 409, 410, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612; of tract 158.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 212, 213, 214, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 233; of tract 160 block(s) 321, 322, 323, 325, 326, 327; of tract 163 block(s) 108, 109, 110, 111, 113, 114, 115, 125, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 216, 218, 228, 230, 231, 232, 233; of tract 164 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 118, 119, 120, 201, 202, 204, 205, 206, 207, 208, 209, 210, 212; of tract 166.01 block(s) 101, 102, 118, 120; of tract 167.11 block(s) 399; of tract 168.01 block(s) 699A, 699B, 799B; of tract 168.03 block(s) 399, 899A; of tract 168.04 block(s) 899; of tract 169.98 block(s) 101B, 103B, 199A, 801C, 811C, 901B, 902B, 903C, 904B, 905C.

(c) That part of Flagler County made up of BNA 9602 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199A, 199B, 199C, 199D, 199E, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K, 299L, 299M, 299N, 317A, 317B, 318, 324, 325, 326, 332, 361, 362, 363, 376, 377, 378, 379, 380A, 380B, 381, 382A, 382B, 383, 384, 385, 386, 387, 388, 399A, 403A, 403B, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442A, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 483, 499, 557A, 557B, 558, 559, 560, 561, 562, 563, 564, 597, 599A, 599B, 599C, 599D, 599E, 599N.

(d) That part of Lake County made up of tract 301.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 158, 181, 182, 183, 184, 185, 186, 187, 188, 199A, 199B, 201A, 201B, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 499A, 499B, 499C; of tract 301.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 118, 139, 140, 141, 142, 143, 144, 162, 163, 199F, 199G, 199H, 199L, 199T, 199U, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K, 299L, 299M, 299N, 299P, 299Q, 299R, 299S, 299T, 299U, 299V, 299W, 299X, 299Y, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399A, 399B, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 499, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564,

565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 599; of tract 309.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 203, 204, 205, 211A, 211B, 212, 213, 214, 215, 219, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233A, 233B, 234, 235, 236A, 236B, 237, 238A, 238B, 239A, 239B, 240, 241, 242, 243, 244, 245, 246, 247, 248, 299F, 299G, 299H, 299J, 299K, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346A, 346B, 346C, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360A, 360B, 361, 362, 363, 364, 365A, 365B, 365C, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 399J, 399K, 399L, 399M, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 499A, 499B, 499C, 499D, 499E, 499F, 499G, 499H, 499J; of tract 309.11 block(s) 101, 301A, 301B, 301C, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 328, 329, 330, 331, 399, 401, 405, 406, 407, 408, 409, 410, 501, 709A, 709B, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728A, 728B, 729.

(e) That part of Orange County made up of tract(s) 104, 105, 106, 115, 116, 117.01, 117.02, 118, 119.01, 146.01, 155.02; of tract 119.02 block(s) 101A, 101B, 101C, 102A, 102B, 103A, 103B, 103C, 103D, 104, 105, 106, 107, 108, 109, 110, 111, 112, 114, 115, 116, 199A, 199B, 199C, 199D, 201A, 201B, 202A, 202B, 203, 204, 205, 207A, 207B, 208A, 208B, 217, 218, 219; of tract 120 block(s) 101A, 101B, 101C, 102, 103, 104, 105, 106, 109, 110, 111, 112, 113, 114, 115, 116, 199A, 199C, 201, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 299; of tract 121 block(s) 101, 102, 103, 104, 105, 106, 107, 109, 110, 111, 112, 114, 125; of tract 122 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 122, 123, 124, 125, 126, 127, 128, 129, 130, 199, 201, 202, 205, 218, 219, 220, 226, 229, 230, 231, 232, 233, 302, 303, 304, 305, 306, 307, 309, 310, 312, 313, 314, 315, 316, 317, 320, 321, 323, 325, 328, 330, 331, 332, 333, 334, 337, 338, 339, 340, 341, 342, 343; of tract 123 01 block(s) 410, 411, 412, 413, 414, 415, 416, 417, 418, 499G, 499H, 499J, 499K, 499L, 499M, 499N, 499P, 499R; of tract 123.02 block(s) 222, 224, 225, 226, 227, 228, 229, 230, 299, of tract 124 block(s) 203A, 203B, 203C, 203D, 203E, 203F, 216, 221, 225, 227, 229, 230, 231, 232, 233, 234, 235, 236A, 236B, 237A, 237B, 238, 299A, 299B, 299D, 323, 324C, 326A, 326B, 326C, 326D; of tract 144 block(s) 104, 309A, 309B, 310B; of tract 145 block(s) 101, 106, 109, 110, 111, 112, 113, 114, 115, 118, 119, 120, 121, 122, 123, 125, 126, 127, 128, 129, 130, 133, 134, 136, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 223, 224, 225, 226, 227, 301A, 303, 304, 305, 306, 307, 308, 309, 311, 312, 313, 314, 315, 317A, 317B, 318, 321A, 321B, 399A; of tract 146.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 201A, 201B, 202A, 202B, 203, 204, 205, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220A, 220B, 221, 222, 223, 224, 225A, 225B, 226, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 399; of tract 146.03 block(s) 101, 102A, 102B, 103A, 103B, 103C, 104A, 104B, 105A, 105B, 201, 203, 204, 205, 206, 215, 216, 217, 901; of tract 147 block(s) 104, 107, 108, 109, 110, 111, 112, 113, 114, 115, 199, 403, 404, 415; of tract 148.01 block(s) 101; of tract 148.03 block(s) 108, 109, 114A, 116, 117, 199B, 199D, 199E, 243A; of tract 149.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 208, 209, 302, 304, 305, 306, 307, 308, 309; of tract 150 block(s) 101, 102, 105, 129E, 137, 199K, 199L, 201, 222C, 222E; of tract 151.01 block(s) 134; of tract 151.02 block(s) 206; of tract 152.01 block(s) 101A, 101B, 101C, 102, 103, 104A, 104B, 105A, 105B, 106A, 106B, 106C, 106D, 106E, 107, 108, 109A, 109B, 199A, 199B, 199C, 199D, 199E, 201, 215A, 215B, 215C, 215D, 215E, 219, 220, 221, 222, 224, 299A, 299B, 299C; of tract 152.02 block(s) 101A, 101B, 101C, 102, 103, 104, 105, 106, 115, 116, 117, 118, 119, 120, 199A, 199B, 199D, 306, 318, 319A, 319B, 321B, 321C, 322, 323, 324A, 324B, 325A, 325B, 326A, 326B, 327A, 327B, 330, of tract 154.01 block(s) 101, 102A, 102B, 103A, 103B, 104A, 104B, 105, 106, 107, 108A, 108B, 108C, 109, 110A, 110B, 111A, 111B, 111C, 112A, 112B, 113A, 113B, 114A, 114B, 115A, 115B, 201B, 201C, 202, 203A, 204A, 212, 213, 214, 215, 216, 217, 299A; of tract 155.01 block(s) 105A, 105B, 105D, 105E, 106A, 106B, 106C, 106D, 106E, 108, 109, 110, 111, 112, 113A, 118, 199A, 199D, 199E, 201, 206, 207, 208, 221, 222, 223, 226, 299, 301, 305, 306, 307, 308, 311, 313, 314, 315, 316, 317, 319, 320, 329, 399; of tract 156.01 block(s) 209; of tract 158.01 block(s) 314, 315, 316, 317; of tract 159.01 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 123, 124, 125, 126, 204, 205, 206, 299A, 303, 304, 305, 306, 307, 308, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328; of tract 169.01 block(s) 101, 102, 104, 199, 402A, 402B, 499B, 499C; of tract 170.01 block(s) 101, 102, 103A, 103B, 103C, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 199, 301A, 301B, 302, 303, 304, 305, 306, 307, 308A, 308B, 309, 310, 311, 312A, 312B, 313, 314, 315, 316, 317A, 317B, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332A, 332B, 333, 334, 399A, 399B; of tract 174 block(s) 102, 103, 104B, 104C, 104D, 104H, 105A, 105B, 107A, 107B, 107C, 107D, 109A, 109B, 110A, 110B, 111A, 111B, 112, 113, 116, 117, 401A, 401B, 401C, 402A, 402B, 402C, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418A, 418B, 419, 420, 421A, 421B, 422, 423B, 427, 428, 429, 430A, 430B, 431A, 431C, 432, 433B; of tract 175.01 block(s) 101A, 101B, 102, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113A, 113B, 199A, 199B, 199C, 199D, 204, 301, 302, 303, 304, 305, 306, 399; of tract 175.02 block(s) 207D, 518; of tract 176 block(s) 103, 104, 105, 106, 107, 108, 110, 114, 115, 116A, 116C, 117, 126, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218A, 218B, 219, 220, 221, 222, 223, 224, 225, 226A, 226B, 227, 228, 229, 230, 231, 232, 233A, 233B, 234, 235, 236, 237, 238, 239, 240, 241A, 241B, 242A, 242B, 243A, 243B, 244, 245, 246A, 246B, 247, 248, 249A, 249B, 249C, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 326, 327, 329, 330, 331, 332, 334, 335, 336A, 336B, 337, 338, 403, 404, 407, 408, 410, 411, 416, 419, 423A, 423B, 424, 430A, 430B, 430C; of tract 177 block(s) 103A, 103B, 110A, 110B, 110C, 111, 122B, 122C, 122D, 122E; of tract 178.01 block(s) 101, 199, 201, 202, 203, 204, 205, 212, 213, 214, 215, 216, 217, 218, 228, 229, 230, 231, 232, 299B, 299C, 299D, 299E, 299F, 299G, 299J, 299K, 299M, 299N, 299R; of tract 178.03 block(s) 101, 110, 111, 211, 212, 299, 301, 302, 303, 305, 306, 307, 315, 399; of tract 179 block(s) 102, 111, 115, 116, 117, 127, 128, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 299, 301, 302, 303, 323, 338, 339, 343, 344, 360, 361, 362, 363, 364, 365, 366, 401, 402, 403, 404, 409, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 599C, 599D, 599E, 599F, 599G, 599H, 701, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 799, 801, 802, 805A, 806, 807, 808, 810, 811, 812, 813, 814, 815, 822, 823, 824, 825, 826, 901.

(f) That part of Putnam County made up of BNA(s) 9501, 9507, 9508, 9509, 9510, 9511, 9512, 9514; of BNA 9505 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 194, 195, 196, 199, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239; of BNA 9506 block(s) 101, 102, 103, 104, 105, 106A, 106B, 106C, 107, 108A, 108B, 108C, 109, 110, 111, 112, 113, 114, 115, 199, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 320, 321, 322, 323, 324, 325, 326, 327, 328, 399; of BNA 9513 block(s) 101, 102A, 102B, 103A, 103B, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210A, 210B, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237A, 237B, 237C, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 299A, 299B, 299C, 299D, 299E, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311A, 311B, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321A, 321B, 322, 323, 324, 325, 326, 327, 328, 329, 330, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418A, 418B, 419, 420A, 420B, 420C, 421A, 421B, 422A, 422B, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476A, 476B, 477, 478A, 478B, 479A, 479B, 480, 481, 482A, 482B, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 499A, 499B, 499C, 499D, 499E, 499F, 499G, 499H, 499J, 499K, 499L, 499M, 499N, 499P, 499R.

(g) That part of St. Johns County made up of tract 203 block(s) 125, 126, 133A, 133B, 134A, 134B, 135, 136, 138, 139, 140, 141A, 141B, 142, 143, 144, 146, 201, 202, 203, 204, 205, 206A, 206B, 207, 208, 209, 210, 211, 212, 213, 214A, 214B, 215A, 215B, 216A, 216B, 217, 218A, 218B, 219, 220, 221, 222, 223, 224, 225, 226, 227, 299, 313, 314, 315, 316, 401A, 401B, 402A, 402B, 403A, 403B; of tract 204 block(s) 120, 126, 127, 128, 199, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253; of tract 208 block(s) 175, 199C, 199D, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 299B; of tract 209 block(s) 117, 118, 119, 120, 121, 122, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 145, 146, 147, 148, 149, 150, 151, 152, 153, 178, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199J, 199K, 199L, 232, 233, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 299L, 299M, 299N; of tract 210 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 225, 226, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 299, 320, 321, 322, 323, 324, 325, 326, 327, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 630, 631, 632, 633, 634; of tract 211 block(s) 101, 102, 103, 104, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 199A, 199B, 199C, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 299, 301, 302, 303, 304, 305A, 305B, 306A, 306B, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316A, 316B, 317A, 317B, 318, 319, 320A, 320B, 321, 322, 323A, 323B, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342A, 342B, 343, 344, 345, 346, 347A, 347B, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379A, 379B, 380, 381, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 499A, 499B, 499C, 499D, 499E, 499F, 499G, 499H, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 534, 535, 599, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 801A, 801B, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997.

(h) That part of Seminole County made up of tract 201.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 116, 117, 118, 119, 120, 122, 199A, 199B, 201, 202, 203, 204, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 627, 628; of tract 201.02 block(s) 206, 207, 208, 209, 210, 211, 212, 213, 214, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 301, 302, 303, 304, 305, 320, 408; of tract 202.01 block(s) 108, 109, 199, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 314, 315, 316, 317A, 318; of tract 202.02 block(s) 301A, 301B, 301C, 301D, 302A, 302B, 302C, 302D, 302E, 303, 304, 305, 306A, 306B, 307, 320, 321, 401, 402, 403, 418, 419, 420, 501, 502; of tract 203.01 block(s) 101, 102, 103, 104, 105; of tract 203.02 block(s) 421, 422, 423, 424, 503; of tract 204.01 block(s) 101, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 201A, 201B, 201C, 202A, 202C, 202D, 202E, 203, 204, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 501, 502, 503, 504A, 504B, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 520; of tract 204.02 block(s) 201A, 201B, 202A, 202B, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313A, 313B, 313C, 314, 315, 316, 317, 318A, 318B, 320, 401B, 403, 421A, 421B, 424, 425, 426, 427, 501, 502, 503, 504, 505A, 505B, 506, 518; of tract 205 block(s) 102, 103, 108, 110, 111, 114, 115, 116, 117, 119, 121, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 619, 622, 623, 624, 625, 626, 627, 628, 699; of tract 206 block(s) 807, 901, 903, 916A, 916B, 917, 918A, 918B, 922A, 924, 925A, 925B, 927, 999C; of tract 207.01 block(s) 101, 127, 128, 129, 130, 131, 132, 133, 134, 135, 201, 202, 203, 204, 205, 206, 208, 209, 210, 211, 212, 213, 214, 215, 216, 299C, 299E, 299F, 299G, 299L, 299P; of tract 207.02 block(s) 101, 102, 103, 104, 105, 106; of tract 208.01 block(s) 110A, 110B; of tract 209.01 block(s) 501, 502, 505A, 505B, 523, 525, 526, 527, 531B, 532, 533A, 533B, 533C, 533D, 533E, 533F, 599A, 599C, 599D; of tract 210 block(s) 102B, 103; of tract 211 block(s) 101, 102, 103, 104, 106, 108, 110, 111, 112, 124, 125, 128, 129, 197, 201, 202, 203, 204A, 204B, 205, 206, 207, 208, 209A, 209B, 210, 211, 212, 213, 214, 225, 229, 230, 231, 232, 233, 234, 235, 238, 909, 918, 920A, 920B, 921, 922; of tract 216.01 block(s) 701, 702, 703, 713, 714, 719, 722, 724, 799H; of tract 217.02 block(s) 236A, 236B, 250, 251, 252, 253, 255, 256, 258, 265, 266A, 266C, 267, 268, 269, 272, 274, 276, 277, 279, 284, 285, 286, 287; of tract 218.01 block(s) 207, 209B, 232, 233, 302A, 302B, 304, 305, 312, 320A, 320C, 321, 322, 323, 324, 330, 331, 335, 336, 337, 339, 352, 355, 357, 399B, 399C, 399D, 399G, 399H, 399J, 399K, 399M, 399N, 399P; of tract 219.02 block(s) 101, 104A, 104B, 122, 125, 126, 134, 135, 140B, 141, 145, 146, 147A, 147B, 148B, 199, 201, 202, 203A, 203B, 204A, 204B, 205A, 205B, 207, 302, 303, 304, 305, 306, 311, 328, 329, 406, 410A, 410B, 416, 418, 419, 499A, 499D; of tract 220.01 block(s) 128B, 129B, 133, 134, 135, 136, 137, 199H, 199K, 206A, 206B, 206C, 209, 210, 211, 212, 213, 214, 215, 216, 217A, 217B, 218B, 219A, 219B, 222A, 222B, 228, 229, 230, 231, 233, 234, 235.

(i) That part of Volusia County made up of tract(s) 819, 832.02, 901; of tract 814 block(s) 203, 210, 603, 604, 609, 610, 611, 612; of tract 815 block(s) 412, 413, 506; of tract 816 block(s) 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227; of tract 817 block(s) 111A, 119, 120, 121, 202A, 202B, 202C, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215A, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 407, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515; of tract 818 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 232, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 301, 302, 303, 304, 305, 306, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 501, 502, 503, 504; of tract 820 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221; of tract 821 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 140, 141, 142, 143, 144, 201, 202, 203, 204, 205, 207, 208, 209, 210, 211, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 401,

402, 403, 404, 405, 406, 407, 408, 409, 413, 414, 415, 416, 417, 418, 419, 420, 501, 502, 503, 504, 505, 506, 507, 508, 509, 512, 513, 514, 515, 516, 517; of tract 822.01 block(s) 202, 203, 204, 206, 207, 208, 302, 304, 308; of tract 823.01 block(s) 102B, 104, 105, 106, 109, 110, 111, 112, 113, 118, 119, 120, 121, 122, 123, 124, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 216, 217; of tract 823.02 block(s) 104, 108, 112A, 113; of tract 832.01 block(s) 230, 231, 232, 233, 235, 236, 237, 239A, 239B, 240A, 240B, 240C, 240D, 240E, 241, 242A, 242B, 243, 244A, 245, 247, 248, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 299B, 299C, 299D, 299E, 299F; of tract 902.01 block(s) 101, 102, 103, 104, 105, 106, 199, 201, 202, 203, 204, 205, 206, 207, 227, 228, 240, 241, 301, 302, 303, 304, 314, 315, 316, 317, 330, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 414, 432, 433, 441, 442, 443, 444, 445, 499A, 499B, 499C, 499D, 499E, 499F, 499G, 499H, 499J, 499K, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 576, 577, 578, 579, 580, 581, 599; of tract 903.01 block(s) 601, 602; of tract 903.02 block(s) 111A, 134; of tract 904 block(s) 234, 235, 236; of tract 905 block(s) 101, 102, 104, 201, 202, 205, 206, 207, 208, 209, 210, 214, 215, 216, 217, 218, 219, 411, 412, 420, 421, 429; of tract 906 block(s) 130, 131, 132, 133, 134, 135, 136, 137, 139, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 215, 216, 301, 302, 303, 304, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 501, 510, 511, 523, 524, 525, 526, 527, 528; of tract 907.01 block(s) 106, 107, 111, 112, 208, 213, 217, 218, 219, 220, 221, 224, 225, 228, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 399; of tract 907.02 block(s) 123A, 123B, 124, 125, 129A, 129B, 130, 131, 204, 205, 206, 207, 208, 209, 210, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 233, 234, 235, 238, 241B, 301A, 301B, 301C, 301D, 305, 401, 402, 403, 404, 405A, 405B, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416; of tract 908.01 block(s) 105, 183, 184, 199, 206, 207, 297, 299, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 351, 352, 399; of tract 909.01 block(s) 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 458, 499; of tract 909.02 block(s) 535, 599B.

(4) District 4 is composed of:

(a) That part of Duval County made up of tract(s) 22, 23, 24, 101.01, 101.02, 101.03, 101.99, 102.01, 102.02, 103.01, 130, 138, 138.99, 139.01, 139.02, 139.03, 140, 141.01, 141.02, 142.01, 142.02, 143.11, 143.12, 143.21, 143.22, 143.23, 144.01, 144.02, 144.03, 145, 146.01, 146.02, 147, 149.01, 149.02, 150.01, 159.01, 159.21, 159.22, 165, 166.02, 167.12, 167.21, 167.22, 167.23, 168.02; of tract 6 block(s) 101, 102, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 118, 119, 120, 121, 132, 421, 501, 502, 503, 505, 506, 510, 511, 515, 517, 519, 520, 521, 522, 524, 525, 601, 602, 604, 606, 607, 608, 612, 613, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 718, 719, 720, 721, 723, 724, 725, 726, 727, 738; of tract 7 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 201, 202, 203, 210, 211, 212, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 415, 416, 420, 421, 422, 424, 425, 426, 427, 428, 429, 499; of tract 8 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 113, 114, 123, 124, 125, 126, 128, 129, 132, 133, 134, 135, 139, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 334, 399A, 399B; of tract 19 block(s) 101, 102, 105A, 124, 127, 199A, 199B, 201, 202, 205, 206, 207, 208, 209, 210, 212, 215, 227, 299, 301, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 327, 328, 399, 406, 407, 408, 409, 410, 411, 412, 413, 414, 419; of tract 20 block(s) 309, 310, 311, 312, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 499, 501, 502, 503, 504, 505, 506, 507, 508, 509, 599, 601, 602, 604; of tract 21 block(s) 113, 114, 115, 116, 117, 118, 119, 123, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 215, 216, 217, 218, 219, 220, 221, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 499A, 499B, 501, 502, 503, 504, 505, 507, 508, 509, 510, 511, 512, 514, 515, 516, 517, 518, 519, 521, 522, 599, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 620, 624, 701, 703, 704, 705, 707, 708, 709, 710, 711, 712, 713, 714, 716, 717, 718, 719, 720, 721, 722, 723, 724; of tract 105 block(s) 310, 311, 312, 313, 317, 334, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 415, 416, 417, 418, 421, 435, 501, 502, 503, 504, 505, 506, 507, 508, 509, 511, 523, 524, 525, 526, 528, 530, 534, 535, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 923, 924, 927; of tract 106 block(s) 101, 102, 103, 104, 105, 199, 212, 213, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960A, 961, 963, 964, 966, 970, 971, 974, 975; of tract 117 block(s) 311, 312, 313, 315, 328, 329, 334, 335, 901, 902, 903, 904, 905, 907, 908, 911, 930, 931; of tract 119.01 block(s) 335, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 434, 436, 437, 439, 499, 902, 903, 979, 981, 982, 983, 984; of tract 119.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 901, 902, 903A, 903B, 904, 905, 906, 907, 908, 909, 910, 911, 912; of tract 124 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 113, 115, 116, 118, 120, 121, 125, 126, 128, 129, 130, 131, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 240, 241, 299, 303, 304, 313, 316, 325, 401, 402, 411, 412, 413, 414; of tract 127 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 233, 310, 311, 312, 313, 314, 332, 333, 334, 404, 405, 414, 415, 430, 439, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917; of tract 131 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 113, 114, 115, 116, 117, 118, 119, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233A, 299; of tract 132 block(s) 903, 904, 999A; of tract 133 block(s) 101; of tract 134.01 block(s) 199B; of tract 135.01 block(s) 501; of tract 148 block(s) 101, 102, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 199B; of tract 150.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 318, 403, 404, 405, 407, 408, 409, 410, 411, 420, 422; of tract 151 block(s) 101, 102, 103, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312; of tract 152 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211; of tract 154 block(s) 101, 102, 103, 104, 105, 106, 108, 109, 110, 111, 112, 113, 114, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213; of tract 158.02 block(s) 101, 109, 110, 112, 114, 115, 116, 117, 120, 211, 215, 216, 229, 230, 231, 232, 234, 235, 236, 299; of tract 160 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 324, 328, 329, 330, 331; of tract 163 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 322, 323, 324; of tract 164 block(s) 203, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 226, 227, 228, 230, 231, 232, 233, 234, 235, 236, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 325, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 499, 501, 502, 503, 505, 507, 509, 510, 513, 514, 515, 516, 517, 518, 519, 520, 521; of tract 166.01 block(s) 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 121, 122, 124, 126, 127, 128, 129, 130, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 333, 334, 335, 336, 338, 339, 901, 902, 903, 904, 905, 913, 999; of tract 167.11 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315; of tract 168.01 block(s) 101, 102, 103, 104, 105, 106, 107, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 799A; of tract 168.03 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 899B; of tract 168.04 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913.

(b) That part of Flagler County made up of BNA(s) 9601, 9603; of BNA 9602 block(s) 101, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 199F, 199G, 199H, 301A, 301B, 301C, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 319, 320, 321, 322, 323, 327, 328, 329, 330, 331, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399B, 401, 402, 442B, 469, 481, 482, 484, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 599F, 599G, 599H, 599J, 599K, 599L, 599M, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 701A, 701B, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 799A, 799B, 799C, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829A, 829B, 829C, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 901A, 901B, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997.

(c) All of Nassau County.

(d) That part of St. Johns County made up of tract(s) 201, 202, 205, 206, 207, 212, 213, 214; of tract 203 block(s) 101, 102, 103, 104, 105, 106, 107A, 107B, 108A, 108B, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 127, 128, 129, 130, 131, 132, 137, 145, 199, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331A, 331B, 332, 333, 334, 335, 336, 337, 338, 339, 340, 399, 404A, 404B, 405A, 405B, 406A, 406B, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 501, 502, 503A, 503B, 504A, 504B, 505, 506A, 506B, 507A, 507B, 508, 509, 510, 511, 512, 513; of tract 204 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 121, 122, 123, 124, 125, 201, 202, 203, 230, 254A, 254B, 255, 299A, 299B, 299C, 299D; of tract 208 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 238, 239, 240, 299A; of tract 209 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 123, 139, 140, 141, 142, 143, 144, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 234, 266, 267, 268, 269, 270, 271, 272, 273, 274, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332A, 332B, 332C, 332D, 332E, 332F, 333, 334, 335, 336, 337A, 337B, 338, 339, 340, 341, 342, 343, 344A, 344B, 345, 346, 347, 348, 349, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 499; of tract 210 block(s) 224, 227, 228, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 401A, 401B, 401C, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 499A, 499B, 499C, 627, 628, 629, 635, 636, 637, 638, 639, 640, 641; of tract 211 block(s) 105, 106, 107, 108, 109, 134, 135, 136, 137, 138, 139, 140, 141, 142, 199D, 199E, 533, 536, 601.

(e) That part of Volusia County made up of tract(s) 801, 802, 803, 804, 805, 806, 807, 808.01, 808.03, 808.04, 808.05, 809, 810, 811; of tract 812 block(s) 101, 102, 103, 104, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 299, 301, 302, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 399A, 399B, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 599A, 599B, 599C, 599E, 601, 602, 603, 604, 605, 606, 607, 608, 609, 701, 702, 703, 799, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 812, 813, 815, 816, 817; of tract 814 block(s) 101, 102, 103, 126, 199, 202, 204, 205, 208, 209, 301, 302, 303, 304, 305, 306, 307, 401, 402, 403, 404, 405, 406, 407, 408, 409, 499, 501, 502, 503, 601, 602, 605, 606, 607, 608, 701, 702, 703, 704, 705; of tract 815 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 301, 302, 303, 304, 305, 306, 307, 308, 309, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 501, 502, 503, 504, 505, 507, 508; of tract 816 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 201, 202, 203, 204, 205, 206, 207, 228; of tract 817 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111B, 112, 113, 114, 115, 116, 117, 118, 122, 123, 124, 201, 204, 215B, 401, 402, 403, 404, 405, 406, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421; of tract 818 block(s) 101; of tract 822.01 block(s) 101, 102, 104, 105, 106, 107, 199, 201, 205, 209, 210, 211, 212, 213; of tract 823.01 block(s) 101, 102A, 102C, 102D, 102E, 103, 107, 108, 215; of tract 832.01 block(s) 101, 102, 103, 104, 105A, 105B, 105C, 106A, 106B, 107A, 107B, 108A, 108B, 109, 110, 111, 112, 113, 114, 115A, 115B, 116A, 116B, 116C, 116D, 117A, 117B, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128A, 128B, 128C, 128D, 128E, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154A, 154B, 155, 156, 157, 158, 159, 160, 161, 162, 163A, 163B, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179A, 179B, 180, 181A, 181B, 181C, 182, 183A, 183B, 184, 185A, 185B, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199A, 199B, 199C, 199D, 201, 202, 203, 204, 205A, 205B, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 234, 238, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299A, 299M.

(5) District 5 is composed of:

(a) All of Alachua County.

(b) All of Citrus County.

(c) That part of Columbia County made up of BNA(s) 9906, 9909; of BNA 9902 block(s) 238, 239, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264A, 264B, 264C, 265, 269A, 269B, 270, 271, 272, 273, 274, 275, 276A, 276B, 277, 278, 279, 280, 281, 282, 283, 284, 285A, 285B, 285C, 286, 287, 288, 289, 290, 291, 292A, 292B, 293, 294, 295, 299A, 299B, 299C, 299D, 299E; of BNA 9905 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 201A, 201C, 202A, 202B, 203, 204, 205, 206, 207, 208A, 208B, 208C, 208D, 208E, 208F, 209, 210A, 210B, 211, 212A, 212B, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222A, 222B, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253A, 253B, 254A, 254B, 299A, 299B, 299C, 299D, 299E, 299F, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 399, 401, 402, 403, 404, 405, 406, 407A, 407B, 408A, 408B, 409, 410A, 410B, 411, 412, 413, 414, 415A, 415B, 415C, 416A, 416B, 417, 418, 419, 420A, 420B, 420C, 420D, 421, 422, 423, 424A, 424B, 501, 502, 503A, 503B,

503C, 504A, 504B, 505, 506, 507, 508, 509, 510A, 510B, 510C, 511, 512, 513A, 513B, 514, 515A, 515B, 516, 517A, 517B, 518, 519, 520, 521, 522, 523, 524, 525A, 525B, 526, 527, 528, 529, 530, 531, 532A, 532B, 533, 534A, 534B, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548; of BNA 9907 block(s) 104A, 104B, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127A, 127B, 128A, 128B, 129A, 129B, 130, 131, 132, 133, 134, 135, 136, 137, 138, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225A, 225B, 225C, 226, 227, 228, 229, 230, 231, 232A, 232B, 233A, 233B, 234, 299A, 299B, 299C, 299D, 301A, 301B, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 399A, 399B, 399C, 399D, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 499; of BNA 9908 block(s) 115, 116, 117, 118, 119, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 186, 189, 190, 191, 192, 193, 194, 211, 212, 221, 222, 223, 224, 233, 234, 235, 236, 299B, 299C, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 499.

(d) All of Hernando County.

(e) All of Levy County.

(f) That part of Marion County made up of tract(s) 27.01, 27.02; of tract 26.01 block(s) 128, 129, 130, 131, 132, 133, 134, 135, 136, 141, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578; of tract 26.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 199, 308, 309, 327, 328, 329, 330, 331, 332, 335, 337, 341, 342, 346, 347, 348.

(g) That part of Pasco County made up of tract(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 314; of tract 315 block(s) 203, 204, 206, 210, 211, 212, 213, 215.

(6) District 6 is composed of:

(a) All of Baker County.

(b) All of Bradford County.

(c) That part of Clay County made up of tract(s) 301, 302, 303.98, 304, 305, 308, 309, 310, 311, 312, 316.98; of tract 306.98 block(s) 404, 405, 406, 407, 408, 499B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715; of tract 307 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 123, 124, 127, 128, 133, 142, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 199B, 199C, 199D; of tract 313 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 128, 129, 130, 131, 132, 133, 134, 135, 136A, 136B, 137, 150A, 150B, 150C, 150D, 151A, 151B, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184A, 184B, 185, 186A, 186B, 187, 188, 189, 190, 191A, 191B, 192, 193, 194, 195, 196, 199A, 199C, 199D; of tract 314 block(s) 222, 223, 224, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 324, 325, 329, 330, 331, 332, 337, 338, 339, 340, 341, 342, 343, 344, 345, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427A, 428, 429, 430, 431, 432, 433, 434A, 434B, 435, 436A, 436B, 501, 502, 504, 505, 506, 507, 508, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521; of tract 315 block(s) 119, 158, 159, 160, 161, 162, 163, 164, 165, 167, 168, 169, 172, 173, 174, 175, 176, 177, 211, 212, 213, 214.

(d) That part of Duval County made up of tract(s) 136.97, 137.21, 137.22, 137.98, of tract 106 block(s) 944, 945, 960B, 962; of tract 127 block(s) 322, 323, 324, 325, 326, 335, 401, 402, 403, 406, 407, 408, 409, 410, 411, 412, 418, 419, 420, 421, 428, 429, 431, 438; of tract 133 block(s) 901, 902, 913, 914, 915; of tract 135.01 block(s) 302, 305, 306, 307, 309, 310, 311, 312, 325, 326, 327, 328, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 502, 503, 504, 505, 506, 507, 508, 509, 510, 520, 521, 522, 524, 525, 526, 528, 529, 530, 531, 532, 533, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 939, 941, 942, 943, 945; of tract 135.21 block(s) 111, 112, 201, 202, 203, 204, 205, 206, 207, 208, 209, 220, 221, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912; of tract 135.22 block(s) 108, 902, 903, 904, 905; of tract 169.98 block(s) 202B, 501B.

(e) That part of Lake County made up of tract(s) 301.01, 302.01, 302.02, 302.03, 303.01, 303.02, 304.01, 304.02, 305.01, 305.02, 306.01, 306.02, 307.01, 307.02, 308.01, 308.02, 309.12, 310, 311, 312, 313.01, 313.02, 313.03; of tract 301.02 block(s) 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424; of tract 301.03 block(s) 109, 110, 111, 112, 113, 114, 115, 116, 117, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 164, 165, 199A, 199B, 199C, 199D, 199E, 199J, 199K, 199M, 199N, 199P, 199R, 199V, 199W, 199X, 199Y; of tract 309.02 block(s) 201, 202, 206, 207, 208, 209, 210, 216, 217, 218, 220, 299A, 299B, 299C, 299D, 299E; of tract 309.11 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124A, 124B, 124C, 125, 126A, 126B, 127A, 127B, 127C, 128A, 128B, 129, 130, 131, 132, 133, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 323, 324, 325, 326, 327, 332, 333, 334, 402, 403, 404, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 499A, 499B, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 599, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 701, 702, 703, 704, 705, 706A, 706B, 706C, 706D, 706E, 706F, 706G, 707A, 707B, 707C, 707D, 708, 730A, 730B, 730C, 730D, 730E, 730F, 730G, 731, 732A, 732B, 733, 734A, 734B, 734C, 735, 736, 799A, 799B, 799C, 799D, 799E, 799F, 799G, 799H, 799J.

(f) That part of Marion County made up of tract(s) 1, 2, 3.01, 3.02, 4, 5, 6.01, 6.02, 6.03, 7.01, 7.02, 8, 9.01, 9.02, 10, 11.01, 11.02, 12.01, 12.02, 13.01, 13.02, 14, 14.01, 14.02, 15, 16, 17, 18, 19, 20.01, 20.02, 21, 22.01, 22.02, 22.03, 23.01, 23.02, 24.01, 24.02, 25.01, 25.02, 26.03; of tract 26.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 137, 138, 139, 140, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 199; of tract 26.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 301, 302, 303, 304, 305, 306, 307, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 333, 334, 336, 338, 339, 340, 343, 344, 345, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 399.

(g) That part of Putnam County made up of BNA(s) 9502, 9503.98, 9504; of BNA 9505 block(s) 161, 162, 163, 164, 165, 166, 167, 168, 169,

170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 197, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299, 301, 302, 303, 304, 305, 306, 307A, 307B, 307C, 308, 309, 310, 311, 312, 313, 314, 315A, 315B, 315C, 316, 317A, 317B, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346A, 346B, 347, 348, 349A, 349B, 350, 351, 352, 353, 354A, 354B, 355, 356, 357, 358, 359A, 359B, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 399J, 399K, 399L, 399M, 399N, 399P, 399R, 399T, 399U, 399V, 399W, 399X, 399Y, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444A, 444B, 444C, 445A, 445B, 446, 447, 448A, 448B, 449, 450, 451, 452, 453, 454, 455A, 455B, 455C, 456, 457A, 457B, 458A, 458B, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 499A, 499B, 499C, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514A, 514B, 515A, 515B, 516A, 516B, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537A, 537B, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549A, 549B, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 599A, 599B, 599C, 599D, 599E, 599F, 599G, 599H, 599J, 599K, 599L, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 799A, 799B, 799C, 799D, 799E, 799F, 799G, 799H, 799J, 799K, 799L, 799M, 799N, 799P, 799Q, 799R, 799T, 799U, 799V, 799W, 799X, 799Y; of BNA 9506 block(s) 116A, 116B, 116C, 116D, 116E, 116F, 116G, 116H, 117A, 117B, 117C, 117D, 118A, 118B, 118C, 118D, 119A, 119B, 119C, 120A, 120B, 120C, 121A, 121B, 121C, 122A, 122B, 122C, 122D, 122E, 123, 124A, 124B, 125A, 125B, 125C, 126A, 126B, 127A, 127B, 128, 129, 130, 131, 132A, 132B, 132C, 133A, 133B, 133C, 133D, 134, 135A, 135B, 136A, 136B, 136C, 136D, 136E, 137, 138, 139, 140, 201A, 201B, 202A, 202B, 203, 204A, 204B, 205, 206, 207A, 207B, 208, 209, 210A, 210B, 211, 212, 213, 214, 215, 216, 217, 218, 299, 319; of BNA 9513 block(s) 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 599.

(h) All of Sumter County.

(i) All of Union County.

(7) District 7 is composed of:

(a) That part of Orange County made up of tract 122 block(s) 308, 318; of tract 123.01 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 499A, 499B, 499C, 499D, 499E, 499F; of tract 123.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 599; of tract 124 block(s) 101A, 101B, 102, 103, 104, 105A, 105B, 106A, 106B, 106C, 107, 108A, 108B, 109A, 109B, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 124, 125, 127, 128, 129, 130, 131, 132, 133, 138A, 138B, 199, 201, 202, 204, 205A, 205B, 206, 207, 208, 209, 210, 211, 212A, 212B, 213, 214, 215, 217, 218, 219, 220, 222, 223, 224, 228, 299C, 301A, 301B, 301C, 302, 303, 304, 305, 306A, 306B, 307, 314, 315, 317, 318, 319, 320, 321, 322, 324A, 324B, 325, 399; of tract 151.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 135, 136, 137, 138, 139, 140, 199, 201A, 201B, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 399; of tract 151.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 201, 202, 203, 204A, 204B, 205, 207, 208, 209, 210, 211, 212, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 399, 401, 402, 404, 405, 406, 407, 408, 409; of tract 152.01 block(s) 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 216, 217, 218, 223; of tract 152.02 block(s) 301, 302A, 302B, 303, 304A, 304B, 305A, 305B, 313A, 313B, 314A, 314B, 315, 316, 317, 320, 321A, 328, 329; of tract 175.01 block(s) 114, 115, 201, 202, 203; of tract 175.02 block(s) 101A, 101B, 101C, 102A, 102B, 103A, 103B, 104A, 104B, 105, 106, 107, 108, 109A, 109B, 110, 111, 199A, 199B, 199C, 199D, 199E, 199F, 201A, 201B, 201C, 201D, 201E, 201F, 202, 203A, 203B, 204, 205A, 205B, 206, 207A, 207B, 207C, 207E, 207F, 208A, 208B, 209A, 209B, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K, 299L, 301A, 301B, 301C, 301D, 301E, 301F, 301G, 301H, 302A, 302B, 302C, 303A, 303B, 304A, 304B, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315A, 315B, 315C, 399A, 399B, 399C, 399D, 399E, 401A, 401B, 401C, 402, 403, 404, 405, 407A, 407B, 407C, 408A, 408B, 408C, 499, 501, 502A, 502B, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 519, 520A, 520B, 520C, 520D, 521A, 521B, 521C, 521D, 599A, 599B, 599C, 599D, 599E; of tract 176 block(s) 101A, 101B, 101C, 102A, 102B, 109, 111, 112, 113, 116B, 122, 123, 125, 127A, 127B, 127C, 128, 129, 130, 131, 134, 135A, 135B, 135C, 136, 137, 138, 140, 141; of tract 178.03 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 112, 113A, 113B, 199, 217, 218, 219, 220, 221, 222, 223, 304, 308, 309, 310A, 310B, 310C, 311, 312, 313, 314, 316, 317.

(b) That part of Seminole County made up of tract(s) 208.03, 208.04, 209.02, 209.03, 212.01, 212.02, 213.01, 213.03, 213.04, 213.05, 214.01, 214.03, 214.04, 215.01, 215.02, 215.03, 215.04, 216.04, 216.05, 216.06, 216.07, 216.08, 217.03, 217.04, 218.02, 219.01, 220.02, 220.04, 220.05, 221.01, 221.03, 221.04, 222.01, 222.03, 222.04; of tract 201.01 block(s) 114, 115, 121, 123, 205, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 524, 525, 626; of tract 201.02 block(s) 215, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 321, 322, 323, 324, 325, 326, 327, 401, 402, 403, 404, 405, 406, 407, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 501, 502, 503, 504, 505, 506; of tract 202.01 block(s) 101, 102, 103, 104, 105, 106, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122A, 122B, 123, 201, 202, 203, 204, 205, 313, 317B, 399; of tract 202.02 block(s) 308, 309, 310, 311, 312, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 515, 516, 522, 523, 599; of tract 203.01 block(s) 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 301, 302, 303, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817; of tract 203.02 block(s) 401, 402, 419, 420, 425, 426, 427, 501, 502, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 522; of tract 204.01 block(s) 102, 103, 104, 202B, 205, 206; of tract 204.02 block(s) 401A, 401C, 402A, 402B, 404, 405, 406A, 406B, 407, 408, 409, 410A, 410B, 411, 412, 413A, 413B, 414A, 414B, 415, 416, 417A, 417B, 418, 419, 420A, 420B, 422, 423; of tract 205 block(s) 101, 104, 105, 106, 107, 109, 112, 616, 617, 618, 620, 621; of tract 206 block(s) 701A, 701B, 701C, 701D, 701E, 702, 703, 704, 705A, 705B, 705C, 706, 707, 708, 799A, 799B, 799C, 801, 802, 803, 804A, 804B, 805A, 805B, 806A, 806B, 808, 809, 810, 902, 904, 905, 906A, 906B, 907, 908A, 908B, 908C, 909, 910, 911, 912, 913A, 913B, 914, 915, 918C, 919A, 919B, 920A, 920B, 920C, 920D, 921A, 921B, 921C, 922B, 923, 926, 928, 929A, 929B, 929C, 930, 931A, 931B, 931C, 931D, 932, 933, 934A, 934B, 935, 936A, 936B, 938A, 938B, 939A, 939B, 940A, 940B, 943, 999A, 999B; of tract 207.01 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 199, 207, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 299A, 299B, 299D, 299H, 299J, 299K, 299M, 299N; of tract

207.02 block(s) 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 199, 201, 202A, 202B, 203, 204A, 204B, 205, 206, 207, 208A, 208B, 208C, 209A, 209B, 210, 211, 299; of tract 208.01 block(s) 101A, 101B, 102A, 102B, 103A, 103B, 104, 105. 106A, 106B, 106C, 107A, 107B, 108, 109, 111A, 111B, 112, 113, 114A, 114B, 115A, 115B, 116, 117, 118, 119, 120, 121A, 121B, 121C, 122A, 122B, 123, 124, 125, 126, 127A, 127B, 128, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 199J, 199K, 201, 202, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 221, 230, 301A, 301B, 301C, 301D, 301E, 301F, 301G. 301H, 301J, 302, 303, 304, 305A, 305B, 305C, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330A, 330B, 330C, 331A, 331B, 332A, 332B, 333, 399A, 399B, 399C, 399D, 399E, 399F, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432. 433, 434, 435, 436, 437, 499; of tract 209.01 block(s) 503, 504A, 504B, 504C, 506, 507, 508, 509, 510A, 510B, 510C, 515, 516, 517, 521, 522, 529A, 529B, 529C, 531A, 531C, 599B; of tract 210 block(s) 101, 102A, 104, 105A, 105B, 105C, 105D, 106, 199A, 199B, 201, 202, 203, 204, 205, 206A, 206B, 207, 208A, 208B, 209A, 209B, 209C, 210, 211, 212, 299A, 299B, 299C, 299D, 299E, 301, 302, 303, 304, 306, 399, 901A, 901B, 901C, 901D, 901E, 988A, 988B, 988C, 989, 999A, 999B, 999C, 999D; of tract 211 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 910, 911, 912, 913, 914, 915, 916, 917, 919, 923, 999A, 999B, 999C, 999D; of tract 216.01 block(s) 704, 705, 706, 707, 708, 709, 710, 711, 712, 715, 716, 717, 718, 720, 721, 723, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 799A, 799B, 799C, 799D, 799E, 799F, 799G, 799J, 799K, 799L; of tract 217.02 block(s) 201A, 201B, 201C, 201D, 202, 203A, 203B, 204A, 204B, 204C, 204D, 205A, 205B, 206A, 206B, 206C, 206D, 207A, 207B, 208A, 208B, 209A, 209B, 209C, 209D, 209E, 209F, 209G, 210, 211, 212, 213, 214A, 214B, 215, 216, 217, 218, 219A, 219B, 219C, 219D, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232A, 232B, 233, 234A, 234B, 235, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 254, 257, 259, 260, 261, 262, 263, 264, 266B, 270, 271, 273, 275, 278, 280, 281, 282, 283, 288, 289, 299A, 299B, 299C, 299D, 299E, 299F, 299G; of tract 218.01 block(s) 201A, 201B, 201C, 201D, 202, 203, 204, 205, 206, 208, 209A, 209C, 210, 211A, 211B, 212, 213, 214A, 214B, 215A, 215B, 216, 217, 223, 224, 225, 226, 227, 229, 235A, 235B, 236, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 301A, 301B, 301C, 301D, 303, 306A, 306B, 307, 308, 309, 310, 311, 313, 314, 315, 316, 317, 318, 319, 320B, 320D, 325, 326, 327, 328, 329, 332A, 332B, 333, 334, 338, 340A, 340B, 340C, 340D, 340E, 340F, 341, 342, 343, 344A, 344B, 345, 346, 347, 348, 349, 350, 351A, 351B, 353, 354, 356, 399A, 399E, 399F, 399L; of tract 219.02 block(s) 102, 103, 108, 128A, 128B, 132A, 132B, 139, 140A, 148A, 301, 307, 308, 309, 310, 312, 313, 318, 322A, 322B, 325A, 325B, 325C, 326, 399, 401A, 401B, 401C, 401D, 401E, 401F, 402, 403, 404, 405, 407, 408, 409A, 409B, 409C, 409D, 409E, 411A, 411B, 411C, 411D, 412, 413, 414, 415, 417, 499B, 499C, 601, 602, 603, 606, 607, 609, 614, 615, 616, 618, 619, 620, 623A, 623B, 699; of tract 220.01 block(s) 101A, 101B, 101C, 101D, 102A, 102B, 102C, 102D, 102E, 102F, 102G, 102H, 103, 104, 105, 106, 108, 114, 115A, 115B, 116A, 116B, 123A, 123B, 124, 125, 126, 128A, 129A, 130A, 130B, 130C, 131, 132, 139, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199J, 201A, 201B, 202, 203, 204, 205, 207A, 207B, 207C, 207D, 208, 218A, 225, 236, 237, 299A, 299B.

(c) That part of Volusia County made up of tract(s) 813, 822.02, 823.03, 824.01, 824.04, 824.05, 824.06, 824.07, 824.08, 825.01, 825.03, 825.04, 825.05, 826.01, 826.02, 827, 828, 829.01, 829.02, 830.01, 830.02, 830.03, 831, 902.02, 908.02, 910.01, 910.02, 910.03, 910.05, 910.06, 910.07, 910.08; of tract 812 block(s) 513, 599D, 811, 814, 818, 901, 902, 903; of tract 820 block(s) 222; of tract 821 block(s) 410, 411, 412, 510, 511; of tract 822.01 block(s) 301, 303, 305, 306, 307, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 499A, 499B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515; of tract 823.02 block(s) 101, 102, 103, 105, 106A, 106B, 107, 109, 110A, 110B, 111, 112B, 114, 115, 199; of tract 832.01 block(s) 244B, 246, 249, 250, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 299G, 299H, 299J, 299K, 299L, 301A, 301B, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348A, 348B, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372. 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 399J, 401, 402A, 402B, 402C, 403A, 403B, 403C, 403D, 404, 405, 406, 407, 408, 409A, 409B, 409C, 410A, 410B, 410C, 411A, 411B, 412A, 412B, 412C, 413, 414, 415, 416, 417, 418, 419A, 419B, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 499A, 499B, 499C, 499D, 499E, 499F, 499G, 499H, 499J, 499K, 499L, 501, 502, 503, 504, 505, 506, 507, 508, 509A, 509B, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530. 531, 532, 533A, 533B, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 599A, 599B, 599C, 599D; of tract 902.01 block(s) 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 305, 306, 307, 308, 309, 310, 311, 312, 313, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 413, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 434, 435, 436, 437, 438, 439, 440, 499L, 501, 502, 503. 504, 505, 506, 507, 508, 509A, 509B, 509C, 510, 511, 512, 513, 545, 546, 547, 548, 549, 550A, 550B, 551A, 551B, 552A, 552B, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574A, 574B, 575; of tract 903.01 block(s) 101A, 101B, 102, 103, 104A, 104B, 104C, 104D, 104E, 104F, 105, 106, 107A, 107B, 108A, 108B, 108C, 109A, 109B, 109C, 110, 199A, 199B, 199C, 199D, 199E, 199F, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299, 301, 302A, 302B, 302C, 302D, 302E, 302F, 302G, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314A, 314B, 314C, 314D, 314E, 315A, 315B, 315C, 316, 317, 318, 319A, 319B, 320, 321, 399A, 399B, 399C, 399D, 399E, 401A, 401B, 401C, 402A, 402B, 403A, 403B, 404, 405, 406A, 406B, 407, 408, 409, 410, 411, 412A, 412B, 412C, 412D, 412E, 412F, 413, 414, 415, 416, 417A, 417B, 418A, 418B, 418C, 419A, 419B, 420A, 420B, 420C, 421A, 421B, 422, 423, 424A, 424B, 499, 603, 604, 605, 606, 607, 608. 609, 610, 611, 612A, 612B, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625A, 625B, 626, 627, 628, 629, 630, 631A, 631B, 631C, 631D, 631E, 632, 633, 634A, 634B, 635, 699, 701A, 701B, 701C, 702, 703A, 703B, 704A, 704B, 705, 706, 707A, 707B, 708A, 708B, 709, 710, 711, 712, 713, 714, 715, 716, 717A, 717B, 718A, 718B, 719, 720, 721, 722A, 722B, 723, 724A, 724B, 725, 726, 727, 728A, 728B, 729, 730, 731A, 731B; of tract 903.02 block(s) 101, 102A, 102B, 102C, 102D, 103, 104, 105, 106, 107, 108, 109, 110A, 110B, 110C, 111B, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126A, 126B, 127, 128, 129A, 129B, 130, 131A, 131B, 132, 133A, 133B, 133C, 133D, 135, 136, 137A, 137B, 138, 139, 199, 201, 202, 203A, 203B, 203C, 204A, 204B, 205A, 205B, 205C, 206, 207, 208, 209, 210, 211A, 211B, 211C, 212A, 212B, 213, 214, 215A, 215B, 215C, 215D, 215E, 216A, 216B, 217A, 217B, 217C, 218A, 218B, 218C, 219A, 219B, 219C, 220, 221, 222, 223A, 223B, 224A, 224B, 224C, 225A, 225B, 225C, 225D, 225E, 226A, 226B, 301, 302A, 302B, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315A, 315B, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326A, 326B, 326C, 326D, 327A, 327B, 328, 329, 330, 331, 332, 333, 334A, 334B, 335, 336, 337, 338, 339A, 339B, 340, 341, 342, 343, 344, 399; of tract 904 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532; of tract 905 block(s) 103, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 203, 204, 211, 212, 213, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 413, 414, 415, 416, 417, 418, 419, 422, 423, 424, 425, 426, 427, 428, 430, 431, 432; of tract 906 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 138, 140, 201, 202, 214, 217, 218, 219, 305, 327, 502, 503, 504, 505, 506, 507, 508, 509, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 601, 602, 603, 604, 605, 606, 607; of tract 907.01 block(s) 101, 102, 103, 104, 105, 108,

109, 110, 113, 114, 115, 116, 117, 118, 119, 120, 121, 201, 202, 203, 204, 205, 206, 207, 209, 210, 211, 212, 214, 215, 216, 222, 223, 226, 227, 229, 230, 231, 232, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435; of tract 907.02 block(s) 101A, 101B, 101C, 102A, 102B, 102C, 103A, 103B, 103C, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 126A, 126B, 127A, 127B, 128, 201A, 201B, 202, 203, 211A, 211B, 211C, 212, 213A, 213B, 213C, 214, 215A, 215B, 216, 217A, 217B, 228A, 228B, 229, 230A, 230B, 231, 232, 236A, 236B, 237, 239A, 239B, 239C, 240, 241A, 242A, 242B, 242C, 302, 303, 304, 306A, 306B, 306C, 307, 308, 309, 310, 311, 312, 313A, 313B, 313C, 314A, 314B, 315A, 315B, 315C, 316; of tract 908.01 block(s) 101A, 101B, 102A, 102B, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 201, 202A, 202B, 203, 204, 205, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275A, 275B, 275C, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292A, 292B, 292C, 293, 294, 295A, 295B, 295C, 296A, 296B, 296C, 301, 302, 303A, 303B, 304, 305, 306, 307A, 307B, 308A, 308B, 308C, 309A, 309B, 310, 311A, 311B, 312, 313, 314, 315A, 315B, 315C, 315D, 315E, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334A, 334B, 348, 349, 350, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419A, 419B, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544; of tract 909.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 450, 451, 452, 453, 454, 455, 456, 457, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523; of tract 909.02 block(s) 101A, 101B, 101C, 101D, 101E, 102A, 102B, 103, 104A, 104B, 104C, 104D, 104E, 105, 106, 107A, 107B, 107C, 107D, 107E, 108, 109, 110, 111, 112, 113, 114, 115, 116A, 116B, 117, 118, 119, 120, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 499, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 536, 537, 538, 539, 540, 541, 599A, 599C, 599D, 599E.

(8) District 8 is composed of:

(a) That part of Orange County made up of tract(s) 101, 102, 103, 107.01, 107.02, 108.01, 108.02, 109, 110, 111, 112, 113, 114, 125, 126, 127.01, 127.02, 128, 129, 130.01, 130.02, 131, 131.01, 132, 133, 134.01, 134.02, 135.01, 135.02, 136.01, 136.02, 137, 138, 139, 140, 141, 142, 143.01, 143.02, 148.02, 149.02, 153, 154.02, 156.02, 157.01, 157.02, 158.02, 159.02, 160.01, 160.02, 161, 162, 163.01, 163.02, 164.01, 164.02, 164.04, 164.05, 165.01, 165.02, 166, 167.02, 167.04, 167.05, 167.06, 167.07, 167.08, 168.01, 168.02, 169.02, 170.02, 170.03, 171.01, 171.02, 171.03, 172, 173, 178.02; of tract 119.02 block(s) 206A, 206B, 206C, 209A, 209B, 210, 211A, 211B, 212A, 212B, 213A, 213B, 214A, 214B, 215, 216, 220, 221, 222, 223; of tract 120 block(s) 107, 108, 117A, 117B, 118, 119, 120, 199B, 199D, 199E, 202, 203, 204, 205, 206, 232; of tract 121 block(s) 108, 113, 115, 116, 117, 118, 119, 120, 121, 126, 127, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 299; of tract 122 block(s) 118, 120, 121, 203, 204, 206, 208, 209, 210, 212, 213, 214, 216, 217, 224, 228, 234, 299, 301; of tract 124 block(s) 226, 308A, 308B, 308C, 309, 310, 311A, 311B, 311C, 312A, 312B, 313, 316A, 316B, 327A, 327B, 327C, 328A, 328B, 328C, 328D, 329A, 329B, 330A, 330B, 331, 332A, 332B, 333A, 333B, 334A, 334B, 335A, 335B, 335C, 335D, 336A, 336B, 336C, 337A, 337B, 338A, 338B, 338C; of tract 144 block(s) 101, 102, 103, 107, 108, 109, 110, 111, 113, 199, 201, 202A, 202B, 202C, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 299A, 299B, 301, 302, 303, 304, 305, 306, 307, 308, 310A, 311A, 311B, 314, 315; of tract 145 block(s) 102, 103A, 103B, 104A, 104B, 105, 107, 108, 116, 117, 124, 140, 214, 215, 216, 217, 218, 219, 220, 221, 222, 299, 301B, 302, 310, 316, 319, 320, 322, 323, 324, 325, 326, 327, 328, 329, 399B, 399C, 399D, 399E; of tract 146.02 block(s) 206; of tract 146.03 block(s) 202, 207, 208, 209, 210, 211, 212, 213, 214, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 299; of tract 147 block(s) 101, 102, 103, 105, 118, 119, 121, 122, 123, 124, 125, 126, 131, 132, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 322, 324, 325, 326, 327, 328, 329, 330, 332, 333, 334, 335, 336, 337, 401, 402, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 416, 417, 425, 426, 427, 428, 501A, 501B, 501C, 501D, 501E, 501F, 501G, 501H, 501J, 502, 503, 504, 505, 506, 507, 508, 509, 510A, 510B, 511A, 511B, 599A, 599B, 599C, 599D, 599E, 599F, 599G, 599H, 599J, 599K, 599L, 599M, 599N; of tract 148.01 block(s) 102, 103A, 103B, 104, 105, 106, 107, 108, 109, 110, 111, 199, 201A, 201B, 201C, 201D, 202, 203, 204, 205, 206, 207A, 207B, 208A, 208B, 209, 210A, 210B, 210C, 211A, 211B, 212A, 212B, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K, 299L, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310A, 310B, 310C, 310D, 310E, 311, 312, 313, 314A, 314B, 315, 316, 317, 318, 319, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 399J; of tract 148.03 block(s) 101A, 101B, 102A, 102B, 102C, 103, 104, 105, 106, 107A, 107B, 110, 111, 112, 113, 114B, 114C, 115A, 115B, 199A, 199C, 199F, 199G, 201A, 201B, 201C, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217A, 217B, 218A, 218B, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229A, 229B, 230, 231, 232A, 232B, 232C, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243B, 243C, 243D, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278A, 278B, 279A, 279B, 280, 281, 282, 283, 284, 285, 286, 299A, 299B, 299C, 299D, 299E, 299F, 299G, 299H, 299J, 299K; of tract 149.01 block(s) 201, 202, 203, 204, 205, 206, 207, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 299; of tract 150 block(s) 103, 104, 106A, 106B, 106C, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129A, 129B, 129C, 129D, 129F, 130, 131, 132, 133, 134, 135, 136A, 136B, 136C, 136D, 136E, 138, 139, 140A, 140B, 141, 142, 143A, 143B, 144A, 144B, 145, 146, 147, 148, 149, 150, 151, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 199J, 202A, 202B, 202C, 202D, 202E, 202F, 202G, 203, 204, 205, 206, 207, 208, 209A, 209B, 209C, 209D, 210A, 210B, 210C, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222A, 222B, 222D, 223, 224A, 224B, 225, 226, 227, 301A, 301B, 302A, 302B, 302C, 302D, 302E, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316A, 316B, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327A, 327B, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346A, 346B, 346C, 347A, 347B, 348, 349, 350, 351A, 351B, 351C, 351D, 352, 353, 354, 355, 356, 357A, 357B, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367A, 367B, 368, 369, 370, 371A, 371B, 372, 373, 374, 375, 376, 377, 378, 379, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H; of tract 152.02 block(s) 107, 108, 109, 110, 111, 112, 113, 114, 199C, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 307, 308, 309, 310, 311, 312, 399; of tract 154.01 block(s) 201A, 203B, 204B, 205, 206, 207, 208, 209, 210, 211, 299B; of tract 155.01 block(s) 101A, 101B, 102, 103A, 103B, 104A, 104B, 104C, 105C, 105F, 107, 113B, 113C, 114A, 114B, 115A, 115B, 116, 117A, 117B, 119A, 119B, 120, 121, 122, 123, 124, 199B, 199C, 199F, 199G, 202, 203, 204, 205, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 302, 303, 304, 309, 310, 312, 318, 321, 322, 323, 324, 325, 326, 327, 328; of tract 156.01 block(s) 101, 102, 103, 104A, 104B, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 201, 202, 203, 204, 205, 206A, 206B, 206C, 207, 208, 210, 211, 212, 213, 214, 215, 299A, 299B; of tract 158.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 199A, 199B, 199C, 201A, 201B, 202, 203A, 203B, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 299A, 299B, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 318; of tract 159.01 block(s) 101, 119, 120, 121, 122, 127, 128, 201A, 201B, 202, 203, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 299B, 299C, 301, 302, 309, 310, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339; of tract 169.01 block(s) 103, 105, 106, 114, 115, 116, 117, 118, 119, 128, 130, 131, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 217, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322,

323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 399, 401A, 401B, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 499A, of tract 170.01 block(s) 401, 402, 403, 404, 405A, 405B, 406A, 406B, 407A, 407B, 408, 409, 410A, 410B, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 499; of tract 174 block(s) 101A, 101B, 101C, 104A, 104E, 104F, 104G, 106, 108, 114A, 114B, 114C, 115, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 223, 224, 225, 226, 227, 228, 229, 233, 234, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340A, 340B, 340C, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351A, 351B, 352A, 352B, 352C, 353A, 353B, 353C, 423A, 424A, 424B, 425A, 425B, 425C, 425D, 425E, 425F, 425G, 426A, 426B, 426C, 426D, 431B, 433A, 501A, 501B, 501C, 501D, 502, 503A, 503B, 503C, 503D, 503E, 504A, 504B, 504C, 505A, 505B, 506A, 506B, 507, 508, 509, 510, 511, 512, 513, 514, 515; of tract 175.01 block(s) 103, 199E, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 299, 401, 402, 403, 404, 405, 406, 408, 412, 413, 414, 415, 418, 419, 420, 421, 422, 499; of tract 176 block(s) 401, 402, 405, 406, 409, 412, 413A, 413B, 413C, 414A, 414B, 414C, 414D, 415, 427, 429; of tract 177 block(s) 101A, 101B, 101C, 101D, 101E, 101F, 101G, 102, 104, 105, 106A, 106B, 106C, 107, 108A, 108B, 109, 112, 113, 114, 115, 116, 117A, 117B, 118, 119, 120A, 120B, 120C, 120D, 121, 122A, 123, 124, 125, 126, 127, 128A, 128B, 129, 130, 131, 132, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 214, 215, 216, 217, 218, 219, 220, 301, 302, 303A, 303B, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 401A, 401B, 401C, 401D, 401E, 402, 403, 404, 405, 406A, 406B, 407A, 407B, 407C, 408A, 408B, 409A, 409B, 410A, 410B, 411, 412, 413, 414, 415, 416, 417, 418A, 418B, 419, 420, 421A, 421B, 421C, 422, 423, 424, 425, 426A, 426B, 426C, 426D, 427A, 427B, 427C, 427D, 427E, 499A, 499B, 499C; of tract 178.01 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 206, 207, 208, 209, 210, 211, 219, 220, 221, 222A, 222B, 222C, 223, 224, 225A, 225B, 226, 227, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 299A, 299H, 299L, 299P, 401, 402, 403, 404, 405, 406, 407A, 407B, 407C, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 499A, 499B, 499C, 499D, 499E; of tract 178.03 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 213, 214, 215, 216; of tract 179 block(s) 101, 103, 104, 105, 106, 107, 108, 109, 110, 112, 113, 114, 118, 119, 120, 121, 122, 123, 124, 125, 126, 199, 199C, 201, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 340, 341, 342, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 399, 512, 513, 514, 515, 516, 599A, 599B, 599J, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 699, 702, 803, 804, 805B, 809, 816, 817, 818, 819, 820, 821, 827, 828, 829, 830, 831, 832, 899A, 899B, 899C, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 999.

(b) That part of Osceola County made up of tract(s) 402.02, 402.03, 402.04, 403.01, 403.02, 405.03; of tract 404 block(s) 101A, 101B, 101C, 101D, 101E, 101F, 102, 103, 104A, 104B, 105, 106, 107, 108, 109, 110, 111A, 111B, 111C, 112A, 112B, 113, 114A, 114B, 115, 116, 117, 118, 119A, 119B, 120, 121, 122, 123, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211A, 211B, 211C, 211D, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 226, 229, 230, 231, 232, 299A, 299B, 301A, 301B, 304, 305, 306, 307, 308, 309, 310, 311, 399A.

(9) District 9 is composed of:

(a) That part of Hillsborough County made up of tract(s) 101.03, 101.04, 103.02, 110.01, 111.01, 114.02, 114.03, 114.04, 114.05, 115.01, 115.02, 115.03, 121.05, 121.06, 122.03, 122.04; of tract 102.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 201, 202, 203, 204, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324A, 324B, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 353, 354, 355, 356, 357, 399A, 399B, 399C, 399D, 399E, 399F, 399G, 399H, 399J, 399K, 399L, 399M, 399N, 399P, 401, 402, 403, 404, 405, 406, 407, 408A, 408B, 409A, 409B, 410A, 410B, 410C, 410D, 411, 412, 413, 414A, 414B, 414C, 415A, 415B, 415C, 416, 417, 418, 419, 420, 421, 422A, 422B, 422C, 423, 424A, 424B, 424C, 425A, 425B, 425C, 426A, 426B, 427A, 427B, 428, 429, 430, 431, 432, 433, 499A, 499B, 499C, 499D, 499E, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 599; of tract 110.04 block(s) 101, 102, 103, 104, 105, 106A, 106B, 107, 108A, 108B, 109, 110, 111, 112, 113A, 113B, 114, 115, 116, 117, 118A, 118B, 119, 199A, 199B, 201, 202, 203, 204, 205, 206A, 206B, 207A, 207B, 208A, 208B, 209A, 209B, 209C, 209D, 209E, 210A, 210B, 210C, 211A, 211B, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224A, 224B, 225, 299, 301A, 301B, 302, 303, 304, 305, 306, 307, 308, 309, 399, 401, 402, 403, 404, 405, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513A, 513B, 514, 515, 516, 517; of tract 111.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 201, 202, 203, 204, 205, 206, 299, 301, 302, 303, 304, 305, 306, 307, 399, 401, 402, 501, 502, 503, 504.

(b) That part of Pasco County made up of tract(s) 311, 312.01, 312.02, 313, 316, 317.01, 317.02, 318, 319, 320.01, 320.02, 321.01, 321.02, 328, 329, 330.01, 330.02, 330.03, 330.04; of tract 315 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 199, 201, 202, 205, 207, 208, 209, 214, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 301, 302, 303, 304, 305, 306, 307, 308A, 308B, 308C, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318; of tract 322 block(s) 121, 122, 123, 124, 136B, 140B, 140C, 141A, 141B, 142, 143, 144, 145, 146, 147, 148, 149, 150B, 151, 199E, 199F, 199G, 201, 202, 203, 204A, 204B, 205, 206, 207, 208, 209, 214, 215, 216A, 216B, 217, 218, 219, 220, 221, 222, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242.

(c) That part of Pinellas County made up of tract(s) 245.02, 245.04, 254.01, 254.04, 254.05, 255.01, 258, 259.01, 259.02, 260.01, 260.02, 260.99, 261, 262, 263, 264, 265, 266.01, 266.02, 267.01, 267.02, 267.03, 268.04, 268.05, 268.07, 268.08, 268.09, 268.10, 268.11, 268.12, 268.13, 269.03, 269.04, 269.05, 269.06, 269.07, 270, 271.01, 271.02, 271.03, 272.01, 272.02, 272.04, 272.05, 272.06, 272.07, 272.08, 273.01, 273.05, 273.06, 273.07, 273.08, 273.09, 273.10, 274.01, 274.02, 274.03, 275.01, 275.02; of tract 254.09 block(s) 101A, 101B, 101C, 102, 106, 115A, 115B, 115C, 117B, 124, 126, 127, 128, 129, 130, 131A, 131B, 131C, 131D, 131E, 133, 135, 138, 139, 141, 142A, 142B, 143, 144, 145, 146B, 149, 150, 155, 156, 199B, 199C, 199G, 199H.

(10) District 10 is composed of:

(a) That part of Pinellas County made up of tract(s) 201.01, 201.03, 201.04, 201.05, 202.01, 202.02, 202.04, 202.05, 203.01, 203.02, 204, 205, 206, 207, 208, 209.95, 210.95, 212, 213, 213.99, 214, 215, 216.95, 218.95, 219.95, 220, 221, 222, 223.01, 223.02, 224.01, 224.02, 225.01, 225.02, 225.03, 226.01, 226.02, 227, 228.01, 228.02, 229.01, 229.02, 230.95, 231.95, 232, 233, 234, 235, 236, 237, 238, 239, 240.01, 240.02, 240.03, 241, 242, 243.01, 243.02, 244.03, 244.04, 244.05, 244.06, 244.07, 245.03, 245.05, 245.06, 246, 247, 248.01, 248.02, 249.01, 249.02, 249.04, 249.05, 249.06, 250.01, 250.03, 250.04, 250.06, 250.07, 250.08, 250.09, 251.06, 251.07, 251.08, 251.09, 251.10, 251.11, 251.12, 251.13, 251.14, 251.15, 251.16, 251.17, 251.18, 251.19, 252.03, 252.04, 252.05, 252.06, 252.07, 253.01, 253.03, 253.04, 253.05, 253.06, 254.06, 254.07, 254.08, 255.03, 255.04, 256.01, 256.02, 257, 276.01, 276.02, 277.01, 277.02, 278, 279.01, 279.02, 280.01, 280.02, 281.01, 281.02, 282, 283, 284.01, 284.02, 285; of tract 254.09 block(s) 103, 104, 105, 107A, 107B, 108A, 108B, 109, 110, 111, 112, 113, 114, 116, 117A, 117C, 117D, 118A, 118B, 119, 120, 121, 122, 123, 125, 132, 134, 136, 137A, 137B, 140, 146A, 147, 148, 151, 152, 153, 154, 157A, 157B, 158, 159, 160A, 160B, 161, 162, 163A, 163B, 164, 165A, 165B, 165C, 165D, 166A, 166B, 167, 168, 169, 170A, 170B, 170C, 171, 172, 173, 174A, 174B, 174C, 175A, 175B, 176A, 176B, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188A, 188B, 188C, 189, 190, 199A, 199D, 199E, 199F.

(11) District 11 is composed of:

(a) That part of Hillsborough County made up of tract(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 53, 53.99, 54; 55, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69.85, 70.85, 71, 72, 73.85, 102.03, 102.04, 103.01, 104.01,

104.02, 105, 106, 107, 108.03, 108.04, 108.05, 108 06, 108.07, 108.08, 109, 110.03, 112.03, 112.04, 112.05, 112.06, 113 01, 113.02, 116.01, 116.02, 116.03, 116.04, 116.05, 117.02, 117.03, 117.04, 118.01, 118.02, 119.01, 119.02, 119.03, 120.01, 120.02, 121.03, 121.04, 122.01, 123.01, 123.02, 133.01, 133.02, 133.04, 134.01, 135.01, 135.02, 136, 137, 138, 138.99; of tract 102.01 block(s) 336, 337, 338, 339, 352; of tract 110.04 block(s) 310, 311, 312, 313, 314, 315; of tract 111.02 block(s) 403, 404, 405, 406, 407, 408, 499, 505, 506, 507, 508, 509, 510, 511, 599; of tract 134.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 299; of tract 141.01 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 499A, 499B, 499C.

(12) District 12 is composed of:

(a) All of Desoto County.

(b) All of Hardee County.

(c) That part of Highlands County made up of BNA(s) 9602, 9603; of BNA 9601 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114A, 114B, 114C, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199A, 199B, 199C, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214A, 214B, 215, 216, 217A, 217B, 218A, 218B, 219, 220, 221A, 221B, 221C, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 299A, 299B, 299C, 299D, 299E, 299F, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336A, 336B, 337, 338, 339, 340, 341, 342, 343, 344, 345A, 345B, 346, 347, 348, 349, 350, 351, 352, 353A, 353B, 354, 355, 356, 357, 399A, 399B, 399C, 399D, 401, 402, 403, 404, 405, 407, 408, 409, 501, 502A, 502B, 503, 504, 505A, 505B, 506, 507, 508, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 573, 574, 599B, 599C, 599D, 599E; of BNA 9604 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491A, 491B, 492, 493, 494, 495, 496A, 496B, 497A, 497B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597; of BNA 9605 block(s) 107; of BNA 9609 block(s) 102, 103, 201, 202, 203, 204, 205, 206, 210, 211, 299B.

(d) That part of Hillsborough County made up of tract(s) 101.02, 124, 125, 126, 127, 128, 129, 130, 131, 132.01, 132.02, 133.05, 134.03, 139.04, 139.05, 142.98; of tract 134.02 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332; of tract 139.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 301, 302, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 346, 347, 348, 349, 350, 351, 353, 354, 356, 357, 358, 359, 362, 363, 364, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 399.

(e) That part of Pasco County made up of tract(s) 323, 324, 325, 326, 327, 331; of tract 322 block(s) 101A, 101B, 102, 103, 104, 105, 106, 107, 108A, 108B, 109, 110A, 110B, 110C, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 125A, 125B, 126A, 126B, 127A, 127B, 128A, 128B, 129A, 129B, 130, 131, 132, 133A, 133B, 134, 135, 136A, 136C, 137, 138, 139, 140A, 150A, 152, 153, 154, 155, 156, 157, 158, 199A, 199B, 199C, 199D, 199H, 199J, 199K, 199L, 199M, 199N, 199P, 199R, 199T, 199U, 210, 211, 212, 213, 223, 224.

(f) That part of Polk County made up of tract(s) 101, 102, 103, 104, 105, 106.01, 106.02, 107, 108, 109, 110, 111, 112.01, 112.02, 113, 114, 115, 116, 117.02, 117.03, 117.04, 118.01, 118.02, 118.03, 119.97, 119.98, 120.01, 120.98, 121.01, 121.02, 122, 123, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137.01, 137.02, 138.01, 138.02, 139.01, 139.02, 140.01, 140.02, 141, 141.02, 142, 143, 144, 145, 146, 147, 148.98, 149.98, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161.98; of tract 125 block(s) 238; of tract 126 block(s) 102A, 106A, 106B, 107, 108, 109, 110, 111A, 111C, 111D, 111E, 111F, 111G, 111H, 112A, 112B, 112C, 113A, 113B, 113C, 199A, 201, 202, 203A, 203B, 204A, 204B, 205A, 205B, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241A, 241B, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253A, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267A, 267B, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 289, 299B, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482.

(13) District 13 is composed of:

(a) That part of Charlotte County made up of tract(s) 202, 206, 207, 208, 211.98; of tract 203 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141A, 141B, 141C, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 362, 395, 396, 397, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 493A, 493B, 494, 495, 496, 497, 499; of tract 204 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 155, 157, 158, 159, 160, 161, 162, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225A, 225B, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 250, 251, 252, 253, 254, 255, 257, 258, 259, 293, 294, 295, 296, 297, 301, 302, 303, 304, 305, 306, 307,

308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 399A, 614.

(b) That part of Hillsborough County made up of tract(s) 139.02, 140.01, 140.02, 140.03, 141.03, 141.04; of tract 139.03 block(s) 303, 337, 338, 339, 340, 341, 342, 343, 344, 345, 352, 355, 360, 361, 365, 366, 367; of tract 141.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 299A, 299B, 299C, 299D, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 399.

(c) All of Manatee County.

(d) All of Sarasota County.

(14) District 14 is composed of:

(a) That part of Charlotte County made up of tract(s) 101, 102, 103, 104, 105, 201, 205, 209, 210, 301, 302, 303, 304, 305, 306; of tract 203 block(s) 353, 354, 355, 356, 357, 358, 359, 360, 361, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 399, 465, 466, 467, 468, 469, 470, 471, 492; of tract 204 block(s) 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 156, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 244, 245, 246, 247, 248, 249, 256, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271A, 271B, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 397, 399B, 399C, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419A, 419B, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 499, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 599A, 599B, 599C, 599D, 599E, 599F, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 699.

(b) All of Collier County.

(c) All of Lee County.

(15) District 15 is composed of:

(a) All of Brevard County.

(b) All of Indian River County.

(c) That part of Osceola County made up of tract(s) 401.01, 401.02, 405.01, 405.02, 405.04, 405.05, 406; of tract 404 block(s) 225, 227, 228, 233, 302, 303, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 399B.

(d) That part of Polk County made up of tract(s) 124, 141.01; of tract 125 block(s) 101, 102, 103, 104A, 104B, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122A, 122B, 123, 124, 125, 126, 127, 128, 129A, 129B, 130A, 130B, 131, 132, 133, 134, 201, 202, 203A, 203B, 204, 205, 206A, 206B, 207, 208, 209, 230, 231, 232, 233, 234, 235, 236, 237, 299A, 299B, 299C, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 401A, 401B, 402A, 402B, 403, 404, 405A, 405B, 406, 407, 408A, 408B, 409, 410A, 410B, 411A, 411B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 599, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611A, 611B, 612A, 612B, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622A, 622B, 623A, 623B, 624, 625, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 799, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828; of tract 126 block(s) 101, 102B, 103, 104, 105, 111B, 111J, 199B, 199C, 253B, 253C, 253D, 299A, 299C, 299D.

(16) District 16 is composed of:

(a) All of Glades County.

(b) That part of Hendry County made up of BNA(s) 9601, 9603, 9604; of BNA 9602 block(s) 101, 102A, 102B, 103, 104, 105, 106A, 106B, 107, 108, 109, 110, 111A, 113, 114, 115, 116, 117, 118, 124, 125, 126, 127, 135, 136, 138, 139, 140, 141, 142, 143, 144, 146, 147, 148, 149, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 201, 202, 203, 204, 205, 206A, 206B, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515A, 515B, 516, 517, 518, 519, 520, 521A, 521B, 522, 523, 524, 525, 526, 527, 528, 529, 530, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564A, 564B, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 599, 601, 602, 603, 604, 605, 606, 607, 608A, 608B, 609, 610, 611A, 611B, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638A, 638B, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670A, 670B, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 699A, 699B, 699C, 699D, 699E.

(c) That part of Highlands County made up of BNA(s) 9606, 9607, 9608, 9610, 9611, 9612, 9613, 9614, 9615, 9616, 9617; of BNA 9601 block(s) 406, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434A, 434B, 435, 436, 437, 438, 439, 440, 499, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 572, 575, 576, 577, 599A; of BNA 9604 block(s) 566, 567; of BNA 9605 block(s) 101, 102, 103, 104, 105, 106, 108, 109, 110, 111, 112A, 112B, 112C, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130A, 130B, 130C, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167A, 167B, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199, 301, 302, 303, 304, 305, 401, 402, 403, 404, 405, 406, 407, 408, 409, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 599, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726; of BNA 9609 block(s) 101, 104, 105, 106, 107A, 107B, 107C, 107D, 107E, 108, 109, 110, 111, 112, 113, 114, 115, 116, 199, 207, 208A, 208B, 208C, 209A, 209B, 212, 213, 214, 215, 216A, 216B, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 299A, 301A, 301B, 301C, 302, 303, 304, 305, 306A, 306B, 307A, 307B, 308, 309, 310, 311, 312, 313, 314A, 314B, 315A, 315B, 316A, 316B, 316C, 317, 318, 319, 320A, 320B, 321A, 321B, 321C, 322, 323, 324, 325, 326, 327, 328.

(d) That part of Martin County made up of tract(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14.01, 14.02, 15, 16, 17.

(e) That part of Okeechobee County made up of BNA(s) 9901, 9906; of BNA 9902 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140,

141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 436, 437, 439; of BNA 9905 block(s) 102A, 102B, 102C, 102D, 102E, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136A, 136B, 199A, 199B, 199C, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220A, 220B, 221, 222, 223, 224, 299A, 299B, 299C, 299D, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 399A, 399B, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 499A, 499B.

(f) That part of Palm Beach County made up of tract(s) 1.01, 1.02, 2.01, 2.02, 2.04, 2.06, 2.07, 2.09, 4.04, 9.01, 18.02, 19.02, 19.05, 19.06, 31.01, 31.02, 40.02, 40.03, 40.07, 42.01, 42.02, 42.03, 47.03, 48.05, 48.06, 77.07, 77.08, 77.09, 77.10, 78.04, 78.05, 78.06, 78.07, 78.09, 78.10, 78.11, 79.02, 79.04, 79.05; of tract 2.05 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 901, 902, 903, 904, 905A, 905B, 906; of tract 3.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118A, 118B, 119, 120, 121, 122, 123, 126, 127, 128, 129, 130A, 130B, 130C, 131, 132, 133A, 133B, 140, 141, 142, 143, 144, 145A, 145B, 146, 147, 148, 199A, 199B, 199C, 199D, 199E, 199F, 199G, 199H, 199J; of tract 4.03 block(s) 099W, 101, 102, 199, 201, 301B, 302B, 399B, 399C, 401, 402B, 402C, 402E, 499A; of tract 9.03 block(s) 301A, 302A, 302B, 303A, 303B, 303C, 304, 305A, 305B, 312, 314A, 314B, 350A, 350B, 351A, 351B, 352, 353, 399, 401A, 401B, 401C, 402A, 402B, 403, 404A, 404B, 404C, 405, 406, 407, 408A, 408B, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424A, 424B, 425, 426, 427, 428A, 428B, 429, 430; of tract 10.01 block(s) 101A, 101B, 101C, 101D, 101E, 102, 103, 104, 105, 106, 107, 108, 109A, 109B, 110A, 110B, 110C, 110D, 111A, 111B, 112A, 112B, 113, 114A, 114B, 114C, 114D, 114E, 115, 116, 117, 118, 133, 134, 136A, 136B, 137, 138, 139, 141, 142, 143, 144, 145, 146, 147, 149, 150, 151A, 151B, 151C, 152, 153, 154, 155, 156, 157, 158, 159A, 159B, 160, 161, 162, 163A, 163B, 164, 199, 901A, 901B, 902, 903, 904, 905, 906, 907, 908; of tract 10.02 block(s) 901, 902A, 902B, 903A, 903B, 904A, 904B, 904C, 905A, 905B, 905C, 905D, 906A, 906B, 906C, 906D, 906E, 906F, 907, 908, 909, 910, 911A, 911B, 911C, 912A, 912B, 913, 914, 915, 916, 917, 918, 919A, 919B, 919C, 919D, 920A, 920B, 921A, 921B; of tract 19.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119A, 119B, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 903A, 903B, 904, 905A, 905B, 906A, 906B, 906C, 907, 908, 909, 910, 911, 912, 913A, 913B, 913C, 914, 915A, 915B, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 999A; of tract 29 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 240; of tract 30 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232A, 232B, 233, 234, 235A, 235B, 243; of tract 32 block(s) 201, 202, 203, 204, 205, 206A, 206B, 206C, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220A, 220B, 221, 222, 223, 224, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 301A, 301B, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333A, 333B, 334, 335, 336, 337, 338, 339, 340, 341, 343, 344, 347, 348, 399; of tract 39 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 117, 118, 119, 120, 121, 122, 123, 124, 125, 137, 138, 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 213, 214, 216, 217, 219, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 299B; of tract 40.06 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218; of tract 41 block(s) 202, 220, 401, 402, 403, 404, 405, 406, 407, 409, 410, 411, 412, 414, 415; of tract 48.03 block(s) 901, 902A, 902B, 903A, 903B, 903C, 903D, 903E, 903F, 903G, 904A, 904B, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922A, 922B, 923, 924, 925, 926, 927, 928, 929, 930, 931A, 931B, 931C, 932, 933, 934, 935, 936, 937, 938, 939A, 939B, 939C, 939D, 940, 941, 942, 943, 944, 945A, 945B, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 958A, 959; of tract 48.04 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 901A, 901B, 902, 903, 904, 905, 906, 907, 908A, 908B, 909, 910, 911, 912, 913, 999; of tract 59.03 block(s) 901, 902, 903, 904, 905, 906, 907, 911, 912; of tract 77.04 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 193, 194, 195, 196, 197, 201, 202, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 225, 226, 227, 228, 229, 231, 232, 233, 235, 240, 241, 242, 243, 244; of tract 77.05 block(s) 102, 103, 107, 108, 109, 110, 111, 112, 113, 114, 115, 199B; of tract 77.06 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 199A, 199B, 199C, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 299A, 299B, 299C; of tract 77.11 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 924, 925, 926; of tract 78.02 block(s) 101, 102, 103B, 103C, 116, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170; of tract 78.03 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920A, 920B, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 933, 939, 941; of tract 78.08 block(s) 151, 157; of tract 81.01 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443A, 443B, 444, 445, 446, 447A, 447B, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 501A, 501B, 501C, 501D, 501E, 501F, 501G, 501H, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582A, 582B, 583A, 583B, 584, 585, 586, 587, 588; of tract 82.03 block(s) 101, 102A, 102B, 103A, 103B, 103C, 103D, 104, 105, 106, 107, 108, 109, 201A, 201B, 202A, 202B, 203A, 203B, 204, 205A, 205B, 206A, 206B, 206C, 206D, 206E, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218A, 218B, 218C, 218D, 218E, 218F, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 401, 402, 403A, 403B, 404, 405A, 405B, 406A, 406B, 407A, 407B, 407C, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417A, 417B, 418A, 418B, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541.

(g) That part of St. Lucie County made up of tract(s) 1.99, 6, 7, 10, 11.01, 11.02, 12, 13.01, 13.02, 13.99, 14.01, 14.02, 14.03, 15.01, 15.02, 16.01, 16.02, 16.03, 17.01, 17.02, 18.01, 18.02, 19, 20.01, 20.02, 20.03, 20.04, 21.01, 21.02, 22.01; of tract 1 block(s) 101A, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 199A, 199B; of tract 4 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528; of tract 5 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 199, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610; of tract 9.01 block(s) 201, 202, 203, 204, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311; of tract 22.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 127, 128, 129, 130, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 156, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199C, 199D, 199E.

(17) District 17 is composed of:

(a) That part of Dade County made up of tract(s) 2.01, 2.03, 2.04, 2.05, 2.06, 2.07, 2.08, 3.01, 3.02, 3.03, 3.04, 4.01, 4.02, 4.03, 4.04, 4.05, 4.06, 4.07, 4.08, 5.01, 5.02, 5.03, 9.01, 9.02, 9.03, 10.01, 10.02, 10.03, 10.04, 11.01, 11.02, 11.03, 12.03, 13.01, 13.02, 14.01, 14.02, 15.01, 15.02,

18.01, 18.02, 18.03, 19.01, 19.03, 19.04, 20.01, 20.03, 20.04, 21, 22.01, 22.02, 23, 25, 26, 27.02, 28, 29, 30.01, 31, 34, 36.01, 76.03, 83.01, 83.02, 83.03, 94, 95.02, 96, 99.03, 99.04, 100.01, 100.02, 100.05, 100.06, 100.08, 105, 107.02, 109, 113; of tract 1.05 block(s) 205, 206, 208, 210, 211; of tract 2.02 block(s) 115, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 220, 221, 301, 302, 303, 304, 305, 306, 307, 308, 310, 319, 320, 323, 324, 325, 415; of tract 11.04 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426A, 426B, 427, 428A, 428B, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515A, 515B, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529; of tract 12.02 block(s) 301, 302, 303A, 303B, 303C, 304, 305, 306, 307, 308, 309, 310A, 310B, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332A, 332B, 333, 334, 335, 336, 337A, 337B, 338, 339, 340A, 340B; of tract 17.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417A, 417B, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443; of tract 17.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 301, 302, 303, 304, 305, 306, 308, 309, 310A, 310B, 311, 312, 401, 402, 403, 404, 405, 406, 407, 408, 409B, 410B, 501, 502, 503, 504, 505, 506, 508, 509, 511, 514, 515, 517, 518, 519, 520; of tract 24.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120; of tract 27.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 111, 112, 113, 114, 115, 199, 201, 203, 204, 205, 206, 207, 299, 301, 302, 303, 304, 305, 306, 307, 309, 312, 313, 314, 399; of tract 30.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 299; of tract 36.02 block(s) 299C, 301, 302, 303, 304, 399; of tract 37.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321; of tract 66.02 block(s) 101, 109, 199; of tract 67.02 block(s) 104, 114, 120, 206, 207, 210, 301, 406, 425; of tract 68 block(s) 207, 208, 224, 301, 304, 401, 404; of tract 69 block(s) 116, 201, 207, 530, 531; of tract 70.02 block(s) 105, 106, 308; of tract 71 block(s) 101, 313, 401, 402, 403, 404, 405, 406, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 421, 422, 501, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520; of tract 72 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 301A, 301B, 302, 304, 305, 307, 308, 309, 312, 314, 315, 316, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 414A, 414B, 417, 419A, 419B, 420, 421; of tract 74 block(s) 201A, 201B, 202, 203, 204, 205, 206, 207, 208, 209A, 209B, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228A, 228B, 229, 230, 231, 232, 233, 234, 299, 329, 331, 332, 401; of tract 75.02 block(s) 205, 206, 209, 210, 241; of tract 76.02 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 422, 423, 424, 425, 426, 427; of tract 76.04 block(s) 107, 108, 109, 301, 303, 304, 305, 312, 317, 323, 402, 403, 423, 425, 440, 441, 442; of tract 78.02 block(s) 406, 407, 436, 502, 504, 530; of tract 78.03 block(s) 204, 902, 903, 914; of tract 81 block(s) 502, 508, 510, 601, 625, 702, 703; of tract 82.01 block(s) 120; of tract 82.04 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223A, 223B, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 244, 245, 246, 247, 248, 249, 250, 251, 270, 271; of tract 84 09 block(s) 101, 107, 112, 119, 120, 121, 122, 126, 129, 130, 131, 132, 133, 134, 135, 136, 137, 267, 268, 269; of tract 101.14 block(s) 918; of tract 102.02 block(s) 101, 102, 103, 104, 105, 106, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356; of tract 102.03 block(s) 301, 302, 303, 304, 305, 306, 307, 401, 402, 403, 404, 405, 406, 407, 408, 409, 419, 420, 421, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710; of tract 104 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 901, 908, 909, 910, 911, 912, 913, 921, 922, 955; of tract 106.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 121, 122, 127, 128, 133, 134, 136, 137, 912, 913, 914, 915, 916, 917, 918A, 918B, 919, 920, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932; of tract 106.03 block(s) 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 699; of tract 107.01 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 251, 252, 253, 254, 255, 256, 401, 402, 403, 404, 405, 406, 407, 408, 409, 501A, 501B, 502, 503, 504A, 504B, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525A, 525B, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 599, 902, 924, 925, 926; of tract 108 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 250, 251, 253, 254, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961A, 961B, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 999; of tract 110.01 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 401, 402, 403, 404, 405, 406, 407, 408A, 408B, 409, 410, 499A, 499B, 902, 903, 904, 905; of tract 111 block(s) 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586; of tract 112.01 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354; of tract 114.98 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 418, 419, 420, 421, 422, 423, 424, 426, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 553, 554A, 554B, 555.

(18) District 18 is composed of:

(a) That part of Dade County made up of tract(s) 17.03, 24.02, 37.01, 37.99, 44, 45, 45.99, 46.01, 46.02, 48, 49.01, 49.02, 50.01, 50.02, 51, 52.01, 52.02, 53.01, 53.02, 54.01, 54.02, 55.01, 55.02, 56, 57.01, 57.03, 57.04, 58.01, 58.02, 59.01, 59.02, 59.03, 59.04, 60.01, 60.02, 61.01, 61.02, 62, 63.01, 63.02, 64.01, 64.02, 64.03, 65, 66.01, 67.01, 70.01, 73, 75.01, 75.03, 76.01, 77.01, 77.02, 77.03, 79.01, 79.02, 85.01, 87, 88.01, 88.02, 89.01, 89.02, 89.04, 89.05; of tract 17.01 block(s) 501, 502, 503, 504, 505, 506, 507, 508, 509, 510A, 510B, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540A, 540B, 541A, 541B, 542A, 542B, 543, 544A, 544B, 545A, 545B, 546A, 546B, 547, 548A, 548B, 549, 550A, 550B, 551, 552; of tract 17.02 block(s) 409A, 410A; of tract 24.01 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712; of tract 30.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 125, 126, 127, 128, 129, 130, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 499; of tract 36.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 299A, 299B, 305, 306, 307, 308, 309, 310, 401, 402, 403, 404, 405, 406, 408, 410, 501, 502, 503, 504, 505, 506; of tract 37.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132A, 133, 134A, 135, 199A, 199B; of tract 42 block(s) 301, 303, 304, 305, 306, 307, 308, 403, 509, 601, 602, 603, 604, 605, 606, 607, 608, 701, 702, 703, 704, 705, 706, 708, 712, 713, 714, 715, 716, 717; of tract 43 block(s) 101, 102, 103, 104, 105, 108, 109, 112, 113, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 301, 302, 303, 304, 305, 306, 307, 308, 309, 401, 402, 403, 404, 405, 406, 407, 408, 501, 502, 503,

504, 505, 506, 507, 508, 509, 510, 601, 602, 603, 604, 605, 606, 607, 608, 609, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710; of tract 47.02 block(s) 232, 604A, 604B; of tract 66.02 block(s) 102, 103, 104, 105, 106, 107, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 301, 302, 303, 304, 305, 306, 307, 308, 309, 401, 402, 403; of tract 67.02 block(s) 101, 102, 103, 105, 106, 107, 108, 109, 110, 111, 112, 113, 115, 116, 117, 118, 119, 199, 201, 202, 203, 204, 205, 208, 209, 211, 212, 213, 214, 215, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 401, 402, 403, 404, 405, 407, 408, 409, 410, 416, 417, 418, 419, 420, 421, 422, 423, 424; of tract 68 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 199, 201, 202, 203, 204, 205, 206, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 221, 302, 303, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 402, 403, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 439, 440, 441, 442, 443, 444, 445, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 599; of tract 69 block(s) 101, 102, 103, 104, 105, 106, 109, 110, 111, 112, 113, 114, 115, 202, 203, 204, 205, 206, 208, 209, 210, 211, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 414, 415, 416, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 513, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529; of tract 70.02 block(s) 101, 102, 103, 104, 107, 111, 112, 113, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 215, 216, 217, 218, 219, 220, 301, 302, 303, 304A, 304B, 305, 306, 307, 309, 310, 311, 312, 313, 314, 316, 317, 318A, 318B, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 332, 333, 334, 401, 402, 403, 404, 405, 406, 409A, 409B, 410A, 410B, 411A, 411B, 412A, 412B, 414, 415, 417, 418; of tract 71 block(s) 102, 103, 104, 105, 106, 110, 111, 112, 113, 114, 115, 116, 117, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 215, 216, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312; of tract 72 block(s) 102, 103, 104, 105, 107, 108, 112, 113, 114; of tract 74 block(s) 101, 102A, 102B, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117A, 117B, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 132, 133, 134, 136, 137, 138, 139, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 330, 333, 334, 335, 399, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640; of tract 75.02 block(s) 201, 202, 203, 204, 207, 208, 211, 212, 213, 299, 301, 302, 303, 304, 305, 306; of tract 76.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 126, 127, 128, 129, 130, 131A, 131B, 132A, 132B, 133A, 133B, 199, 201A, 201B, 202, 203, 204, 205A, 205B, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219A, 219B, 219C, 220A, 220B, 221, 222, 223, 299, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 521, 522, 524, 525, 526, 527, 528, 529, 531, 532, 533, 536, 537, 538, 539, 541, 542, 543, 599; of tract 76.04 block(s) 101, 102, 103, 104, 105, 106, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237A, 237B, 238, 302, 306, 307, 308, 309, 310A, 310B, 311, 313, 314, 316, 318, 320, 399, 401, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 424, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 443; of tract 78.02 block(s) 401, 402, 403, 404, 405, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 437, 438, 439, 440, 441, 501, 503, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 534, 535, 536, 537, 538, 540, 541, 542, 544, 545, 547, 548, 549, 551, 552, 554; of tract 78.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 171, 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 299A, 299B, 901, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913; of tract 80 block(s) 101, 102, 103, 104, 105, 106, 107, 111, 112, 199A, 199B, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 999A, 999B, 999C, 999D, 999E, 999F, 999G, 999H, 999J, 999K, 999L, 999M, 999N, 999P, 999R, 999T, 999U; of tract 81 block(s) 326, 412, 504, 505, 506, 507, 509, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 525, 526, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 701, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730; of tract 82.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 178, 179, 180, 181, 182, 183, 185, 186, 187, 188, 189, 190, 192, 193, 194, 195, 196; of tract 82.03 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 410; of tract 82.04 block(s) 243, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 348, 351, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 922, 924, 925, 926, 927, 928, 929; of tract 84.08 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 901, 902, 927, 928, 929, 933, 934, 935, 936, 937, 938, 944, 945, 946, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 996, 997; of tract 84.09 block(s) 102, 103, 104, 105, 106, 108, 109, 110, 111, 113, 114, 115, 116, 117, 118, 123, 124, 125, 127, 128, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266; of tract 85.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 141, 142, 143, 144, 145, 146, 150, 152, 153, 154, 155, 199; of tract 86 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 131, 132, 133, 134, 135, 136, 137, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 301, 302A, 302B, 303, 304, 305, 308, 312, 313, 314, 315, 316, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433; of tract 91 block(s) 101, 103, 104, 108, 109, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 146, 149, 150, 151A, 151B, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168; of tract 101.14 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917; of tract 101.28 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 999; of tract 102.01 block(s) 909, 910, 911, 915, 916, 917, 918; of tract 102.02 block(s) 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 338, 339, 340, 341; of tract 102.03 block(s) 410, 411, 412, 413, 414, 415, 416, 417, 418, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 499; of tract 103 block(s) 339, 376, 377, 378, 401, 402, 411, 415, 417, 425, 426, 427, 428, 436, 437, 438, 455; of tract 104 block(s) 902, 903, 914, 915, 916, 923, 931,

932, 933, 936, 937, 938, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 956, 957, 958, 959, 999; of tract 106.01 block(s) 305, 308, 309, 310, 311, 312, 316; of tract 106.02 block(s) 910, 911, 921, 933, 934, 935, 936, 999D, 999E; of tract 106.03 block(s) 126, 127, 128, 129, 130, 131, 199B, 405, 407, 408, 410, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 799A, 799B; of tract 107.01 block(s) 101, 102, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 904A, 904B, 905, 906, 907, 908A, 908B, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 927, 928, 929, 939, 944, 945, 946A, 946B, 948A, 948B, 953A, 953B, 954A, 954B, 957, 961A, 961B, 963, 964, 965, 966, 967, 968, 969A, 969B, 970, 971, 972, 973A, 973B, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993; of tract 108 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309; of tract 110.01 block(s) 901, 906, 907; of tract 110.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454A, 454B, 455A, 455B, 456A, 456B, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484A, 484B, 485A, 485B, 486, 487, 488, 489A, 489B, 490, 491, 492A, 492B, 493, 494, 495, 496, 497, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 916, 917, 918, 920, 921, 922, 923, 924, 925, 926, 927, 928; of tract 111 block(s) 101, 125, 126, 130, 131, 134, 144, 145, 148, 149, 150, 151, 158, 159, 160, 162, 163, 164, 201, 202, 203, 206, 207, 211, 213, 215, 216, 301, 339, 340, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 370, 371, 401, 402, 403, 404, 406, 407, 408, 409, 410, 411, 412, 413A, 413B, 414, 417, 419, 420, 421, 422, 423, 424, 425, 426, 427, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 559, 560; of tract 112.01 block(s) 410, 411, 412A, 413, 414A, 415, 416; of tract 112.02 block(s) 112A, 113A, 162, 163, 164, 165, 166, 167, 168, 207, 208, 209, 210, 211, 212, 213, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265; of tract 114.98 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 214, 215, 217, 218, 219, 220, 221, 222, 230, 231, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316A, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327A, 417, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 929A, 930A, 960A, 999D; of tract 115 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 225, 226, 227, 248, 249, 250, 256, 264, 265, 266, 267, 269, 270, 271.

(19) District 19 is composed of:

(a) That part of Broward County made up of tract(s) 104, 105, 106, 201, 202.01, 202.02, 202.03, 203.01, 203.02, 203.03, 203.04, 203.05, 203.06, 203.07, 204.03, 307.01, 307.02, 308.02, 502.01; of tract 103.01 block(s) 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 999; of tract 204.01 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 226, 227, 228, 901B, 904, 905A, 905B, 906, 907, 908, 909, 910, 911, 912A, 912B, 913, 914, 915, 916, 917, 918, 919, 921, 922, 927, 930, 931; of tract 204.02 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 901, 902, 903A, 903B, 903C, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 927, 928, 929, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 945, 946, 947, 948, 949, 950, 951A, 951B, 956, 957, 958, 959, 965, 966, 967, 968, 969, 970, 971, 973, 980, 981, 982, 983, 991, 992, 993, 994, 995, 996, 997; of tract 205 block(s) 101A, 101B, 101C, 101D, 101E, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234A, 234B, 235, 236, 238, 240; of tract 503.02 block(s) 601A, 602, 603, 604, 605, 606, 618, 619, 620, 621, 622, 624, 626, 627, 628, 629, 630, 632, 633, 634, 635, 636A, 636B, 637, 638, 639, 640, 641, 642, 646, 647, 648, 649, 650, 652, 653, 654, 655, 656, 658, 801A, 801B, 802, 803, 804, 805, 806, 807, 809, 810, 811, 812, 813, 814, 815, 816, 817, 819, 826A, 826B, 827, 828, 829, 831, 832, 834, 835, 837, 838, 839, 840; of tract 601.01 block(s) 101A, 102, 103, 104, 106A, 201, 202A, 202B, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 299, 904, 905, 911, 912, 913, 915, 916, 917, 918, 921; of tract 601.02 block(s) 301, 302, 303A, 303B, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 329, 330, 335, 338, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 356, 357, 358, 359, 360B, 399, 901B, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 923, 924, 925, 926; of tract 601.03 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 399A, 399B, 901A, 901B, 901C, 902, 903, 904, 905, 906, 907A, 907B, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 973, 979, 980, 981, 982, 983, 984, 985, 986, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 999A, 999B, 999C, 999D, 999E, 999F, 999G.

(b) That part of Palm Beach County made up of tract(s) 45, 46, 47.02, 47.04, 48.07, 49, 50, 58.01, 58.03, 58.04, 58.05, 59.04, 59.05, 59.06, 59.07, 59.08, 59.09, 59.10, 59.11, 59.12, 59.13, 59.14, 59.15, 60.02, 60.03, 60.04, 60.05, 66.02, 66.03, 69.05, 70.01, 70.02, 70.03, 70.04, 71, 72.01, 72.02, 76.02, 76.03, 76.04, 76.06, 76.07, 76.08, 76.09, 77.03, 77.12, 77.13, 77.14, 77.15, 77.16, 77.17, 77.18, 77.19, 77.20; of tract 44 block(s) 405, 406, 407, 408, 409, 431, 432, 601, 602, 603, 605, 606, 607, 608, 609, 610, 611, 613, 614, 615, 616, 617, 618, 619, 620; of tract 48.03 block(s) 957A, 957B, 958B; of tract 59.03 block(s) 908, 909, 910; of tract 62.01 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 317, 318, 319, 320, 321, 322, 324, 325, 326, 327, 338, 339, 340, 342, 343, 344, 345, 346, 347, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423; of tract 62.03 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312; of tract 63 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 340; of tract 66.04 block(s) 201A, 201B, 201C, 202A, 202B, 203A, 203B, 204A, 204B, 205, 206, 207, 208, 209, 210, 211, 212, 213A, 213B, 214, 215; of tract 66.05 block(s) 201A, 201B, 201C, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 299, 301, 302, 303; of tract 69.03 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 301A, 301B, 302, 303, 304, 305A, 305B, 306, 307, 401, 402, 403, 499, 501, 502A, 502B, 502C, 502D, 502E, 502F, 502G, 503A, 503B, 504, 505, 506A, 506B, 507A, 507B, 507C, 508A, 508B, 508C, 509, 510A, 510B, 510C, 510D, 510E, 510F, 510G, 511, 512A, 512B, 512C, 513; of tract 69.04 block(s) 105, 106, 107, 111, 301, 302, 303, 304, 305, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 601, 602, 603, 604, 605, 606, 607A, 607B, 608A, 608B, 608C, 609, 610, 611A, 611B, 612, 613, 614, 615, 616, 617, 618, 619; of tract 69.06 block(s) 101, 102, 103, 104, 105, 106, 107, 301, 399, 415, 416, 417, 418, 419, 420; of tract 72.03 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 336, 337; of tract 76.05 block(s) 424, 425, 501, 502, 503, 504, 506, 507, 508, 509, 510, 511, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 541, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 571, 573, 574, 575, 576, 577, 578, 579, 580, 581; of tract 77.11 block(s) 922, 923.

(20) District 20 is composed of:

(a) That part of Broward County made up of tract(s) 431, 432, 601.04, 602.01, 605.01, 605.02, 606.01, 606.02, 607, 609, 610.01, 610.02, 701, 702.01, 702.02, 703.01, 703.02, 703.03, 704, 705, 706, 803, 804.01, 804.02, 905, 906, 907, 908, 909, 910, 911, 912, 913, 915, 917, 1101, 1102, 1104.01, 1201; of tract 426 block(s) 211, 212, 213, 214, 215, 216, 218, 222, 223, 224, 227, 228, 230, 231, 232, 233, 238, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320; of

tract 427 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225; of tract 430 block(s) 104, 105, 106, 107, 108, 109, 110, 111A, 111B, 112, 113, 114, 115, 116A, 116B, 117A, 117B, 118, 119, 120, 121, 122, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314A, 314B, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 601; of tract 433 block(s) 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 201, 202, 203, 205, 206, 207, 208, 209, 210, 211, 212, 213, 218, 305, 306, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 323, 602, 613, 614, 615, 616, 618, 619, 620, 621, 622, 701, 705, 713, 714, 715, 716, 717, 718, 720, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828; of tract 601.02 block(s) 328, 331, 332, 333, 334, 336, 337A, 337B, 339, 354, 355, 360A, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 901A; of tract 601.03 block(s) 940, 968A, 968B, 969, 970, 971, 972, 974, 975, 976, 977A, 977B, 977C, 978, 987; of tract 602.02 block(s) 101, 102, 103, 105, 106, 107, 108, 109, 110, 111, 112, 117A, 117B, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 136, 137, 138, 141, 142, 146, 147, 201, 202, 203, 204, 205, 206, 207, 208, 209, 211, 212, 213, 214, 215, 216, 217, 218, 219, 221, 222, 223, 224, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939; of tract 603 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913; of tract 608 block(s) 201, 203, 204, 205, 206, 208, 209, 210, 212, 213, 215, 216, 217, 218, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411; of tract 611 block(s) 106, 107, 118, 119, 120, 121, 124, 125, 126, 127, 128, 131A, 131B, 133, 134, 135, 136, 137, 138, 139, 140, 141, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 228, 229A, 229B, 230A, 230B, 231, 232, 233, 234, 299; of tract 914 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 113, 114, 115, 116, 117, 118, 119, 120, 124, 125, 126, 127, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 311, 312, 313, 314, 315, 316, 317, 318, 319, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437; of tract 916 block(s) 101, 102, 103, 104, 106, 107, 108, 116, 117, 118, 126, 128, 129, 130, 133, 134, 135, 136, 138; of tract 1007 block(s) 606, 607, 608, 609, 610, 620, 621; of tract 1008 block(s) 103, 104, 105, 106, 108, 110, 503, 504, 505, 506, 507, 508, 510; of tract 1103 block(s) 101, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 299A, 299B, 299C, 299D, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 321, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 499A, 499B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 599, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 699, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 735, 736, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 788, 794, 795, 796, 797, 799A, 799B, 799C, 799D, 799E, 799F, 799G, 799H, 799J, 799K, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844A, 844B, 845A, 845B, 846, 847, 848, 849, 850, 851, 852A, 852B, 852C, 853A, 853B, 854A, 854B, 854C, 855, 856A, 856B, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 899A, 899B, 899C, 899D, 899E, 899F, 899G, 899H, 899J, 899K, 899L, 899M, 899N, 899P, 899R, 899T, 901A, 901B, 902, 903A, 903B, 904, 905, 906A, 906B, 907, 908, 909, 910, 911A, 911B, 912, 913A, 913B, 914, 915, 916A, 916B, 917, 918A, 918B, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931A, 931B, 932A, 932B, 933, 934, 935A, 935B, 936, 937, 938A, 938B, 938C, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960A, 960B, 961, 962, 963, 964A, 964B, 964C, 965A, 965B, 966A, 966B, 967, 968, 969, 970A, 970B, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989A, 989B, 990, 991, 992, 993, 994, 995, 996A, 996B, 997, 999A, 999B, 999C, 999D, 999E, 999F, 999G, 999H, 999I, 999J, 999K, 999L, 999M, 999N, 999O, 999P, 999Q, 999R, 999S, 999T, 999U, 999V, 999W, 999X, 999Y; of tract 1105 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 301, 305, 306, 309, 310, 311, 312, 313, 314, 316, 317, 318, 319, 320, 323, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515.

(b) That part of Dade County made up of tract(s) 78.01, 116.98; of tract 78.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 119, 120, 121, 123, 125, 126, 127, 128, 129, 130, 131, 133, 134, 201, 202, 203, 204, 205, 206, 207, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 228, 229, 230, 231, 232, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 323, 324, 325, 327, 328, 329, 330, 331, 332, 333, 334; of tract 80 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214A, 214B, 214C, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 299A, 299B, 299C, 299D, 299E, 299F; of tract 81 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 116, 117, 118, 119, 120, 121, 122, 123, 125, 126, 127, 129, 130, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 341, 343, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 499, 501, 503; of tract 82.01 block(s) 164, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 299, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 999; of tract 82.03 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 599A, 599B, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 999; of tract 82.04 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 923, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 971, 972, 973, 974, 975, 983, 999; of tract 102.01 block(s) 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 901, 902, 903, 904, 905, 906, 907, 908, 912, 913, 914; of tract 102.02 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926; of tract 102.03 block(s) 901; of tract 103 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 403, 404, 405, 406, 407, 408, 409, 410, 412, 413, 414, 416, 418, 419, 420, 421, 422, 423, 424, 429, 430, 431, 450, 451, 452, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 601A, 601B, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 901, 902, 903, 904, 905, 924; of tract 104 block(s) 904, 905, 906, 907, 917, 918, 919, 920, 924, 925, 926, 927, 928, 929, 930, 934,

935, 939, 940; of tract 106.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 299, 301, 302, 303, 304, 306, 307, 313, 314, 315, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 399, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 499, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 999A, 999B, 999C, 999D, 999E, 999F, 999G; of tract 106.02 block(s) 901, 902, 903, 904, 905, 906, 907, 908, 909, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 999A, 999B, 999C, 999F; of tract 106.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 122, 199A, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 401, 402, 406, 409, 411, 412, 413, 414, 415, 416, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512; of tract 107.01 block(s) 901, 903, 930, 931, 932, 933, 934, 935, 936, 937, 938, 940, 941, 942, 943, 947, 949A, 949B, 950A, 950B, 951A, 951B, 952, 955, 956, 958, 959, 960, 962, 994, 995, 996, 997, 999A, 999B; of tract 110.02 block(s) 912, 913, 914, 915, 919, 929, 930, 931, 932, 933, 934; of tract 111 block(s) 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 127, 128, 129, 132, 133, 135, 136, 137, 138, 139, 140, 141, 142, 143, 146, 147, 152, 153, 154, 155, 156, 157, 161, 165, 166, 170, 204, 205, 208, 209, 210, 212, 214, 217, 218, 219, 221, 227, 302, 303A, 303B, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316A, 316B, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327A, 327B, 329, 330, 332, 334, 336, 337, 338, 405, 415, 416A, 416B, 418, 428, 429, 430, 431, 432, 433, 434, 435, 436, 601, 602, 603, 604, 608, 609, 610, 611; of tract 112.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 401, 402, 403, 404, 405, 406, 407, 408, 409, 412B, 414B, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527; of tract 112.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112B, 113B, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123A, 123B, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 201, 202, 203, 204, 205, 206, 214, 215, 216, 217, 218, 219, 220; of tract 114.98 block(s) 213, 216, 223A, 223B, 316B, 327B, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843A, 843B, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885A, 885B, 886, 887, 895, 897, 899A, 899B, 899C, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929B, 930B, 930C, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944B, 944C, 944D, 944E, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959B, 960B, 960C, 961, 962, 963, 964, 965A, 965B, 966A, 966B, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976A, 976B, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987B, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 999A, 999E, 999F, 999G; of tract 115 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 251, 252, 253, 254, 255, 257, 258, 259, 260, 261, 262, 263, 268, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299, 301, 302A, 302B, 302C, 303, 304, 305, 306, 307, 308A, 308B, 309A, 309B, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 399, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943A, 943B, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995.

(c) All of Monroe County.

(21) District 21 is composed of:

(a) That part of Dade County made up of tract(s) 6.01, 6.02, 6.03, 6.04, 6.05, 6.06, 7.01, 7.03, 7.04, 8.01, 8.02, 16.01, 16.02, 47.01, 47.03, 84.04, 84.05, 84.06, 84.07, 90.03, 90.04, 90.05, 90.06, 92, 93.02, 93.03, 93.04, 93.05, 100.07, 101.03, 101.06, 101.11, 101.15, 101.16, 101.17, 101.18, 101.19, 101.20, 101.21, 101.22, 101.23, 101.24, 101.25, 101.26, 101.27; of tract 47.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 201, 202, 203, 204, 205, 206, 207, 208, 210, 211, 212, 214, 215, 216, 217, 218, 219, 220, 222, 223, 224, 225, 226, 228, 229, 230, 231, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 315, 316, 317, 318, 319, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 499, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 601, 602, 603, 606, 607, 609, 611, 613, 614; of tract 84.08 block(s) 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 930, 931, 932, 939, 940, 941, 942, 943, 947, 990, 991, 992, 993, 994, 995, 999; of tract 85.02 block(s) 140; of tract 86 block(s) 306, 307, 309, 310, 311, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531; of tract 91 block(s) 102, 105, 106, 107, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 141, 142, 143, 144, 145, 147, 148, 152, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989A, 989B, 989C, 990, 991A, 991B, 992, 993, 994, 995, 996, 997, 999; of tract 101.28 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 399A, 399B, 399C, 399D; of tract 115 block(s) 901.

(22) District 22 is composed of:

(a) That part of Broward County made up of tract(s) 101, 102, 108, 109, 110, 301, 309, 311, 312.01, 312.02, 401, 402.01, 402.02, 403, 404, 405.01, 405.02, 406, 407, 418, 419, 420, 421, 422, 423.99, 424, 504, 505, 506, 507, 509, 510, 901, 901.99, 902, 903, 919, 920, 921, 1001.01, 1001.02, 1001.03, 1002, 1003, 1006; of tract 302 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 423, 425, 426, 427, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623A, 623B, 701, 702, 703, 704, 710, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 903, 904, 905, 906; of tract 310 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 222, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 401, 402, 403, 404, 406, 407, 408, 409, 416, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819; of tract 408 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 112, 113, 114, 115, 117, 322, 401, 402, 403, 404, 405, 406, 418, 419, 420, 421, 422, 423, 424, 501, 502, 503, 504, 505, 506, 507; of tract 423 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 133, 136, 137, 199A, 199B, 201, 202A, 203, 204, 205, 206, 207, 208, 209, 223, 224, 225, 226, 227, 299, 314, 315, 316, 317, 318, 320,

321, 322, 323, 401, 402, 403, 404, 417, 418, 419, 420, 421; of tract 433 block(s) 405, 406, 407, 408, 415, 416, 417, 418, 518; of tract 501 block(s) 101A, 101B, 102, 103, 104, 105, 106, 107A, 107B, 108, 109, 110, 111A, 111B, 112, 113, 114, 115, 116, 117, 118, 119, 120, 124, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 218, 219, 220; of tract 502.02 block(s) 111, 112, 113A, 113B, 113C, 114A, 114B, 115A, 115B, 116, 117, 118A, 118B, 119A, 119B, 120A, 122, 124A, 124B, 124C, 125, 126, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218A, 218B, 219A, 219B, 219C, 220, 221, 299A, 299B, 299C, 301A, 301C, 302, 304A, 327B, 327C, 329, 330, 331, 399C, 399D; of tract 801 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 115, 117, 118, 119, 120, 121, 123, 124, 125, 126, 127, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 222, 223, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 401, 403, 404, 405, 406, 407, 408, 410, 412, 413, 414, 415, 416, 417, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 522, 523, 524, 525, 526, 901, 902A, 902B, 903, 904, 905A, 905B, 906A, 906B, 907, 908, 910, 911, 912, 913, 914, 915, 916, 917, 918; of tract 904 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 401, 402, 403, 404, 405, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 501, 502, 504, 505, 506, 508, 509, 510, 511, 516, 517, 519, 525, 526; of tract 918 block(s) 111, 130, 131; of tract 1005 block(s) 104, 111, 112, 120, 132, 133, 134, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150A, 150B, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 199A, 199B, 199C, 199D, 199E, 199F, 199M, 199N, 199P, 199R.

(b) That part of Dade County made up of tract(s) 1.03, 1.04, 1.06, 1.07, 1.08, 12 04, 38, 39.01, 39.02, 39.04, 39.05, 39.06, 40, 41.01, 41.02, 97.01, 97.02, of tract 1.05 block(s) 101, 102, 103, 104, 105, 106, 107, 199A, 199B, 199C, 199D, 199E, 199F, 201, 202, 203, 204, 207, 209, 212, 213, 214, 215, 216, 217, 218; of tract 2.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 116, 311, 312, 313, 314, 315, 316, 317, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 434, 435, 436, 437, 438, 439, 440, 441, 443, 444, 445, 446, 447, 449, 450, 499; of tract 11.04 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 201, 202, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319; of tract 12.02 block(s) 101, 102, 103, 104, 105A, 105B, 106, 107, 111, 115, 116, 117, 118, 119, 121, 122, 123, 124, 125, 126, 127, 129, 130, 131, 199A, 199B, 199C, 199D, 199E, 199F, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212A, 212B, 214, 215, 218, 220, 221, 222, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 419, 421A, 421B, 422, 423, 424, 425, 426, 429, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 514, 515, 517, 518, 519, 520, 522, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610A, 610B, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627; of tract 27.01 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 416, 417, 420, 421, 422, 499; of tract 42 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 209, 211, 299A, 299B, 302, 401, 402, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 501, 502, 503, 504, 505, 506, 507, 508, 510, 511, 512, 707, 709, 710, 711; of tract 43 block(s) 111; of tract 98 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 901, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 999A, 999B, 999C, 999D.

(c) That part of Palm Beach County made up of tract(s) 2.08, 3.03, 3.04, 4.02, 5.01, 5.02, 5.03, 5.99, 6, 7, 8, 9.02, 11.02, 33, 34, 35.01, 35.02, 35.03, 36, 37, 53, 54.01, 54.02, 54.03, 62.02, 64, 74.01, 74.02, 74.03, 74.04, 74.05, 74.06, 75.03; of tract 2.05 block(s) 907A, 907B; of tract 3.01 block(s) 124, 125, 134A, 134B, 135A, 135B, 136, 137, 138, 139, 199K; of tract 4.03 block(s) 099Y, 301A, 302A, 399A, 402A, 402D, 402F, 403, 404A, 404B, 405, 499B; of tract 9.03 block(s) 301B, 306, 307, 308, 309, 310, 311, 313, 315, 316, 317, 318, 319, 320, 355A, 355B; of tract 11.01 block(s) 201, 202, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419A, 419B, 420, 421, 499, 602, 603, 604, 605, 606, 608, 609, 610, 611, 612, 613. 614. 615, 616, 618; of tract 12 block(s) 101, 102, 110, 111, 119, 120, 123, 124, 125, 126, 199; of tract 15 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 117, 118, 121, 122, 123, 135, 199, 201, 202, 206, 207, 208, 210, 299, 511; of tract 25 block(s) 101, 102, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 199; of tract 27 block(s) 101, 102, 103, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 199, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 240, 241, 242, 243, 244, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 317, 318, 319, 320; of tract 28 block(s) 207, 208, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 236, 237, 301, 302, 303, 305. 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 319, 320, 321, 322, 323, 324, 326, 333, 334, 335; of tract 32 block(s) 401, 426, 427A, 427B, 428, 499; of tract 38 block(s) 101A, 101B, 102, 103A, 103B, 104, 105A, 105B, 106, 107A, 107B, 108, 109, 110, 111, 127, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 231, 232, 234, 235, 236, 237, 238, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 323, 324, 325; of tract 44 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 125, 126, 139, 140, 141, 142, 199A, 199B, 199C, 199D; of tract 52.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 143, 144, 145, 146, 199A, 199B, 201, 202, 203, 204, 205, 206, 213, 214, 215, 216, 217, 219, 220, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 262, 263, 265, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 531, 532, 533, 534, 535, 536; of tract 52.02 block(s) 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 247, 521, 522, 523, 524, 525, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626. 627; of tract 55.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 199; of tract 55.02 block(s) 212, 213, 214, 215, 219, 220, 221, 222, 223, 224, 225, 229, 230, 301, 302, 303, 321, 322, 323, 324, 325, 401, 402, 403, 404, 405, 418, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431; of tract 56 block(s) 101, 102, 103A, 103B, 104, 105, 106, 107, 108, 109, 110, 111, 112, 123, 124, 125, 127, 199, 201, 202, 204, 205, 209, 210, 213, 214, 217, 218, 221, 222, 234, 235, 236, 237; of tract 57.02 block(s) 101A, 101B, 102A, 102B, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 199A, 199B; of tract 61 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 112, 116, 117, 118, 119, 130, 131, 133, 134, 135, 136, 138, 139, 143, 199A, 199B; of tract 62.03 block(s) 101, 121, 125, 130, 142, 143, 144, 199; of tract 63 block(s) 101, 102A, 102B, 102C, 102D, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115A, 115B, 116, 117, 118, 119A, 119B, 119C, 120A, 120B, 120C, 120D, 120E, 121, 122A, 122B, 199A, 199B; of tract 65 02 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 320, 321, 322, 323, 324, 325, 326; of tract 73.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 153, 199; of tract 73.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 125, 126, 127, 128, 199A, 199B; of tract 75.01 block(s) 105, 129, 130, 131, 134, 135, 199, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 214, 215, 216, 217, 218, 219, 234, 235; of tract 75.02 block(s) 301, 302, 303, 304, 314, 315, 316, 317, 318, 319, 320, 321, 322.

(23) District 23 is composed of:

(a) That part of Broward County made up of tract(s) 103.02, 107, 303, 304, 305, 306, 308.01, 409, 410, 411, 412, 413, 414, 415, 416, 417, 425, 428, 429, 503.01, 503.03, 503.04, 508, 602.03, 604, 802, 805, 1004, 1104.02; of tract 103.01 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 401, 402, 403, 404, 417, 418, 420, 421, 422, 427, 428, 429, 901, 902; of tract 204.01 block(s) 223, 224, 225, 229, 230, 901A, 902, 903, 920, 923, 924, 925, 926, 928, 929, 932A, 932B, 932C, 933, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944; of tract 204.02 block(s) 926, 930, 944, 952, 953, 954, 955, 960, 961, 962, 963, 964,

972, 974, 975, 976, 977, 978, 979, 984, 985, 986, 987, 988, 989, 990; of tract 205 block(s) 219, 237, 239; of tract 302 block(s) 801, 802, 803, 804, 805, 806, 808, 809, 810, 813, 814, 815, 816, 817, 818, 821, 822, 823, 824, 825, 826, 827; of tract 310 block(s) 405, 410, 411, 412, 413, 414, 415, 418, 502, 503, 504, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517; of tract 408 block(s) 109, 110, 111, 116, 118, 119, 120, 201, 202, 203, 204, 205, 207, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 304, 307, 308, 311, 312, 316, 317, 318, 319, 320, 321, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517; of tract 423 block(s) 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 305, 306, 307, 308, 310, 311, 312, 313, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 422, 425, 426, 427, 428, 429, 430, 431; of tract 426 block(s) 101, 102, 103, 104, 110, 111, 114, 115, 116, 117, 118, 119, 120, 125, 126, 127, 129, 130, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 217, 219, 220, 221, 225, 239, 321, 401, 402, 403, 404, 405, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 516, 517, 518, 519, 520, 521, 522, 523, 524; of tract 427 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 315, 317, 319, 320, 323, 325, 327, 328, 330, 331, 332, 333; of tract 430 block(s) 102, 103, 123A, 123B, 521, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618A, 618B; of tract 433 block(s) 101, 102, 103, 104, 216, 217, 219, 301, 302, 303, 322, 401, 402, 403, 404, 409, 410, 411, 412, 413, 414, 419, 420, 421, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 531, 601, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 617, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 702, 703, 704, 706, 707, 708, 709, 710, 711, 712, 719, 721, 722, 723; of tract 501 block(s) 301A, 301B, 301C, 302, 303, 304, 305, 306, 307A, 307B, 308A, 308B, 309, 310, 311A, 311B, 312A, 312B, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322A, 322B, 323, 324, 325, 326, 327, 328, 329A, 329B, 330A, 330B, 331A, 331B, 332A, 332B, 334A, 334B, 334C, 346; of tract 502.02 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 120B, 301B, 303, 304B, 305, 306, 307, 308A, 308B, 308C, 308D, 308E, 308F, 308G, 308H, 308J, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321A, 321B, 322A, 322B, 323A, 323B, 324A, 324B, 325, 326A, 326B, 327A, 328, 332, 399A, 399B, 399E, 399F, 399G, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422A, 422B, 422C, 422D, 901A, 901B, 901C, 902, 903, 904, 905, 906, 907, 908A, 908B, 908C, 909, 910, 911A, 911B, 912A, 912B, 913A, 913B, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923A, 923B, 924A, 924B, 924C, 924D, 924E, 924F, 925A, 925B, 926, 927, 928, 929, 930A, 930B, 930C, 930D, 930E, 930F, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941A, 941B, 941C, 942, 943, 999A, 999B, 999C, 999D, 999E; of tract 503.02 block(s) 601B, 657, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 751, 808, 836; of tract 601.01 block(s) 101B, 101C, 106B, 107A, 107B, 109, 110, 111, 112, 113, 114, 216, 217, 274, 275, 901, 902, 903, 906A, 906B, 910; of tract 602.02 block(s) 104, 113, 114, 115, 116, 132, 135, 139, 140, 143, 144, 145, 210, 225; of tract 603 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 151, 152, 153, 154, 155; of tract 608 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 519, 601, 602, 603, 604, 605, 606, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625; of tract 611 block(s) 101A, 101B, 101C, 101D, 102, 103, 104, 105, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 122, 123, 129A, 129B, 130, 132, 226, 227; of tract 801 block(s) 111, 112, 113, 114, 116, 122, 218, 219, 220, 221, 224, 225, 226, 301, 302, 303, 304, 305, 306, 308, 309, 310, 402, 409, 418, 419, 420, 421, 422, 423, 424, 425, 426, 501, 502, 503, 504, 517, 518, 519, 520, 521, 527, 909; of tract 904 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 503, 507, 512, 515, 520, 523, 524, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 621, 622, 623, 624; of tract 914 block(s) 211, 212, 213, 214, 215, 216, 217, 218, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310; of tract 916 block(s) 105, 119, 120, 121, 122, 123; of tract 918 block(s) 101, 102, 103, 104, 105, 106, 109, 110, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 201, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 501, 502, 503, 504, 505, 506A, 506B, 507, 509, 510, 513, 514, 515, 516, 517, 518, 522, 523, 524; of tract 1005 block(s) 101, 102, 103, 105, 106, 107, 108, 109, 110, 113, 114, 115, 116, 117, 118, 119, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 135, 199G, 199H, 199J, 199K, 199L; of tract 1007 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 118, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 301, 302, 303, 304, 306, 307, 308A, 308B, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325A, 325B, 326, 327, 328, 329, 330, 331, 401, 402, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 601, 602, 603, 604, 605, 612, 613, 614, 615, 616, 617, 618; of tract 1008 block(s) 101, 102, 112, 113, 114, 115, 116, 201, 202, 203, 204, 205, 206A, 206B, 207, 208, 209, 210, 211, 212, 213, 214, 215, 217, 218A, 218B, 219, 220, 221, 222, 223, 301, 302, 303, 304, 305, 306, 307, 308A, 308B, 309A, 309B, 311A, 311B, 311C, 312, 313A, 313B, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 413, 414, 415, 416, 417, 418, 501, 502, 512, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612; of tract 1103 block(s) 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 737, 738, 739, 740, 741, 787, 789, 790, 791, 792, 793; of tract 1105 block(s) 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 299.

(b) That part of Dade County made up of tract(s) 95.01, 99.01, 99.02; of tract 98 block(s) 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 399, 902, 903, 904, 905, 906, 907, 908.

(c) That part of Hendry County made up of BNA 9602 block(s) 111B, 112, 119, 120, 121, 122, 123, 128, 129, 130, 131, 132, 133, 134, 137, 145, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 401A, 401B, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540.

(d) That part of Martin County made up of tract(s) 18.

(e) That part of Okeechobee County made up of BNA(s) 9903, 9904; of BNA 9902 block(s) 401, 433, 434, 435, 438, 440, 441, 442, 443, 444, 445, 446, 447, 448A, 448B, 449, 450, 451A, 451B, 452A, 452B, 453, 454, 455, 456, 457A, 457B, 458A, 458B, 459, 460, 461, 462, 463, 464, 465A, 465B, 466A, 466B, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486A, 486B, 486C, 487, 488, 489, 490, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 599; of BNA 9905 block(s) 101.

(f) That part of Palm Beach County made up of tract(s) 13, 14.02, 14.03, 14.04, 16, 17, 18.01, 19.04, 20, 21, 22, 23, 24, 26, 40.05, 43, 51, 57.01, 65.01, 67, 68.01, 68.02, 79.03, 80.01, 80.02, 81.02, 82.01, 82.02, 83.01, 83.02; of tract 10.01 block(s) 909A, 909B, 909C, 910A, 910B, 910C, 911A, 911B, 917A, 917B, 919, 920, 921, 922, 923, 924, 925A, 925B, 925C, 926; of tract 10.02 block(s) 201A, 201B, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215A, 215B, 215C, 216, 217A, 217B, 217C, 217D, 217E, 218, 219, 220, 221A, 221B, 221C, 221D, 222, 223, 224, 225, 226, 227, 228, 229A, 229B, 229C, 299; of tract 11.01 block(s) 203, 204, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 601, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729; of tract 12 block(s) 103, 104, 105, 106, 107, 108, 109, 112, 113, 114, 115, 116, 117, 118, 121, 122, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 325, 326, 327, 328; of tract 15 block(s) 301, 302, 303, 304, 305, 306, 307, 310, 311, 312, 314, 320, 321, 322, 323, 334, 335, 337, 338, 339, 340, 341, 343, 344, 345, 346, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 428, 501, 502, 503, 504, 505, 506, 507, 509, 510, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521; of tract 19.03 block(s) 901, 902, 999B, 999C; of tract 25 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212; of tract 27 block(s) 104, 105, 106, 107; of tract 28 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 201, 202, 203, 204, 205,

206, 304, 317, 318, 325, 327, 328, 329, 330, 331, 332, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 439; of tract 29 block(s) 101, 102, 103, 104, 105, 106A, 106B, 107, 108, 109, 111, 112, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 140, 141, 142, 143, 301, 302, 401, 499; of tract 30 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 145, 146, 147, 148; of tract 32 block(s) 101, 102A, 102B, 103A, 103B, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133A, 133B, 134A, 134B, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144A, 144B, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 320; of tract 38 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444; of tract 39 block(s) 204, 212, 215, 218, 220, 239, 240, 241, 257, 258, 299A; of tract 40.06 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111; of tract 41 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 136, 137, 139, 140, 143, 144, 201, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 229, 230; of tract 44 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 214, 215, 218, 219, 234, 235, 301, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 410, 411, 412, 413, 604, 612, 621, 622, 623, 624, 625, 626, 627, 628, 629; of tract 48.04 block(s) 201, 202, 203, 204, 205, 299; of tract 52.01 block(s) 207, 211, 222, 326, 330, 331, 332, 333, 334, 335, 336, 337, 338, 340, 341, 426, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 521, 525, 526, 527, 528, 529; of tract 52.02 block(s) 301, 302, 303, 304, 305, 306, 307, 701, 702, 703, 704, 705, 708, 709, 710, 711, 712, 713, 714, 723, 724, 725, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 745; of tract 55.01 block(s) 501, 502, 503, 504, 505, 506, 507A, 507B, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525; of tract 55.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 216, 217, 218, 226, 227, 228, 231, 232, 233, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 419; of tract 56 block(s) 203, 206, 207, 208, 211, 212, 215, 216, 219, 220, 223, 224, 301, 302A, 302B, 303, 304, 305, 306, 307, 308, 309, 310A, 310B, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 334A, 334B, 336, 337, 338, 339; of tract 57.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311; of tract 61 block(s) 201, 202, 203, 204, 205, 206, 209, 210, 211, 212, 213, 214, 215, 216, 217, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 430, 431, 432, 433, 435, 436, 437, 440, 442, 443, 444, 445, 446, 501, 502, 503, 504, 505, 506, 507, 508, 510, 511, 514, 515, 516, 527, 530, 531, 532, 533, 534; of tract 62.01 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 223, 224, 225, 226, 229, 230, 323, 341; of tract 62.03 block(s) 201, 202, 203, 204, 205, 206, 207; of tract 63 block(s) 201, 202, 203, 204A, 204B, 205A, 205B, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227A, 227B, 238, 239, 240; of tract 65.02 block(s) 201, 202, 214, 215, 216, 217, 218, 219, 220, 221, 223, 224, 316, 317, 318, 319, 401, 402, 403, 404, 405, 406, 407, 408, 410, 411, 412, 413, 414, 415, 416, 419, 420, 421, 422, 423, 424, 436, 437, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 541; of tract 66.04 block(s) 101, 102, 103, 104, 105, 106, 107, 108A, 108B, 109A, 109B, 110, 111, 112, 113; of tract 66.05 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114; of tract 69.03 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111; of tract 69.04 block(s) 101, 102, 103, 104, 108, 109, 110, 199, 201, 202, 203, 204, 205, 206, 299; of tract 69.06 block(s) 201, 202, 203, 204, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 499A, 499B; of tract 72.03 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 501, 502, 503, 507, 508, 509, 510, 511, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 535, 536, 537, 538, 539, 540, 541, 543; of tract 73.01 block(s) 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 520, 521, 532, 534, 535, 599; of tract 73.02 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 332, 333, 334, 346, 347, 348, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 418, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 443, 444, 445, 446, 447; of tract 75.01 block(s) 101, 102, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 132, 133; of tract 75.02 block(s) 101, 102, 103, 104, 201, 202, 220, 221, 222, 223; of tract 76.05 block(s) 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 426, 427, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 505, 512; of tract 77.04 block(s) 189, 190, 191, 192, 203, 204, 205, 206, 222, 223, 224, 230, 234, 236, 237, 238, 239, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 299, 301, 302, 303, 304, 305, 306, 307A, 307B, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369; of tract 77.05 block(s) 101, 104, 105, 106, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 199A, 199C, 199D, 199E, 199F; of tract 77.06 block(s) 101; of tract 78.02 block(s) 103A, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 117, 118, 119; of tract 78.03 block(s) 932, 934, 935, 936A, 936B, 936C, 937, 938, 940, 999; of tract 78.08 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 152, 153, 154, 155, 156, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 199; of tract 81.01 block(s) 101A, 101B, 101C, 102A, 102B, 102C, 103, 104A, 104B, 105, 106, 107A, 107B, 108A, 108B, 109A, 109B, 110, 111, 199A, 199B, 199C, 199D, 199E, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214A, 214B, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246A, 246B, 247A, 247B, 248A, 248B, 249, 250, 251A, 251B, 251C, 252A, 252B, 253, 254, 255, 256, 257, 258, 259A, 259B, 260A, 260B, 260C, 260D, 261, 262, 263A, 263B, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292A, 292B, 293, 294, 295, 296, 297, 299A, 299B, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317A, 317B, 317C, 318A, 318B, 319A, 319B, 319C, 320A, 320B, 321, 322, 323, 324, 325, 326; of tract 82.03 block(s) 301, 302, 303, 304A, 304B, 304C, 304D, 305, 306, 307, 308, 309, 310, 311, 312, 313A, 313B, 314A, 314B.

(g) That part of St. Lucie County made up of tract(s) 2, 3, 8, 9.02; of tract 1 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 299, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342; of tract 4 block(s) 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 234, 301, 302, 303, 304, 305, 306, 307, 310, 318, 319; of tract 5 block(s) 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331; of tract 9.01 block(s) 101A, 101B, 102, 103, 104, 105, 106A, 106B, 107A, 107B, 107C, 107D, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160A, 160B, 161, 162A, 162B, 163A, 163B, 199A, 199B, 199C, 199D, 199E; of tract 22.02 block(s) 122, 123, 124, 125, 126, 131, 155, 157, 158, 159, 160, 161, 162A, 162B, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 199A, 199B, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 299.

Section 3. Inclusion of unlisted territory in contiguous districts.—Any portion of the state which is not stated in this act as being included in any district described in this act but which is entirely surrounded by a district shall be deemed to be included within that district. Any portion of the state which is not included in any district described in this act and which is not entirely surrounded by a district shall be included within that district contiguous to such portion which contains the least population per representative according to the United States Decennial Census of 1990; however, if every district contiguous to such portion has an equal population, such portion shall be included within the lowest numbered district that is contiguous to such portion.

Section 4. If any district described in this act is composed of noncontiguous territory, the noncontiguous portion that has the least population shall be included in the district that is contiguous to such portion and that has the least population; however, if all contiguous districts have equal populations, such portion shall be included within that contiguous district that has the lowest number designation.

Section 5. Election of representatives to Congress.—The districts named in section 2 of this act constitute and form the congressional districts of the state, and a representative to the Congress shall be selected in and for each of the congressional districts as provided by law.

Section 6. Nomination and election of candidates.—Candidates for the office of representative to the Congress for each of the districts provided in section 2 of this act must be nominated in 1996, as provided by law, and a representative is to be elected from each such district at the general election to be held in 1996. The term of each representative so elected commences upon the expiration of the terms of the representatives serving on the date this act becomes a law.

Section 7. If any provision of this act, the application thereof to any person or circumstance, or any congressional district established in this act, is held invalid, the invalidity shall not affect other provisions or applications of the act or any other districts established in this act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared severable.

And the title is amended as follows:

On page 1, lines 1-17, delete those lines and insert: A bill to be entitled An act relating to the establishment of congressional districts; providing definitions; dividing the state into congressional districts; providing for the inclusion of unlisted territory in contiguous districts; providing contiguity for areas specified for inclusion in one district which are entirely surrounded by other districts; providing for the election of representatives to Congress; providing for nomination and election of candidates from congressional districts created in 1996; providing for severability;

Senator Dudley moved the following amendment which was adopted:

Amendment 2 (with title amendment)—On page 126, lines 25-28, delete those lines and insert:

Section 8. (1) The qualifying period in 1996 for persons seeking to qualify for election to office as a representative to Congress begins at noon of the Monday occurring 21 days after the first Monday after the date this act becomes a law and ends at noon of the ensuing Friday. Persons seeking to qualify by the alternative method, or as an independent candidate, or as a minor party candidate may submit petitions until noon of the 7th day preceding the first day of qualifying for the 1996 election to office as a representative to Congress, and signature requirements shall be as provided in section 99.09651, Florida Statutes.

(2) Candidates seeking to qualify by the alternative method who submitted the required number of valid signatures to each applicable supervisor of elections by noon April 15, 1996, and satisfied the petition requirements applicable on that date may qualify for any congressional district in the state.

Section 9. This act, except for this section and sections 6, 7, and 8 which shall take effect upon this act becoming a law, shall take effect upon the expiration of the terms of the representatives serving on the date this act becomes a law.

And the title is amended as follows:

On page 1, line 18, before "providing" insert: providing procedures and dates for qualifying for office;

On motion by Senator Dudley, by two-thirds vote **HB 2745** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SPECIAL ORDER CALENDAR

CS for SB 222—A bill to be entitled An act relating to mobile home parks; amending s. 723.011, F.S.; establishing legal rights and obligations under a prospectus or offering circular; providing a list of circumstances for amending a prospectus or offering circular; requiring the department to review and approve amendments to a prospectus or offering circular; amending s. 723.012, F.S.; providing for disclosure of circumstances under which a prospectus or offering circular may be assumed by a purchaser; amending s. 723.059, F.S.; providing for assumption of a prospectus or offering circular by a purchaser; providing legislative intent; providing an effective date.

—was read the second time by title. On motion by Senator Latvala, by two-thirds vote **CS for SB 222** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

The Senate resumed consideration of—

CS for SB's 386, 732 and 1208—A bill to be entitled An act relating to community associations; amending s. 718.112, F.S.; revising notice requirements for budget meetings of condominium associations; providing requirements with respect to meetings of board of administration committees; amending s. 718.115, F.S.; providing that standards relating to common expenses and common surplus are applicable to certain mixed-use condominiums; amending s. 718.404, F.S.; revising provisions with respect to the ownership share in the common elements assigned to each unit in a mixed-use condominium; amending s. 719.1055, F.S.; requiring the approval of unit owners before a mobile home cooperative association makes certain changes to a unit or to common areas or appurtenances; providing an effective date.

—which was previously considered and amended April 24. Pending **Amendment 2** by Senator Dudley was withdrawn.

Senators Dudley and McKay offered the following amendment to the bill as amended which was moved by Senator Dudley and adopted:

Amendment 3—On page 9, line 31 through page 10, line 5, delete those lines and insert: to an individual member of the association. *To create a mobile home cooperative after acquisition of the property, the association shall record the cooperative documents, as required by chapter 719, in the county where the property is located. The effective date of the cooperative shall be the date of the recording.*

On motion by Senator Dudley, by two-thirds vote **CS for SB's 386, 732 and 1208** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37 Nays—None

—

On motion by Senator Dantzler, by two-thirds vote **CS for HB 1127** was withdrawn from the Committees on Natural Resources; and Ways and Means.

On motion by Senator Dantzler—

CS for HB 1127—A bill to be entitled An act relating to petroleum underground storage tanks; amending s. 376.30, F.S.; establishing priorities for payments from the Inland Protection Trust Fund; amending s. 376.301, F.S.; providing definitions; amending s. 376.303, F.S.; deleting obsolete language with respect to powers and duties of the Department of Environmental Protection; including an additional type of storage tank within a group which is not required to be registered under the

program for aboveground hazardous substance tanks; amending s. 376.305, F.S.; deleting language with respect to certain persons who may be entitled to reimbursement for rendering assistance in containing or removing certain pollutants; providing for waiver of certain storage system closure requirements under certain circumstances; providing for site rehabilitation funding; amending s. 376.3071, F.S.; providing additional legislative findings; providing for the creation of a nonprofit public benefit corporation to assist the state in financing certain functions; providing legislative intent regarding duties of the department relating to improving the efficiency of the Petroleum Restoration Program and site rehabilitation; revising provisions relating to the Inland Protection Trust Fund; providing for additional uses of moneys in the fund; revising language with respect to the duty of the department to adopt rules for site selections and cleanup; providing criteria; revising provisions relating to the department's duty to seek recovery and reimbursement; providing criteria for voluntary cleanup; specifying nonreimbursable cleanup; providing for the application of programs for reimbursement for cleanup expenses; limiting certain amounts of reimbursement; requiring the department to develop schedule of reimbursement payments; requiring payment of reimbursement based on present value; providing for the granting and variances of a waiver; providing for a petroleum cleanup participation program; requiring the department to implement a cost-sharing cleanup program to provide rehabilitation funding assistance under certain circumstances; providing criteria; providing procedures; providing for eligibility; requiring a copayment; requiring a limited contamination assessment report; providing limitations; providing exceptions; amending s. 376.30711, F.S.; revising language with respect to eligibility for site rehabilitation reimbursement; providing for preapproved site rehabilitation; providing legislative declarations; requiring the department to use competitive bid procedures or negotiated contracts for certain purposes; providing procedures; providing criteria; providing limitations; requiring the department to conduct a pilot project for certain purposes; providing for a report; creating s. 376.30713, F.S.; providing for preapproved advanced cleanup; providing legislative findings; providing procedures for applications; providing requirements; authorizing the department to contract for preapproved advanced cleanup; requiring a report; providing for future repeal; amending s. 376.3072, F.S.; revising provisions relating to the Florida Petroleum Liability and Restoration Insurance Program; providing additional criteria; providing for a supplemental deductible, providing for redetermination of eligibility for insurance; amending s. 376.3073, F.S.; directing the department to contract with local governments for certain cleanup operations under certain circumstances; creating s. 376.3075, F.S.; creating the Inland Protection Financing Corporation to assist the department in financing petroleum contamination site remediation; providing for a board of directors; providing powers and duties; authorizing the corporation to contract with the department for certain purposes; authorizing the corporation to issue and incur indebtedness; providing limitations; providing requirements; exempting the corporation from all taxation; authorizing the corporation to validate obligations; providing for termination of the corporation; amending s. 376.308, F.S.; providing that certain persons shall not be subject to certain administrative or judicial actions to complete site rehabilitation; amending s. 376.311, F.S.; revising provisions relating to penalties for discharge; prohibiting certain employees of the department to hold employment or have a contractual arrangement with certain entities; amending ss. 287.0595 and 316.302, F.S.; correcting cross references; repealing s. 376.30712, F.S., relating to enforcement of rehabilitation schedules; repealing s. 376.3074, F.S., relating to noncompliance fees; providing severability; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 648** and read the second time by title. On motion by Senator Dantzler, by two-thirds vote **CS for HB 1127** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB 2810—A bill to be entitled An act relating to confidentiality of records relating to pawnbroker transactions; providing an exemption from public records law for records relating to such transactions delivered to appropriate law enforcement officials; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was read the second time by title. On motion by Senator Dudley, by two-thirds vote **CS for SB 2810** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

CS for SB 2812—A bill to be entitled An act relating to pawnbroking; creating the Florida Pawnbroking Act; providing definitions; authorizing the Division of Consumer Services of the Department of Agriculture and Consumer Services to license and regulate pawnbrokers; providing licensing requirements and eligibility; providing application procedures; providing for suspension, revocation, and surrender of licenses; providing for orders to impose penalties; requiring and prescribing contents of a pawnbroker transaction form; requiring recordkeeping and reporting; prescribing service charges; prohibiting certain acts; providing a right to redeem pledged goods; providing a pawnbroker's lien; providing procedures for obtaining pledged goods alleged to have been misappropriated; providing for hold orders, prescribing duties of the state attorney's office; providing criminal penalties; providing for injunctive relief; providing responsibility of the Department of Law Enforcement to provide arrest and conviction records; prohibiting conflicting county or municipal ordinances; providing a transition period for licensing; providing that ch. 538, F.S., does not apply to pawnbrokers licensed under the Florida Pawnbroking Act; providing applicability to other provisions of law; providing an effective date.

—was read the second time by title.

Senator Dudley moved the following amendments which were adopted:

Amendment 1—On page 11, line 24 through page 12, line 3, delete those lines and insert:

(d)1. When the agency, if a violation of this section occurs, has reasonable cause to believe that a person is operating in violation of this section, the agency may bring a civil action in the appropriate court for temporary or permanent injunctive relief and may seek other appropriate civil relief, including a civil penalty not to exceed $5,000 for each violation, restitution and damages for injured customers, court costs, and reasonable attorney's fees.

2. The agency may terminate any

Amendment 2—On page 26, lines 1-12, delete those lines

On motion by Senator Dudley, by two-thirds vote **CS for SB 2812** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37 Nays—None

CS for SB 1258—A bill to be entitled An act relating to agriculture; amending s. 573.105, F.S.; requiring 10 percent of producers to initiate the marketing order process; amending s. 585.01, F.S.; revising definitions; eliminating reference to cattle-fever-tick eradication; amending s. 585.08, F.S.; revising provisions relating to powers of the Department of Agriculture and Consumer Services; amending s. 585.105, F.S.; providing conditions for distribution of brucella vaccine; amending ss. 585.145, 585.15, F.S.; changing division to department; amending s. 585.155, F.S.; revising guidelines for the vaccination of calves; amending s. 585.17, F.S.; eliminating a proscription against dipping or spraying animals; amending s. 585.18, F.S.; prohibiting the concealment of evidence of disease; amending s. 585.19, F.S., changing division to department; amending s. 585.20, F.S.; changing guidelines for the injection of pathogenic organisms; amending s. 585.21, F.S.; revising conditions for the sale of certain biological products; amending s. 585.45, F.S.; expanding circumstances under which an animal owner can seek a declaratory judgment; amending s. 585.61, F.S.; eliminating obsolete wording; amending s. 589.04, F.S.; providing duties of the Division of Forestry relating to management of forest resources; amending s. 589.07, F.S.; adding a cross-reference to land acquisition procedures; amending s. 590.02, F.S.; authorizing the Department of Agriculture and Consumer Services to build specified structures; amending s. 601.58, F.S.; transferring citrus licensing duties; amending s. 616.01, F.S.; providing guidelines for review of fair association finances; providing an effective date.

—was read the second time by title.

Senator Williams moved the following amendment which was adopted:

Amendment 1 (with title amendment)—On page 12, lines 14-25, delete section 18 and renumber subsequent sections.

And the title is amended as follows:

On page 2, lines 4-6, delete those lines and insert: to build specified structures; amending s. 616.01, F.S.; providing

Senator Hargrett moved the following amendments which were adopted:

Amendment 2 (with title amendment)—On page 13, between lines 13 and 14, insert:

Section 20. Subsection (14) of section 616.001, Florida Statutes, is amended to read:

616.001 Definitions.—As used in this chapter, the term:

(14) "State fair" means a fair which serves the entire state ~~and in which no less than 20 percent of all counties of the state are represented in agricultural and industrial exhibits, and in which 50 percent of all counties of the state have individual exhibitors, youth or adult~~. Exhibits shall be in accordance with s. 616.17, and cash premiums or awards *may* ~~totaling no less than $50,000 shall~~ be given to exhibitors of the fair. ~~Agricultural and industrial products and livestock shall be typical of those produced in the county the exhibit represents.~~

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 8, after the semicolon (;) insert: amending s. 616.001, F.S.; modifying a definition of "state fair";

Amendment 3 (with title amendment)—On page 13, between lines 13 and 14, insert:

Section 20. Section 616.251, Florida Statutes, is amended to read:

616.251 Florida State Fair Authority; creation; responsibility for staging annual state fair.—

(1) There is created and constituted the "Florida State Fair Authority," a public body corporate and politic, for the purposes and with the powers set forth in this part. Such instrumentality, hereinafter referred to as "the authority," shall have perpetual succession. For the purposes of implementing the intent of this part, the authority shall be considered an instrumentality of the state, subject to the jurisdiction of the state. Any conflict with respect to that jurisdiction will be resolved by the authority and respective state agencies.

(2) The authority shall operate under the supervision of the Commissioner of Agriculture, which supervision may include, but is not limited to, assisting, advising, and making recommendations regarding the financing and operation of the authority. *In assisting and advising the authority, the Commissioner of Agriculture may make appropriate staff of the department available to the authority.*

(3) The authority is charged with the responsibility of staging an annual fair to serve the entire state~~, at which no less than 20 percent of all counties of the state are to be represented in agricultural and industrial exhibits and 50 percent of all counties of the state are to have individual exhibitors, youth or adult~~. Cash premiums or awards *may* ~~totaling no less than $50,000 shall~~ be given to exhibitors. ~~Agricultural and industrial products shall be typical of those produced in the area the exhibit represents.~~

(4) The principal offices of the authority shall be in such place or places in or near the City of Tampa as the authority may from time to time designate.

Section 21. Paragraph (a) of subsection (1) of section 616.252, Florida Statutes, is amended to read:

616.252 Florida State Fair Authority; membership; number, terms, compensation.—

(1)(a) The authority shall be composed of 21 members. The Commissioner of Agriculture, or his designee, shall serve as a voting member. There shall also be a member who is the member of the Board of County Commissioners of Hillsborough County representing the county commission district in which the Florida State Fairgrounds is located, who shall serve as a voting member. The Commissioner of Agriculture shall appoint each other member of the authority. Each member appointed by the Commissioner of Agriculture shall serve at the pleasure of the Commissioner of Agriculture. The term of each member appointed by the Commissioner of Agriculture shall be 4 years, except, to provide staggered terms, 9 of the members shall be initially appointed for a 2-year term and 10 of the members shall be initially appointed for a 3-year term. Members may be appointed for more than one term. Any vacancy shall be filled for the remainder of the unexpired term pursuant to the method provided in this section for appointment. Six of the members may be from Hillsborough County. ~~Notwithstanding the term of any current member, all current members' positions, except the position held by the member of the Board of County Commissioners of Hillsborough County, shall be deemed vacated and abolished on July 1, 1995.~~ The Commissioner of Agriculture shall appoint *and set the compensation of* an executive director. The executive director shall serve at the pleasure of the Commissioner of Agriculture.

Section 22. Subsection (2) of section 616.255, Florida Statutes, is amended to read:

616.255 Duties of authority; Florida State Fairgrounds.—The authority shall:

(2) Throughout each year, promote the progress of the state and stimulate public interest in the advantages and development of the state by providing facilities for agricultural and industrial exhibitions, public gatherings, cultural activities, and other functions intended to advance the educational, physical, economic, and cultural interests of the public. *It is the intent of the Legislature that the authority, when contracting for concessions at functions held pursuant to this subsection, give consideration to increasing the number of concessionaires that are minority businesses.*

Section 23. Section 616.256, Florida Statutes, is amended to read:

616.256 Powers of authority.—

(1) The authority shall have power to:

(a)~~(1)~~ Have a seal and alter the same at *its* pleasure.

(b)~~(2)~~ Acquire, hold, lease, and dispose of real and personal property for authorized purposes.

(c)~~(3)~~ Own, operate, maintain, repair, and improve its facilities.

(d)~~(4)~~ Acquire in its own name by purchase, grant, gift, or lease, on such terms and conditions and in such manner as it may deem proper, real and personal property, and acquire, construct, reconstruct, improve, alter, repair, maintain, operate, sell, convey, lease, and dispose of any building, structure, or facility.

(e)~~(5)~~ Employ *the*~~, in addition to an~~ executive director *appointed by the Commissioner of Agriculture at the compensation set by the commissioner.*~~,~~ *Employ* other managers, consulting engineers, architects, accountants, inspectors, attorneys, and such other employees as may be deemed necessary and prescribe their powers and duties and fix their compensation.

(f)~~(6)~~ Accept loans or grants of money, property, or personal services from any agency, corporation, or person.

(g)~~(7)~~ Make and enter into all contracts or agreements, as the authority may determine, which are necessary or incidental to the performance of its duties or the execution of its powers under this part.

(h)~~(8)~~ Borrow money for any of its authorized purposes and for expenses incidental thereto, including expenses incurred during the period of organization and construction prior to the operation of the Florida State Fair, and incur obligations with respect to such borrowings, including notes, secured or unsecured, and negotiable revenue bonds, as hereinafter provided, payable solely from revenues accruing from the operation of the Florida State Fair or any part or parts thereof and from

authorized activities incidental thereto; pay interest with respect to such borrowings not exceeding the maximum allowable by law; provide for the payment of such borrowings and interest as hereinafter provided; fix rates and make collections for the use of the facilities and services of the authority; and execute mortgages, trust indentures, or other instruments, as may be required for the financing of the authorized activities of the authority.

(i)~~(9)~~ Engage in any lawful business or activity deemed by it to be necessary, convenient, appropriate, or useful in the full exercise of its powers to establish, finance, and operate the Florida State Fair under the provisions of this part, including the leasing for revenue of any land, improved real estate, or personal property directly related to, or appropriate in connection with, the financing or conduct of the Florida State Fair or reserved for its future use or expansion. Within the meaning of this part, any use of the property of the authority, real or personal, shall be deemed necessary, convenient, appropriate, or useful which stimulates, assists, fosters, and promotes all phases of the economy of the state, including agricultural, industrial, commercial, cultural, and recreational pursuits, or which provides revenue to the authority from the property, pending its future use for any of the purposes of the state fair.

(j)~~(10)~~ Adopt, pursuant to chapter 120, rules necessary to carry out its duties and responsibilities.

(2) It is the intent of the Legislature that the authority, when contracting for the acquisition of personal property or services pursuant to this section, give consideration to increasing the number of contractors that are minority businesses.

Section 24. Subsection (3) of section 616.257, Florida Statutes, is amended to read:

616.257 Issuance of revenue bonds by authority.—

(3) Revenue bonds issued under the provisions of this part shall not be deemed to be a debt of the state or to pledge the faith and credit or taxing power of the state, but such bonds shall be payable exclusively from the funds pledged for their payment as authorized in this part. ~~State funds, other than any initial appropriation, shall not be used, appropriated, or expended to construct, reconstruct, maintain, service, repair, purchase, or lease any property or project or projects authorized under this part.~~

Section 25. Section 616.261, Florida Statutes, is amended to read:

616.261 Finances of Florida State Fair.—Operation of the Florida State Fair, and custody and maintenance of the buildings and grounds, shall be financed from the revenues derived from the state fair and other exhibits or events*;*~~,~~ revenue bonds*;*~~, and~~ lease, rental, or other charges for the use of the buildings or grounds*; and donations and other available sources of funds or revenues.*

Section 26. Section 616.265, Florida Statutes, is amended to read:

616.265 Issuance of beverage license to the authority.—

(1) The Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation is authorized, upon application, to issue a beverage license, as contemplated in ss. 561.17 and 565.02, to the Florida State Fair Authority for use *by the authority or by a concessionaire under contract with the authority* within ~~any of those certain buildings known as the "Exposition Building," the "Exhibition Building," and "Old MacDonald's Farm," or any other specific location designated by the Florida State Fair Authority, located within~~ the Florida State Fairgrounds ~~complex~~ in Hillsborough County; however, the license issued pursuant to this section shall not permit the licensee or its *transferee* assigns to~~:~~

~~(a) Use the license in more than one location at a time.~~

~~(b) Use the license during the time the authority is staging the annual Florida State Fair.~~

~~(c)~~ sell alcoholic beverages in sealed containers for consumption off the *Florida State Fairgrounds* ~~premises where sold~~.

(2) The application for the license authorized in this section shall be made in the name of the Florida State Fair Authority, and the applicant shall comply with all applicable provisions of chapter 561 prior to the issuance of the license in the name of the Florida State Fair Authority.

(3) *The Florida State Fair Authority may transfer* ~~It is the intent and purpose of this section that any business operated under~~ the beverage license authorized in this section *to* ~~be operated only by~~ a concessionaire under contract~~, entered into under competitive bid,~~ with the Florida State Fair Authority to furnish alcoholic beverages within *the Florida State Fairgrounds* ~~those certain buildings known as the "Exposition Building," the "Exhibition Building," or "Old MacDonald's Farm," or any other specific location designated by the Florida State Fair Authority~~. *The* ~~No~~ contract ~~may be entered into by the authority~~ with *the* ~~any~~ concessionaire *must contain a provision that the concessionaire agrees not to discriminate* ~~which discriminates~~ on the basis of race, sex, age, or religion. The Florida State Fair Authority shall make application for the transfer of the license to the concessionaire, and the application shall be approved by the Director of the Division of Alcoholic Beverages and Tobacco in compliance with the applicable provisions of chapter 561. However, any transfer of the beverage license authorized in this section to a concessionaire operating under contract with the Florida State Fair Authority shall be on the condition that, if the concession contract is terminated at any time and for any cause, the concessionaire shall immediately retransfer the beverage license to the Florida State Fair Authority. In the event of the failure or refusal of the concessionaire so to retransfer the beverage license, it shall be retransferred to the Florida State Fair Authority upon proper request made in writing to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation. Thereafter, the beverage license may again be transferred upon the same terms and conditions to any new concessionaire under contract with the Florida State Fair Authority. It is the intent and purpose of this section that the beverage license be at all times the property of the Florida State Fair Authority, subject to its transfer, from time to time, to enable the concessionaire under contract with the Florida State Fair Authority to furnish alcoholic beverages within the ~~Exposition Building, the Exhibition Building, or Old MacDonald's Farm, or any other specific location designated by the~~ Florida State *Fairgrounds while* ~~Fair Authority, in~~ operating under the beverage license authorized by this section.

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 8, after the semicolon (;) insert: amending s. 616.251, F.S.; providing for staff of the Department of Agriculture and Consumer Services to assist the Florida State Fair Authority; providing conditions for staging an annual fair; amending s. 616.252, F.S.; authorizing the Commissioner of Agriculture to set the compensation for the executive director of the authority; amending s. 616.255, F.S.; declaring the intent of the Legislature with respect to amending concessions at functions held under the aegis of the authority; amending s. 616.256, F.S.; declaring the intent of the Legislature with respect to potential providers of goods and services to the authority; providing conforming language; amending s. 616.257, F.S.; deleting prohibition against using state funds to construct, maintain, purchase, or lease any property or project authorized under part III of ch. 616, F.S.; amending s. 616.261, F.S.; providing for the use of donations and other available sources of funds or revenues to finance the operation of the Florida State Fair and to maintain the buildings and grounds; amending s. 616.265, F.S.; modifying procedures and conditions under which the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation may issue a beverage license to the Florida State Fair Authority or to a concessionaire under contract with the authority;

Senators Childers and Harden offered the following amendment which was moved by Senator Childers and adopted:

Amendment 4 (with title amendment)—On page 13, between lines 13 and 14, insert:

Section 20. The Department of Agriculture and Consumer Services shall expend $440,000 in fiscal year 1996-1997 for construction, maintenance and operation of the Baker Recreation facility.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 2, line 8, after the semicolon (;) insert: providing authorization to expend funds;

Senator Williams moved the following amendment which was adopted:

Amendment 5 (with title amendment)—On page 2, line 12, insert:

Section 1. Subsection (1) of section 570.44, Florida Statutes, is amended to read:

570.44 Division of Agricultural Environmental Services; powers and duties.—The duties of the Division of Agricultural Environmental Services include, but are not limited to:

(1) Inspecting and drawing samples of: commercial feeds offered for sale in this state and enforcing those provisions of chapter 580 authorized by the department; seeds offered for sale in this state and enforcing those provisions of chapter 578 authorized by the department; certified seed grown in this state and enforcing those provisions of chapter 575 authorized by the department; fertilizers offered for sale in this state and enforcing those provisions of chapter 576 authorized by the department; *and* pesticides offered for sale in this state, and soil and water in this state for the presence of pesticides, and enforcing those provisions of chapter 487 authorized by the department~~; and treated fence posts offered for sale in this state and enforcing those provisions of s. 501.90 authorized by the department~~.

Section 2. Section 501.90, Florida Statutes, is repealed.

Section 3. Chapter 575, Florida Statutes, consisting of sections 575.01, 575.02, 575.03, 575.04, 575.05, 575.06, 575.07, 575.09, and 575.10, Florida Statutes, is repealed.

Section 4. Paragraph (d) of subsection (2) of section 578.30, Florida Statutes, is repealed.

Section 5. Sections 585.24 and 585.30, Florida Statutes, are repealed.

Section 6. Section 585.432, Florida Statutes, is repealed.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 1, line 2, after the semicolon (;) insert: amending s. 570.44, F.S.; eliminating reference to treated fence posts; repealing s. 501.90, F.S., which provides for the treated fence post act; repealing chapter 575, F.S., which establishes the seed certification program; repealing s. 578.30(2)(d), F.S., which provides for review of the seed certification program; repealing ss. 585.24, 585.30, F.S., which provide for cattle fever tick eradication; repealing s. 585.432, F.S., which provides for screwworm eradication;

On motion by Senator Williams, by two-thirds vote **CS for SB 1258** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 1260—A bill to be entitled An act relating to infant screening; amending s. 383.14, F.S.; specifying the amount of a Department of Health and Rehabilitative Services fee assessed to fund the screening of infants for metabolic, hereditary, and congenital disorders; providing application of the fee to birth centers, as well as hospitals; requiring the department to annually certify the costs of the infant screening program as part of its legislative budget request; deleting a fine for a hospital's failure to timely pay such fees; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 1260** to **CS for HB 1105**.

Pending further consideration of **SB 1260** as amended, on motion by Senator Ostalkiewicz, by two-thirds vote **CS for HB 1105** was withdrawn from the Committee on Health Care.

On motions by Senator Ostalkiewicz, by two-thirds vote—

CS for HB 1105—A bill to be entitled An act relating to infant screening; amending s. 383.14, F.S.; specifying the amount of a Department of Health and Rehabilitative Services fee assessed to fund the screening of infants for metabolic, hereditary, and congenital disorders; providing application of the fee to birth centers, as well as hospitals; providing a restriction on fees for birth centers; requiring the department to annually certify the costs of the infant screening program as part of its legislative budget request; deleting a fine for a hospital's failure to timely pay such fees; providing an effective date.

—a companion measure, was substituted for **SB 1260** and by two-thirds vote read the second time by title. On motion by Senator Ostalkiewicz, by two-thirds vote **CS for HB 1105** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

On motion by Senator Grant, by two-thirds vote **HB 397** was withdrawn from the Committee on Banking and Insurance.

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

HB 397—A bill to be entitled An act relating to osteoporosis; creating s. 402.475, F.S.; establishing the osteoporosis prevention and education program within the Department of Health and Rehabilitative Services; providing duties and responsibilities; providing for implementation by the State Health Office, in consultation with the Agency for Health Care Administration and the Department of Elderly Affairs; creating ss. 627.6409, 627.6691, F.S.; requiring health insurance policies and group, blanket, or franchise health insurance policies that cover residents of this state and that are issued, amended, delivered, or renewed in this state after a specified date to provide coverage for the medically necessary diagnosis and treatment of osteoporosis for certain high-risk persons; providing exceptions; amending s. 641.31, F.S.; requiring health maintenance contracts that cover a resident of this state and that are issued, amended, delivered, or renewed in this state after a specified date to provide specified coverage with respect to osteoporosis; providing an exception; amending s. 627.6515, F.S.; amending the list of policies that are exempted from the requirements of part VII of ch. 627, F.S.; recognizing a specific state interest; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 332** and by two-thirds vote read the second time by title. On motion by Senator Grant, by two-thirds vote **HB 397** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

On motion by Senator Myers, by two-thirds vote **CS for HB 1239** was withdrawn from the Committee on Banking and Insurance.

On motions by Senator Myers, by two-thirds vote—

CS for HB 1239—A bill to be entitled An act relating to the treatment of diabetes; amending s. 627.6408, F.S.; making optional the requirements in individual health insurance policies that outpatient self-management and nutritional counseling be provided under supervision of specific medical professionals; requiring the agency to adopt standards for diabetes services and education rather than rulemaking; amending s. 627.65745, F.S.; requiring that small group health plans cover medically appropriate diabetes outpatient care; making optional the requirements in group health policies that outpatient self-management and nutritional counseling be provided under supervision of specific medical professionals; requiring agency to adopt standards for diabetes services and education rather than rulemaking; amending s. 641.31, F.S.; requiring health maintenance organizations to provide coverage for outpatient diabetes care; requiring that a primary care physician or a physician specializing in treating diabetes determine that the benefits are medically appropriate; requiring the Agency for Health Care Administration to adopt standards for outpatient self-management training and educational services; amending s. 641.31, F.S.; prohibiting a health maintenance organization from discriminating against certain hospitals; providing description of state interest; providing an effective date.

—a companion measure, was substituted for **SB 608** and by two-thirds vote read the second time by title. On motion by Senator Myers, by two-thirds vote **CS for HB 1239** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB's 14, 30, 516 and 596—A bill to be entitled An act relating to health insurance; creating s. 627.6691, F.S.; providing a short title; providing purpose and intent; providing for applicability; providing definitions; requiring that certain group health benefit plans provide for continuation of coverage under certain circumstances; providing requirements for minimum coverage; providing requirements for the qualified beneficiary and the carrier upon the occurrence of a qualifying event giving rise to the potential election of continuation of coverage; providing that a carrier may contract with an administrator certified under part VII of ch. 626, F.S., for purposes of administering the group health plan; providing exemptions from the certification requirements of part VII of ch. 626, F.S., for certain administrators; requiring a carrier to include in policies, contracts, certificates, and plan booklets notice of a beneficiary's right to continue coverage; requiring the Department of Insurance to adopt rules; amending s. 627.6699, F.S.; changing the requirement for participation in group health policies by small employers; providing an effective date.

—was read the second time by title.

Senator Kurth moved the following amendment which was adopted:

Amendment 1—On page 10, lines 23 and 24, delete those lines and insert:

Section 2 Subsection (5) and paragraph (b) of subsection (12) of section 627 6699, Florida Statutes, are amended to read:

RECONSIDERATION OF AMENDMENT

On motion by Senator Forman, the Senate reconsidered the vote by which **Amendment 1** was adopted. **Amendment 1** was withdrawn.

On motion by Senator Forman, by two-thirds vote **CS for SB's 14, 30, 516 and 596** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 1034—A bill to be entitled An act relating to the sickle-cell trait; requiring the Department of Health and Rehabilitative Services to establish a sickle-cell program to the extent that resources are available; providing for education and screening, a statewide tracking and follow-up system, and grants and reimbursements to not-for-profit centers; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 1034** to **CS for HB 437**.

Pending further consideration of **SB 1034** as amended, on motion by Senator Hargrett, by two-thirds vote **CS for HB 437** was withdrawn from the Committees on Health Care; and Ways and Means.

On motion by Senator Hargrett—

CS for HB 437—A bill to be entitled An act relating to the sickle-cell trait; requiring the Department of Health and Rehabilitative Services to establish a sickle-cell program to the extent that resources are available; providing for education and screening; providing for cooperation with, and grants to, not-for-profit centers; providing an effective date.

—a companion measure, was substituted for **SB 1034** and read the second time by title. On motion by Senator Hargrett, by two-thirds vote **CS for HB 437** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

CS for SB 2232—A bill to be entitled An act relating to foster care; amending s 409.1671, F.S.; providing for privatization of foster care and related services, providing for contracts between the Department of Health and Rehabilitative Services and community-based agencies to provide specified care and services; providing guidelines; requiring the department to establish a quality-assurance program for the privatization of services; requiring the department to submit an annual report to the Legislature and Governor; requiring the department to establish and operate a comprehensive system to measure and report annually the effectiveness of the services that have been privatized; providing for licensure of community-based agencies by the department; providing for issuance to such licensed agencies of a Medicaid provider number; establishing model programs; providing for reports to the department; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **CS for SB 2232** to **CS for HB 347**.

Pending further consideration of **CS for SB 2232** as amended, on motions by Senator McKay, the rules were waived and by two-thirds vote—

CS for HB 347—A bill to be entitled An act relating to child welfare; amending s. 402.17, F.S., relating to trust property of clients of the Department of Health and Rehabilitative Services; providing fiduciary responsibilities and duties of the department as trustee and guidelines relating to such property; amending s. 409.175, F.S.; redefining "family foster home"; amending s. 409.176, F.S.; providing for registration of family foster homes; providing legislative intent; providing for the implementation of competency-based training systems for child protection staff of the department; providing for the development, with the assistance of the Department of Management Services, and implementation of competency-based job classifications with competitive pay grade assignments; requiring competency-based training prior to assignment to the new job classifications by current child protection staff; requiring the department to form partnerships with the schools of social work of the universities of the state in order to promote the development of graduates trained to work in child protection; requiring the department to give hiring preference to such graduates; giving standards for such partnerships; requiring that student hours be fundable hours with respect to universities; providing an effective date; amending s. 402.181, F.S.; increasing the maximum amount the Department of Legal Affairs is authorized to pay in individual claims relating to foster care from the State Institutions Claims Fund without legislative approval; providing for interagency cooperation to streamline the claims process; amending s. 409.1671, F.S.; providing for privatization of foster care services; providing legislative intent; authorizing the Department of Health and Rehabilitative Services to contract with corporations or community-based agencies; providing licensure requirements; providing for quality assurance and evaluation; requiring annual reports to the Governor and Legislature; providing for outcome measures and recommendations; providing that corporations or community-based agencies providing foster care services shall be Medicaid providers; amending s. 409.175, F.S.; providing a definition; providing an additional ground for denial, suspension, or revocation of the license of a family foster home, residential child-caring agency, or child-placing agency; providing procedure and standard of proof for an administrative review of such actions; amending ss. 943.0585 and 943.059, F.S.; correcting cross references; directing the Department of Health and Rehabilitative Services to establish a pilot program to provide additional benefits to children in foster care through cooperation with private corporations; directs the department to encourage establishment of tax-exempt corporations for certain purposes; providing legislative intent; defining "supervised visitation program" and "exchange monitoring"; providing for establishment of the Florida Family Visitation Network and Florida Family Visitation Task Force; providing for membership and responsibilities of the task force; providing for per diem and travel expenses of members; providing for a report; directing the Institute of Food and Agricultural Sciences of the University of Florida to establish supervised visitation projects; providing for a Commission on Responsible Fatherhood in the Department of Health and Rehabilitative Services; creating s. 383.0112, F.S.; providing for purpose, guiding principles, and responsibilities of the commission; providing for a report; creating s 383.0113, F.S.; creating the commission; providing for membership; providing for travel expenses and per diem and reimbursement of members; prescribing powers and duties of the commission; providing for removal of commission members; providing

for development of a budget request; creating s. 383.0114, F.S.; providing for community-based programs to encourage responsible fatherhood; amending s. 415.504, F.S.; requiring child abuse investigators to inform the subjects of investigations of both the right to an attorney and ways information provided by the subject may be used; amending s. 415.51, F.S.; specifying persons who are entitled to access to records in cases of abuse, neglect, or abandonment of a child; providing effective dates.

—a companion measure, was substituted for **CS for SB 2232** and by two-thirds vote read the second time by title.

Senator Bankhead moved the following amendment:

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

Section 1. Section 383.0112, Florida Statutes, is created to read:

383.0112 The Commission on Responsible Fatherhood; purpose; principles and responsibilities.—The purpose of the Commission on Responsible Fatherhood is to raise awareness of the problems created when a child grows up without the presence of a responsible father, to identify obstacles that impede or prevent the involvement of responsible fathers in the lives of their children, and to identify strategies that are successful in encouraging responsible fatherhood.

(1) PRINCIPLES.—The following principles shall guide the work of the commission:

(a) The historically low expectations held about fathers must change in all areas of society, and responsible fathers must be encouraged to be full partners in parenting their children.

(b) Networks of peer support for fathers are an essential part of any successful strategy to connect or reconnect responsible fathers to their children.

(c) Women have a crucial role in promoting and supporting the involvement of responsible fathers in the lives of their children and that role must not be overlooked or diminished.

(d) Family violence must not be tolerated.

(e) Special attention should be focused on interventions aimed at males and females prior to parenthood.

(f) The areas where responsible fathering appear to break down should be addressed. Those areas include, but are not limited to, fathers who are absent from the home and voluntarily do not participate in their children's lives, fathers who have been involuntarily obstructed from participating in the lives of their children, and fathers who are present in the home but are disengaged from their children's lives.

(2) RESPONSIBILITIES.—In order to carry out the purpose of this act, the commission shall:

(a) Compile available information on the extent and implications of the absence of responsible fathers from families.

(b) Identify barriers in both the public and private sectors to responsible fatherhood and make recommendations that pursue the elimination of those barriers.

(c) Identify successful strategies that encourage responsible fatherhood and recommend and promote those which should be recognized, expanded, or replicated.

(d) Identify how existing state and community resources can be used to encourage responsible fatherhood.

(e) Identify strategies to use to meet the needs of children and families when a responsible father is not available for a family.

(f) Work in cooperation with local community-based prenatal and infant health care coalitions as established under the provisions of s. 383.216 to formulate and implement plans to increase the participation of responsible fathers in families.

(g) Sponsor a statewide symposium on the issue of responsible fatherhood no later than December 1997.

(h) Present a report to the Governor, with copies to the Speaker of the House, the President of the Senate, and the Chief Justice of the Supreme Court annually, with the first report presented no later than December 31, 1996.

Section 2. Section 383.0113, Florida Statutes, is created to read:

383.0113 Commission on Responsible Fatherhood; creation; membership; powers and duties.—There is created the Commission on Responsible Fatherhood in the Department of Health and Rehabilitative Services.

(1) The commission shall consist of not more than 25 members, as follows:

(a) Seven members to be appointed by the Governor.

(b) The executive director of the Florida Center for Children and Youth or the director's designee.

(c) The executive director of the Florida Coalition Against Domestic Violence or the director's designee.

(d) A judge, to be appointed by the Chief Justice of the Supreme Court.

(e) A representative of Healthy Start, to be chosen by the Florida Association of Healthy Start Coalitions.

(f) Two members of the House of Representatives, to be appointed by the Speaker.

(g) Two members of the Senate, to be appointed by the President.

(h) A representative from the Florida Association of Deans and Directors of Schools and departments of social work from Florida colleges and universities.

(i) A representative of the Florida chapter of the National Congress for Fathers and Children.

(j) A representative of Men Against Destruction, Defending Against Drugs and Social Disorder (MAD DADS).

(k) A representative of the Family Law Section of The Florida Bar Association.

(l) A representative of the American Association of Retired Persons.

(m) A representative of the Florida Chamber of Commerce.

(n) A representative from the Florida Family Council.

(o) Three additional members to be appointed by the other members of the commission based on specific needs.

(2) Technical assistance will be provided to the commission by the following:

(a) The Secretary of Health and Rehabilitative Services, or the secretary's designee.

(b) The Commissioner of Education, or the commissioner's designee.

(c) The Secretary of Labor and Employment Security, or the secretary's designee.

(d) The executive director of the Department of Revenue, or the director's designee. The designee must have experience with child support enforcement programs.

(e) A representative of The Parent Network of Florida.

Per diem and travel expenses for the individuals providing technical assistance is to be provided from the budgets of the agencies in which they are employed.

(3) All members of the commission, other than the Governor's appointments and the commission's appointments, must be appointed within 30 days after this act becomes law. The appointments of the Governor shall be made 30 days after the other appointments, to allow

for the composition of the commission to be broadly reflective of the public. The chairperson and vice chairperson of the commission shall be appointed by the Governor. The commission is encouraged to appoint subcommittees, including regional subcommittees, that include citizens who are knowledgeable in a subject area but who are not members of the commission and who may not vote on the final report and recommendations of the commission, but may submit reports and recommendations for review by the commission and may be invited to testify to the commission by a member of the commission.

(4) The commission shall hold its first meeting within 30 days after the initial appointments, other than the Governor's and the commission's appointments, are made. Members of the commission shall serve without compensation but shall be allowed per diem and travel expenses, as provided in s. 112.061. Per diem and travel expenses of members of the commission employed by the State of Florida are to be provided from the budgets of those employing agencies. Members of the commission who serve as members of the Legislature are to be reimbursed from the legislative budget.

(5) The commission shall meet as the resources of the commission allow.

(6) The Florida Inter-University Consortium for Child and Family Studies shall serve as support staff to the commission and shall act at the direction of the commission to carry out such functions of the commission as the commission directs within the resources of the commission.

(7) The commission shall have the authority to apply for grants and accept private contributions.

(8) The commission is assigned to the Department of Health and Rehabilitative Services for administrative and fiscal accountability purposes, but it shall otherwise function independently of the control, supervision, and direction of the department.

(9) The Governor may remove any member of the commission for cause.

(10) The commission shall develop a budget pursuant to the provisions of chapter 216. The budget is not subject to change by the department staff after it has been approved by the commission, but it shall be transmitted to the Governor along with the budget of the department.

Section 3. Section 402.17, Florida Statutes, is amended to read:

402.17 Claims for care and maintenance; trust property.—The Department of Health and Rehabilitative Services shall protect the financial interest of the state with respect to claims *that* ~~which~~ the state may have for the care and maintenance of clients of the department. The department shall, *as trustee,* hold in trust and administer money of clients and property designated for the personal benefit of clients. *The department shall act as trustee of clients' money and property entrusted to it in accordance with the usual fiduciary standards applicable generally to trustees, and shall act to protect both the short-term and long-term interests of the clients for whose benefit it is holding such money and property.*

(1) CLAIMS FOR CARE AND MAINTENANCE.—

(a) The department shall perform the following acts:

1. Receive and supervise the collection of sums due the state.

2. Bring any court action necessary to collect any claim the state may have against any client, former client, guardian of any client or former client, executor or administrator of the client's estate, or any person against whom any client or former client may have a claim.

3. Obtain a copy of any inventory or appraisal of the client's property filed with any court.

4. Obtain from the Social and Economic Services Program Office a financial status report on any client or former client, including the ability of third parties responsible for such client to pay all or part of the cost of the client's care and maintenance.

5. Petition the court for appointment of a guardian or administrator for an otherwise unrepresented client or former client should the financial status report or other information indicate the need for such action. The cost of any such action shall be charged against the assets or estate of the client.

6. Represent the interest of the state in any litigation in which a client or former client is a party.

7. File claims with any person, firm, or corporation or with any federal, state, county, district, or municipal agency on behalf of an unrepresented client.

8. Represent the state in the settlement of the estates of deceased clients or in the settlement of estates in which a client or a former client against whom the state may have a claim has a financial interest.

9. Establish procedures by rule for the use of amounts held in trust for the client to pay for the cost of care and maintenance, if such amounts would otherwise cause the client to become ineligible for services which are in the client's best interests.

(b) The Department of Health and Rehabilitative Services may charge off accounts if it certifies that the accounts are uncollectible after diligent efforts have been made to collect them. If the department certifies an account to the Department of Banking and Finance, setting forth the circumstances upon which it predicates the uncollectibility, and if, pursuant to s. 17.04, the Department of Banking and Finance concurs, the account shall be charged off.

(2) MONEY OR OTHER PROPERTY RECEIVED FOR PERSONAL USE OR BENEFIT OF ANY CLIENT.—The department shall perform the following acts:

(a) Accept and administer in trust, *as a trustee having a fiduciary responsibility to a client of the department,* any money or other property received for personal use or benefit of *that* ~~any~~ client. *In the case of children in the legal custody of the department, following the termination of the parental rights as to that client, until such client leaves the legal custody of the department due to the client's adoption or because the client attains the age of 18 or, in the case of children who are otherwise in the custody of the department, the court having jurisdiction over such client shall have jurisdiction, upon application of the department or other interested party, to review or approve any extraordinary action of the department acting as trustee as to the client's money or other property. When directed by a court of competent jurisdiction, the department may further hold money or property of a person under the age of 18 who has been in the care, custody, or control of the department and who is the subject of a court proceeding during the pendency of that proceeding.*

(b) Deposit the money in banks qualified as state depositories, or in any bank, credit union, or savings and loan association authorized to do business in this state, provided moneys so deposited or held by such institutions are fully insured by a federal depository or share insurance program, or an approved state depository or share insurance program, and are available on demand.

(c) Withdraw the money and use it to meet current needs of clients. For purposes of this paragraph, "current needs" includes payment of fees assessed under s. 402.33. *The amount of money withdrawn by the department to meet current needs of a client shall take into account the need of the department, as the trustee of a client's money and property, to provide for the long-term needs of a client, including, but not limited to, providing for the need of a client under the age of 18 to have financial resources available to be able to function as an adult upon reaching the age of 18, or meeting the special needs of a client who has a disability and whose special needs cannot otherwise be met by any form of public assistance or family resources, or maintaining the client's eligibility for public assistance, including medical assistance, under state or federal law.*

(d) As trustee, invest in the manner authorized by law for fiduciaries money not used for current needs of clients. Such investments may include, but shall not be limited to, investments in savings share accounts of any credit union chartered under the laws of the United States and doing business in this state, and savings share accounts of any credit union chartered under the laws of this state, provided the credit union is insured under the federal share insurance program or an approved state share insurance program.

(3) DEPOSIT OF FUNDS RECEIVED.—Funds received by the Department of Health and Rehabilitative Services in accordance with s.

402.33 shall be deposited into a trust fund for the operation of the department.

(4) DISPOSITION OF UNCLAIMED TRUST FUNDS.—Upon the death of any client affected by the provisions of this section, any unclaimed money held in trust by the department or by the Treasurer for him or her shall be applied first to the payment of any unpaid claim of the state against the client, and any balance remaining unclaimed for a period of 1 year shall escheat to the state as unclaimed funds held by fiduciaries.

(5) LEGAL REPRESENTATION.—To the extent that the budget will permit, the Department of Legal Affairs shall furnish the legal services to carry out the provisions of this section. Upon the request of the Department of Health and Rehabilitative Services, the various state and county attorneys shall assist in litigation within their jurisdiction. Such department may retain legal counsel for necessary legal services which cannot be furnished by the Department of Legal Affairs and the various state and county attorneys.

(6) DEPOSIT OR INVESTMENT OF FUNDS OF CLIENTS.—

(a) The Department of Health and Rehabilitative Services may deposit any funds of clients in its possession in any bank in the state or may invest or reinvest such funds in bonds or obligations of the United States for the payment of which the full faith and credit of the United States is pledged. For purposes of deposit only, the funds of any client may be mingled with the funds of any other clients.

(b) The interest or increment accruing on such funds shall be the property of the clients and shall be used or conserved for the personal use or benefit of the individual client, *in accordance with the department's fiduciary responsibility as a trustee for the money and property of the client held by the department.* Such interest shall not accrue to the general welfare of all clients. *Whenever any proposed action of the department, acting in its own interest, may conflict with the department's obligation as a trustee with a fiduciary responsibility to the client, the department shall promptly present the matter to a court of competent jurisdiction for the court's determination as to what action the department may take.* The department shall establish rules governing reasonable fees for the cost of administering such accounts and for establishing the minimum balance eligible to earn interest.

(7) DISPOSITION OF MONEY AND PROPERTY OF CLIENTS UPON ATTAINING AGE 18 OR DISCHARGE FROM CARE, CUSTODY, CONTROL, OR SERVICES OF THE DEPARTMENT.—

(a) Whenever a client of the department for whom the department is holding money or property as a trustee attains the age of 18, and thereby will no longer be in the legal custody of the department, the department shall promptly disburse such money and property of the client the department has held as a trustee to that client, or as that client directs, as soon as practicable once the client attains the age of 18.

(b) Whenever a client of the department over the age of 18 for whom the department is holding money or property as a trustee no longer requires the care, custody, control, or services of the department, the department shall promptly disburse such money and property of the client the department has held as a trustee to that client, or as that client or a court directs, as soon as practicable.

(c) When a client under the age of 18 who has been in the legal custody, care, or control of the department and for whom the department is holding money or property as a trustee attains the age of 18 and has a physical or mental disability, or is otherwise incapacitated or incompetent to handle that client's own financial affairs, the department shall apply for a court order from a court of competent jurisdiction to establish a trust on behalf of that client. Where there is no willing relative of the client acceptable to the court available to serve as trustee of such proposed trust, the court may enter an order authorizing the department to serve as trustee of a separate trust under such terms and conditions as the court determines appropriate to the circumstances.

(d) When a client under the age of 18 who has been in the legal custody, care, or control of the department and for whom the department is holding money or property as a trustee leaves the care, custody, and control of the department due to adoption or placement of the client with a relative, or as otherwise directed by a court of competent jurisdiction, the department shall notify that court of the existence of the money and property in the possession of the department either prior to, or promptly after, receiving knowledge of the change of custody, care, or control. The department shall apply for an order from the court exercising jurisdiction over the client to direct the disposition of the money and property belonging to that client. The court order may establish a trust in which the money and property of the client will be deposited, appoint a guardian of a property as to the money or property of the client, or direct the creation of a Uniform Gifts to Minors Act account on behalf of that client, as the court finds appropriate and under the terms and conditions the court determines appropriate to the circumstances.

Section 4. Subsections (2) and (3) of section 402.181, Florida Statutes, are amended to read:

402.181 State Institutions Claims Fund.—

(2) Claims for restitution may be filed with the Department of Legal Affairs at its office in accordance with regulations prescribed by the Department of Legal Affairs. The Department of Legal Affairs shall have full power and authority to hear, investigate, and determine all questions in respect to such claims and is authorized to pay individual claims up to $1,000 *or, with respect to children in foster care and their families, individual claims up to $1,500.* Claims in excess of *these amounts* ~~this amount~~ shall continue to require legislative approval.

(3)*(a)* The Department of Legal Affairs shall make or cause to be made such investigations as it considers necessary in respect to such claims. Hearings shall be held in accordance with chapter 120.

(b) The Department of Legal Affairs shall work with the Department of Health and Rehabilitative Services, the Department of Juvenile Justice, and the Department of Corrections to streamline the process of investigations, hearings, and determinations with respect to claims under this section, to ensure that eligible claimants receive restitution within a reasonable time.

Section 5. Section 409.1671, Florida Statutes, is amended to read:

409.1671 Foster care *and related services; privatization* ~~program contract option~~.—

(1) It is the intent of the Legislature to encourage the Department of Health and Rehabilitative Services to contract with competent community-based agencies to provide foster care and related services. By privatizing these services, the support and commitment of communities to the reunification of families and care of children and their families will be strengthened, and efficiencies as well as increased accountability will be gained. These services may include family preservation, protective supervision, independent living, emergency shelter, residential group care, foster care, therapeutic foster care, intensive residential treatment, post-adjudication legal services, foster care supervision, post-adjudication case management, post-placement supervision, permanent foster care, family reunification, the filing of a petition for the termination of parental rights, and adoption.

(2) The department may contract for the delivery, administration, or management of protective services, ~~family preservation services, family reunification services,~~ *the services specified in subsection (1) relating to* foster care ~~services~~, and other related services or programs, as appropriate. The department shall retain responsibility for the quality of contracted services and programs and shall ensure that services are delivered in accordance with *applicable federal and state statutes and regulations* ~~department policies and that case plans meet all applicable standards and requirements~~.

(3)(a) The department shall establish a quality-assurance program for the privatization of services. The quality-assurance program must include standards for each specific component of these services. The department shall establish minimum thresholds for each component. Each program operated pursuant to contract with a community-based agency must be evaluated annually by the department or by an objective competent entity designated by the department under the provisions of the quality-assurance program. The department shall submit an annual report regarding quality performance, outcome measure attainment, and cost efficiency to the President of the Senate, the Speaker of the House of Representatives, the Minority leader of each house of the Legislature, and the Governor no later than January 31 of each year, beginning in 1998. The quality-assurance program must be funded through administrative savings generated by this act.

(b) The department shall establish and operate a comprehensive system to measure and report annually the outcomes and effectiveness of the services that have been privatized. The department shall use these findings in making recommendations to the Governor and the Legislature for future program and funding priorities in the child welfare system.

(4)(a) The community-based agency must comply with statutory requirements and agency regulations in the provision of contractual services. Each foster home, therapeutic foster home, emergency shelter, or other placement facility operated by the community-based agency must be licensed by the Department of Health and Rehabilitative Services under chapter 402 or chapter 409. Each community-based agency must be licensed as a child caring or child placing agency by the department under chapter 409.

(b) A community-based agency providing contractual services under this section may be issued a medicaid provider number pursuant to s. 409.907 to enable the agency to maximize federal support for these services under the state's Medicaid plan. A community-based agency must also participate in and cooperate with any federal program that will assist in the maximization of federal support for those services, as directed by the department.

(5) Beginning in fiscal year 1996-1997, the Department of Health and Rehabilitative Services shall establish a minimum of 4 model programs. These models must be established in the department's districts 1, 4, and 13, and in sub-district 8A, and within 3 years shall include the management and administration of all the services found in subsection (1), except for funds necessary to manage the contract. Each district and subdistrict that participates in the model program effort or any future privatization effort as described in this section must thoroughly analyze and report the complete direct and indirect costs of delivering these services through the department and the full cost of privatization, including the cost of monitoring and evaluating the contracted services.

Section 6. Subsections (3) and (11) of section 409.175, Florida Statutes, are amended to read:

409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies.—

(3)(a) *Except as provided in s. 409.176,* a person, family foster home, or residential child-caring agency shall not receive a child for continuing full-time care or custody unless such person, home, or agency has first procured a license from the department to provide such care. This requirement does not apply to a person who is a relative of the child by blood, marriage, or adoption or to a legal guardian, a person who has received the child from the department, a licensed child-placing agency, or an intermediary for the purposes of adoption pursuant to chapter 63.

(b) A person or agency, other than a parent or legal guardian of the child or an intermediary as defined in s. 63.032, shall not place or arrange for the placement of a child in a family foster home, residential child-caring agency, or adoptive home unless such person or agency has first procured a license from the department to do so *or, for the purpose of placing or arranging for the placement of a child in a family foster home, is registered as a child-caring agency under s. 409.176.*

(11)(a) It is unlawful for any person or agency to:

1. Provide continuing full-time care for or to receive or place a child apart from his parents in a residential group care facility, family foster home, or adoptive home without a valid license issued by the department if such license is required by subsection *(3)*~~(4)~~; or

2. Make a willful or intentional misstatement on any license application or other document required to be filed in connection with an application for a license.

(b) It is unlawful for any person, agency, summer day camp, or summer 24-hour camp providing care for children to:

1. Willfully or intentionally fail to comply with the requirements for the screening of personnel or the dismissal of personnel found not to be in compliance with the requirements for good moral character as specified in paragraph (4)(a).

2. Use information from the criminal records or central abuse registry obtained under this section for any purpose other than screening a person for employment as specified in this section or to release such information to any other person for any purpose other than screening for employment as specified in this section. ~~This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

(c) It is unlawful for any person, agency, summer day camp, or summer 24-hour camp providing care for children to use information from the juvenile records of any person obtained under this section for any purpose other than screening for employment as specified in this section or to release information from such records to any other person for any purpose other than screening for employment as specified in this section. ~~This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

(d)1. A first violation of paragraph (a) or paragraph (b) is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

2. A second or subsequent violation of paragraph (a) or paragraph (b) is a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083.

3. A violation of paragraph (c) is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

~~These exemptions are subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

Section 7. Section 409.176, Florida Statutes, is amended to read:

409.176 Registration of residential child-caring agencies *and family foster homes.*—

(1)(a) *A* ~~No~~ residential child-caring agency *or family foster home may not* ~~shall~~ receive a child for continuing full-time care or custody, *and a residential child-caring agency may not place a child for full-time continuing care or custody in a family foster home,* unless *it* ~~such agency~~ has first registered with an association that is certified by a Florida statewide child care organization which was in existence on January 1, 1984, and which publishes, and requires compliance with, its standards and files copies thereof with the department as provided in paragraph (5)(b). For purposes of this section, such an association shall be referred to as the "qualified association."

(b) For the purposes of this section, the terms "child," *"family foster home,"* "screening," and "residential child-caring agency" are defined as provided in s. 409.175(2), and the terms "personnel," "operator," and "owner" as they pertain to "residential child-caring agency" are defined as provided in s. 409.175.

(c) As used in this section, the term "facility" means a residential child-caring agency or a family foster home.

(2)(a) Registration shall consist of annually filing with the qualified association, on forms provided by the qualified association, the name and address of the facility; the capacity of, and the number of children being cared for in, the facility; the names and addresses of the officers and the board of directors or other governing body of the organization, *if applicable*; the name of the officer or person in charge of the facility; and proof that the facility is in compliance with the minimum fire, health, sanitary, and safety standards required by applicable state law or local ordinance and in compliance with the requirements for screening of personnel in s. 409.175 *and chapter 435.* A separate registration form shall be filed for each such facility.

(b) As part of the registration application, each child-caring agency *and each family foster home* shall annually provide to the qualified association the names and ages of children being cared for in the facility; the names of children who have been received from out of state or who have been sent out of state during the past calendar year; the names of children who have left the facility during the past year, the lengths of their stays, and the nature of the placements; the names of all personnel; and proof that the facility is in compliance with published minimum standards that are filed with the department under the provisions of paragraph (5)(b). The agency shall also attest to the good moral character of the personnel of the facility by providing proof of compliance with the screening requirements of s. 409.175 *and chapter 435* and provide the name of any member of the staff having a prior felony conviction.

(c) Upon verification that all requirements for registration have been met, the qualified association shall issue without charge a certificate of registration valid for 1 year.

(3) Access shall be provided at reasonable times for the appropriate state and local officials responsible for the maintenance of fire, health, sanitary, and safety standards to inspect the facility to assure such compliance.

(4) Facilities licensed under the provisions of s. 409.175 shall be classified as "Type I" facilities. Facilities registered under the provisions of this section shall be classified as "Type II" facilities.

(5) The licensing provisions of s. 409.175 do not apply to a facility operated by an organization *that* ~~which~~:

(a) Is a religious organization *that* ~~which~~ does not directly receive state or federal funds *or is a family foster home that is associated with such an organization and does not directly receive state or federal funds.*

(b) Is certified by a Florida statewide child care organization which was in existence on January 1, 1984, and which publishes, and requires compliance with, its standards and files copies thereof with the department. Such standards shall be in substantial compliance with published minimum standards that similar licensed child-caring *agencies or family foster homes* ~~facilities~~ are required to meet, *as determined by the department,* with the exception of those standards of a curricular or religious nature and those relating to staffing or financial stability. *Once the department has determined that the standards for child-caring agencies or family foster homes are in substantial compliance with minimum standards that similar facilities are required to meet, the standards do not have to be resubmitted to the department unless a change occurs in the standards.* Any changes in the standards shall be provided to the department within 10 days of their adoption.

(c) Has been issued a certificate of registration by the qualified association.

(6) Each child served by a Type II facility shall be covered by a written contract, executed at the time of admission or prior thereto, between the facility and the parent, legal guardian, or person having legal custody of the child. Such person shall be given a copy of the contract at the time of its execution, and the facility shall retain the original contract. Each contract shall:

(a) Enumerate the basic services and accommodations provided by the facility.

(b) State that the facility is a Type II facility.

(c) Contain the address and telephone number of the qualified association.

(d) Specify the charges, if any, to the parent, legal guardian, or person having legal custody of the child.

(e) Contain a clear statement regarding disciplinary procedures.

(f) State that the goal of the facility is to return the child it serves to the parent, legal guardian, or person having legal custody of the child, within 1 year from the time the child enters the facility.

A copy of the contract signed by the parent, legal guardian, or person having legal custody of the child shall be filed with the qualified association within 10 days after the child enters the facility.

(7) Any *facility* ~~agency~~ registered under the provisions of this section shall notify the department immediately if it has in its care a child with serious developmental disabilities or a physical, emotional, or mental handicap for which the *facility is* ~~agency or member agencies are~~ not qualified or able to provide treatment.

(8) The provisions of chapters 415 and 827 regarding child abuse and neglect and the provisions of s. 409.175 *and chapter 435* regarding screening apply to any facility registered under this section.

(9) The qualified association may deny, suspend, or revoke the registration of a Type II facility which:

(a) Fails to comply with this section;

(b) Is found to have willfully or intentionally provided false or misleading information in its registration forms or service contracts; or

(c) Violates the provisions of chapter 415 or chapter 827 regarding child abuse and neglect or the provisions of s. 409.175 *or chapter 435* regarding screening.

The qualified association shall notify the department within 10 days of the suspension or revocation of the registration of any Type II facility registered under this section.

(10)(a) The qualified association shall notify the department when the qualified association finds there is a violation of any of the provisions of this section which threatens harm to any child or which constitutes an emergency requiring immediate action.

(b) The qualified association shall notify the department when the qualified association finds, within 30 days after written notification by registered mail of the requirement for registration, that a person or *facility* ~~agency~~ continues to care for children without a certificate of registration. The department shall notify the appropriate state attorney of the violation of law and, if necessary, shall institute a civil suit to enjoin the person or *facility* ~~agency~~ from continuing the care of children.

(c) The department may institute injunctive proceedings in a court of competent jurisdiction to:

1. Enforce the provisions of this section; or

2. Terminate the operation of *a facility* ~~an agency~~ in which any of the conditions described in paragraph (a) or paragraph (b) exist.

Such injunctive relief may be temporary or permanent.

(11)(a) The department is authorized to seek compliance with the registration requirements of this section to the fullest extent possible by reliance on administrative sanctions and civil actions.

(b) If the department determines that a person or *facility* ~~agency~~ is caring for a child without a valid certificate of registration issued by the qualified association or has made a willful or intentional misstatement on any registration application or other document required to be filed in connection with an application for a certificate of registration, the qualified association, as an alternative to or in conjunction with an administrative action against such person or *facility* ~~agency~~, shall make a reasonable attempt to discuss each violation with, and recommend corrective action to, the person or the administrator of the *facility* ~~agency~~, prior to written notification thereof. ~~Instead of fixing a period within which the person or agency must enter into compliance with the registration requirements, the qualified association may request a plan of corrective action from the person or agency that demonstrates a good faith effort to remedy each violation by a specific date, subject to the approval of the qualified association.~~

(c) Any action taken to correct a violation shall be documented in writing by the person or administrator of the *facility* ~~agency~~ and verified by the qualified association.

(d) If the person or *facility* ~~agency~~ has failed to remedy each violation by the specific date agreed upon with the qualified association, the qualified association shall notify the department which shall within 30 days notify the person or *facility* ~~agency~~ by certified mail of its intention to refer the violation or violations to the office of the state attorney.

(e) If the person or *facility* ~~agency~~ fails to come into compliance with the registration requirements within 30 days of written notification, ~~it is the intent of the Legislature that~~ the qualified association shall notify the department which shall within 30 days refer the violation or violations to the office of the state attorney.

(12) It is unlawful for any person or *facility* ~~agency~~ to:

(a) Provide continuing full-time care for or to receive or place a child apart from his parents in a residential group care facility *or a family foster home* without a valid certificate of registration issued by the qualified association if such certificate is required by subsection (1).

(b) Make a willful or intentional misstatement on any registration application or other document required to be filed in connection with an application for registration.

(c) Willfully or intentionally fail to comply with the requirements for the screening of personnel or the dismissal of personnel found not to be in compliance with the requirements for good moral character as specified in paragraph (2)(b).

(d) Use information from the criminal records ~~or central abuse registry~~ obtained under s. 409.175 or this section for any purpose other than screening a person for employment as specified in *chapter 435,* s. 409.175, or this section or to release such information to any other person for any purpose other than screening for employment as specified in *chapter 435,* s. 409.175, or this section.

(e) Use information from the juvenile records of any person obtained under *chapter 435,* s. 409.175, or this section for any purpose other than screening for employment as specified in *chapter 435,* s. 409.175, or this section or to release information from such records to any other person for any purpose other than screening for employment as specified in *chapter 435,* s. 409.175, or this section.

A first violation of paragraph (a), paragraph (b), paragraph (c), or paragraph (d) is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. A second or subsequent violation of paragraph (a), paragraph (b), paragraph (c), or paragraph (d) is a felony of the third degree, punishable as provided in s. 775.082 or s. 775.083. A violation of paragraph (e) is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. ~~The exemptions provided by this subsection are subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

(13) Any facility registered or meeting the requirements of registration under this section may apply for a license under this chapter. A facility which has applied for and received a license is no longer eligible to operate under the provisions of *this section* ~~subsection (5)~~.

(14) Registration under this section, including the issue of substantial compliance with published minimum standards that similar licensed child-caring facilities *or family foster homes* are required to meet, as provided in paragraph (5)(b), is subject to the provisions of chapter 120.

(15) The qualified association issuing certificates of registration for Type II facilities under this section shall annually report to the department the number of Type II facilities registered during the most recent calendar year, the names and addresses of the facilities, the name of each facility's administrator, and the total number of children served by each facility during the calendar year.

Section 8. Paragraph (c) of subsection (4) of section 415.504, Florida Statutes, is amended to read:

415.504 Mandatory reports of child abuse or neglect; mandatory reports of death; central abuse hotline.—

(4)

(c) Upon commencing an investigation under this part, the child protective investigator shall inform any subject of the investigation of the following:

1. The names of the investigators and identifying credentials from the department.

2. The purpose of the investigation.

3. The right to obtain his or her own attorney and ways that the information provided by the subject may be used.

Section 9. Paragraph (e) of subsection (2) of section 415.51, Florida Statutes, is amended to read:

415.51 Confidentiality of reports and records in cases of child abuse or neglect.—

(2) Access to such records, excluding the name of the reporter which shall be released only as provided in subsection (9), shall be granted only to the following persons, officials, and agencies:

(a) Employees or agents of the department responsible for carrying out child or adult protective investigations, ongoing child or adult protective services, or licensure or approval of adoptive homes, foster homes, or other homes used to provide for the care and welfare of children. Also, employees or agents of the Department of Juvenile Justice responsible for the provision of services to children, pursuant to parts II and IV of chapter 39.

(b) Criminal justice agencies of appropriate jurisdiction.

(c) The state attorney of the judicial circuit in which the child resides or in which the alleged abuse or neglect occurred.

(d) The parent or custodian of any child who is alleged to have been abused, neglected, or abandoned. This access shall be made available no later than 30 days after the department receives the initial report of abuse, neglect, or abandonment. However, any information otherwise made confidential or exempt by law shall not be released pursuant to this paragraph.

(e) Any person *accused* ~~identified~~ in the report as having caused the abuse, neglect, or abandonment of a child. This access shall be made available no later than 30 days after the department receives the initial report of abuse, neglect, or abandonment. However, any information otherwise made confidential or exempt by law shall not be released pursuant to this paragraph.

(f) A court upon its finding that access to such records may be necessary for the determination of an issue before the court; however, such access shall be limited to inspection in camera, unless the court determines that public disclosure of the information contained therein is necessary for the resolution of an issue then pending before it.

(g) A grand jury, by subpoena, upon its determination that access to such records is necessary in the conduct of its official business.

(h) Any appropriate official of the department responsible for:

1. Administration or supervision of the department's program for the prevention, investigation, or treatment of child abuse, abandonment, or neglect when carrying out his official function; or

2. Taking appropriate administrative action concerning an employee of the department alleged to have perpetrated institutional child abuse or neglect.

(i) Any person engaged in bona fide research or audit purposes. However, no information identifying the subjects of the report shall be made available to the researcher.

(j) The Division of Administrative Hearings for purposes of any administrative challenge.

(k) Any appropriate official of the human rights advocacy committee investigating a report of known or suspected child abuse, abandonment, or neglect, the Auditor General for the purpose of conducting preliminary or compliance reviews pursuant to s. 11.45, or the guardian ad litem for the child as defined in s. 415.503.

(l) Employees or agents of an agency of another state that has comparable jurisdiction to the jurisdiction described in paragraph (a).

(m) The Public Employees Relations Commission for the sole purpose of obtaining evidence for appeals filed pursuant to s. 447.207. Records may be released only after deletion of all information which specifically identifies persons other than the employee.

~~These exemptions are subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

Section 10. Paragraph (a) of subsection (4) of section 943.0585, Florida Statutes, is amended to read:

943.0585 Court-ordered expunction of criminal history records.—The courts of this state have jurisdiction over their own procedures, including the maintenance, expunction, and correction of judicial records containing criminal history information to the extent such procedures are not inconsistent with the conditions, responsibilities, and duties established by this section. Any court of competent jurisdiction may order a criminal justice agency to expunge the criminal history record

of a minor or an adult who complies with the requirements of this section. The court shall not order a criminal justice agency to expunge a criminal history record until the person seeking to expunge a criminal history record has applied for and received a certificate of eligibility for expunction pursuant to subsection (2). A criminal history record that relates to a violation of chapter 794, s. 800.04, s. 817.034, s. 827.071, chapter 839, s. 893.135, or a violation enumerated in s. 907.041 may not be expunged, without regard to whether adjudication was withheld, if the defendant was found guilty of or pled guilty or nolo contendere to the offense, or if the defendant, as a minor, was found to have committed, or pled guilty or nolo contendere to committing, the offense as a delinquent act. The court may only order expunction of a criminal history record pertaining to one arrest or one incident of alleged criminal activity, except as provided in this section. The court may, at its sole discretion, order the expunction of a criminal history record pertaining to more than one arrest if the additional arrests directly relate to the original arrest. If the court intends to order the expunction of records pertaining to such additional arrests, such intent must be specified in the order. A criminal justice agency may not expunge any record pertaining to such additional arrests if the order to expunge does not articulate the intention of the court to expunge a record pertaining to more than one arrest. This section does not prevent the court from ordering the expunction of only a portion of a criminal history record pertaining to one arrest or one incident of alleged criminal activity. Notwithstanding any law to the contrary, a criminal justice agency may comply with laws, court orders, and official requests of other jurisdictions relating to expunction, correction, or confidential handling of criminal history records or information derived therefrom. This section does not confer any right to the expunction of any criminal history record, and any request for expunction of a criminal history record may be denied at the sole discretion of the court.

(4) EFFECT OF CRIMINAL HISTORY RECORD EXPUNCTION.—Any criminal history record of a minor or an adult which is ordered expunged by a court of competent jurisdiction pursuant to this section must be physically destroyed or obliterated by any criminal justice agency having custody of such record; except that any criminal history record in the custody of the department must be retained in all cases. A criminal history record ordered expunged that is retained by the department is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution and not available to any person or entity except upon order of a court of competent jurisdiction. A criminal justice agency may retain a notation indicating compliance with an order to expunge. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

(a) The person who is the subject of a criminal history record that is expunged under this section or under other provisions of law, including former s. 893.14, former s. 901.33, and former s. 943.058, may lawfully deny or fail to acknowledge the arrests covered by the expunged record, except when the subject of the record:

1. Is a candidate for employment with a criminal justice agency;

2. Is a defendant in a criminal prosecution;

3. Concurrently or subsequently petitions for relief under this section or s. 943.059;

4. Is a candidate for admission to The Florida Bar;

5. Is seeking to be employed or licensed by or to contract with the Department of Health and Rehabilitative Services or to be employed or used by such contractor or licensee in a sensitive position having direct contact with children, the developmentally disabled, the aged, or the elderly as provided in s. 39.076, s. 110.1127(3), s. 393.063(14), s. 394.455(20), s. 397.451, s. 402.302(8), s. 402.313(3), s. 409.175(2)*(i)*~~(h)~~, s. 415.102(4), s. 415.1075(4), or chapter 400; or

6. Is seeking to be employed or licensed by the Office of Teacher Education, Certification, Staff Development, and Professional Practices of the Department of Education, any district school board, or any local governmental entity that licenses child care facilities.

Section 11. Paragraph (a) of subsection (4) of section 943.059, Florida Statutes, is amended to read:

943.059 Court-ordered sealing of criminal history records.—The courts of this state shall continue to have jurisdiction over their own procedures, including the maintenance, sealing, and correction of judicial records containing criminal history information to the extent such procedures are not inconsistent with the conditions, responsibilities, and duties established by this section. Any court of competent jurisdiction may order a criminal justice agency to seal the criminal history record of a minor or an adult who complies with the requirements of this section. The court shall not order a criminal justice agency to seal a criminal history record until the person seeking to seal a criminal history record has applied for and received a certificate of eligibility for sealing pursuant to subsection (2). A criminal history record that relates to a violation of chapter 794, s. 800.04, s. 817.034, s. 827.071, chapter 839, s. 893.135, or a violation enumerated in s. 907.041 may not be sealed, without regard to whether adjudication was withheld, if the defendant was found guilty of or pled guilty or nolo contendere to the offense, or if the defendant, as a minor, was found to have committed or pled guilty or nolo contendere to committing the offense as a delinquent act. The court may only order sealing of a criminal history record pertaining to one arrest or one incident of alleged criminal activity, except as provided in this section. The court may, at its sole discretion, order the sealing of a criminal history record pertaining to more than one arrest if the additional arrests directly relate to the original arrest. If the court intends to order the sealing of records pertaining to such additional arrests, such intent must be specified in the order. A criminal justice agency may not seal any record pertaining to such additional arrests if the order to seal does not articulate the intention of the court to seal records pertaining to more than one arrest. This section does not prevent the court from ordering the sealing of only a portion of a criminal history record pertaining to one arrest or one incident of alleged criminal activity. Notwithstanding any law to the contrary, a criminal justice agency may comply with laws, court orders, and official requests of other jurisdictions relating to sealing, correction, or confidential handling of criminal history records or information derived therefrom. This section does not confer any right to the sealing of any criminal history record, and any request for sealing a criminal history record may be denied at the sole discretion of the court.

(4) EFFECT OF CRIMINAL HISTORY RECORD SEALING.—A criminal history record of a minor or an adult which is ordered sealed by a court of competent jurisdiction pursuant to this section is confidential and exempt from the provisions of s. 119.07(1) and s. 24(a), Art. I of the State Constitution and is available only to the person who is the subject of the record, to the subject's attorney, to criminal justice agencies for their respective criminal justice purposes, or to those entities set forth in subparagraphs (a)1., 4., 5., and 6. for their respective licensing and employment purposes. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

(a) The subject of a criminal history record sealed under this section or under other provisions of law, including former s. 893.14, former s. 901.33, and former s. 943.058, may lawfully deny or fail to acknowledge the arrests covered by the sealed record, except when the subject of the record:

1. Is a candidate for employment with a criminal justice agency;

2. Is a defendant in a criminal prosecution;

3. Concurrently or subsequently petitions for relief under this section or s. 943.0585;

4. Is a candidate for admission to The Florida Bar;

5. Is seeking to be employed or licensed by or to contract with the Department of Health and Rehabilitative Services or the Department of Juvenile Justice or to be employed or used by such contractor or licensee in a sensitive position having direct contact with children, the developmentally disabled, the aged, or the elderly as provided in s. 39.076, s. 110.1127(3), s. 393.063(14), s. 394.455(20), s. 397.451, s. 402.302(8), s. 402.313(3), s. 409.175(2)*(i)*~~(h)~~, s. 415.102(4), s. 415.103, or chapter 400; or

6. Is seeking to be employed or licensed by the Office of Teacher Education, Certification, Staff Development, and Professional Practices of the Department of Education, any district school board, or any local governmental entity which licenses child care facilities.

Section 12. The Department of Health and Rehabilitative Services shall establish a pilot program in Leon County, in cooperation with various private corporations, in order to provide additional benefits to

children in foster care in the county. The intent of this pilot project is to normalize the foster care experience for these children. The department shall also encourage the establishment, where practicable, of corporations that meet the requirements of s. 501(c)(3) of the Internal Revenue Code, to which for-profit corporations may make donations for the enhancement of foster care programs.

Section 13. The Department of Health and Rehabilitative Services shall form partnerships with the schools of social work of the universities of the state in order to encourage the development of graduates trained to work as child protection staff. The department shall give hiring preferences for child protection staff positions to graduates who have earned bachelor's and master's degrees from these programs with a concentration in child protection. The partnership between the department and the schools of social work shall include, but need not be limited to, modifying existing graduate and undergraduate social work curricula, providing field placements for students into child protection internships in the department, and collaborating in the design and delivery of advanced levels of social work practice.

Section 14. Definitions.—As used in sections 15-17 of this act, the term:

(1) A "supervised visitation program" exists where there is contact between a noncustodial parent and one or more children in the presence of a third person responsible for observing and ensuring the safety of those involved. Supervised visitation programs may also include exchange monitoring of children who are participating in court-ordered visitation programs or exchange monitoring where there has been mutual consent between parties for the purposes of facilitating a visitation.

(2) "Exchange monitoring" means supervision of movement of a child from the custodial to the noncustodial parent at the start of the visit and back to the custodial parent at the end of the visit.

Section 15. Florida Family Visitation Network.—There is created the Florida Family Visitation Network, which shall have the following responsibilities, subject to the availability of resources:

(1) To serve as a clearinghouse on resources and research of supervised visitation programs.

(2) To provide technical assistance and other support services to existing and emerging supervised visitation programs.

(3) To compile a directory of state-supervised visitation programs containing referral information.

(4) To formulate a newsletter for supervised visitation programs.

(5) To organize workshops and conferences that address issues and concerns of supervised visitation programs.

(6) To have the authority to apply for grants and accept private contributions.

(7) To compile data on the use of supervised visitation programs.

Section 16. Florida Family Visitation Task Force.—

(1) There is created the Florida Family Visitation Task Force. The task force shall act as the governing body of the Florida Family Visitation Network for 1 year. In doing so, it shall have the duty of carrying out the responsibilities listed in section 15. It shall also:

(a) Develop the network of supervised visitation programs created in section 15 and encourage the membership of persons and entities interested in the establishment and operation of these programs.

(b) Create bylaws which shall include, but not be limited to, establishing membership criteria and dues, and a permanent governing board for the Florida Family Visitation Network.

(c) Serve as an advisory board for the visitation projects of the Institute of Food and Agricultural Sciences of the University of Florida, established in section 17.

(d) Develop an evaluation instrument that may be used by supervised visitation programs and must be used for the Institute of Food and Agricultural Sciences' visitation projects. This evaluation must include, but is not limited to, the following components:

1. The duration that each family used the supervised visitation program.

2. Whether child support payments were being made by the noncustodial parent before, during, and after the time of service.

3. The impact the supervised visitation programs had on families, such as reunification, termination of parental rights, and continued visitation.

4. The cost per family served by the supervised visitation program.

(e) Prepare a report with recommendations concerning the development of a continuing and expanding network of supervised visitation programs and recommendations concerning the visitation projects of the Institute of Food and Agricultural Sciences to the President of the Senate, the Speaker of the House of Representatives, the Minority Leaders of both houses, the Chief Justice of the Supreme Court, and the Governor, no later than February 1, 1997.

(2) Membership on the Florida Family Visitation Task Force is voluntary. Membership shall be offered to each of the following:

(a) One representative from each established state-supervised visitation program as of the effective date of this act, appointed by the executive director or chief administrator of each program.

(b) One representative from the Department of Health and Rehabilitative Services, appointed by the Secretary of Health and Rehabilitative Services.

(c) One family court judge, appointed by the Chief Justice of the Florida Supreme Court.

(d) One representative of the Florida Coalition Against Domestic Violence, appointed by the Executive Director.

(e) One representative of the Guardian ad Litem Program, appointed by the Chief Justice of the Supreme Court.

(f) Two representatives of law enforcement, one appointed by the President of the Police Chief's Association and one by the Executive Director of the Florida Sheriff's Association.

(g) One representative of the family law section of The Florida Bar, appointed by the President of The Florida Bar.

(h) One representative from the Institute of Food and Agricultural Sciences of the University of Florida, appointed by the chief administrator of the Institute of Food and Agricultural Sciences.

(i) One representative of the State Public Affairs Committee of the Junior League of Florida, appointed by the chairperson of that committee.

(3) Subject to the availability of funds, staffing and technical assistance to the Florida Family Visitation Task Force shall be provided by the Institute for Family Violence Studies at Florida State University.

(4) Members of the Florida Family Visitation Task Force shall serve for a 1-year term to begin 30 days after the effective date of this act.

(5) Members of the Florida Family Visitation Task Force shall serve without compensation, but shall receive per diem and travel expenses to the extent that resources will permit. Members who are employees of state agencies shall receive the per diem and travel expenses from the budgets of their agencies to the extent that their budgets will permit. Members who are not employees of state agencies shall receive per diem and travel expenses from the budget of the Florida Family Visitation Task Force to the extent that resources will permit.

(6) Members of the Florida Family Visitation Task Force should be offered appointment within 30 days after the effective date of this act. The Florida Family Visitation Task Force may appoint subcommittees that include persons who are knowledgeable in a subject area but who are not members of the Florida Family Visitation Task Force and may not vote as such.

(7) The Florida Family Visitation Task Force shall hold its first meeting within 30 days after the appointments are made.

Section 17. Within its existing resources, the Institute of Food and Agricultural Sciences of the University of Florida may establish supervised visitation projects in communities throughout the state.

(1) It is the intent of the Legislature to coordinate the efforts of the Institute of Food and Agricultural Sciences and the Florida Family Visitation Network as follows:

(a) The Florida Family Visitation Task Force shall act as the board of advisers for the Institute of Food and Agricultural Sciences projects.

(b) The Florida Family Visitation Task Force shall develop and administer, in collaboration with the Institute of Food and Agricultural Sciences of the University of Florida, an evaluation instrument as outlined in section 15 and include the results of that instrument in the report required of the Florida Family Visitation Task Force by section 15.

(c) The Institute of Food and Agricultural Sciences of the University of Florida shall take an active role in developing and providing relevant educational activities as a means of strengthening parenting skills.

(2) Any community participating in a visitation project supervised by the Institute of Food and Agricultural Sciences shall provide a local match of $15,000, exclusive of existing county extension funds, to the Institute of Food and Agricultural Sciences and $2,000 to the Institute for Family Violence Studies at Florida State University. The local matching funds provided to the Institute for Family Violence Studies are to be used to carry out the responsibilities under subsection (3) of section 16 of this act. The Institute of Food and Agricultural Sciences has discretion to waive all or part of its portion of the local match.

Section 18. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to child welfare; creating s. 383.0112, F.S.; providing for a Commission on Responsible Fatherhood in the Department of Health and Rehabilitative Services; creating s. 383.0112, F.S.; providing for purpose, guiding principles, and responsibilities of the commission; providing for a report; creating s. 383.0113, F.S.; creating the commission; providing for membership; providing for travel expenses and per diem and reimbursement of members; prescribing powers and duties of the commission; providing for removal of commission members; providing for development of a budget request; amending s. 402.17, F.S., relating to trust property of clients of the Department of Health and Rehabilitative Services; providing fiduciary responsibilities and duties of the department as trustee and guidelines relating to such property; providing requirements for the department with respect to the disposition of money and property of clients who attain majority or who are discharged from the custody of the department; amending s. 402.181, F.S.; increasing the maximum amount the Department of Legal Affairs is authorized to pay in individual claims relating to foster care from the State Institutions Claims Fund without legislative approval; providing for interagency cooperation to streamline the claims process; amending s. 409.1671, F.S.; providing for privatization of foster care and related services; providing for contracts between the Department of Health and Rehabilitative Services and community-based agencies to provide specified care and services; providing guidelines; requiring the department to establish a quality-assurance program for the privatization of services; requiring the department to submit an annual report to the Legislature and Governor; requiring the department to establish and operate a comprehensive system to measure and report annually the effectiveness of the services that have been privatized; providing for licensure of community-based agencies by the department; providing for issuance to such licensed agencies of a Medicaid provider number; establishing model programs; providing for reports to the department; amending s. 409.175, F.S.; modifying the conditions under which a child can be received for placement or can be placed in care; correcting a reference; amending s. 409.176, F.S.; providing for the registration of certain family foster homes; amending s. 415.504, F.S.; requiring child abuse investigators to inform the subjects of investigations of both the right to an attorney and ways information provided by the subject may be used; amending s. 415.51, F.S.; specifying persons who are entitled to access to records in cases of abuse, neglect, or abandonment of a child; amending ss. 943.0585, 943.059, F.S.; conforming cross-references; directing the Department of Health and Rehabilitative Services to establish a pilot program to provide additional benefits to children in foster care through cooperation with private corporations; directs the department to encourage establishment of tax-exempt corporations for certain purposes; requiring the department to form partnerships with the schools of social work of the universities of the state in order to promote the development of graduates trained to work in child protection; requiring the department to give hiring preference to such graduates; providing standards for such partnerships; providing legislative intent; defining "supervised visitation program" and "exchange monitoring"; providing for establishment of the Florida Family Visitation Network and Florida Family Visitation Task Force; providing for membership and responsibilities of the task force; providing for per diem and travel expenses of members; providing for a report; allowing the Institute of Food and Agricultural Sciences of the University of Florida to establish supervised visitation projects; providing an effective date.

Senator Hargrett moved the following amendment to **Amendment 1** which was adopted:

Amendment 1A (with title amendment)—On page 41, between lines 25 and 26, insert:

Section 18. Subsection (2) of section 39.01, Florida Statutes, is amended to read:

39.01 Definitions.—When used in this chapter:

(2) "Abuse" means any willful act that results in any physical, mental, or sexual injury that causes or is likely to cause the child's physical, mental, or emotional health to be significantly impaired. *Corporal punishment of a child by a parent or guardian for disciplinary purposes does not in itself constitute abuse when it does not result in physical injury or mental injury to the child as defined in s. 415.503.*

Section 19. Subsection (9) of section 415.503, Florida Statutes, is amended to read:

415.503 Definitions of terms used in ss. 415.502-415.514.—As used in ss. 415.502-415.514:

(9) "Harm" to a child's health or welfare can occur when the parent or other person responsible for the child's welfare:

(a) Inflicts, or allows to be inflicted, upon the child physical, ~~or~~ mental, *or emotional* injury. *In determining whether harm has occurred, the following factors must be considered in evaluating any physical, mental, or emotional injury to a child: the age of the child; any prior history of injuries to the child; the location of the injury on the body of the child; the multiplicity of the injury; and the type of trauma inflicted.* Such injury includes, but is not limited to:

1. Willful acts that produce the following specific injuries:

a. Sprains, dislocations, or cartilage damage.

b. Bone or skull fractures.

c. Brain or spinal cord damage.

d. Intracranial hemorrhage or injury to other internal organs.

e. Asphyxiation, suffocation, or drowning.

f. Injury resulting from the use of a deadly weapon.

g. Burns or scalding.

h. Cuts, lacerations, punctures, or bites.

i. Permanent or temporary disfigurement.

j. Permanent or temporary loss or impairment of a body part or function.

As used in this subparagraph, the term "willful" refers to the intent to perform an action, not to the intent to achieve a result or to cause an injury.

2. Purposely giving a child poison, alcohol, drugs, or other substances that substantially affect the child's behavior, motor coordination, or judgment or that result in sickness or internal injury. For the purposes of this subparagraph, the term "drugs" means prescription drugs not prescribed for the child or not administered as prescribed, and controlled substances as outlined in Schedule I or Schedule II of s. 893.03.

3. Leaving a child without adult supervision or arrangement appropriate for the child's age or mental or physical condition, so that the child is unable to care for the child's own needs or another's basic needs or is unable to exercise good judgment in responding to any kind of physical or emotional crisis.

4. Inappropriate or excessively harsh disciplinary action that is likely to result in physical injury, mental injury as defined in this section, or emotional injury. The significance of any injury must be evaluated in light of the following factors: the age of the child, any prior history of injuries to the child, the location of the injury on the body of the child, the multiplicity of the injury, and the type of trauma inflicted. Corporal punishment of a child by a parent does not in itself constitute child abuse. Corporal punishment may be considered excessive or abusive when it results in any of the following or substantially similar injuries:

a. Sprains, dislocations, or cartilage damage.

b. Bone or skull fractures.

c. Brain or spinal cord damage.

d. Intracranial hemorrhage or injury to other internal organs.

e. Asphyxiation, suffocation, or drowning.

f. Injury resulting from the use of a deadly weapon.

g. Burns or scalding.

h. Cuts, lacerations, punctures, or bites.

i. Permanent or temporary disfigurement.

j. Permanent or temporary loss or impairment of a body part or function.

k. Significant bruises or welts.

(b) Commits, or allows to be committed, sexual battery, as defined in chapter 794, or lewd or lascivious acts, as defined in chapter 800, against the child.

(c) Allows, encourages, or forces the sexual exploitation of a child, which includes allowing, encouraging, or forcing a child to:

1. Solicit for or engage in prostitution; or

2. Engage in a sexual performance, as defined by chapter 827.

(d) Exploits a child, or allows a child to be exploited, as provided in s. 450.151.

(e) Abandons the child. The term "abandons the child" means that the parent or legal custodian of a child or, in the absence of a parent or legal custodian, the person responsible for the child's welfare, while being able, makes no provision for the child's support and makes no effort to communicate with the child, which situation is sufficient to evince a willful rejection of parental obligation. If the efforts of such a parent or legal custodian or person primarily responsible for the child's welfare to support and communicate with the child are only marginal efforts that do not evince a settled purpose to assume all parental duties, the child may be determined to have been abandoned.

(f) Neglects the child. The term "neglects the child" means that the parent or other person responsible for the child's welfare fails to supply the child with adequate food, clothing, shelter, or health care, although financially able to do so or although offered financial or other means to do so. However, a parent or other person responsible for the child's welfare who, by reason of the legitimate practice of religious beliefs, does not provide specified medical treatment for a child may not be considered abusive or neglectful for that reason alone, but such an exception does not:

1. Eliminate the requirement that such a case be reported to the department;

2. Prevent the department from investigating such a case; or

3. Preclude a court from ordering, when the health of the child requires it, the provision of medical services by a physician, as defined in this section, or treatment by a duly accredited practitioner who relies solely on spiritual means for healing in accordance with the tenets and practices of a well-recognized church or religious organization.

(g) Exposes a child to a controlled substance or alcohol. Exposure to a controlled substance or alcohol is established by:

1. Use by the mother of a controlled substance or alcohol during pregnancy when the child, at birth, is demonstrably adversely affected by such usage; or

2. Continued chronic and severe use of a controlled substance or alcohol by a parent when the child is demonstrably adversely affected by such usage. As used in this paragraph, the term "controlled substance" means prescription drugs not prescribed for the parent or not administered as prescribed and controlled substances as outlined in Schedule I or Schedule II of s. 893.03.

The parent of a newborn infant may not be subject to criminal investigation solely on the basis of the positive drug toxicology of a newborn infant.

(h) Uses mechanical devices, unreasonable restraints, or extended periods of isolation to control children.

(i) Engages in violent behavior that demonstrates a wanton disregard for the presence of a child and could reasonably result in serious injury to the child.

(j) Negligently fails to protect a child in his care from inflicted physical, mental, or sexual injury caused by the acts of another.

(k) Has allowed a child's sibling to die as a result of abuse or neglect.

~~1. Injury sustained as a result of excessive corporal punishment;~~

~~2. Physical dependency of a newborn infant upon any drug controlled in Schedule I of s. 893.03, upon any drug controlled in Schedule II of s. 893.03 with the exception of drugs administered in conjunction with a detoxification program as defined in s. 397.021, or upon drugs administered in conjunction with medically approved treatment procedures; provided that no parent of such a newborn infant shall be subject to criminal investigation solely on the basis of such infant's drug dependency;~~

~~(b) Commits, or allows to be committed, sexual battery, as defined in chapter 794, against the child or commits, or allows to be committed, sexual abuse of a child;~~

~~(c) Exploits a child, or allows a child to be exploited, as provided in s. 450.151;~~

~~(d) Abandons the child;~~

~~(e) Fails to provide the child with supervision or guardianship by specific acts or omissions of a serious nature requiring the intervention of the department or the court;~~

~~(f) Fails to supply the child with adequate food, clothing, shelter, or health care, although financially able to do so or although offered financial or other means to do so; however, a parent or other person responsible for the child's welfare legitimately practicing their religious beliefs, who by reason thereof does not provide specified medical treatment for a child, may not be considered abusive or neglectful for that reason alone, but such an exception does not:~~

~~1. Eliminate the requirement that such a case be reported to the department;~~

~~2. Prevent the department from investigating such a case; or~~

~~3. Preclude a court from ordering, when the health of the child requires it, the provision of medical services by a physician, as defined herein, or treatment by a duly accredited practitioner who relies solely on spiritual means for healing in accordance with the tenets and practices of a well-recognized church or religious organization; or~~

~~(g) Exposes a child from birth to 5 years of age to drugs. Exposure to drugs is established by a preponderance of evidence that the mother used a controlled substance during pregnancy or that the parent or parents demonstrate continued chronic and severe use of a controlled substance and as a result of such exposure the child exhibits any of the following:~~

~~1. Abnormal growth.~~

~~2. Abnormal neurological patterns.~~

~~3. Abnormal behavior problems.~~

~~4. Abnormal cognitive development.~~

~~For the purposes of this paragraph, "controlled substance" means any drug controlled in Schedule I or Schedule II of s. 893.03.~~

Section 20. (1) The Department of Health and Rehabilitative Services and the Agency for Health Care Administration must recommend standards and procedures to prepare, train, and license protective investigators responsible for investigating alleged reports of child abuse and neglect under chapter 415, Florida Statutes. At a minimum, in making the recommendations, the departments must consider licensing criteria for staff qualifications and training; procedures for licensure application, issuance, renewal, and revocation; licensing fees; and the fiscal impact of licensure on the public and private sectors.

(2) The recommendations must be completed by October 1, 1996, and a legislative report with recommendations for proposed licensing criteria and procedures for protective investigators must be submitted to the President of the Senate, the Speaker of the House of Representatives, and the appropriate substantive committees of each house of the Legislature by December 15, 1996.

(Renumber subsequent section.)

And the title is amended as follows:

On page 44, line 30, after the semicolon (;) insert: amending s. 39.01, F.S.; redefining the term "abuse"; amending s. 415.503, F.S.; redefining the term "harm"; requiring the Department of Health and Rehabilitative Services and the Agency for Health Care Administration to recommend standards and procedures for the training and licensing of child protective investigators; requiring a report;

Senator Rossin moved the following amendment to **Amendment 1** which was adopted:

Amendment 1B (with title amendment)—On page 16, lines 27-30, delete those lines and insert:

Section 6. Present paragraphs (f) through (l) of subsection (2) of section 409.175, Florida Statutes, are redesignated as paragraphs (g) through (m), respectively, a new paragraph (f) is added to that subsection, and subsections (3) and (11) of that section are amended, to read:

409.175 Licensure of family foster homes, residential child-caring agencies, and child-placing agencies.—

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

(f) "License" means "license" as defined in s. 120.52(9). A license under this section is issued to a family foster home or other facility and is not a professional license of any individual. Receipt of a license under this section shall not create a property right in the recipient. A license under this act is a public trust and a privilege, and is not an entitlement. This privilege must guide the finder of fact or trier of law at any administrative proceeding or court action initiated by the department.

And the title is amended as follows:

On page 43, line 23, after the semicolon (;) insert: providing a definition;

Senator McKay moved the following amendment to **Amendment 1**:

Amendment 1C—On page 14, line 17 through page 16, line 20, delete those lines and insert: *include family preservation, independent living, emergency shelter, residential group care, foster care, therapeutic foster care, intensive residential treatment, post-adjudication legal services, foster care supervision, post-adjudication case management, post-placement supervision, permanent foster care, family reunification, the filing of a petition for the termination of parental rights, and adoption.*

(2) The department may contract for the delivery, administration, or management of protective services, ~~family preservation services, family reunification services,~~ *the services specified in subsection (1) relating to* foster care ~~services~~, and other related services or programs, as appropriate. The department shall retain responsibility for the quality of contracted services and programs and shall ensure that services are delivered in accordance with *applicable federal and state statutes and regulations* ~~department policies and that case plans meet all applicable standards and requirements~~.

(3)(a) The department shall establish a quality-assurance program for the privatization of services. The quality-assurance program must include standards for each specific component of these services. The department shall establish minimum thresholds for each component. Each program operated pursuant to contract with a community-based agency must be evaluated annually by the department or by an objective competent entity designated by the department under the provisions of the quality-assurance program. The evaluation must be financed from cost savings associated with the privatization of services. The department shall submit an annual report regarding quality performance, outcome measure attainment, and cost efficiency to the President of the Senate, the Speaker of the House of Representatives, the Minority leader of each house of the Legislature, and the Governor no later than January 31 of each year, beginning in 1998. The quality-assurance program must be funded through administrative savings generated by this act.

(b) The department shall establish and operate a comprehensive system to measure and report annually the outcomes and effectiveness of the services that have been privatized. The department shall use these findings in making recommendations to the Governor and the Legislature for future program and funding priorities in the child welfare system.

(4)(a) The community-based agency must comply with statutory requirements and agency regulations in the provision of contractual services. Each foster home, therapeutic foster home, emergency shelter, or other placement facility operated by the community-based agency must be licensed by the Department of Health and Rehabilitative Services under chapter 402 or chapter 409. Each community-based agency must be licensed as a child caring or child placing agency by the department under chapter 409.

(b) A community-based agency providing contractual services under this section may be issued a medicaid provider number pursuant to s. 409.907 to enable the agency to maximize federal support for these services under the state's Medicaid plan. A community-based agency must also participate in and cooperate with any federal program that will assist in the maximization of federal support for those services, as directed by the department.

(5) Beginning in fiscal year 1996-1997, the Department of Health and Rehabilitative Services shall establish a minimum of 4 model programs. These models must be established in the department's districts 1, 4, and 13, and in subdistrict 8A with the concurrence of the appropriate district health and human services board. Providers of these model programs may be selected from a single source pursuant to s. 287.057(3)(c) and must be established, community-based organizations within the district or subdistrict. Contracts with organizations responsible for the model programs shall include the management and administration of all privatized services specified in subsection (1), except for funds necessary to manage the contract. If the community-based organization selected for a model program under this subsection is not a Medicaid provider, the organization shall be issued a Medicaid provider number pursuant to s. 409.907 for the provision of services currently authorized under the state Medicaid plan to those children encompassed in this model and in a manner not to exceed the current level of state expenditure. Each district and subdistrict that participates in

Senator Silver moved the following substitute amendment for **Amendment 1C** which was adopted:

Amendment 1D—On page 14, line 17 through page 16, line 20, delete those lines and insert: *include family preservation, independent living, emergency shelter, residential group care, foster care, therapeutic foster care, intensive residential treatment, post-adjudication legal services,*

foster care supervision, post-adjudication case management, post-placement supervision, permanent foster care, family reunification, the filing of a petition for the termination of parental rights, and adoption.

(2) The department may contract for the delivery, administration, or management of protective services, ~~family preservation services, family reunification services,~~ *the services specified in subsection (1) relating to* foster care ~~services~~, and other related services or programs, as appropriate. The department shall retain responsibility for the quality of contracted services and programs and shall ensure that services are delivered in accordance with *applicable federal and state statutes and regulations* ~~department policies and that case plans meet all applicable standards and requirements~~.

(3)(a) The department shall establish a quality-assurance program for the privatization of services. The quality-assurance program must include standards for each specific component of these services. The department shall establish minimum thresholds for each component. Each program operated pursuant to contract with a community-based agency must be evaluated annually by the department or by an objective competent entity designated by the department under the provisions of the quality-assurance program. The evaluation must be financed from cost savings associated with the privatization of services. The department shall submit an annual report regarding quality performance, outcome measure attainment, and cost efficiency to the President of the Senate, the Speaker of the House of Representatives, the Minority leader of each house of the Legislature, and the Governor no later than January 31 of each year, beginning in 1998. The quality-assurance program must be funded through administrative savings generated by this act.

(b) The department shall establish and operate a comprehensive system to measure and report annually the outcomes and effectiveness of the services that have been privatized. The department shall use these findings in making recommendations to the Governor and the Legislature for future program and funding priorities in the child welfare system.

(4)(a) The community-based agency must comply with statutory requirements and agency regulations in the provision of contractual services. Each foster home, therapeutic foster home, emergency shelter, or other placement facility operated by the community-based agency must be licensed by the Department of Health and Rehabilitative Services under chapter 402 or chapter 409. Each community-based agency must be licensed as a child caring or child placing agency by the department under chapter 409.

(b) A community-based agency providing contractual services under this section may be issued a medicaid provider number pursuant to s. 409.907 to enable the agency to maximize federal support for these services under the state's Medicaid plan. A community-based agency must also participate in and cooperate with any federal program that will assist in the maximization of federal support for those services, as directed by the department.

(5) Beginning in fiscal year 1996-1997, the Department of Health and Rehabilitative Services shall establish a minimum of 5 model programs. These models must be established in the department's districts 1, 4, and 13; in subdistrict 8A; and in a fifth district to be determined by the department, with the concurrence of the appropriate district health and human services board. For comparison of privatization savings, the fifth model program must be contracted with a competent for-profit corporation. Providers of these model programs may be selected from a single source pursuant to s. 287.057(3)(c) and must be established, community-based organizations within the district or subdistrict. Contracts with organizations responsible for the model programs shall include the management and administration of all privatized services specified in subsection (1), except for funds necessary to manage the contract. If the community-based organization selected for a model program under this subsection is not a Medicaid provider, the organization shall be issued a Medicaid provider number pursuant to s. 409.907 for the provision of services currently authorized under the state Medicaid plan to those children encompassed in this model and in a manner not to exceed the current level of state expenditure. Each district and subdistrict that participates in

Senator Dudley moved the following amendment to **Amendment 1** which was adopted:

Amendment 1E (with title amendment)—On page 41, between lines 25 and 26, insert:

Section 18. Subsection (6) of section 741.31, Florida Statutes, is repealed.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 44, line 30, after the semicolon (;) insert: repealing s. 741.31(6), F.S., relating to damages;

Amendment 1 as amended was adopted.

On motion by Senator McKay, by two-thirds vote **CS for HB 347** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—2

On motions by Senator Kurth, by two-thirds vote—

CS for HB 395—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S., relating to the Board of Dentistry; revising provisions relating to meetings and duties of the Council on Dental Hygiene and the Council on Dental Assisting; amending s. 466.007, F.S., relating to examination of dental hygienists; revising qualifications to take the examinations; reducing the number of academic years of post-secondary education required of certain applicants; reenacting s. 466.011, F.S., relating to licensure, to incorporate the amendment to s. 466.007, F.S., in a reference thereto; creating s. 466.0075, F.S.; authorizing the Board of Dentistry to require any applicant for the examination to practice dentistry or dental hygiene to carry certain medical malpractice insurance; amending s. 466.023, F.S.; clarifying scope and area of practice of dental hygienists; amending s. 466.0282, F.S.; revising provisions relating to practicing and advertising as a dental specialist; providing purpose and legislative findings and intent; amending s. 466.032, F.S.; providing for biennial registration of dental laboratories; providing an effective date.

—a companion measure, was substituted for **SB 776** and by two-thirds vote read the second time by title. On motion by Senator Kurth, by two-thirds vote **CS for HB 395** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36 Nays—None

CS for SB 2392—A bill to be entitled An act relating to hospitals; amending s. 155.40, F.S.; providing for the sale or lease of county, district, or municipal hospitals; providing conditions; providing for applicability to sales, leases, or contracts entered into before the effective date of the act; providing that s. 155.40, F.S., does not affect a lease or contract executed under that section which is in default or is the subject of an allegation of default pending before a court; providing for inapplicability of a provision to certain leases and financial support agreements invalidated by court order entered before April 1, 1996; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **CS for SB 2392** to **CS for HB 965**.

Pending further consideration of **CS for SB 2392** as amended, on motions by Senator Brown-Waite, by two-thirds vote—

CS for HB 965—A bill to be entitled An act relating to hospitals; amending s. 155.40, F.S.; providing for the sale or lease of county, district, or municipal hospitals; providing conditions; providing for the effect of sales, leases, or contracts entered into prior to the effective date of the act; providing legislative intent; providing an effective date.

—a companion measure, was substituted for **CS for SB 2392** and by two-thirds vote read the second time by title.

Senator Brown-Waite moved the following amendments which were adopted:

Amendment 1—On page 2, line 4, after the period (.) insert: *If the governing board of a county, district, or municipal hospital decides to*

lease the hospital, it must give notice in accordance with paragraph (4)(a) or (4)(b).

Amendment 2—On page 4, between lines 23 and 24, insert:

(3) Any public hospital leased by a not-for-profit corporation that filed for protection under the Federal Bankruptcy Code prior to March 1, 1993.

On motion by Senator Brown-Waite, by two-thirds vote **CS for HB 965** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

MOTION

On motion by Senator Bronson, the House was requested to return **CS for HB 605**.

SB 2296—A bill to be entitled An act relating to dishonored checks; amending ss. 68 065, 125.0105, 832.07, F.S.; increasing the service charge that the payee of a dishonored check, draft, or order may impose on the payor; amending s. 832.08, F.S.; increasing the amount of the fee that a state attorney may charge the payor of a dishonored check to fund the bad check diversion program; providing an effective date.

—was read the second time by title.

The Committee on Commerce and Economic Opportunities recommended the following amendments which were moved by Senator Harris and failed:

Amendment 1—On page 1, line 20, delete *"$25"* and insert: *the service fees authorized under s. 832.08(5)*

Amendment 2—On page 2, line 3 and on page 3, line 25, before "issued" insert: *in the face amount of $ . . .*

Amendment 3—On page 2, line 7, after *"$25"* insert: *, if the face value does not exceed $50, $30, if the face value exceeds $50 but does not exceed $300, $40, if the face value exceeds $300,*

Senator Harris moved the following amendment which was adopted:

Amendment 4—Delete everything after the enacting clause and insert:

Section 1. Subsections (2) and (3) of section 68.065, Florida Statutes, are amended to read:

68.065 Actions to collect worthless checks, drafts, or orders of payment; attorney's fees and collection costs.—

(2) The payee may also charge the maker or drawer of the check, draft, or order of payment a service charge not to exceed *the service fees authorized under s. 832.08(5)* ~~$20~~ or 5 percent of the face amount of the instrument, whichever is greater, when making written demand for payment. In the event that a judgment or decree is rendered, interest at the rate and in the manner described in s. 55.03 may be added toward the total amount due. Any bank fees incurred by the payee may be charged to the maker or drawer of the check, draft, or order of payment.

(3) Before recovery under subsection (1) or subsection (2) may be claimed, a written demand shall be delivered by certified or registered mail, evidenced by return receipt, to the maker or drawer of the check, draft, or order of payment. The form of such notice shall be substantially as follows:

"You are hereby notified that a check numbered ____ *in the face amount of $____* issued by you on . . . (date). . . , drawn upon . . . (name of bank). . . , and payable to ____, has been dishonored. Pursuant to Florida law, you have 30 days from receipt of this notice to tender payment in cash of the full amount of the check plus a service charge of *$25, if the face value does not exceed $50, $30, if the face value exceeds $50 but does not exceed $300, $40, if the face value exceeds $300,* ~~$20~~ or 5 percent of the face amount of the check, whichever is greater, the total amount due being $____ and ____ cents. Unless this amount is paid in full within the 30-day period, the holder of the check or instrument may file a civil action against you for three times the amount of the check, but in no case less than $50, in addition to the payment of the check plus any court costs, reasonable attorney fees, and any bank fees incurred by the payee in taking the action."

Section 2. Section 125.0105, Florida Statutes, is amended to read:

125.0105 Service fee for dishonored check.—The governing body of a county may adopt a service fee *not to exceed the service fees authorized under s. 832.08(5)* ~~of $20~~ or 5 percent of the face amount of the check, draft, or order, whichever is greater, for the collection of a dishonored check, draft, or other order for the payment of money to a county official or agency. The service fee shall be in addition to all other penalties imposed by law. Proceeds from this fee, if imposed, shall be retained by the collector of the fee.

Section 3. Paragraph (a) of subsection (1) of section 832.07, Florida Statutes, is amended to read:

832.07 Prima facie evidence of intent; identity.—

(1) INTENT.—

(a) In any prosecution or action under this chapter, the making, drawing, uttering, or delivery of a check, draft, or order, payment of which is refused by the drawee because of lack of funds or credit, shall be prima facie evidence of intent to defraud or knowledge of insufficient funds in, or credit with, such bank, banking institution, trust company, or other depository, unless such maker or drawer, or someone for him, shall have paid the holder thereof the amount due thereon, together with a service charge not to exceed *the service fees authorized under s. 832.08(5)* ~~$20~~ or an amount of up to 5 percent of the face amount of the check, whichever is greater, within 7 days after receiving written notice that such check, draft, or order has not been paid to the holder thereof, and bank fees incurred by the holder. In the event of legal action for recovery, the maker or drawer may be additionally liable for court costs and reasonable attorney's fees. Notice mailed by certified or registered mail, evidenced by return receipt, to the address printed on the check or given at the time of issuance shall be deemed sufficient and equivalent to notice having been received by the maker or drawer, whether such notice shall be returned undelivered or not. The form of such notice shall be substantially as follows:

"You are hereby notified that a check, numbered ____, *in the face amount of $____*, issued by you on . . . (date). . . , drawn upon . . . (name of bank). . . , and payable to ____, has been dishonored. Pursuant to Florida law, you have 7 days from receipt of this notice to tender payment of the full amount of such check plus a service charge of *$25, if the face value does not exceed $50, $30, if the face value exceeds $50 but does not exceed $300, $40, if the face value exceeds $300,* ~~$20~~ or an amount of up to 5 percent of the face amount of the check, whichever is greater, the total amount due being $____ and ____ cents. Unless this amount is paid in full within the time specified above, the holder of such check may turn over the dishonored check and all other available information relating to this incident to the state attorney for criminal prosecution. You may be additionally liable in a civil action for triple the amount of the check, but in no case less than $50, together with the amount of the check, a service charge, court costs, reasonable attorney fees, and incurred bank fees, as provided in s. 68.065."

Subsequent persons receiving a check, draft, or order from the original payee or a successor endorsee have the same rights that the original payee has against the maker of the instrument, provided such subsequent persons give notice in a substantially similar form to that provided above. Subsequent persons providing such notice shall be immune from civil liability for the giving of such notice and for proceeding under the forms of such notice, so long as the maker of the instrument has the same defenses against these subsequent persons as against the original payee. However, the remedies available under this section may be exercised only by one party in interest.

Section 4. Paragraph (a) of subsection (5) of section 832.08, Florida Statutes, is amended to read:

832.08 State attorney bad check diversion program; fees for collections.—

(5) To fund the diversion program, the state attorney may collect a fee on each check that is collected through his office, whether it is collected through prosecution or through the diversion program. However, the state attorney may not collect such a fee on any check collected through a diversion program which was in existence in another office prior to October 1, 1986. A fee may be collected by an office operating such a preexisting diversion program for the purpose of funding such program. The amount of the fee for each check shall not exceed:

(a) *Twenty-five* ~~Twenty~~ dollars, if the face value does not exceed $50.

Section 5. This act shall take effect October 1, 1996.

On motion by Senator Harris, by two-thirds vote **SB 2296** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 304—A bill to be entitled An act relating to uniform interstate family support; providing a short title; creating a new chapter 88, F.S.; providing definitions, procedures, and guidelines relating to uniform interstate family support hearings and jurisdiction, costs and fees, support orders, determination of parentage, and interstate rendition; repealing current chapter 88, F.S., relating to uniform reciprocal enforcement of support of dependents; providing an effective date.

—was read the second time by title.

The Committee on Judiciary recommended the following amendment which was moved by Senator Wexler and adopted:

Amendment 1—On page 4, line 14, after "act" insert: , as determined by the Attorney General

On motion by Senator Wexler, further consideration of **SB 304** as amended was deferred.

MOTION

On motion by Senator Jennings, the rules were waived and by two-thirds vote **CS for CS for SB's 586 and 1144** was placed on the Special Order Calendar to be considered following **CS for CS for SB 2922**.

RECESS

The President declared the Senate in recess at 12:02 p.m. to reconvene at 1:00 p.m.

CALL TO ORDER

The Senate was called to order by the President at 1:08 p.m. A quorum present—33:

Mr. President	Dudley	Jenne	Sullivan
Bankhead	Dyer	Jennings	Thomas
Beard	Forman	Johnson	Turner
Bronson	Grant	Jones	Weinstein
Brown-Waite	Gutman	Latvala	Wexler
Casas	Harden	McKay	Williams
Childers	Harris	Meadows	
Crist	Holzendorf	Ostalkiewicz	
Dantzler	Horne	Silver	

SPECIAL ORDER CALENDAR, continued

On motion by Senator Johnson, by unanimous consent—

CS for SB 1312—A bill to be entitled An act relating to school safety; requiring the department to establish a statewide school-safety hotline to be used to report incidents that affect the safety and well-being of a school's population; providing for reports to be made anonymously; requiring that a school official be notified of certain reports within a specified period; providing for quarterly reports; providing an effective date.

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

The Committee on Criminal Justice recommended the following amendments which were moved by Senator Johnson and adopted:

Amendment 1 (with title amendment)—On page 1, line 29, after "*A*" insert: *toll-free*

And the title is amended as follows:

On page 1, line 3, after "statewide" insert: toll-free

Amendment 2 (with title amendment)—On page 2, line 13, after "*statewide*" insert: *toll-free*

And the title is amended as follows:

On page 1, line 3, after "statewide" insert: toll-free

Amendment 3 (with title amendment)—On page 2, line 17, after "*The*" insert: *toll-free*

And the title is amended as follows:

On page 1, line 3, after "statewide" insert: toll-free

Amendment 4 (with title amendment)—On page 2, line 22, after "*The*" insert: "*toll-free*"

And the title is amended as follows:

On page 1, line 3, after "statewide" insert: toll-free

Amendment 5 (with title amendment)—On page 3, line 1, after "*a*" insert: *toll-free*

And the title is amended as follows:

On page 1, line 3, after "statewide" insert: toll-free

On motion by Senator Johnson, by two-thirds vote **CS for SB 1312** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33 Nays—None

SB 556—A bill to be entitled An act relating to the Florida Life and Health Insurance Guaranty Association; creating s. 631.72, F.S.; authorizing member insurers to offset assessments against premium or income tax liabilities; amending s. 631.718, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title.

The Committee on Banking and Insurance recommended the following amendments which were moved by Senator Holzendorf and adopted:

Amendment 1 (with title amendment)—On page 1, line 16 through page 2, line 24, delete all of those lines and insert:

(1) A member insurer may offset against either its premium tax liabilities imposed under s. 624.509 or its corporate income tax liabilities imposed under s. 220.11 any assessment described in s. 631.718(8) as follows:

(a) For each assessment levied before January 1, 1997, 0.1 percent of the amount of such assessment, less any refunds received pursuant to s. 631.718(6), for each year following the year in which such assessment was paid until such time as the total of all offsets claimed for a given year's assessment, whether pursuant to this section or pursuant to prior law, equals the amount of the assessment originally paid in that year.

(b) For each assessment levied and paid after December 31, 1996, 5 percent of the amount of the assessment, less any refunds received pursuant to s. 631.718(6), for each of the 20 calendar years following the year in which the assessment was paid.

(c) An insurer may not offset both its premium tax and corporate income tax liabilities for the same assessment amount. An insurer may

only offset its tax liability for one tax to the extent that the offset has not already been used to offset its tax liability for the other tax.

(d) The first tax return on which a member insurer may claim a credit provided in this section is the tax return filed in 1998, covering tax year 1997.

(2) If a member insurer ceases doing business in this state and surrenders to the department its certificate of authority to transact insurance in this state, all uncredited assessments as provided for in this section may be credited against either its premium or corporate income tax liabilities imposed pursuant to ss. 624.509 and 220.11 for the year it ceases doing business.

(3) Any sums acquired by refund pursuant to s. 631.718(6) from the association which have theretofore been written off by contributing insurers and offset against premium or corporate income taxes as provided in paragraph (1) and which are not needed for purposes of this part shall be paid by the insurer to the Department of Revenue for deposit with the Treasurer to the credit of the General Revenue Fund.

And the title is amended as follows:

On page 1, lines 6 and 7, delete those lines and insert: ; providing an

Amendment 2—On page 2, line 16, delete that line and insert: assessments may be credited as provided in this section

Amendment 3—On page 3, line 7, delete *"613.72"* and insert: *631.720*

On motion by Senator Holzendorf, by two-thirds vote **SB 556** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32 Nays—None

Consideration of **SB 66** and **SB 920** was deferred.

SB 182—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; providing for the transfer of dormitory residence fees paid under the Florida Prepaid Postsecondary Education Expense Program to a community college; providing a limitation; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 182** to **HB 1143**.

Pending further consideration of **SB 182** as amended, on motion by Senator Rossin, by two-thirds vote **HB 1143** was withdrawn from the Committees on Higher Education; and Ways and Means.

On motion by Senator Rossin—

HB 1143—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; providing for the transfer of dormitory residence fees paid under the Florida Prepaid Postsecondary Education Expense Program to a community college or a community college direct-support organization; providing a limitation; providing an effective date.

—a companion measure, was substituted for **SB 182** and read the second time by title. On motion by Senator Rossin, by two-thirds vote **HB 1143** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

CS for SB 2822—A bill to be entitled An act relating to postsecondary education; creating the minority teacher education scholars program; requiring a training program; providing for enrollment in the program; authorizing scholarships to certain students; authorizing incentive awards for public community colleges and certain public and private colleges and universities; providing restrictions; providing for repayment of scholarships; providing exceptions; creating the Florida Fund for Minority Teachers in the College of Education at the University of Florida; requiring budget projections and a 7-year plan; authorizing scholarships and incentives; providing for a board of directors; providing responsibilities; limiting administrative costs; providing an effective date.

—was read the second time by title.

Senator Meadows moved the following amendments which were adopted:

Amendment 1—On page 2, line 25, delete that line and insert: scholar's community college if the scholar renews the scholarship for a second year and $2,000 to the scholar's

Amendment 2—On page 3, lines 23 and 24, delete those lines and insert: be accredited by the Commission on Colleges of the Southern Association of Colleges and Schools.

On motion by Senator Meadows, by two-thirds vote **CS for SB 2822** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—None

SENATOR CRIST PRESIDING

CS for CS for SB 1282—A bill to be entitled An act relating to education; creating the Economically Disadvantaged Student Assistance Grant Program; providing eligibility requirements; providing a time limitation for grant renewals; requiring transfer of funds by a date certain; requiring an annual report; providing for deposit of appropriations in the State Student Assistance Trust Fund; authorizing certain funds sources for use by the program for certain purposes; amending s. 232.2465, F.S.; authorizing the State Board of Education to specify the score required for a student to earn a Florida Academic Scholars' Certificate; amending s. 239.217, F.S.; providing requirements to qualify for the Florida gold seal vocational endorsement; changing an effective date; amending s. 240.115, F.S.; authorizing national accreditation as a criterion for public technical centers to participate in the common course numbering system; amending s. 240.40, F.S.; reducing the portion of allocated funds that may remain in a trust fund at the end of a fiscal year; amending s. 240.4021, F.S.; deleting an obsolete date; correcting obsolete terminology; establishing a time limit; amending s. 240.404, F.S.; requiring achievement of certain academic requirements as a condition for receiving state student financial aid; deleting a requirement; amending s. 240.409, F.S.; authorizing eligibility determination and grant distribution for the Florida Public Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.4095, F.S.; authorizing eligibility determination and grant distribution for the Florida Private Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.4097, F.S.; authorizing eligibility determination and grant distribution for the Florida Postsecondary Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.424, F.S.; requiring the Department of Education to develop an integrated student financial aid data base; requiring a progress report; amending s. 240.437, F.S.; authorizing the Department of Education to use the Student Loan Guaranty Reserve Trust Fund for planning and developing student financial aid; amending s. 240.606, F.S.; deleting a requirement that a certain portion of funds for the Florida Work Experience Program be used for contracts with public schools; amending s. 240.404, F.S.; deleting a provision that requires compliance with Selective Service System registration as a condition of eligibility for financial aid; repealing s. 240.4045, F.S., which requires male applicants and recipients of financial aid services to comply with Selective Service System registration requirements; repealing s. 240.4093, F.S., the Vocational Student Assistance Grant Fund; providing effective dates.

—was read the second time by title.

Senator Kirkpatrick moved the following amendment which was adopted:

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

Section 1. Economically Disadvantaged Student Assistance Grant Program.—

(1) There is created an Economically Disadvantaged Student Assistance Grant Program to be administered by participating institutions in accordance with rules of the State Board of Education.

(2) Economically disadvantaged student assistance grants from the program may be made to students who meet the general requirements for student eligibility as provided in sections 240.404 and 240.409(2)(a), Florida Statutes, except as otherwise provided in this section. A grant may be awarded to a student who:

(a) Is enrolled in an institution eligible to participate under section 240.409, section 240.4095 or section 240.4097, Florida Statutes.

(b) Is pursuing a degree and meets the federal poverty level as established by the federal Office of Management and Budget.

(3) A student applying for an economically disadvantaged student assistance grant must also apply for the Pell Grant. The Pell Grant entitlement shall be considered by the department when conducting an assessment of the financial resources available to each student. Priority in the distribution of grants shall be given to students with the lowest total family resources in accordance with a nationally recognized system of needs analysis.

(4)(a) The amount of the grant may not exceed the amount of the grant pursuant to section 240.409, section 240.4095, or section 240.4097, Florida Statutes, and may not exceed the amount of demonstrated unmet need.

(b) No student may receive a grant for more than the equivalent of 9 semesters or 14 quarters of full-time enrollment.

(c) Payment of grants shall be transmitted to the president of the eligible institution, or to the president's representative, in advance of the registration period. If any recipient terminates his or her enrollment for any reason during the academic year, the unused portion of the grant, as determined by rules of the state board, shall be refunded within 60 days to the department.

(d) Each institution that receives moneys through the Economically Disadvantaged Student Assistance Grant Program shall prepare an annual report that includes an independent external audit or an audit prepared by the Auditor General of the institution's administration of the program and a complete accounting of the moneys for the program. Such report shall be submitted to the department on or before March 1 every year. The department may conduct its own annual audit of an institution's administration of the program. The department may suspend or revoke an institution's eligibility to receive future moneys for the program or request a refund of any moneys overpaid to the institution for the program if the department finds that an institution has not complied with the provisions of this section. Any refund requested pursuant to this paragraph must be remitted within 60 days.

(5) Funds appropriated by the Legislature for economically disadvantaged student assistance grants shall be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding the provisions of section 216.301, Florida Statutes, and pursuant to section 216.351, Florida Statutes, any balance in the trust fund at the end of any fiscal year shall remain therein and shall be available for carrying out the purposes of this section.

(6)(a) Institutions shall certify to the department, within 30 days of the end of regular registration, the eligibility status of each awarded student. The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made. However, an institution shall be required to make refunds for students who receive award disbursements and terminate enrollment for any reason during the academic term when an institution's refund policies permit a student to receive a refund under these circumstances.

(b) Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days after the end of regular registration.

(7) Economically disadvantaged student assistance grant recipients may receive tuition assistance and support services from Title IIA, JOBS, Title IIB, Title IIC, or Title III funds through the Department of Labor and Employment Security and any other appropriate funds while participating in school-to-work programs. The state's plan for the use of these funds shall require that the funds be used in coordination with other available education funds as tuition and support services grants for eligible participants, ensuring that postsecondary education remains affordable and accessible to these students.

Section 2. Paragraph (b) of subsection (1) of section 232.2465, Florida Statutes, is amended to read:

232.2465 Florida Academic Scholars' Certificate Program.—For the purpose of recognizing and rewarding outstanding performance and academic achievement on the part of public school students and nonpublic school students, the Commissioner of Education shall award to each high school graduate who meets the requirements specified herein, and as further specified by the State Board of Education, a special certificate recognizing and designating the graduate as a Florida Academic Scholar.

(1) In order to qualify as a Florida Academic Scholar, a student must:

(b) Achieve *the designated unweighted grade point average and the minimum test* ~~a~~ score ~~of 1100~~ on the combined verbal and quantitative parts of the Scholastic Aptitude Test *or the recentered Scholastic Assessment Test* of the College Entrance Examination or an equivalent score on the American College Testing Program, *as determined by rules of the Department of Education.*

Section 3. Paragraph (b) of subsection (2) of section 239.217, Florida Statutes, is amended to read:

239.217 Florida Gold Seal Vocational Endorsement Program.—

(2) Each school district may award the Florida gold seal vocational endorsement to a high school student who meets the requirements of this section. To be eligible for award of the Florida gold seal vocational endorsement, a student must:

(b) Complete three vocational credits in a sequential program of studies in a vocational job-preparatory or technology-education program. On-the-job training credit may not be *used* ~~substituted~~ for *any of* the three vocational credits. Beginning in the 1997-1998 school year, a student must complete the secondary school portion of a sequential program of studies which requires at least three secondary school vocational credits and is continued in a planned, related postsecondary education program. If the student's school does not offer such a two-plus-two program, the student is eligible for a vocational endorsement if the student completes a job-preparatory vocational education program selected by the Occupational Forecasting Conference or the Jobs and Education Partnership of Enterprise Florida for its ability to provide high-wage employment in an occupation with high potential for employment opportunities.

If a student does not meet the requirements of this subsection as a result of inaccurate or incomplete information provided by a high school guidance counselor, teacher, or school district personnel, the student may, nevertheless, be eligible for the Florida gold seal vocational endorsement if the principal of the school or the district superintendent verifies that such inaccuracies or misinformation caused the deficiencies. The school district must provide a means for the student to correct deficiencies resulting from such misinformation. The student must correct the deficiencies no later than December 31 immediately following high school graduation, either by completing comparable work at the postsecondary institution or by completing a directed individualized study program that is developed and administered by the school district. If the student does not complete the requirements necessary to correct the deficiencies by December 31 immediately following high school graduation, the student is ineligible to participate in the Florida Gold Seal Vocational Endorsement Program.

Section 4. Paragraph (b) of subsection (1) of section 240.115, Florida Statutes, is amended to read:

240.115 Articulation agreement; acceleration mechanisms.—

(1)

(b) Any student who transfers among regionally accredited postsecondary institutions *or among nationally accredited public technical centers* that participate in the common course designation and numbering system shall be awarded credit by the receiving institution for courses satisfactorily completed by the student at the previous institutions if the courses are judged by the appropriate common course designation and numbering system faculty task force to be equivalent to courses offered at the receiving institution. The award of credit may be limited to courses that are entered in the common course designation and numbering system. Credits awarded pursuant to this subsection shall satisfy institutional requirements on the same basis as credits awarded to native students.

Section 5. Subsection (3) of section 240.40, Florida Statutes, is amended to read:

240.40 State Student Financial Assistance Trust Fund.—

(3) Notwithstanding the provisions of s. 216.301, and pursuant to s. 216.351, *at the end of any fiscal year, up to 10 percent of the General Revenue funds that were in the trust fund at the beginning of that fiscal year may* ~~any balance in the trust fund at the end of any fiscal year shall~~ remain in the trust fund and shall be available for carrying out the purposes of the trust fund.

Section 6. Subsections (1) and (4) and paragraph (c) of subsection (6) of section 240.4021, Florida Statutes, are amended to read:

240.4021 Vocational Gold Seal Endorsement Scholarship Program.—

(1) There is created the Vocational Gold Seal Endorsement Scholarship Program to encourage outstanding high school graduates to enroll in *postsecondary vocational* ~~degree career~~ education or technical programs in the state.

(4) ~~Beginning with the 1991-1992 academic year,~~ An award may be made to an initial applicant who:

(a) Files an application during his or her last year in high school; and

(b) Receives a standard high school diploma with a Florida gold seal vocational endorsement from a Florida public school.

(6)

(c) *A student may receive an award for a maximum of four semesters or six quarters, except that a student who is enrolled in an Associate in Science degree program of more than 60 credit hours may continue to earn the award for five semesters or seven quarters. A student who is pursuing a baccalaureate degree that is a continuation of the high school vocational program may continue to receive the award for a maximum of 5 years. The Department of Education shall develop a list of high school vocational programs that relate to baccalaureate degree programs.* The department shall create a renewal application for each student who received the award for one or more terms during the immediately preceding academic year.

Section 7. Subsections (7) and (9) of section 240.107, Florida Statutes, are amended to read:

240.107 College-level communication and computation skills examination.—

(7) The State Board of Education, by rule, shall establish fees for the administration of the examination to private postsecondary students. ~~The examination may be administered to students other than those receiving financial aid as required in s. 240.404(1)(a)2., provided that the appropriate fees are paid.~~

(9) *A* ~~Beginning January 1, 1996, any~~ student ~~fulfilling one or more of the following requirements before completion of associate in arts degree requirements or baccalaureate degree requirements~~ is exempt from the testing requirements of this section *if the student*:

(a) Achieves a score that meets or exceeds a minimum score on a nationally standardized examination ~~listed in the articulation agreement~~, as established by the Articulation Coordinating Committee; *or*

~~(b) Achieves a passing score on the college placement test, required pursuant to s. 240.117, and, as certified on the high school transcript, a cumulative grade point average of 3.0 or above, on a 4.0 scale, in college-preparatory high school coursework identified by the Articulation Coordinating Committee; or~~

(b)~~(c)~~ Achieves ~~a passing score on the college placement test, required pursuant to s. 240.117, and~~ a cumulative grade point average of 2.5 or above, on a 4.0 scale, in postsecondary-level coursework identified by the Postsecondary Education Planning Commission.

Any student denied a degree prior to January 1, 1996, based on the failure of at least one subtest of the CLAST may use any of the alternatives specified in this subsection for receipt of a degree if such student meets all degree program requirements at the time of application for the degree under the exemption provisions of this subsection. This section does not require a student to take the CLAST before being given the opportunity to use any of the alternatives specified in this subsection. The exemptions provided herein do not apply to requirements for certification as provided in s. 231.17.

Section 8. Paragraph (a) of subsection (1) of section 240.404, Florida Statutes, is amended to read:

240.404 General requirements for student eligibility for state financial aid.—

(1)(a) The general requirements for eligibility of students for state financial aid awards consist of the following:

1. *Achievement of the academic requirements of and acceptance* ~~Acceptance~~ at a state university or community college; a nursing diploma school approved by the Florida Board of Nursing; a Florida college, university, or community college which is accredited by a member of the Commission on Recognition of Postsecondary Accreditation; any Florida institution the credits of which are acceptable for transfer to state universities; any area technical center; or any private vocational-technical institution accredited by a member of the Commission on Recognition of Postsecondary Accreditation.

~~2. Participation in the college-level communication and computation skills testing program. This requirement is limited to students seeking associate's or bachelor's degrees.~~

2.~~3.~~ Residency in this state for no less than 1 year preceding the award of aid for a program established pursuant to s 240.402, s. 240.4021, s. 240.4085, s. 240.409, s. 240.4093, s. 240.4095, s. 240.4097, s. 240.412, s. 240.4125, s. 240.413, s. 240.4987, s. 240.605, or s. 240.606. Residency in this state must be for purposes other than to obtain an education. Resident status for purposes of receiving state financial aid awards shall be determined in the same manner as resident status for tuition purposes pursuant to s. 240.1201 and rules of the State Board of Education.

~~4. Compliance with Selective Service System registration requirements pursuant to s. 240.4045.~~

3.~~5.~~ Submission of certification attesting to the accuracy, completeness, and correctness of information provided to demonstrate a student's eligibility to receive state financial aid awards. Falsification of such information shall result in the denial of any pending application and revocation of any award currently held to the extent that no further payments shall be made. Additionally, students who knowingly make false statements in order to receive state financial aid awards shall be guilty of a misdemeanor of the second degree subject to the provisions of s. 837.06 and shall be required to return all state financial aid awards wrongfully obtained.

Section 9. Effective July 1, 1997, section 240.409, Florida Statutes, as amended by section 10 of chapter 95-376, Laws of Florida, and section 30 of chapter 95-430, Laws of Florida, is amended to read:

240.409 Florida Public Student Assistance Grant Program; eligibility for grants.—

(1) There is hereby created a Florida Public Student Assistance Grant Program to be administered by the *participating institutions* ~~Department of Education~~ in accordance with rules of the state board.

(2)(a) State student assistance grants through the program may be made ~~only~~ to ~~full-time~~ degree-seeking students *enrolled for a minimum of 6 credit hours* who meet the general requirements for student eligibility as provided in s. 240.404, except as otherwise provided in this section. Such grants shall be awarded annually for the amount of demonstrated unmet need for the cost of education and may not exceed an amount equal to the *weighted* average prior academic year cost of tuition and matriculation fees for 30 credit hours at state universities or such other amount as specified in the General Appropriations Act, to any recipient. A demonstrated unmet need of less than $200 shall render the applicant ineligible for a state student assistance grant. Recipients of such grants must have been accepted at a state university or community college authorized by Florida law. No student may receive an award for more than the equivalent of 9 semesters or 14 quarters in a period of not more than 6 consecutive years, except as otherwise provided in s. 240.404(3).

(b) A student applying for a Florida public student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered by the department when conducting an assessment of the financial resources available to each student.

(c) ~~The criteria and procedure for establishing standards of eligibility shall be determined by the department. The department is directed to establish a rating system upon which to base the approval of grants, and such system shall include a certification of acceptability by the state university or community college of the applicant's choice and the use of a nationally recognized system of need analysis.~~ Priority in the distribution of grant moneys shall be given to students with the lowest total family resources, *in accordance with a nationally recognized system of need analysis* ~~as determined pursuant to this subsection, taking into consideration the receipt of Pell Grants and student contributions to educational costs~~.

(d) Each participating institution shall report eligible students to whom grant moneys are disbursed each academic term to the department by the established date. Each institution shall also report to the department necessary demographic and eligibility data for those students.

~~(d) The department is directed to establish, for fall enrollment, an initial application deadline for students attending all eligible institutions and an additional application deadline for community college applicants who apply after the initial application deadline. The second community college deadline shall be at the close of each institution's drop-add period. The department shall reserve an amount to be designated annually in the General Appropriations Act for the purpose of providing awards to community college students who apply for a student assistance grant after the initial application deadline. Community college applicants who apply during the initial application period and are eligible to receive an award, but do not receive an award because of insufficient funds, shall have their applications reconsidered with those community college applicants who apply after the initial application deadline. The provisions of this paragraph shall take effect beginning with the 1990-1991 academic year.~~

(3) Based on the unmet financial need of an eligible applicant, the full amount of a Florida public student assistance grant must be between $200 and *the weighted average of the cost of tuition and matriculation fees for 30 credit hours at state universities* ~~$1,500~~ per academic year or the amount specified in the General Appropriations Act. *Students enrolled for 6 to 8 credit hours may receive up to one-half of the maximum award; students enrolled for 9 to 11 credit hours may receive up to three-fourths of the maximum award; and students enrolled for 12 or more credit hours may receive up to the full award.* ~~When funds are not sufficient to make full awards to all eligible applicants, the department shall reduce the amount of each recipient's grant award pro rata. For any year in which a pro rata grant reduction is necessary, such adjustment shall be made by reducing the second semester or the second and third quarter award disbursements to grant recipients. In each such instance, institutions shall notify students of award adjustments.~~

~~(4) In the event that a Florida public student assistance grant recipient transfers from one institution eligible under this section, s. 240.4095, or s. 240.4097 to another, his or her eligibility shall be transferable upon approval of the department. When approved by the department, the amount of the unmet need shall be recalculated for the new institution and shall be adjusted accordingly.~~

(4)~~(5)~~(a) Payment of Florida public student assistance grants *shall* ~~may~~ be transmitted to the president of the state university or community college ~~which the recipient is attending,~~ or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(b) ~~Institutions shall certify to the department, within 30 days of the end of regular registration, the eligibility status of each awarded student.~~ The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of *changing* ~~amending~~ eligibility determinations previously made. ~~However, an institution shall be required to make refunds for students who receive award disbursements and terminate enrollment for any reason during the academic term when an institution's refund policies permit a student to receive a refund under these circumstances.~~

~~(c) Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days of the end of regular registration.~~

(5)~~(6)~~ Funds appropriated by the Legislature for state student assistance grants shall be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year *which* ~~that~~ has been allocated to the Florida Public Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section.

(6)~~(7)~~ The State Board of Education shall adopt rules necessary to implement this section.

Section 10. Effective July 1, 1997, section 240.4095, Florida Statutes, as amended by section 2 of chapter 95-376, Laws of Florida, and section 29 of chapter 95-430, Laws of Florida, is amended to read:

240.4095 Florida Private Student Assistance Grant Program; eligibility for grants.—

(1) There is hereby created a Florida Private Student Assistance Grant Program to be administered by the *participating institutions* ~~Department of Education~~ in accordance with rules of the state board.

(2)(a) Florida private student assistance grants from the State Student Financial Assistance Trust Fund may be made ~~only~~ to ~~full-time~~ degree-seeking students *enrolled for a minimum of 6 credit hours* who meet the general requirements for student eligibility as provided in s. 240.404, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed a total of *the weighted average tuition and matriculation fees for 30 credit hours at state universities plus $1,000* ~~$1,500~~ per academic year, or as specified in the General Appropriations Act, to any applicant. A demonstrated unmet need of less than $200 shall render the applicant ineligible for a Florida private student assistance grant. Recipients of such grants must have been accepted at a baccalaureate-degree-granting independent nonprofit college or university, which is accredited by the Commission on Colleges of the Southern Association of Colleges and Schools~~, and which has a secular purpose,~~ and which is located in and chartered as a domestic corporation by the state. No student may receive an award for more than the equivalent of 9 semesters or 14 quarters *of full-time enrollment* ~~in a period of not more than 6 consecutive years~~, except as otherwise provided in s. 240.404(3).

(b) A student applying for a Florida private student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered ~~by the department~~ when conducting an assessment of the financial resources available to each student.

(c) ~~The criteria and procedure for establishing standards of eligibility shall be determined by the department. The department is directed to establish a rating system upon which to base the approval of grants, including the use of a nationally recognized system of need analysis. The system shall include a certification of acceptability by the independent nonprofit college or university of the applicant's choice.~~ Priority in the distribution of grant moneys shall be given to students with the lowest total family resources *in accordance with a nationally recognized system of need analysis*~~, as determined pursuant to this subsection, taking into consideration the receipt of Pell Grants and student contributions to educational costs~~.

(d) Each participating institution shall report eligible students to whom grant moneys are disbursed each academic term to the department by the established date. Each institution shall also report to the department necessary demographic and eligibility data for those students.

(3) Based on the unmet financial need of an eligible applicant, the ~~full~~ amount of a Florida private student assistance grant must be between $200 and *the weighted average cost of matriculation and tuition fees for 30 credit hours at state universities plus $1,000* ~~$1,500~~ per academic year or the amount specified in the General Appropriations Act. *Students enrolled for 6 to 8 credit hours may receive up to one-half of the maximum award; students enrolled for 9 to 11 credit hours may receive up to three-fourths of the maximum award; and students enrolled for 12 or more credit hours may receive up to the full award.* ~~When funds are not sufficient to make full awards to all eligible applicants, the department shall reduce the amount of each recipient's grant award pro rata. For any year in which a pro rata grant reduction is necessary, such adjustment shall be made by reducing the second semester or the second and third quarter award disbursements to grant recipients. In each such instance, institutions shall notify students of award adjustments.~~

~~(4) In the event that a Florida private student assistance grant recipient transfers from one institution eligible under this section, s. 240.409, or s. 240.4097 to another, his or her eligibility shall be transferable upon approval of the department. When approved by the department, the amount of the unmet need shall be recalculated for the new institution and shall be adjusted accordingly.~~

(4)~~(5)~~(a) Payment of Florida private student assistance grants *must* ~~may~~ be transmitted to the president of the college or university ~~which the recipient is attending,~~ or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(b) ~~Institutions shall certify to the department, within 30 days of the end of regular registration, the eligibility status of each awarded student.~~ The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of *changing* ~~amending~~ eligibility determinations previously made. ~~However, an institution shall be required to make refunds for students who receive award disbursements and terminate enrollment for any reason during the academic term when an institution's refund policies permit a student to receive a refund under these circumstances.~~

~~(c) Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days of the end of regular registration.~~

(c)~~(d)~~ Each institution that receives moneys through the Florida Private Student Assistance Grant Program shall cause to be prepared a biennial report that includes an independent external audit of the institution's administration of the program and a complete accounting of moneys in the State Student Financial Assistance Trust Fund allocated to the institution for the program. Such report shall be submitted to the department on or before March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and independent external audit. The department may suspend or revoke an institution's eligibility to receive future moneys from the trust fund for the program or request a refund of any moneys overpaid to the institution through the trust fund for the program if the department finds that an institution has not complied with the provisions of this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days.

(5)~~(6)~~ Funds appropriated by the Legislature for Florida private student assistance grants shall be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year *which* ~~that~~ has been allocated to the Florida Private Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(6)~~(7)~~ The State Board of Education shall adopt rules necessary to implement this section.

Section 11. Effective July 1, 1997, section 240.4097, Florida Statutes, as amended by section 17 of chapter 95-376, Laws of Florida, and section 31 of chapter 95-430, Laws of Florida, is amended to read:

240.4097 Florida Postsecondary Student Assistance Grant Program; eligibility for grants.—

(1) There is hereby created a Florida Postsecondary Student Assistance Grant Program to be administered by the *participating institutions* ~~Department of Education~~ in accordance with rules of the state board.

(2)(a) Florida postsecondary student assistance grants through the State Student Financial Assistance Trust Fund may be made only to full-time degree-seeking students *enrolled for a minimum of 6 credit hours* who meet the general requirements for student eligibility as provided in s. 240.404, except as otherwise provided in this section. Such grants shall be awarded for the amount of demonstrated unmet need for tuition and fees and may not exceed a total of *the weighted average prior-academic-year cost of tuition and matriculation fees at state universities plus $1,000* ~~$1,500~~ per academic year, or as specified in the General Appropriations Act, to any applicant. A demonstrated unmet need of less than $200 shall render the applicant ineligible for a Florida postsecondary student assistance grant. Recipients of such grants must have been accepted at a postsecondary institution that is located in and chartered as a domestic corporation by the state and that is:

1. A private nursing diploma school approved by the Florida Board of Nursing; or

2. An institution either licensed by the State Board of Independent Colleges and Universities or exempt from licensure pursuant to s. 246.085(1)(a), excluding those institutions the students of which are eligible to receive a Florida private student assistance grant pursuant to s. 240.4095.

No student may receive an award for more than the equivalent of 9 semesters or 14 quarters *of full-time enrollment* ~~in a period of not more than 6 consecutive years~~, except as otherwise provided in s. 240.404(3).

(b) A student applying for a Florida postsecondary student assistance grant shall be required to apply for the Pell Grant. The Pell Grant entitlement shall be considered ~~by the department~~ when conducting an assessment of the financial resources available to each student.

(c) ~~The criteria and procedure for establishing standards of eligibility shall be determined by the department. The department is directed to establish a rating system upon which to base the approval of grants, including the use of a nationally recognized system of need analysis. The system shall include a certification of acceptability by the school of the applicant's choice.~~ Priority in the distribution of grant moneys shall be given to students with the lowest total family resources, *in accordance with a nationally recognized system of need analysis* ~~as determined pursuant to this subsection, taking into consideration the receipt of Pell Grants and student contributions to educational costs~~.

(d) Each participating institution shall report eligible students to whom grant moneys are disbursed each academic term to the department by the established date. Each institution shall also report to the department necessary demographic and eligibility data for those students.

(3) Based on the unmet financial need of an eligible applicant, the full amount of a Florida postsecondary student assistance grant must be between $200 and *the weighted average cost of tuition and matriculation fees for 30 credit hours at state universities plus $1,000* ~~$1,500~~ per academic year or the amount specified in the General Appropriations Act. *Students enrolled for 6 to 8 credit hours may receive up to one-half of the maximum award; students enrolled for 9 to 11 credit hours may receive up to three-fourths of the maximum award; and students enrolled for 12 or more credit hours may receive up to the full award.* ~~When funds are not sufficient to make full awards to all eligible applicants, the department shall reduce the amount of each recipient's grant award pro rata. For any year in which a pro rata grant reduction is necessary, such adjustment shall be made by reducing the second semester or the second and third quarter award disbursements to grant recipients. In each such instance, institutions shall notify students of award adjustments.~~

~~(4) In the event that a student assistance grant recipient transfers from one institution eligible under this section, s. 240.409, or s. 240.4095 to another, his or her eligibility shall be transferable upon approval of the department. When approved by the department, the amount of the~~

~~unmet need shall be recalculated for the new institution and shall be adjusted accordingly.~~

(4)~~(5)~~(a) Payment of Florida postsecondary student assistance grants *shall* ~~may~~ be transmitted to the president of the eligible institution ~~which the recipient is attending,~~ or to his or her representative, in advance of the registration period. Institutions shall notify students of the amount of their awards.

(b) ~~Institutions shall certify to the department, within 30 days of the end of regular registration, the eligibility status of each awarded student.~~ The eligibility status of each student to receive a disbursement shall be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions shall not be required to reevaluate a student's eligibility status after this date for purposes of *changing* ~~amending~~ eligibility determinations previously made. ~~However, an institution shall be required to make refunds for students who receive award disbursements and terminate enrollment for any reason during the academic term when an institution's refund policies permit a student to receive a refund under these circumstances.~~

~~(c) Institutions shall certify to the department the amount of funds disbursed to each student and shall remit to the department any undisbursed advances within 60 days of the end of regular registration.~~

(c)~~(d)~~ Each institution that receives moneys through the Florida Postsecondary Student Assistance Grant Program shall cause to be prepared a biennial report that includes an independent external audit of the institution's administration of the program and a complete accounting of moneys in the State Student Financial Assistance Trust Fund allocated to the institution for the program. Such report shall be submitted to the department on or before March 1 every other year. The department may conduct its own annual or biennial audit of an institution's administration of the program and its allocated funds in lieu of the required biennial report and independent external audit. The department may suspend or revoke an institution's eligibility to receive future moneys from the trust fund for the program or request a refund of any moneys overpaid to the institution through the trust fund for the program if the department finds that an institution has not complied with the provisions of this section. Any refund requested pursuant to this paragraph shall be remitted within 60 days.

(5)~~(6)~~ Any institution that was eligible to receive state student assistance grants on January 1, 1989, and that is not eligible to receive grants pursuant to s. 240.4095 is eligible to receive grants pursuant to this section.

(6)~~(7)~~ Funds appropriated by the Legislature for Florida postsecondary student assistance grants shall be deposited in the State Student Financial Assistance Trust Fund. Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year *which* ~~that~~ has been allocated to the Florida Postsecondary Student Assistance Grant Program shall remain therein and shall be available for carrying out the purposes of this section and as otherwise provided by law.

(7)~~(8)~~ The State Board of Education shall adopt rules necessary to implement this section.

Section 12. Present subsections (4) through (12) of section 240.424, Florida Statutes, are renumbered as subsections (5) through (13), respectively, and a new subsection (4) is added to that section, to read:

240.424 Duties of the department.—The duties of the department shall include:

(4) Development of an integrated student financial aid database. The database shall be designed to support all aspects of the administration and delivery of state-funded student financial aid and shall be compatible with other sources of student aid. The Office of Student Financial Assistance shall provide a progress report on all components of the database to the Legislature by December 1, 1996, which shall include a timeline for implementation identifying which components will be ready for use beginning July 1, 1997, and the date when the entire system will be completed.

Section 13. Subsection 1 and paragraph (f) of subsection (2) of section 240.437, Florida Statutes, are amended to read:

240.437 Student financial aid planning and development.—

(1) There is created a student financial aid planning and development program which shall be administered by the Department of Education. It is the intent of the Legislature that ~~a specific sum of~~ funds be allocated each year for the purpose of sponsoring the design, development, and implementation of a comprehensive program of student financial aid and of initiating activities of inservice training for student financial aid administrators and activities to encourage maximum lender participation in guaranteed loans. *The department is authorized, in accordance with federal regulations, to use the Student Loan Guaranty Reserve Trust Fund to carry out the purposes of this section.* The Florida Council of Student Financial Aid Advisors shall serve as the advisory body to the Department of Education in the development of a comprehensive program of student financial aid.

(2) The objective of a state program is the maintenance of a state student financial aid program to supplement a basic national program which will provide equal access to postsecondary education to citizens of this state who have the ability and motivation to benefit from a postsecondary education. In the development of a state program to achieve this objective, it shall be the policy that:

~~(f) Effective August 1, 1985, students enrolled in associate in arts degree programs and bachelor's degree programs in independent institutions in this state who receive state aid pursuant to s. 240.402, s. 240.4063, s. 240.4085, s. 240.4095, s. 240.4097, s. 240.412, s. 240.605, or s. 240.606 participate in the college-level communication and computation skills testing program provided in s. 229.551. The department and the eligible institutions shall negotiate an agreement that will assure that the test is available to students either directly through the independent institutions or on a contractual basis with a state community college or university. Before August 1, 1985, all independent institutions subject to this provision shall have an opportunity to participate in preliminary testing activities similar to those afforded the public institutions before the initiation of formal testing; and the independent sector shall be afforded appropriate representation on all committees and commissions charged with responsibilities for developing, administering, and evaluating the tests.~~

~~Planning and development shall be in accordance with the foregoing objective and policies.~~

Section 14. Paragraph (b) of subsection (5) of section 240.412, Florida Statutes, is amended to read:

240.412 Jose Marti Scholarship Challenge Grant Fund.—

(5)

(b) In order to renew a scholarship awarded pursuant to this section, a student shall:

1. Earn a grade point average of at least 3.0 on a 4.0 scale for the previous term, maintain at least a 3.0 average for college work, or have an average below 3.0 only for the previous term and be eligible for continued enrollment at the institution.

2. Maintain full-time enrollment.

~~3. Participate in the college-level communication and computation skills testing program. Graduate recipients shall be exempt from this requirement.~~

Section 15. Subsections (1) and (3) of section 240.606, Florida Statutes, are amended to read:

240.606 Florida Work Experience Program.—

(1) There is established the Florida Work Experience Program to be administered by the Department of Education. The purpose of the program is to introduce eligible students to work experience that will complement and reinforce their educational program and career goals and provide a self-help student aid program. Such program shall be available to:

(a) Any student attending a state university or community college authorized by Florida law; or

(b) Any student attending a nonprofit Florida *postsecondary institution eligible to participate in either of the student assistance grant programs established in ss. 240.4095 and 240.4097.* ~~college or university which: is accredited by a member of the Commission on Recognition of Postsecondary Accreditation, the credits of which are acceptable, without qualification, for transfer to a state university; grants baccalaureate or associate degrees; is not a pervasively sectarian institution; and is located in and chartered by the state.~~

(3) Each participating institution is authorized to enter into contractual agreements with private or public employers for the purpose of establishing a Florida work experience program. ~~A minimum of 25 percent of the funds for the Florida Work Experience Program shall be used to contract with public schools for student work experience opportunities.~~

Section 16. Sections 240.4045 and 240.4093, Florida Statutes, are repealed.

Section 17. Section 240.36, Florida Statutes, is amended to read:

240.36 Florida Academic Improvement Trust Fund for Community Colleges.—

(1) There is created the Florida Academic Improvement Trust Fund for Community Colleges to be administered according to rules of the State Board of Community Colleges. This trust fund shall be used to encourage private support in enhancing public community colleges by providing *the* community *college system* ~~colleges~~ with the opportunity to receive and match challenge grants.

(2) Funds appropriated shall be deposited in the trust fund and shall be invested pursuant to s. 18.125. Notwithstanding the provisions of s. 216.301 and pursuant to s. 216.351, any undisbursed balance remaining in the trust fund and interest income accruing to that portion of the trust fund not matched shall remain in the trust fund and shall increase the total funds available for challenge grants. At the end of a fiscal year, any unexpended balance of an appropriation in the trust fund will not revert to the fund from which appropriated, but will remain in the trust fund until used for the purposes specified in this section.

(3) For every year in which there is a legislative appropriation to the trust fund, no less than $25,000 must be reserved to permit each community college *and the Division of Community Colleges, which shall be an eligible community college entity for the purposes of this section,* an opportunity to match challenge grants. The balance of the funds shall be available for matching by any *eligible* community college *entity.* Trust funds which remain unmatched by contribution on March 1 of any year shall also be available for matching by any community college. The State Board of Community Colleges shall adopt rules providing all community *college entities* ~~colleges~~ with an opportunity to apply for excess trust funds prior to the awarding of such funds. However, no community college may receive more than its percentage of the total full-time equivalent enrollment or 15 percent, whichever is greater, of the funds appropriated to the trust fund for that fiscal year. A community college *entity* shall place all funds it receives in excess of the first challenge grant and its matching funds in its endowment fund and only the earnings on that amount may be spent for approved projects. A community college may spend the first challenge grant and its matching funds as cash for any approved project, except scholarships. If a community college *entity* proposes to use any amount of the grant or the matching funds for scholarships, it must deposit that amount in its endowment in its academic improvement trust fund and use the earnings of the endowment to provide scholarships.

(4) Challenge grants shall be proportionately allocated from the trust fund on the basis of matching each $4 of state funds with $6 of local *or private* funds. The matching funds shall come from contributions made after July 1, 1983, for the purposes of matching this grant. To be eligible, a minimum of $4,500 must be raised from private sources, and such contributions must be in excess of the total average annual cash contributions made to the foundation at each community college in the 3 fiscal years before July 1, 1983.

(5) Funds sufficient to provide the match shall be transferred from the state trust fund to the *local* community college foundation *or the statewide community college direct support organization* ~~in increments of $3,000~~ upon notification that a proportionate amount has been received and deposited by the community college *entity* in its own trust fund.

(6) Each community college *entity* shall establish its own academic improvement trust fund as a depository for the private contributions and matching state fund established herein. The foundation *of the* ~~at each~~ community college *entities are* ~~is~~ responsible for the maintenance, investment, and administration of *their* ~~its~~ academic improvement trust fund.

(7)(a) The board of trustees of the community college *and the Division of Community Colleges are* ~~is~~ responsible for determining the uses for the proceeds of *their respective* ~~the~~ trust *funds* ~~fund~~. Such uses *of the proceeds shall be limited to expenditure of the funds for* ~~may include~~:

1. Scientific and technical equipment.

2. Other *instructional* activities that will benefit future students as well as students currently enrolled at the community college and that will improve the quality of education at the community college *or in the community college system.*

3. Scholarships, which are the lowest priority for use of these funds.

4. As to the State Board of Community Colleges, any educational purpose or activity which will benefit all or part of the community college system.

(b) If a community college includes scholarships in its proposal, it shall create an endowment in its academic improvement trust fund and use the earnings of the endowment to provide scholarships. Such scholarships must be program specific and require high academic achievement for students to qualify for or retain the scholarship. A scholarship program may be used for minority recruitment but may not be used for athletic participants. The board of trustees must have designated the program as a program of emphasis for quality improvement, a designation that should be restricted to a limited number of programs at the community college. In addition, the board of trustees must have adopted a specific plan that details how the community college will improve the quality of the program designated for emphasis and that includes quality measures and outcome measures. Over a period of time, the community college operating budget should show additional financial commitment to the program of emphasis above and beyond the average increases to other programs offered by the community college. Fundraising activities must be specifically identified as being for the program of emphasis or scholarship money. The community college must fully levy the amount for financial aid purposes provided by s. 240.35*(12)*~~(10)~~ in addition to the tuition and matriculation fee before any scholarship funds are awarded to the community college as part of its approved request.

(c) Proposals for use of the trust fund *by community colleges* shall be submitted to the State Board of Community Colleges for approval. Any proposal not acted upon in 60 days shall be considered not approved.

(8) The State Board of Community Colleges shall establish rules to provide for the administration of this fund. Such rules shall establish the minimum challenge grant reserved for each college and the maximum amount which a college may receive from a legislative appropriation in any fiscal year in accordance with the provisions of the General Appropriations Act.

Section 18. This act shall take effect July 1, 1996.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; creating the Economically Disadvantaged Student Assistance Grant Program; providing eligibility requirements; providing a time limitation for grant renewals; requiring transfer of funds by a date certain; requiring an annual report; providing for deposit of appropriations in the State Student Assistance Trust Fund; authorizing certain funds sources for use by the program for certain purposes; amending s. 232.2465, F.S.; authorizing the State Board of Education to specify the score required for a student to earn a Florida Academic Scholars' Certificate; amending s. 239.217, F.S.; providing requirements to qualify for the Florida gold seal vocational endorsement; changing an effective date; amending s. 240.115, F.S.; authorizing national accreditation as a criterion for public technical centers

to participate in the common course numbering system; amending s. 240.40, F.S.; reducing the portion of allocated funds that may remain in a trust fund at the end of a fiscal year; amending s. 240.4021, F.S.; deleting an obsolete date; correcting obsolete terminology; establishing a time limit; amending s. 240.107, F.S.; revising provisions relating to the college-level communication and computation skills examination; providing exemptions from a required test; amending s. 240.404, F.S.; deleting a requirement for participation in a testing program; requiring achievement of certain academic requirements as a condition for receiving state student financial aid; deleting a requirement; amending s. 240.409, F.S.; authorizing eligibility determination and grant distribution for the Florida Public Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.4095, F.S.; authorizing eligibility determination and grant distribution for the Florida Private Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.4097, F.S.; authorizing eligibility determination and grant distribution for the Florida Postsecondary Student Assistance Grant Program to be conducted by the receiving institution; specifying a dollar value range for grant awards; amending s. 240.424, F.S.; requiring the Department of Education to develop an integrated student financial aid data base; requiring a progress report; amending s. 240.437, F.S.; authorizing the Department of Education to use the Student Loan Guaranty Reserve Trust Fund for planning and developing student financial aid; deleting a CLAST requirement; amending s. 240.412, F.S.; deleting a CLAST requirement; amending s. 240.606, F.S.; deleting a requirement that a certain portion of funds for the Florida Work Experience Program be used for contracts with public schools; repealing s. 240.4045, F.S., which requires male applicants and recipients of financial aid services to comply with Selective Service System registration requirements; repealing s. 240.4093, F.S., the Vocational Student Assistance Grant Fund; amending s. 240.36, F.S.; revising provisions relating to the Florida Academic Improvement Trust Fund for Community Colleges; providing an effective date.

On motion by Senator Kirkpatrick, by two-thirds vote **CS for CS for SB 1282** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36 Nays—None

SB 2184—A bill to be entitled An act relating to postsecondary education; amending s. 240.107, F.S.; revising provisions relating to the college-level communication and computation skills examination; providing exemptions from a required test; amending s. 240.404, F.S.; deleting a requirement for participation in a testing program; providing an effective date.

—was read the second time by title.

The Committee on Higher Education recommended the following amendment which was moved by Senator Kirkpatrick and adopted:

Amendment 1—On page 2, lines 7-22, delete those lines and insert:

(b)~~(c)~~ Achieves ~~a passing score on the college placement test, required pursuant to s. 240.117, and~~ a cumulative grade point average of 2.5 or above, on a 4.0 scale, in postsecondary-level coursework identified by the Postsecondary Education Planning Commission.

Any student

On motion by Senator Kirkpatrick, by two-thirds vote **SB 2184** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37 Nays—None

Consideration of **CS for SB 246** was deferred.

SB 328—A bill to be entitled An act relating to education finance; amending s. 236.081, F.S.; requiring the annual General Appropriations Act to direct changes in school districts' required local effort to produce a certain percentage of total Florida Education Finance Program calculations and entitlement; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 328** to **HB 1129**.

Pending further consideration of **SB 328** as amended, on motion by Senator Dudley, by two-thirds vote **HB 1129** was withdrawn from the Committees on Education; and Ways and Means.

On motion by Senator Dudley—

HB 1129—A bill to be entitled An act relating to education finance; amending s. 236.081, F.S.; requiring the annual General Appropriations Act to direct changes in school districts' required local effort to produce a certain percentage of total Florida Education Finance Program calculations and entitlement; providing an effective date.

—a companion measure, was substituted for **SB 328** and read the second time by title.

Senators Dudley and Wexler offered the following amendment which was moved by Senator Dudley and adopted:

Amendment 1 (with title amendment)—On page 3, before line 1, insert:

Section 2. There is appropriated from the General Revenue Fund the sum of $250,000 for a residential center for deaf/blind students in Palm Beach County.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 7, after the semicolon (;) insert: providing an appropriation;

On motion by Senator Dudley, by two-thirds vote **HB 1129** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

The Senate resumed consideration of—

SB 304—A bill to be entitled An act relating to uniform interstate family support; providing a short title; creating a new chapter 88, F.S.; providing definitions, procedures, and guidelines relating to uniform interstate family support hearings and jurisdiction, costs and fees, support orders, determination of parentage, and interstate rendition; repealing current chapter 88, F.S., relating to uniform reciprocal enforcement of support of dependents; providing an effective date.

—which was previously considered and amended this day.

Pending further consideration of **SB 304** as amended, on motions by Senator Williams, by two-thirds vote—

CS for HB 21—A bill to be entitled An act relating to uniform interstate family support; providing a short title; creating a new chapter 88, F.S.; providing definitions, procedures, and guidelines relating to uniform interstate family support hearings and jurisdiction, costs and fees, support orders, determination of parentage, and interstate rendition; repealing current chapter 88, F.S., relating to uniform reciprocal enforcement of support of dependents; creating s. 409.25645, F.S.; providing for pilot programs using administrative orders for genetic testing in child support cases; providing procedures and requirements; creating s. 409.25656, F.S.; providing garnishment procedures for payment of delinquent child support obligations; providing an effective date.

—a companion measure, was substituted for **SB 304** and by two-thirds vote read the second time by title.

Senator Williams moved the following amendment which was adopted:

Amendment 1—On page 33, delete lines 25-30 and insert: on Line 25—the administrative order shall be attached to the order. and insert: on Line 30—The department may serve the administrative

On motion by Senator Williams, by two-thirds vote **CS for HB 21** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

CS for SB's 1038 and 2178—A bill to be entitled An act relating to education; amending ss. 24.121, 228.053, 228.061, 228.2001, F.S., relating to allocation of revenues, developmental research schools, child-care programs, and the Office of Equal Educational Opportunity of the Department of Education; conforming cross-references to changes made by the act; amending s. 229.053, F.S.; deleting a requirement that the State Board of Education adopt forms; amending ss. 229.565, 229.57, 229.58, 229.592, F.S., relating to education evaluation procedures, student assessment, district and school advisory councils, and school improvement and education accountability; conforming cross-references to changes made by the act; amending ss. 229.593, 229.594, F.S.; deleting requirements with respect to meetings of the Florida Commission on Education Reform and Accountability; deleting requirements of the commission with respect to an obsolete report; amending s. 229.8055, F.S., relating to environmental education; deleting provisions made obsolete by the act; amending s. 230.03, F.S.; conforming cross-references to changes made by the act; amending s. 230.23, F.S., relating to powers and duties of school boards; deleting requirements for the school board in adopting a school program, designating school holidays and vacation periods, providing for planning time for teachers, providing for staff development, appointing teacher aides, providing awards and incentives, cooperating with other agencies and the superintendent, and adopting a public information program; amending ss. 230.2316, 230.2317, F.S., relating to dropout prevention and services for emotionally disturbed students; conforming cross-references to changes made by the act; amending s. 230.33, F.S.; deleting requirements that the superintendent prepare and recommend to the school board a school program; amending ss. 231.085, 231.095, 231.1725, 231.381, F.S., relating to teaching duties, employment of substitute teachers and others, and the transfer of sick leave and annual leave; conforming cross-references to changes made by the act; amending s. 232.01, F.S.; specifying the age at which a child is eligible to attend kindergarten and prekindergarten; amending s. 232.022, F.S.; specifying the period after which an absent student is noted as withdrawn from school; amending s. 232.03, F.S., relating to evidence of a child's date of birth; deleting cross-references made obsolete by the act; amending s. 232.032, F.S.; deleting a requirement that the Department of Health and Rehabilitative Services investigate the incidence of tuberculosis among school-age children; amending s. 232.06, F.S.; deleting an exemption from compulsory school attendance for a child who has a physical or mental disability; amending s. 232.09, F.S.; requiring that a parent report and explain a child's absence from school; amending s. 232.19, F.S.; conforming cross-references to changes made by the act; amending s. 232.2454, F.S.; revising requirements with respect to the adoption of student performance standards; amending s. 232.246, F.S.; revising requirements for elective credits in remedial programs; transferring, renumbering, and amending s. 232.2465, F.S., relating to the Florida Academic Scholars' Certificate Program; revising requirements for qualification; amending s. 232.2468, F.S.; revising the method of calculating the graduation rate; amending s. 232.26, F.S.; deleting a requirement that the principal report on suspensions and expulsions; amending s. 232.39, F.S.; prohibiting a student from joining or organizing a secret fraternity, sorority, or group; transferring and renumbering s. 232.44, F.S., relating to the audit of nonprofit corporations and associations that handle interscholastic activities; amending s. 232.45, F.S.; revising requirements for eye-protective devices and the use of such devices; amending s. 232.50, F.S.; revising requirements for a school in posting a notice of the duty to report child abuse and neglect; amending s. 233.061, F.S.; providing additional requirements for required instruction; authorizing school boards to implement programs in character development and law education, free enterprise and consumer education, and voting instruction; transferring and renumbering s. 233.0625, F.S., relating to the traffic education program; transferring, renumbering, and amending ss. 233.0661, 233.0662, 233.0663, F.S., relating to the Drug Abuse Resistance Education (D.A.R.E.) Act and legislative intent with respect to such act; transferring and renumbering s. 233.0664, F.S., relating to the D.A.R.E. Program Board of Directors; amending s. 233.067, F.S.; revising requirements for school health education and substance abuse prevention; deleting a requirement that the Department of Education provide technical assistance; deleting a requirement that certain provisions apply regardless of funding; amending s. 233.0674, F.S.; revising provisions with respect to the conduct of biological experiments by students; amending s. 233.16, F.S., relating to adoption of instructional materials; authorizing the state board to allow a publisher to make a cash deposit in lieu of the required bond; amending s. 233.18, F.S.; requiring a publisher to make specimen copies available to the department upon request; amending ss. 235.014, 236.081, F.S., relating to functions of the department and funds for operating schools; conforming cross-references to changes made by the act; conforming terminology to reflect the redesignation of career education as "vocational education"; amending s. 236.0811, F.S.; revising requirements for substance abuse prevention education for teachers and counselors; amending ss. 236.0812, 236.25, 237.211, F.S., relating to school funding, the district school tax levy, and school depositories; conforming cross-references to changes made by the act; amending s. 239.101, F.S.; revising legislative intent with respect to the goals of vocational education; amending s. 239.105, F.S.; revising definitions for purposes of vocational education programs; amending s. 239.109, F.S.; revising requirement for interinstitutional articulation agreements; amending s. 239.117, F.S., relating to postsecondary student fees; revising fee exemptions, providing for certain fees to be determined in the General Appropriations Act; amending s. 239.205, F.S.; deleting a requirement that the state board adopt basic skills standards; amending s. 239.213, F.S., relating to vocational-preparatory instruction; conforming provisions; amending s. 239.225, F.S.; revising requirements for the Vocational Improvement Program; amending s. 239.229, F.S.; revising requirements for vocational education standards; amending s. 239.245, F.S.; revising requirements for the department and school districts with respect to providing information on vocational education programs; amending s. 239.249, F.S.; allowing the Jobs and Education Partnership discretion in recommending rules to the state board; amending s. 239.301, F.S., relating to adult general education; deleting legislative intent; deleting a fee exemption for certain students who demonstrate low literacy skills; authorizing community colleges and school districts to conduct workforce literacy courses and programs; amending s. 239.305, F.S.; revising requirements for adult literacy programs; deleting a requirement that the Commissioner of Education review local adult literacy plans; amending s. 239.309, F.S.; deleting a requirement that the state board adopt rules for adult literacy centers; amending s. 239.401, F.S.; revising requirement for community education grants; amending s. 239.501, F.S.; deleting certain reporting requirements for universities and community colleges under the Florida Literacy Corps program; amending s. 239.505, F.S.; revising requirements for the Florida constructive youth programs; deleting requirements for a comprehensive plan prior to implementing a program; abolishing the advisory board; deleting a requirement that the commissioner report to the Legislature on implementing the constructive youth programs; amending s. 240.233, F.S., relating to university admissions; conforming a cross-reference to changes made by the act; amending s. 240.35, F.S.; providing for fees for college-preparatory instruction; amending ss. 240.36, 240.382, 240.402, F.S., relating to the Florida Academic Improvement Trust Fund for Community Colleges, child development training centers, and the Florida Undergraduate Scholars' Program; conforming cross-references to changes made by the act; amending ss. 322.095, 322.21, F.S., relating to driver's license applicants and license fees; conforming provisions to changes made by the act; amending ss. 402.22, 415.5015, 561.025, F.S., relating to programs for students in residential care facilities, child-abuse prevention training, and the Alcoholic Beverage and Tobacco Trust Fund; repealing ss. 228.0617, 228.062, 228.085, 228.0855, 228.087, 228.088, 228.121, 229.021, 229.603, 229.6054, 229.6055, 230.23135, 230.2318, 232.04, 232.045, 232.10, 232.13, 232.16, 232.2452, 232.2461, 232.2462, 232.257, 232.258, 232.276, 232.3015, 232.303, 232.304, 232.36, 232.40, 233.011, 233.051, 233.0615, 233.063, 233.06411, 233.0645, 233.0671, 233.0672, 234.0515, 235.04, 239.121, 239.125, 239.513, F.S., relating to the school-age child care incentives program; the migrant education program; the state comprehensive plan for mathematics, science, and computer education; the Florida Model School Consortia; summer camp programs in mathematics, science, and computers; security programs; nonresident tuition fees and fee exemptions; meeting dates for the state board; the Instructional Technology Grant Program; international education programs; the Florida Council on Student Services; the school resource officer program; eligibility for kindergarten; prekindergarten early intervention and preschool programs; school absences; reports on exceptional children; enforcement of compulsory school attendance; report cards; model curriculum standards; high school attendance requirements; the School Safety Trust Fund; school and community resource grants; parenting workshops; outreach programs for family involvement; interagency student services; district multiagency coordinating councils; sanitation of schools; prohibition against belonging to a secret society; accountability in curriculum,

educational instructional materials, and testing; remediation programs; the character development and law education program; instruction in the operation of a motor vehicle; programs in free enterprise and consumer education; voting instruction; courses in the care of nursing home patients; health education; transportation of students by private transportation companies; disposal of property; occupational specialists for student counseling; computer-assisted student advising; and workforce literacy programs; providing an effective date.

—was read the second time by title.

Senator Latvala moved the following amendment which was adopted:

Amendment 1—On page 148, lines 5-22, delete those lines

Senator Bankhead moved the following amendments which were adopted:

Amendment 2 (with title amendment)—On page 206, line 1, delete that line and insert:

Section 81. Subsection (2) of section 287.059, Florida Statutes, is amended to read:

287.059 Private attorney services.—

(2) *An* ~~No~~ agency *may not* ~~shall~~ contract for private attorney services without the prior written approval of the Attorney General, except that such written approval is not required for private attorney services:

(a) Procured by the Executive Office of the Governor or any department under the exclusive jurisdiction of a single Cabinet officer.

(b) Provided by legal services organizations to indigent clients.

(c) Necessary to represent the state in litigation involving the Florida Casualty Insurance Risk Management Trust Fund pursuant to part II of chapter 284.

(d) Procured by the Board of Regents and the universities of the State University System.

(e) Procured by community and junior colleges and multicounty special districts.

(f) Procured by the Board of Trustees of the Florida School for the Deaf and the Blind.

And the title is amended as follows:

On page 9, line 1, after the semicolon (;) insert: amending s. 287.059, F.S.; providing an exception to the mandate that an agency may not contract for private attorney services without Attorney General's approval;

Amendment 3 (with title amendment)—On page 206, line 1, delete that line and insert:

Section 81. Section 230.23135, Florida Statutes, as amended by chapters 94-232 and 95-147, Laws of Florida, and section 230.59, Florida Statutes, are repealed.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 9, line 1, after the semicolon (;) insert: repealing s. 230.23135, F.S., that relates to the Florida Council on Student Services; repealing s. 230.59, F.S., that relates to educational communications systems;

Senator Latvala moved the following amendment which was adopted:

Amendment 4 (with title amendment)—On page 206, line 1, delete that line and insert:

Section 81. Section 232.2451, Florida Statutes, is created to read:

232.2451 Readiness for postsecondary education and the workplace.—

(1) It is the intent of the Legislature that students and parents or guardians set early achievement and career goals for the student's post-high-school experience. This section sets forth a model which schools, through their school advisory councils, may choose to implement to ensure that students are ready for postsecondary education and the workplace. Students and their parents or guardians shall have the option of participating in this model to plan the student's secondary-level course of study. Parents or guardians and students are to become partners with school personnel in educational choice. Clear academic course expectations shall be made available to all students by allowing both student and parent or guardian choice.

(2)(a) Students entering the ninth grade and their parents or guardians shall be active participants in choosing an end-of-high-school student destination based upon both student and parent or guardian goals. Four or more destinations should be available with bridges between destinations to enable students to shift destinations should they choose to change goals. The destinations shall accommodate the needs of students served in exceptional student education programs, to the extent appropriate for individual students. Exceptional education students may continue to follow the courses outlined in the school district pupil progression plan. Students and their parents or guardians may choose among destinations, which shall include:

1. Four-year university, community college plus university, or military academy.

2. Two-year postsecondary degree.

3. Postsecondary vocational-technical certificate.

4. Immediate employment or entry-level military.

(b) Student progression toward a chosen destination includes the following:

1. A "path" of core courses shall lead to each of the destinations provided in paragraph (a).

2. A recommended group of electives shall help define each path.

3. Students, with parental or guardian involvement, shall declare their destinations by the end of grade 8. A teacher, school administrator, other school staff member, or community volunteer may be assigned to a student as an "academic advocate" if parental or guardian involvement is lacking.

4. The common placement test authorized in s. 240.117 or a similar test may be administered to all high school second semester sophomores who have chosen one of the four destinations. The results of the placement test shall be used to target additional instructional needs in reading, writing, and mathematics prior to graduation.

5. Ample opportunity shall be provided for students to move from one destination to another, and some latitude shall exist within each destination, to meet the individual needs of students.

6. Destinations specified in subparagraphs (a)1., 2., and 3. shall support the goals of the Tech Prep program. Students participating in Tech Prep shall be enrolled in articulated, sequential programs of study which include a technical component and at least a minimum of a postsecondary certificate or 2-year degree.

7. In order for these destinations to be attainable, the business community shall be encouraged to support real-world internships and apprenticeships.

8. All students shall be encouraged to take part in service learning opportunities.

(c) High school equivalency diploma preparation programs shall not be a choice for high school students leading to any of the four destinations provided in paragraph (a) since the appropriate coursework, counseling component, and career preparation cannot be ensured.

(d) Schools shall ensure that students and parents or guardians are made aware of the destinations available and provide the necessary coursework to assist the student in reaching the chosen destination. Students and parents or guardians shall be made aware of the student's progress toward the chosen destination.

(e) The Department of Education shall offer technical assistance to school districts to ensure that the destinations offered also meet the academic standards adopted by the state.

(3)(a) Access to Level I courses for graduation credit and for pursuit of a declared destination shall be limited to only those students for whom assessment indicates a more rigorous course of study would be inappropriate.

(b) School personnel shall:

1. Designate a specialist in each high school to coordinate the use of student achievement strategies to help students succeed in their coursework. The specialist shall also assist teachers in integrating the academic and vocational curricula, utilizing technology, providing feedback regarding student achievement, and implementing the Blueprint for Career Preparation and Tech Prep programs.

2. Institute strategies to eliminate reading, writing, and mathematics deficiencies of secondary students.

(4) This section shall take effect for those students entering the ninth grade in 1996 and each year thereafter.

Section 82. Subsection (1) of section 232.2462, Florida Statutes, is amended to read:

232.2462 Attendance requirement for receipt of high school credit; definition of "credit".—

(1)(a) For the purposes of requirements for high school graduation, one full credit means a minimum of 150 hours of bona fide instruction in a designated course of study which contains student performance standards as provided for in s. 232.2454. Six semester credit hours of instruction earned through enrollment pursuant to s. 240.116 shall also equal one full credit. *However, college credit hours earned through dual enrollment and early admission programs may be converted to high school credit based on mastery of course outcomes, the process for which shall be included in the district interinstitutional articulation agreement required by s. 240.1161.*

(b) The hourly requirements for one-half credit are one-half the requirements specified in paragraph (a).

Section 83. This act shall take effect July 1, 1996.

And the title is amended as follows:

On page 9, line 1, after the semicolon (;) insert: creating s. 232.2451, F.S., relating to student readiness for postsecondary education and the workplace; providing legislative intent; providing for end-of-high-school destinations; providing for student progression toward a chosen destination; providing Department of Education duties; providing course requirements; providing school personnel duties; amending s. 232.2462, F.S.; providing for conversion of college credit hours earned through dual enrollment and early admission programs to high school credit;

On motion by Senator Latvala, by two-thirds vote **CS for SB's 1038 and 2178** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—None

THE PRESIDENT PRESIDING

SB 2262—A bill to be entitled An act relating to child labor; amending s. 450.061, F.S.; providing student learner exemptions for specific hazardous occupations which are prohibited; amending s. 450.161, F.S.; providing conditions for such exemptions; providing an effective date.

—was read the second time by title.

The Committee on Commerce and Economic Opportunities recommended the following amendments which were moved by Senator Dyer and adopted:

Amendment 1—On page 1, line 20, delete *"(p),"*

Amendment 2—On page 3, line 9, after *"learners"* insert: *16 to 18 years of age*

Senator Dyer moved the following amendment which was adopted:

Amendment 3—On page 4, line 9, delete "October 1, 1996" and insert: July 1, 1996

On motion by Senator Dyer, by two-thirds vote **SB 2262** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36 Nays—2

CS for CS for SB 2922—A bill to be entitled An act relating to workforce development; creating the Workforce Florida Act; establishing principles; designating the Jobs and Education Partnership of Enterprise Florida as the Human Resource Investment Council; providing a definition; assigning responsibilities; requiring a chartering process for designating jobs and education regional boards; providing prerequisites to receiving a charter; establishing program categories for workforce development initiatives; requiring standards and measures; requiring measures and standards for the workforce development system; requiring jobs and education boards for workforce development; requiring appointments and a charter; providing membership; providing duties and responsiblities; prohibiting certain activities and transfer of certain powers; requiring one-stop career centers; requiring compatibility of agency data bases; requiring access to services; requiring the Department of Management Services to oversee the development of a network of centers; requiring certain agencies and boards to assist in the network; requiring a common design for certain client services; requiring the Department of Labor and Employment Security and the Department of Health and Rehabilitative Services to design and adopt a map of service regions; limiting the number of one-stop career centers operated by certain agencies; requiring incentive funding; designating federal fund sources; providing for alternative employment assistance for dislocated workers; requiring performance goals; creating an incentive program and pilot projects for apprenticeship programs, work-based learning programs, business partnerships, state colleges of education, and the Department of Military Affairs; requiring funds to be carried forward; creating the "Untried Worker Placement and Employment Incentive Act"; limiting expenditures; authorizing disqualification of certain employers; authorizing incentives; providing for repeal; amending s. 216.136, F.S.; requiring the Occupational Forecasting Conference to estimate need for high-skill, high-wages jobs; amending s. 229.8075, F.S.; authorizing the Florida Education and Training Placement Information Program to collect data and conduct studies for the workforce development system; transferring to the council the duties of boards and commissions that are eliminated by this act, effective July 1, 1997, including the Advisory Board on Constructive Youth Programs, the Education Success Incentive Council, and the Quick Response Advisory Committee; amending s. 446.20, F.S.; deleting references to the State Job Training Coordinating Council; assigning the duties of that council to the Jobs and Education Partnership; repealing s. 446.31, F.S., relating to the Florida Human Resource Development Commission; providing for applicability of the act; providing for the reconstitution of regional workforce development boards; requiring the Jobs and Education Partnership to review certain charters; providing for severability; providing an effective date.

—was read the second time by title.

Senator Kirkpatrick moved the following amendment:

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

Section 1. Short title; legislative intent.—

(1) This section may be cited as the "Workforce Florida Act of 1996."

(2) The goal of this section is to utilize the workforce development system to upgrade dramatically Floridian's workplace skills, economically benefiting the workforce, employers, and the state.

(3) These principles should guide the state's efforts:

(a) Floridians must upgrade their skills to succeed in today's workplace.

(b) In business, workforce skills are the key competitive advantage.

(c) Workforce skills will be Florida's key job-creating incentive for business.

(d) Budget cuts, efficiency, effectiveness, and accountability mandate the consolidation of program services and the elimination of unwarranted duplication.

(e) Streamlined state and local partnerships must focus on outcomes not process.

(f) Locally designed, customer-focused, market-driven service delivery works best.

(g) Job-training curricula must be developed in concert with the input and needs of existing employers and businesses, and must consider the anticipated demand for targeted job opportunities, as specified by the Occupational Forecasting Conference under section 216.136, Florida Statutes.

(h) Job placement, job retention, and return-on-investment should control workforce development expenditures and be a part of the measure for success and failure.

(i) Success will be rewarded and failure will have consequences.

(j) Job placement success will be publicly measured and reported to the Legislature.

(k) Apprenticeship programs, pursuant to section 446.011, Florida Statutes, which provide a valuable opportunity for preparing citizens for productive employment, will be encouraged.

(4) The workforce development strategy shall be designed by the Enterprise Florida Jobs and Education Partnership pursuant to section 288.0475, Florida Statutes, and shall be centered around the four integrated strategic components of One-Stop Career Centers, School-to-Work, Welfare-to-Work, and High Skills/High Wage Jobs. The workforce development strategy must be designed in consultation with the WAGES Program State Board of Directors pursuant to section 414.025, Florida Statutes.

(a) One-Stop Career Centers are the state's initial customer-service contact strategy for offering every Floridian access, through service sites, telephone, or computer networks, to the following services:

1. Job search, referral, and placement assistance.

2. Career counseling and educational planning.

3. Consumer reports on service providers.

4. Recruitment and eligibility determination.

5. Support services, including child care and transportation.

6. Employability skills training.

7. Adult education and basic skills training.

8. Technical training leading to a certification and degree.

9. Claim filing for unemployment compensation services.

10. Temporary income, health, nutritional, and housing assistance.

11. Child care and transportation assistance to gain employment.

12. Other appropriate and available workforce development services.

(b) School-to-Work is the state's youth and adult workforce education strategy for coordinating business, education, and the community to support students in achieving long-term career goals, and for ensuring the workforce is prepared with the academic and occupational skills required for success.

(c) Welfare-to-Work is the state's strategy for encouraging self-sufficiency and minimizing dependence upon public assistance by emphasizing job-placement and transition support services for welfare recipients.

(d) High Skills/High Wage is the state's strategy for aligning education and training programs with the Occupational Forecasting Conference under section 216.136, Florida Statutes, for meeting the job demands of the state's existing businesses, and for providing a ready workforce that is integral to the state's economic development goal of attracting new and expanding businesses.

(5) The workforce development system shall utilize a charter process approach aimed at encouraging local design and control of service delivery and targeted activities. The Enterprise Florida Jobs and Education Partnership shall be responsible for granting charters to Regional Workforce Development Boards that have a membership consistent with the requirements of federal and state law and that have developed a plan consistent with the state's workforce development strategy and with the strategic components of One-Stop Career Centers, School-to-Work, Welfare-to-Work, and High Skills/High Wage. The plan shall specify methods for allocating the resources and programs in a manner that eliminates unwarranted duplication, minimizes administrative costs, meets the existing job market demands and the job market demands resulting from successful economic development activities, ensures access to quality workforce development services for all Floridians, and maximizes successful outcomes. As part of the charter process, the Enterprise Florida Jobs and Education Partnership shall establish incentives for effective coordination of federal and state programs, outline rewards for successful job placements, and institute collaborative approaches among local service providers. Local governance is to be determined as part of the charter application.

Section 2. Regional Workforce Development Boards.—

(1) One Regional Workforce Development Board shall be appointed in each designated service delivery area. The membership and responsibilities of the board shall be consistent with Pub. L. No. 97-300, as amended. A Regional Workforce Development Board and a local WAGES coalition, pursuant to section 414.025, Florida Statutes, may be combined into one board if the membership of the combined board complies with section 414.028(1), Florida Statutes, with Pub. L. No. 97-300, as amended, and with this section. The board shall be appointed by the chief elected official or his designee of the local county or city governing bodies or consortiums of county and/or city governmental units that exist through interlocal agreements and shall include:

(a) At least 51 percent of the board's membership must represent the private sector and must be a chief executive, chief operating officer, business owner, or other private-sector executive who has substantial management or policy responsibility. If an independent postsecondary education institution licensed by the State Board of Independent Postsecondary, Vocational, Technical, Trade, and Business Schools is located in the workforce development region and conducts educational programs on the Occupational Forecasting Conference list as amended by the Jobs and Education Partnership, the private-sector members must include a representative of such an institution. If a licensed degree-granting independent postsecondary education institution also is located in the region and conducts programs on the Occupational Forecasting Conference list as amended by the partnership, the board must also include a representative of such an institution.

(b) The membership of the board must include representatives of organized labor and community-based organizations, who must constitute at least 15 percent of the membership. There must be a member who represents a community-based organization that provides direct job training and placement services to hard-to-serve people, including people with disabilities.

(c) The membership of the board must also include presidents of local public community colleges and superintendents of local public school districts; and representatives of economic development agencies, public assistance agencies, and public employment services.

The current Private Industry Council may be restructured, by local agreement, to meet the criteria for a Regional Workforce Development Board.

(2) In addition to the duties and functions specified by the Enterprise Florida Jobs and Education Partnership and by the interlocal agreement approved by the local county or city governing bodies, the Regional Workforce Development Board shall have the following responsibilities:

(a) Review, approve, and ratify the local Job Training Partnership Act plan, which also must be signed by the chief elected officials.

(b) Conclude agreements necessary to designate the fiscal agent and administrative entity.

(c) Complete assurances required for the Enterprise Florida Jobs and Education Partnership charter process and provide ongoing oversight related to administrative costs, duplicated services, career counseling, economic development, equal access, compliance and accountability, and performance outcomes.

(d) Coordinate with the local WAGES coalitions, created under section 414.028, Florida Statutes, to the maximum extent possible in arranging local delivery of services.

(3) The Enterprise Florida Jobs and Education Partnership shall, by January 1, 1997, design and implement a training program for the Regional Workforce Development Boards to familiarize board members with the state's workforce development goals and strategies.

The Regional Workforce Development Board shall designate all local service providers and shall not transfer this authority to a third party. In order to exercise independent oversight, the Regional Workforce Development Board shall not be a direct provider of intake, assessment, eligibility determinations, or other direct provider services.

Section 3. (1) This section may be cited as the "Untried Worker Placement and Employment Incentive Act."

(2) For purposes of this section, the term "untried worker" means a person who is a hard-to-place participant in the welfare-to-work programs of the Department of Labor and Employment Security or the Department of Health and Rehabilitative Services because such person has limitations associated with the long-term receipt of welfare and difficulty in sustaining employment.

(3) The Department of Labor and Employment Security and the Department of Health and Rehabilitative Services, working with the Enterprise Florida Jobs and Education Partnership, shall develop five Untried Worker Placement and Employment Incentive Pilots in the following Regional Workforce Development Board service areas: Columbia County, Duval County, Broward County, Escambia County, and Pinellas County.

(4) In these pilots, incentive payments will be made to for-profit or not-for-profit agents selected by the Regional Workforce Development Boards who successfully place untried workers in full-time employment for 6 months with an employer after the employee successfully completes a probationary placement of no more than 6 months with that employer. Full-time employment that includes health care benefits will receive an additional incentive payment.

(5) The for-profit and not-for-profit agents shall contract to provide services for no more than 1 year. Contracts may be renewed upon successful review by the contracting agent.

(6) The Department of Labor and Employment Security and the Department of Health and Rehabilitative Services, working with the Enterprise Florida Jobs and Education Partnership, shall develop an incentive schedule that costs the state less per placement than the state's 12-month expenditure on a welfare recipient.

(7) During an untried worker's probationary placement, the for-profit or not-for-profit agent shall be the employer of record of that untried worker, and shall provide workers' compensation and unemployment compensation coverage as provided by law. The business employing the untried worker through the agent may be eligible to apply for any tax credits, wage supplementation, wage subsidy, or employer payment for that employee which are authorized in law or by agreement with the employer. After satisfactory completion of such a probationary period, an untried worker shall not be considered an untried worker.

(8) This section shall not be used for the purpose of displacing or replacing an employer's regular employees and shall not interfere with executed collective bargaining agreements. Untried workers shall be paid by the employer at the same rate as similarly situated and assessed workers in the same place of employment.

(9) An employer that demonstrates a pattern of unsuccessful placements shall be disqualified from participation in these pilots because of poor return on the public's investment.

(10) The Department of Labor and Employment Security and the Department of Health and Rehabilitative Services, working with the Enterprise Florida Jobs and Education Partnership, may offer to any employer that chooses to employ untried workers such incentives and benefits that are available and provided in law, as long as the long-term cost savings can be quantified with each such additional inducement.

(11) Unless otherwise reenacted, this section shall be repealed on July 1, 1999.

Section 4. Subsections (3), (4), (5), (6), (7), and (8) of section 288.0475, Florida Statutes, are amended and subsection (11) is added to that section, to read:

288.0475 Enterprise Florida Jobs and Education Partnership.—

(3) The Enterprise Florida Jobs and Education Partnership is to be a not-for-profit corporation pursuant to chapter 617. The articles of incorporation and bylaws establishing the Enterprise Florida Jobs and Education Partnership must be submitted to Enterprise Florida, Inc., ~~and the Department of Commerce~~ for review and approval prior to filing.

(4) Enterprise Florida Jobs and Education Partnership is to be governed by a board of directors. The board of directors is to consist of the following members:

(a) The Lieutenant Governor or the Lieutenant Governor's designee.

(b) The Commissioner of Education or the commissioner's designee.

(c) The Secretary of Labor and Employment Security or the secretary's designee.

(d) The Secretary of Health and Rehabilitative Services or the secretary's designee.

(e) The Secretary of Elderly Affairs or the secretary's designee.

(f) The executive director for the State Board of Community Colleges or the executive director's designee.

(g) The President of the Florida Association of Postsecondary Schools and Colleges or the president's designee.

(h)~~(c)~~ A member of the Senate, to be appointed by the President of the Senate and serve at the pleasure of the President.

(i)~~(d)~~ A member of the House of Representatives, to be appointed by the Speaker of the House of Representatives and serve at the pleasure of the Speaker.

(j)~~(e)~~ Members from the public and private sectors, with the majority from the private sector, to be appointed by the Governor, subject to Senate confirmation. These members must be *consistent with Pub. L. No. 97-300, as amended, including the requirement that organized labor representatives shall constitute not less than 15 percent of the membership, and be* selected from the highest ranking officials in manufacturing and other industries critical to the state's economic base, as well as state agencies, departments, and organizations that have a direct impact on the training and education of workers in the state. The members from the public sector must also include an occupational dean of a community college and a school district vocational director with responsibility for postsecondary programs. The members from the private sector must include a private business representative from a private industry council, *a representative of a Regional Workforce Development Board,* and a representative of organized labor *as well as a representative from licensed, private postsecondary institutions in the state currently participating in vocational education and job training programs. Other members may be appointed to conform with the requirements of the Job Training Partnership Act or any other federal act for designation as a State Human Resource Investment Council or other federal workforce development board.*

(k)~~(f)~~ Private sector members appointed by the Governor must be appointed for 4-year, staggered terms. Public sector members appointed by the Governor shall serve at the pleasure of the Governor. *These private and public sector members shall reflect the geographical diversity of the state.*

(5)(a) Enterprise Florida, Inc., shall assist the Governor in the appointment of the initial members by providing a list of at least 18 nominees for membership in the partnership. For subsequent appointments, the chair of the Jobs and Education Partnership and the vice chair of Enterprise Florida, Inc., shall provide at least one nominee for each vacancy. The nominees must be selected within 90 days after a vacancy occurs, and the Governor must make the appointments within 30 days after receiving the nominations. Appointees must be representative of all geographic regions of the state, including both urban and rural regions. The importance of minority and gender representation must be considered when making nominations for each position on the board of directors.

(b) The Governor shall appoint the initial members from the public sector and private sector to the board of directors within 30 days after the receipt of the nominations from Enterprise Florida, Inc.

(c) A member may be removed by the Governor for cause. Absence from three consecutive meetings results in automatic removal.

(d) *The partnership may appoint subcommittees to fulfill its responsibilities, to comply with federal requirements, or to obtain technical assistance, and shall incorporate members of Regional Workforce Development Boards and former boards and commissions into its structure. These subcommittees may provide the partnership with technical advice, policy consultation, and information about workforce development issues.* ~~The State Job Training Coordinating Council shall appoint an advisory committee, which must include a member of a private industry council. This committee, the Committee of Practitioners established as required by Pub. L. No. 101-392, and the Quick Response Advisory Committee, established by s. 288.047, shall provide the partnership with technical advice, policy consultation, and information about workforce development issues.~~

(6)(a) The Board of Directors of the Jobs and Education Partnership shall be chaired by a board member designated by the Governor.

(b) The board shall appoint the president of the partnership to serve in the capacity of an executive director and secretary of the board. The president shall hire additional staff within the parameters established by the partnership in its bylaws.

(c) The board may establish an executive committee consisting of its chair, the *vice chair* ~~secretary~~ of the board, and not more than three additional board members selected by the chair. The executive committee shall have such authority as the board delegates to it, except that the board may not delegate to the executive committee the authority to take actions requiring the approval by a majority of the board as provided in paragraph (f).

(d) The board shall meet at least quarterly and at other times upon call of its chair.

(e) A majority of the total current membership of the board of the partnership comprises a quorum of the board.

(f) A majority of those voting is required to organize and conduct the business of the partnership, except that a majority of the entire board is required to hire or fire the president or to adopt or amend the operational plan.

(g) Except as delegated or authorized by the board, individual board members have no authority to control or direct the operations of the partnership or the actions of its officers and employees, including the president.

(h) Members of the board *and its subcommittees* shall serve without compensation, but members, the president, and all employees of the partnership may be reimbursed for per diem and travel expenses in accordance with s. 112.061. The president and all employees of the partnership are exempt from the provisions of part II of chapter 110, but the president is subject to the provisions of part IV of chapter 110.

(i) Each member of the Board of Directors of Enterprise Florida Jobs and Education Partnership who is not otherwise required to file financial disclosure pursuant to s. 8, Art. II of the State Constitution or s. 112.3144, shall file disclosure of financial interests pursuant to s. 112.3145.

(7) The Jobs and Education Partnership board shall have all the powers and authority, not explicitly prohibited by statute, necessary or convenient to carry out and effectuate the purposes of this section, as well as the functions, duties, and responsibilities of the partnership, including, but not limited to, the following:

(a) Assisting in the formulation and coordination of the state's economic policy regarding workforce development critical to achieve the purposes of the partnership, as stated in this section.

(b) Adopting an official seal.

(c) Hiring the president and employees of the partnership.

(d) Assisting in developing the state's strategic workforce development plan and subsequent implementation plans as part of the strategic economic development plan of Enterprise Florida, Inc.

(e) *Designing the state's workforce development strategy as the state's Human Resource Investment Council, recommending a market-driven, placement-based, community-managed, and customer-focused workforce development system and promoting that system's implementation at the state and local level. The strategy should establish standards and measures for job-placement cost, direct customer service costs, and overall service delivery costs to measure performance for various categories and difficulties of workers. Unless otherwise required by federal law, at least 90 percent of the funding covered by this strategy shall go into direct customer service costs. Of the allowable administrative overhead, appropriate amounts shall be expended to procure independent job-placement performance evaluations.* ~~Assisting in the state's workforce development strategic planning process.~~

(f) Evaluating the performance and effectiveness of Florida's workforce development programs.

(g) Reporting to the board of directors of Enterprise Florida, Inc., regarding its functions, duties, and responsibilities.

(h) Soliciting, borrowing, accepting, receiving, investing, and expending funds from any public or private source.

(i) Contracting with public and private entities as necessary to further the directives of this section.

(j) Approving an annual budget.

(k) Carrying forward any unexpended state appropriations into succeeding fiscal years.

(l) Providing an annual report to Enterprise Florida, Inc., the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(m) Serving as the designated State Human Resource Investment Council, as described in Pub. L. No. 102-367, Title VII, with responsibility for policy, planning, and accountability for the state's workforce development strategy.

(n) Working with affected communities, councils, and agencies, the partnership shall develop and implement a transition plan consolidating and coordinating these groups and their funding into the state's workforce development strategy.

(o) Implementing a charter process that utilizes Regional Workforce Development Boards whose membership, responsibilities, and authority shall be consistent with federal and state law. Such charter process shall align local workforce groups' resources and services under the Regional Workforce Development Board's plan which shall eliminate unwarranted duplication, minimize administrative costs, and increase responsiveness to the businesses, communities, and workers.

(p) Identifying resources that can be directed to charters and designs that can make state expenditures more job-placement-focused and performance-based.

(q) Establishing procedures to award resources and incentives to chartered communities and to measure the job-placement outcomes of those charters, rewarding positive outcomes, and penalizing negative outcomes, ultimately revoking failing charters.

(r) Consulting with business, labor, community groups, workforce development groups, educational institutions, research groups, and agencies, the partnership shall develop workforce development innovations.

(8) The Jobs and Education Partnership may take any action that it deems necessary to achieve the purposes of this section in partnership with private enterprises, public agencies, and other organizations. The partnership shall advise and make recommendations to the Board of Directors of Enterprise Florida, Inc., the State Board of Education, and the Legislature concerning action needed to bring about the following benefits to the state's social and economic resources:

(a) A state employment, education, and training policy that ensures that programs to prepare workers are responsive to present and future business and industry needs and complement the initiatives of the *other partnerships* ~~Capital Partnership and Innovation Partnership~~ of Enterprise Florida.

(b) A funding system that provides incentives to improve the outcomes of degree career and certificate career education programs, *and of registered apprenticeship and work-based learning programs,* and that focuses resources on occupations related to new or emerging industries that add greatly to the value of the state's economy.

(c) A comprehensive approach to the education and training of target populations such as those who have disabilities, are economically disadvantaged, receive public assistance, are not proficient in English, or are dislocated workers. This approach should ensure the effective use of federal, state, local, and private resources in reducing the need for public assistance.

(d) The designation of Institutes of Applied Technology composed of postsecondary institutions working together to ensure that technical and degree career and certificate career education programs use the most advanced technology and instructional methods available and respond to the changing needs of business and industry.

(e) A system to project and evaluate labor market supply and demand using the results of the Occupational Forecasting Conference created in s. 216.136 and the career education performance standards identified in s. 239.233.

(f) A review of the performance of public programs that are responsible for economic development, education, employment, and training. The review must include an analysis of the return on investment of these programs. ~~The partnership shall specifically consider whether restructuring the Department of Labor and Employment Security and the Department of Commerce would better serve the state's labor force. An interagency workgroup shall assist the partnership in its deliberations concerning restructuring. The workgroup must include representatives of the Senate, the House of Representatives, the Executive Office of the Governor, the Department of Labor and Employment Security, the Department of Education, the Department of Commerce, the Department of Health and Rehabilitative Services, the Department of Elderly Affairs, and the Department of Community Affairs, with the advice of major business associations and labor organizations.~~

(11) The Enterprise Florida Jobs and Education Partnership, in collaboration with the Regional Workforce Development Boards, the Office of Program Policy Analysis and Government Accountability, and appropriate state agencies and local public and private service providers, shall establish uniform measures and standards to gauge the performance of the workforce development strategy. The performance measures for education agencies participating in workforce development must be uniform and in accordance with ss 239 233 and 239.245. Job-placement follow-up information must be in accordance with s. 229.8075. These measures and standards shall be organized into two outcome tiers.

(a) The first tier shall be organized to provide benchmarks for systemwide outcomes. The partnership shall, in collaboration with the Office of Program Policy Analysis and Government Accountability, establish goals for the tier-one outcomes. The resources of the University of Florida Bureau of Economics and Business Research, the Department of Labor and Employment Security, the Commission on Government Accountability to the People, the Florida Education and Training Placement Information Program, and the Occupational Forecasting Conference, as well as any other relevant federal, state, or private sources, may be consulted for assistance in establishing standards and measures, for providing data collection and ensuring data reliability, or for data evaluation and interpretation by the Enterprise Florida Jobs and Education Partnership. Systemwide outcomes may include employment in occupations demonstrating continuing growth in wages, continued employment after 3, 6, 12, and 24 months, reduction in and elimination of public assistance reliance, job placement, employer satisfaction, and positive return on investment of public resources.

(b) The second tier shall be organized to provide a set of benchmark outcomes for each of the four strategic components of the workforce development strategy. A set of standards and measures shall be developed for One-Stop Career Centers, School-to-Work, Welfare-to-Work, and High Skills / High Wage, targeting the specific goals of that particular strategy. Cost per entered employment, earnings at placement, retention in employment, job placement, and entered employment rate shall be included among the performance outcome measures. The resources of the University of Florida Bureau of Economics and Business Research, the Department of Labor and Employment Security, the Commission on Government Accountability to the People, the Florida Education and Training Placement Information Program, and the Occupational Forecasting Conference, as well as any other relevant federal, state, or private sources, may be consulted for assistance in establishing standards and measures, for providing data collection and ensuring data reliability, or for data evaluation and interpretation by the Enterprise Florida Jobs and Education Partnership.

1. Appropriate measures for One-Stop Career Centers may include direct job placements at minimum wage, at a wage level established by the Occupational Forecasting Conference, and at a wage level above the level established by the Occupational Forecasting Conference.

2. Appropriate measures for the School-to-Work component may include the number of students enrolling and completing work-based programs including apprenticeship programs, job placement rate, job retention rate, wage at placement, and wage growth.

3. Welfare-to-Work measures may include job placement rate, job retention rate, wage at placement, wage growth, reduction and elimination of reliance on public assistance, and savings resulting from reduced reliance on public assistance.

4. High Skills / High Wage measures may include job placement rate, job retention rate, wage at placement, and wage growth.

(c) A third tier of measures and standards shall be the operational and output measures to be used by the agency implementing programs, and may be specific to federal requirements. The tier-three standards may be developed by the agencies implementing programs, and the Enterprise Florida Jobs and Education Partnership may be consulted in this effort. Such outputs, if developed, shall be reported to the Enterprise Florida Jobs and Education Partnership by the appropriate implementing agency.

(d) Regional differences shall govern the establishment of performance goals and may include job availability, unemployment rates, average worker wage, and available employable population. All performance goals shall be derived from the goals, principles, and strategies established in the Workforce Florida Act of 1996

(e) The uniform measures of success that are adopted by the Enterprise Florida Jobs and Education Partnership and/or the Regional Workforce Development Boards shall be developed in a manner that provides for an equitable comparison of the relative success or failure of any service provider in terms of positive outcomes.

Section 5. Subsections (2) and (3) of section 446.20, Florida Statutes, are amended to read:

446.20 Administration of responsibilities under the federal Job Training Partnership Act.—

(2) The *Enterprise Florida Jobs and Education Partnership is designated as the State Human Resource Investment Council. The State Human Resource Investment Council and its subcommittees* ~~State Job~~

~~Training Coordinating Council~~, which *are* ~~is~~ hereby created, as provided by Pub. L. No. 97-300, *as amended,* shall have the responsibilities as assigned by the Governor, who shall appoint members for 4-year staggered terms, pursuant to the Job Training Partnership Act. ~~Such responsibilities shall include reviewing the duties and responsibilities of the Department of Labor and Employment Security pursuant to this section.~~

(3) To ensure the participation and representation of women and minorities, the *State Human Resource Investment Council and its subcommittees* ~~State Job Training Coordinating Council~~ shall adhere to provisions of s. 110.112, relating to affirmative action as administered by the Department of Labor and Employment Security.

Section 6. Section 446.31, Florida Statutes, as created by chapter 94-319, Laws of Florida, is repealed.

Section 7. Unless reenacted into law, the following boards and commissions are dissolved effective July 1, 1997:

(1) The Advisory Board on Constructive Youth Programs, section 239.505(12), Florida Statutes.

(2) Education Success Incentive Council, section 228.502(1)(a), Florida Statutes.

(3) The Quick Response Advisory Committee, section 288.047(2), Florida Statutes.

Section 8. Unless otherwise provided in this act, this act shall apply to the State Human Resource Investment Council and any Regional Workforce Development Boards in existence on the effective date of this act. Regional Workforce Development Boards shall be reconstituted, if necessary, to meet the requirements of this act. In addition, the Enterprise Florida Jobs and Education Partnership shall review each charter granted prior to the effective date of this act to assure its compliance with the provisions of this act.

Section 9. Designation of primary service providers shall not be made until the Regional Workforce Development Boards have been reconstituted in compliance with this act.

Section 10. It is the intent of the Legislature that the transfer of functions to the Enterprise Florida Jobs and Education Partnership and to the Regional Workforce Development Boards occur with minimal disruption of services provided to the public. It is further the intent of the Legislature that the charter process provided for in this act consider and specify a transition date and plan for the transfer of functions to each Regional Workforce Development Board.

Section 11. Section 290.0067, Florida Statutes, is created to read:

290.0067 Renaissance areas; legislative findings; pilot program.—

(1) The Legislature recognizes that there are acute areas of unemployment, unusually high levels of residents dependent on welfare and other forms of public assistance, physical deterioration, and economic disinvestment within state enterprise zones. Local governments with jurisdiction over these areas may need additional assistance from the state to encourage redevelopment, investment, and enhancement of employment markets within these areas of acute economic distress. Providing additional temporary relief from certain taxes within these areas may foster training and employment opportunities for welfare/public assistance recipients, economic opportunities, and job growth in these areas and state enterprise zones as a whole.

(2) Designating a "renaissance area" on a pilot basis, within one enterprise zone, will enable the Legislature to determine whether providing additional temporary relief from certain taxes is an effective and cost-efficient means of stimulating job growth and eliminating or reducing the deteriorating economic conditions in these areas and state enterprise zones as a whole. The Department of Commerce or the entity charged with oversight over state enterprise zones shall designate one pilot renaissance area within one state enterprise zone. The department or the relevant entity shall select a pilot renaissance area by December 1, 1996, which meets the following qualifications:

(a) The area is contained within an enterprise zone that is composed of one contiguous area and is placed in the category delineated in s. 290.0065(3)(a)1.

(b) The local government having jurisdiction over the enterprise zone grants economic development ad valorem tax exemptions in the enterprise zone pursuant to s. 196.1995, and electrical energy public service tax exemptions pursuant to s. 166.231.

(c) The local government having jurisdiction over the enterprise zone has developed a plan for revitalizing the pilot renaissance area or for revitalizing an area within the enterprise zone that contains the pilot renaissance area, and has committed at least $5 million to redevelop an area including the pilot renaissance area.

(d) The pilot renaissance area is contiguous and is limited to no more than 70 acres, or equivalent square miles, to avoid a dilution of additional state assistance effectively concentrating those additional resources on revitalizing the area of acute economic distress.

(e) The pilot renaissance area contains a diverse cluster or grouping of facilities or space for a mix of retail, restaurants, or service-related businesses necessary to an overall revitalization of surrounding neighborhoods through community involvement, investment, and enhancement of employment markets.

(3)(a) Beginning December 1, 1996, businesses located within the renaissance area are eligible for a credit against any tax due for a taxable year under part I, chapter 212, and chapter 220.

(b) The credit shall be computed as $5,000 times the number of full-time employees of the business and $2,500 times the number of part-time employees of the business. For purposes of this section, a person shall be deemed to be employed by such a business if the person performs duties in connection with the operations of the business on a full-time basis, provided she or he is performing such duties for an average of at least 36 hours per week each month, or on a part-time basis, provided she or he is performing such duties for an average of at least 20 hours per week each month through the year. The person must be performing such duties at a business site located in the renaissance area.

(c) No business shall receive more than $200,000 in annual tax credits for any one taxable year. The total amount of tax credits that may be granted under this section is $2 million annually. In the event that the department or the relevant entity receives applications that total more than $2 million each year, the secretary or similar head of the relevant entity shall prorate the amount of tax credit each applicant is eligible to receive to ensure that all eligible applicants receive a tax credit.

(d) All applications for the granting of the tax credits allowed under this section shall require the prior approval of the Secretary of Commerce or the parallel head of the relevant entity. The secretary or parallel head shall provide one submittal date each year for the receipt of applications for such tax credits.

(e) Any business wishing to receive a tax credit pursuant to this section must submit an application to the department or the relevant entity which sets forth the business name and address and the number of employees of the business.

(f) The decision of the secretary or the parallel head of the relevant entity shall be in writing, and, if approved, the application shall state the maximum credit allowable to the business. A copy of the decision shall be transmitted to the Executive Director of the Department of Revenue, who shall apply such credit to the tax liability of the business firm.

(g) If the credit granted pursuant to this section is not fully used in any one year because of insufficient tax liability on the part of the business, the unused amount may be carried forward for a period not to exceed 5 years.

(4) The department or the relevant entity is authorized to adopt all rules necessary to administer this section, including rules for the approval or disapproval of applications for tax incentives by businesses.

(5) The Department of Revenue shall adopt any rules necessary to ensure the orderly implementation and administration of this section.

(6) For purposes of this section, "business" and "taxable year" shall have the same meaning as in s. 220.03.

(7) The Office of Program Policy Analysis and Government Accountability shall review and evaluate the effectiveness and viability of the

pilot renaissance area created in paragraph (a) as part of the review of state enterprise zones performed pursuant to s. 290.015. The Enterprise Florida Jobs and Education Partnership shall assess whether the training and employment opportunities created within the pilot renaissance area are consistent with the workforce development strategies. The office shall specifically evaluate whether relief from certain taxes has induced new investment and development in the area; increased the number of jobs created or retained in the area; induced the renovation, rehabilitation, restoration, improvement, or new construction of businesses or housing within the area; and contributed to the economic viability and profitability of business and commerce located within the area. The review shall also include a determination of whether other areas within state enterprise zones should be designated as renaissance zones.

(8) This section shall stand repealed on June 30, 2006, and any designations made pursuant to this section shall be revoked on that date.

Section 12. One-stop career centers.—

(1) The Department of Management Services shall coordinate among the agencies a plan for a one-stop career center electronic network made up of one-stop career centers that are operated by the Department of Labor and Employment Security, by the Department of Health and Rehabilitative Services, by the Department of Education, by public or private educational agencies, or by for-profit or not-for-profit agents.

(2) The department shall develop strategies to link information in the databases and information management systems of the following systems with the one-stop career centers:

(a) The Unemployment Compensation Insurance system of the Department of Labor and Employment Security.

(b) The Job Service system of the Department of Labor and Employment Security.

(c) The FLORIDA system and the components related to aid to families with dependent children, food stamps, and Medicaid eligibility.

(d) The workers' compensation system of the Department of Labor and Employment Security.

(e) The student financial assistance system of the Department of Education.

(f) The public postsecondary education system.

The systems must be fully coordinated and consolidated at both the state and local levels by July 1, 1999.

(3) During the 1996-1997 fiscal year, the Department of Labor and Employment Security and the Department of Health and Rehabilitative Services shall design and adopt a common service-delivery map that will provide for maximum coordination, consolidation, and co-location of one-stop career centers.

(4) The Department of Labor and Employment Security and the Department of Health and Rehabilitative Services shall work with the Department of Education, the Jobs and Education Partnership, and the jobs and education regional boards to develop a plan for the consolidated delivery of services through one-stop career centers. By January 1, 1997, the plan must identify the number of centers in each jobs and education workforce development region. One-stop career centers may be created by consolidating, co-locating, contracting with an outside provider, or any combination of these methods. The plan must identify resources within existing revenues to establish and support an electronic network for service delivery that includes the Florida Communities Network. Any cost savings achieved through the development of one-stop career centers must be reinvested into customer services.

Section 13. (1) The Legislature encourages programs that improve the workforce, especially programs that achieve successful outcomes in work-based learning programs, programs that prepare disadvantaged youth and dislocated workers for careers, and programs that correct imbalances in the workforce.

(2) The Jobs and Education Partnership shall develop performance-based incentives for the following programs:

(a) Florida colleges of education that expand teacher-education programs to recruit, enroll, and place as certified Florida public school teachers who are members of the following population groups:

1. Dislocated military personnel.

2. Dislocated defense contractor employees.

3. Members of demographic groups that are underrepresented among public school teachers when compared to public school students.

(b) Programs of the Department of Military Affairs that are designed to prepare disadvantaged young people for careers in the United States Armed Services or to provide National Guard mentors for disadvantaged young people.

(c) Programs that provide disadvantaged students and dislocated workers with tuition assistance and support services to assure that postsecondary education remains affordable.

Section 14. Paragraph (a) of subsection (10) of section 216.136, Florida Statutes, is amended to read:

216.136 Consensus estimating conferences; duties and principals.—

(10) OCCUPATIONAL FORECASTING CONFERENCE.—

(a) Duties.—The Occupational Forecasting Conference shall develop such official information on the *workforce development system* ~~career education~~ planning process as it relates to the personnel needs of current, new, and emerging industries as the conference determines is needed by the state planning and budgeting system. Such information *must* ~~shall~~ include *at least*~~, but not be limited to~~: short-term and long-term forecasts of employment demand *for high-skill, high-wages jobs* by occupation and industry;~~,~~ relative wage forecasts among *those* occupations;~~,~~ and estimates of the supply of trained and qualified individuals available for employment in those occupations.

Section 15. Subsections (1), (2), and (4) of section 229.8075, Florida Statutes, are amended to read:

229.8075 Florida Education and Training Placement Information Program.—

(1) The Department of Education shall develop and maintain a continuing program of information management named the "Florida Education and Training Placement Information Program," the purpose of which is to compile, maintain, and disseminate information concerning the educational histories, placement and employment, enlistments in the United States armed services, and other measures of success of former participants in state educational and *workforce development* ~~training~~ programs.

(2) Any project conducted by the Department of Education *or the workforce development system* that requires placement information shall use information provided through the Florida Education and Training Placement Information Program, and shall not initiate automated matching of records in duplication of methods already in place in the Florida Education and Training Placement Information Program. The department shall implement an automated system which matches the social security numbers of former participants in state educational and training programs with information in the files of state and federal agencies that maintain educational, employment, and United States armed service records and shall implement procedures to identify the occupations of those former participants whose social security numbers are found in employment records, as required by Specific Appropriation 337A, chapter 84-220, Laws of Florida; Specific Appropriation 337B, chapter 85-119, Laws of Florida; Specific Appropriation 350A, chapter 86-167, Laws of Florida; and Specific Appropriation 351, chapter 87-98, Laws of Florida.

(4) The Florida Education and Training Placement Information Program may perform longitudinal analyses for all levels of education *and workforce development*. These analyses must include employment stability, annual earnings, and relatedness of employment to education.

Section 16. Except as otherwise provided in this act, this act shall take effect July 1, 1996.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to workforce development; creating the "Workforce Florida Act of 1996"; providing legislative intent; providing for a workforce-development strategy; providing for a charter process; providing for Regional Workforce Development Boards; delineating board membership, roles, and duties; creating the "Untried Worker Placement and Employment Incentive Act"; defining the term "untried worker"; authorizing the pilot program; outlining program responsibilities; providing for future repeal; amending s. 288.0475, F.S.; revising the membership of the board of directors of Enterprise Florida Jobs and Education Partnership; authorizing the partnership to appoint subcommittees to comply with certain federal requirements; deleting reference to the advisory committee to the State Job Training Coordinating Council; providing additional powers and duties of the Enterprise Florida Jobs and Education Partnership Board; providing for financial disclosure by board members; requiring the Enterprise Florida Jobs and Education Partnership to establish performance goals and standards; amending s. 446.20, F.S.; designating the Enterprise Florida Jobs and Education Partnership as the State Human Resource Investment Council; repealing s. 446.31, F.S., relating to the Florida Human Resource Development Council; providing for the future repeal of the Advisory Board on Constructive Youth Programs, the Education Success Incentive Council, and the Quick Response Advisory Committee; providing for the application of the act; providing a timeframe for the designation of primary service providers; providing legislative intent relating to the transfer of functions to the Enterprise Florida Jobs and Education Partnership and to the Regional Workforce Development Boards; creating s. 290.0067, F.S.; providing for "renaissance areas"; providing for legislative findings; providing for a pilot program; providing for future repeal; requiring the Department of Management Services to oversee the development of a network of centers; requiring certain agencies and boards to assist in the network; requiring a common design for certain client services; requiring the Department of Labor and Employment Security and the Department of Health and Rehabilitative Services to design and adopt a map of service regions; requiring performance goals; creating an incentive program and pilot projects for apprenticeship programs, work-based learning programs, business partnerships, state colleges of education, and the Department of Military Affairs; amending s. 216.136, F.S.; requiring the Occupational Forecasting Conference to estimate need for high-skill, high-wages jobs; amending s. 229.8075, F.S.; authorizing the Florida Education and Training Placement Information Program to collect data and conduct studies for the workforce development system; providing an effective date.

Senator Kirkpatrick moved the following amendments to **Amendment 1** which were adopted:

Amendment 1A (with title amendment)—On page 23, line 8 through page 27, line 14, delete those lines and renumber subsequent sections.

And the title is amended as follows:

On page 33, line 8, after the first semicolon (;) through the semicolon (;) on line 11, delete those lines

Amendment 1B—On page 5, line 1, after "providers" and before the period (.) insert: , including independent postsecondary vocational education institutions

Amendment 1 as amended was adopted.

On motion by Senator Kirkpatrick, by two-thirds vote **CS for CS for SB 2922** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—None

SB 66—A bill to be entitled An act relating to education; authorizing individual district school boards by resolution to allow invocation or benediction at specified secondary-school-related events; providing legislative intent; providing an effective date.

—was read the second time by title.

Senators Weinstein and Wexler offered the following amendment which was moved by Senator Weinstein and failed:

Amendment 1—On page 1, line 22, after the period (.) insert: An invocation or benediction that is nonsectarian and nonproselytizing is defined as any invocation or benediction that, although it may contain a word used by any recognized religion which connotes or denotes a divine being or master, does not use such term or word in conjunction with the beliefs of a particular religion. A specific reference to a specific person or deity may not be used or mentioned and reference may not be made to any previously existing or currently existing earthly religious figure. Words or phrases may not be used which, when taken in context, tend to favor or promote one religion or religious belief or one religious figure over any other. Further, a nonsectarian invocation or benediction shall be gender and race neutral.

Senator Grant moved the following amendment which was adopted:

Amendment 2 (with title amendment)—On page 1, between lines 30 and 31, insert:

Section 3. Paragraph (d) of subsection (1) of section 232.246, Florida Statutes, is amended to read:

232.246 General requirements for high school graduation.—

(1) Successful completion of a minimum of 24 academic credits in grades 9 through 12 shall be required for graduation, provided that student completion of an International Baccalaureate curriculum shall be deemed to meet the curricular requirements of this subsection. The 24 credits shall be distributed as follows:

(d) One credit in American history. *Each district school board is authorized to allow any teacher or administrator to read or post in a public school building or classroom, or at any school-related event, any excerpt or portion of the following: the national motto; the national anthem; the pledge of allegiance; the Constitution of the State of Florida, including the Preamble; the Constitution of the United States, including the Preamble; the Bill of Rights; the Declaration of Independence, the Mayflower Compact; the Emancipation Proclamation; the writings, speeches, documents, and proclamations of the presidents of the United States and the signers of the Constitution of the United States and the Declaration of Independence; and United States Supreme Court decisions. However, all material read, posted, or taught pursuant to this provision shall be presented only from an historical perspective and in a nonproselytizing manner. Upon the effective date of this section, the Department of Education shall distribute a copy of this section to each school district, whereupon each school superintendent shall distribute a copy to all teachers and administrators.*

School boards may award a maximum of one-half credit in social studies and one-half elective credit for student completion of nonpaid voluntary community or school service work. Students choosing this option shall complete a minimum of 75 hours of service in order to earn the one-half credit in either category of instruction. Credit may not be earned for service provided as a result of court action. School boards that approve the award of credit for student volunteer service shall develop guidelines regarding the award of such credit and school principals shall be responsible for approving specific volunteer activities.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 6, after the semicolon (;) insert: amending s. 232.246, F.S.; providing for additional materials that may be used in American History course;

Senator Gutman moved the following amendment which failed:

Amendment 3 (with title amendment)—On page 1, lines 11-26, delete those lines and insert:

Section 1. Any district school board is authorized to adopt a resolution allowing for a silent moment of prayer at a secondary-school commencement exercise, a secondary-school-related sporting event, or a secondary-school-related noncompulsory student assembly. The resolution must provide:

(1) That the use of the silent moment of prayer shall be at the discretion of the students.

(2) That school personnel shall not participate in, or otherwise influence the exercise of the discretion of the students in the determination of whether to use the silent moment of prayer.

And the title is amended as follows:

On page 1, line 4, delete "invocation or benediction" and insert: a silent moment of prayer

The vote was:

Yeas—17 Nays—23

Senator Williams moved that **SB 66** as amended be read the third time by title. The motion was adopted by the required two-thirds vote. The vote was:

Yeas—27 Nays—12

On motion by Senator Williams, **SB 66** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—28 Nays—12

SENATOR CRIST PRESIDING

On motion by Senator Harris, by two-thirds vote **HB 1041** was withdrawn from the Committees on Education; and Ways and Means.

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

HB 1041—A bill to be entitled An act relating to education; amending s. 229.592, F.S., relating to the waiver process of Blueprint 2000; amending ss. 232.245, 232.246, and 232.425, F.S.; raising the required cumulative grade point average for purposes of the school district comprehensive program for pupil progression, high school graduation, and participation in interscholastic extracurricular activities; restricting access to certain high school courses; providing for satisfaction of certain requirements; revising credit requirements; correcting cross references; amending s. 232.2454, F.S.; revising provisions relating to student performance standards; authorizing individual district school boards by resolution to allow invocation or benediction at specified secondary school-related events; providing legislative intent; revising the definition of dual enrollment credit; amending s. 231.17, F.S.; requiring mastery in the subject area of mathematics for certain teacher certification; amending s. 231.261; revising the membership of the Education Practices Commission; amending s. 231.40, F.S., relating to sick leave pool; amending s. 240.529, F.S.; requiring standards for preparation of teachers for instruction of higher-level mathematics concepts; amending ss. 229.565 and 233.011, F.S.; correcting cross references; amending s. 240.116, F.S.; providing requirements for student enrollment in dual enrollment courses; requiring the development of standards; amending s. 240.118, F.S.; requiring the recommendation of statutory changes to reduce postsecondary remediation; creating the "Florida Maximum Class Size Goals Act"; providing intent; providing goals relating to class size in certain grade levels; providing for funding; providing for review of statutory mandates; requiring annual reports and a study based on class size reductions; creating a Commissioner's Task Force on Interscholastic Extracurricular Activities; providing for a report; providing for future repeal; providing an effective date.

—a companion measure, was substituted for **SB 920** and read the second time by title.

Senator Sullivan moved the following amendment:

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

Section 1. Subsection (3) of section 232.245, Florida Statutes, is amended to read:

232.245 Pupil progression.—

(3) Each district comprehensive program for pupil progression shall reflect an effort to identify students at each grade level in grades 9 through 12 who have attained a cumulative grade point average *at* ~~of 1.5~~ or below *the cumulative grade point average required for graduation pursuant to s. 232.246(5)*. The program shall further include provisions for assisting such students to achieve the *required* ~~1.5~~ cumulative grade point average ~~required for graduation pursuant to s. 232.246~~.

Section 2. Subsection (2) of section 232.2454, Florida Statutes, is amended to read:

232.2454 District student performance standards, instruments, and assessment procedures.—

(2) Each district school board shall adopt student performance standards for each *course* ~~academic program~~ in grades 9 through 12 for which credit toward high school graduation is awarded. The board shall also establish policies *that shall require* ~~as to~~ student mastery of performance standards before credit for a *course* ~~program~~ may be awarded. Teacher observations, classroom assignments, and examinations may be considered appropriate methods of assessing student mastery.

Section 3. Subsections (1), (2), (3), (4), (6), (7), (8), (9), and (10) and paragraph (c) of subsection (5) of section 232.246, Florida Statutes, are amended to read:

232.246 General requirements for high school graduation.—

(1) Successful completion of a minimum of 24 academic credits in grades 9 through 12 *are* ~~shall be~~ required for graduation, provided that student completion of an International Baccalaureate curriculum shall be deemed to meet the curricular requirements of this subsection. *Access to Level I courses for graduation credit is limited to only those students for whom assessment indicates that a more rigorous course of study would be inappropriate. A course designated in the Course Code Directory as grade 9 through grade 12 that is taken below the 9th grade may be used to satisfy high school graduation requirements or Florida Academic Scholars' Certificate Program requirements as specified in a district's pupil progression plan.* The 24 credits shall be distributed as follows:

(a) Four credits in English, with major concentration in composition and literature.

(b) Three credits in mathematics*, one of which must be Algebra I, a series of courses equivalent to Algebra I, or a higher-level course. The requirement of one credit in Algebra I, a series of courses equivalent to Algebra I, or a higher-level course shall be effective for students entering 9th grade in the 1996-1997 school year and thereafter.*

(c) Three credits in science, two of which must have a laboratory component. The State Board of Education may grant an annual waiver of the laboratory requirement to a school district that certifies that its laboratory facilities are inadequate, provided the district submits a capital outlay plan to provide adequate facilities and makes the funding of this plan a priority of the school board.

(d) One credit in American history.

(e) One credit in world history, including a comparative study of the history, doctrines, and objectives of all major political systems.

(f) One-half credit in economics, including a comparative study of the history, doctrines, and objectives of all major economic systems. The Florida Council on Economic Education shall provide technical assistance to the department and local school boards in developing curriculum materials for the study of economics.

(g) One-half credit in American government.

(h)1. One credit in practical arts career education or exploratory career education. Any vocational course as defined in s. 228.041(22) may be taken to satisfy the high school graduation requirement for one credit in practical arts or exploratory career education provided in this subparagraph;

2. One credit in performing fine arts to be selected from music, dance, drama, painting, or sculpture. A course in any art form, in addition to painting or sculpture, that requires manual dexterity, or a course in speech and debate, may be taken to satisfy the high school graduation requirement for one credit in performing arts pursuant to this subparagraph; or

3. One-half credit each in practical arts career education or exploratory career education and performing fine arts, as defined in this paragraph.

Such credit for practical arts career education or exploratory career education or for performing fine arts shall be made available in the 9th grade, and students shall be scheduled into a 9th grade course as a priority.

(i) One-half credit in life management skills to include consumer education, positive emotional development, nutrition, prevention of human immunodeficiency virus infection and acquired immune deficiency syndrome and other sexually transmissible diseases, benefits of sexual abstinence and consequences of teenage pregnancy, information and instruction on breast cancer detection and breast self-examination, cardiopulmonary resuscitation, drug education, and the hazards of smoking. Such credit shall be given for a course to be taken by all students in either the 9th or 10th grade.

(j) One-half credit in physical education to include assessment, improvement, and maintenance of personal fitness.

(k) Nine elective credits.

Beginning with the 1996-1997 school year, any student scoring two grades below grade level based on locally determined assessments in grade 9 must take a reading course as an elective in grade 9. School boards may award a maximum of one-half credit in social studies and one-half elective credit for student completion of nonpaid voluntary community or school service work. Students choosing this option shall complete a minimum of 75 hours of service in order to earn the one-half credit in either category of instruction. Credit may not be earned for service provided as a result of court action. School boards that approve the award of credit for student volunteer service shall develop guidelines regarding the award of such credit and school principals shall be responsible for approving specific volunteer activities.

(2) Remedial and compensatory courses taken in grades 9 through 12 may only be counted as elective credit as provided in subsection (1).

(3) Credit for high school graduation may be earned for volunteer activities and nonacademic activities *that* ~~which~~ have been approved for such credit by the State Board of Education.

(4)(a) A district school board may require specific courses and programs of study within the minimum credit requirements for high school graduation and shall modify basic courses, as necessary, to assure exceptional students the opportunity to meet the graduation requirements for a standard diploma, using one of the following strategies:

1. Assignment of the exceptional student to an exceptional education class for instruction in a basic course with the same student performance standards as those required of nonexceptional students in the district pupil progression plan; or

2. Assignment of the exceptional student to a basic education class for instruction *that* ~~which~~ is modified to accommodate the student's exceptionality.

(b) The district shall determine which of these strategies to employ based upon an assessment of the student's needs and shall reflect this decision in the student's individual educational plan.

(c) District school boards are authorized and encouraged to establish requirements for high school graduation in excess of the minimum requirements; however, an increase in academic credit or minimum grade point average requirements *does* ~~shall~~ not apply to those students enrolled in grades 9 through 12 at the time the district school board increases the requirements.

(5) Each district school board shall establish standards for graduation from its schools which shall include:

(c) *For those students in grades 9 through 12 prior to the 1996-1997 school year* ~~Effective for the 1988-1989 school year and each year thereafter~~, a cumulative grade point average of 1.5 on a 4.0 scale, or its equivalent, for required courses for graduation. *For those students entering the 9th grade in the 1996-1997 school year and each year thereafter, a cumulative grade point average of 2.0 on a 4.0 scale, or its equivalent, for required courses for graduation.*

1. Each district shall adopt policies *that* ~~which~~ are designed to assist students in meeting this requirement. Such policies may include, but shall not be limited to: forgiveness policies, summer school attendance, special counseling, volunteer and/or peer tutors, school-sponsored help sessions, homework hotlines, and study skills classes.

2. At the end of each semester, the parent or guardian of each student in grades 9, 10, 11, and 12 who has a cumulative grade point average of less than *one-half point above the grade point average required for graduation* ~~2.0~~ shall be notified that the student is at risk of not meeting the requirements for graduation. The notice shall contain an explanation of the policies the district has put in place to assist the student in meeting the grade point average requirement.

3. Special assistance to obtain a high school equivalency diploma pursuant to s. 229.814 shall be given only in such cases where the student has completed all requirements for graduation except the attainment of *the* ~~a 1.5~~ cumulative grade point average *required for graduation*.

The standards required in this subsection, and any subsequent modifications thereto, shall be reprinted in the Florida Administrative Code even though such standards are not defined as "rules."

(6) The Legislature recognizes that adult learners are unique in situation and needs. The following graduation requirements are therefore instituted for students enrolled in adult general education in accordance with s. 239.301 in pursuit of a high school diploma:

(a) The one-half credit in physical education required for graduation, pursuant to subsection (1), is not required for graduation and shall be *replaced* ~~substituted~~ with elective credit keeping the total credits needed for graduation consistent with subsection (1).

(b) Each school board may waive the laboratory component of the science requirement expressed in subsection (1) when such facilities are inaccessible or do not exist.

~~(c) Adult students enrolled in adult secondary education in pursuit of a high school diploma after the beginning of the 1978-1979 school year and before the 1984-1985 school year are required to meet only those requirements for graduation that were in effect at the time of their enrollment when such enrollment has been continuous except for summer terms. The State Board of Education shall adopt rules to implement this paragraph.~~

(c)~~(d)~~ Any course listed within the Department of Education Course Code Directory in the areas of art, dance, drama, or music may be undertaken by adult secondary education students. Enrollment and satisfactory completion of such a course shall satisfy the credit in performing fine arts required for high school graduation pursuant to subsection (1).

(7) *A* ~~No~~ student may *not* be granted credit toward high school graduation for enrollment in the following courses or programs:

(a) More than a total of nine elective credits in remedial programs as provided for in s. 236.0841.

(b) More than one credit in exploratory vocational courses as defined in s. 228.041(22)(a)2.

(c) More than three credits in practical arts home economics classes as defined in s. 228.041(22)(a)4.

(d) Any Level I course as defined by rules of the State Board of Education, except by approval, according to policies and procedures for enrollment in and the award of high school credit for Level I courses adopted by the district school board. Each district school board shall adopt policies and procedures for enrollment in and the award of high school credit for Level I courses. Such policy may require a personalized plan for the student which indicates that such course is the most appropriate placement for the student and may also require that the personalized plan be signed by the student's guidance counselor; the school principal; and the student's parent, guardian, adult representative, or the student if the student is 18 years of age or older.

(8) The state board, after a public hearing and consideration, shall make provision for appropriate modification of testing instruments and

procedures for students with identified handicaps or disabilities in order to ensure that the results of the testing represent the student's achievement~~,~~ rather than reflecting the student's impaired sensory, manual, speaking, or psychological process skills.

(9) A student who meets all requirements prescribed in subsections (1), *(4), and* (5)~~, and (6)~~ shall be awarded a standard diploma in a form prescribed by the state board. A school board may attach the Florida gold seal vocational endorsement, *pursuant to s. 239.217, or the Florida academic scholar's certificate, pursuant to s. 232.2465,* to a standard diploma ~~pursuant to s. 239.217~~ or, in lieu of the standard diploma, award differentiated diplomas. *A school board must award the college-ready diploma to students who exceed the prescribed minimum requirements for graduation under s. 232.2466* ~~to those exceeding the prescribed minimums~~.

(10) A student who completes the minimum number of credits and other requirements prescribed by subsections (1) and *(4)* ~~(5)~~, but who is unable to meet the standards of paragraph *(5)(a)* ~~(6)(a)~~, paragraph *(5)(b)* ~~(6)(b)~~, or paragraph *(5)(d)* ~~(6)(d)~~, shall be awarded a certificate of completion in a form prescribed by the state board. However, any student who is otherwise entitled to a certificate of completion may elect to remain in the secondary school either as a full-time student or a part-time student for up to 1 additional year and receive special instruction designed to remedy his or her identified deficiencies. This special instruction shall be funded from the state compensatory education funds of the district.

(11)~~(10)~~ The public hearing and consideration required in ~~paragraphs (a) and (b) of subsection (6) and in~~ subsection *(8)* ~~(9)~~ *may* ~~shall~~ not be construed to amend or nullify the requirements of security relating to the contents of examinations or assessment instruments and related materials or data as prescribed in s. 232.248.

Section 4. Paragraph (a) of subsection (1) of section 232.2462, Florida Statutes, is amended to read:

232.2462 Attendance requirement for receipt of high school credit; definition of "credit".—

(1)(a) For the purposes of requirements for high school graduation, one full credit means a minimum of 150 hours of bona fide instruction in a designated course of study which contains student performance standards as provided for in s. 232.2454. Six semester credit hours of instruction earned through enrollment pursuant to s. 240.116 shall also equal one full credit. *However, college credit hours earned through dual enrollment and early admission programs may be converted to high school credit based on mastery of course outcomes, the process for which shall be included the interinstitutional articulation agreement required in s. 240.1161.*

Section 5. Subsections (3), (4), and (5) of section 232.2463, Florida Statutes, are amended to read:

232.2463 High school grading system.—The grading system and interpretation of letter grades used in public high schools shall be as follows:

(3) Grade "C" equals 75 percent through 84 percent, has a grade point average value of 2, and is defined as "average progress." *For the 1996-1997 school year and each year thereafter, grade "C" equals 77 percent through 84 percent, has a grade point average value of 2, and is defined as "average progress" for purposes of awarding credit.*

(4) Grade "D" equals 65 percent through 74 percent, has a grade point average value of 1, and is defined as "lowest acceptable progress." *For the 1996-1997 school year and each year thereafter, grade "D" equals 70 percent through 76 percent, has a grade point average value of 1, and is defined as "lowest acceptable progress" for purposes of awarding credit.*

(5) Grade "F" equals zero percent through 64 percent, has a grade point average value of zero, and is defined as "failure." *For the 1996-1997 school year and each year thereafter, grade "F" equals zero percent through 69 percent, has a grade point average value of zero, and is defined as "failure" for purposes of awarding credit.*

For the purposes of class ranking, school districts may exercise a weighted grading system.

Section 6. Section 232.2466, Florida Statutes, is created to read:

232 2466 College-Ready Diploma Program.—Beginning with the 1996-1997 school year, each school district shall award a differentiated college-ready diploma to each student who exceeds the minimum requirements for graduation by meeting the requirements specified in this section.

(1) To be eligible for the award of the college-ready diploma, a student must:

(a) Meet all the requirements for graduation specified in s. 232 246, including number of credits, courses, grade-point average, and mastery of minimum-performance standards and basic skills.

(b) Before graduation, pass the postsecondary education common placement test prescribed in s. 240.117 by scoring one-half standard deviation or more above the established statewide passing scores in all test areas.

(2) A student who receives a college-ready diploma must be given priority for admission into any public community college.

Section 7. Section 232.425, Florida Statutes, is amended to read:

232.425 Student standards for participation in interscholastic extracurricular student activities.—To be eligible to participate in interscholastic extracurricular student activities, a student must maintain a grade point average of 1.5 on a 4.0 scale, or its equivalent, *before the 1996-1997 school year; 1.6 on a 4.0 scale, or its equivalent, for the 1996-1997 school year; 1.8 on a 4.0 scale, or its equivalent, for the 1997-1998 school year; and 2.0 on a 4.0 scale, or its equivalent, for the 1998-1999 school year and each year thereafter* and must pass five subjects for the grading period immediately preceding participation.~~; except that~~ Student eligibility for the first grading period of each new school year *must* ~~shall~~ be based on passing five subjects and maintaining the required grade point average *during the most recent grading period* ~~the previous school year~~, including subjects completed during the interim summer school session. Any student who is exempt from attending a full school day under s. 228.041(13) must maintain *the* ~~a 1.5~~ grade point average *required by this section* and pass each class for which he or she is enrolled. The student standards for participation in interscholastic extracurricular activities *must* ~~shall~~ be applied beginning with the student's first semester of the 9th grade. Each student must meet such other requirements for participation as *are* ~~may be~~ established by the school district.

Section 8. Paragraph (b) of subsection (2) of section 231.17, Florida Statutes, is amended to read:

231.17 Official statements of eligibility and certificates granted on application to those meeting prescribed requirements.—

(2) MINIMUM COMPETENCIES.—

(b) The state board shall adopt rules that specify the minimum essential generic and subject matter competencies to be demonstrated by means of the written examination and those to be demonstrated by other means. Any individual enrolled in a postsecondary institution who pays the appropriate fee and completes the required application procedures may take the written examination prior to graduation. The examination shall require a candidate to demonstrate the following:

1. Mastery of general knowledge, including the ability to read, write, and compute;

2. Mastery of professional skills and knowledge of the standards of professional practice; and

3. Mastery of the subject matter in each area for which certification is being sought. *For candidates seeking certification at the elementary grade level, mastery shall be required in the subject area of mathematics.*

The state board shall designate the certification areas for which subject area tests shall be developed. However, an applicant may satisfy the subject area and professional knowledge testing requirements by attaining scores on corresponding tests from the National Teachers Examination series, and successors to that series, *which* ~~that~~ meet standards established by the state board. The College Level Academic Skills Test,

a similar test approved by the state board, or, beginning January 1, 1996, the National Teachers Examination shall be used by degreed personnel to demonstrate mastery of general knowledge as required in subparagraph 1. The College Level Academic Skills Test shall be waived for any applicant who passed the reading, writing, and mathematics subtest of the old Florida Teacher Certification Examination or the College Level Academic Skills Test and subsequently obtained a certificate pursuant to this chapter.

Section 9. Subsection (2) of section 240.529, Florida Statutes, is amended to read:

240.529 Public accountability and state approval for teacher preparation programs.—

(2) DEVELOPMENT OF TEACHER PREPARATION PROGRAMS.—A system shall be developed by the Department of Education in collaboration with institutions of higher education to assist departments and colleges of education in the restructuring of their programs to meet the need for producing quality teachers now and in the future. The system shall assist teacher educators in conceptualizing, developing, implementing, and evaluating programs that meet state-adopted standards. The Education Standards Commission shall have primary responsibility for recommending these standards to the State Board of Education for adoption. These standards shall emphasize quality indicators drawn from research, professional literature, recognized guidelines, Florida essential teaching competencies, effective classroom practices, and the outcomes of the state system of school improvement and education accountability and "Blueprint 2000," as well as performance measures. *These standards shall ensure that teacher preparation programs adequately prepare teachers at the elementary, middle, and high school levels for the instruction of higher-level mathematics concepts.* Departments and colleges of education shall ensure that teacher preparation programs and courses emphasizing "Blueprint 2000" concepts and standards receive priority funding.

Section 10. Paragraph (i) of subsection (3) of section 229.565, Florida Statutes, is amended to read:

229.565 Educational evaluation procedures.—

(3) EDUCATION EVALUATION.—The Commissioner of Education, or the Auditor General as provided in paragraph (a), shall periodically examine and evaluate procedures, records, and programs in each district to determine compliance with law and rules established by the state board and in each correctional institution operated by the Department of Corrections to determine compliance with law and rules established by the Department of Corrections for the Correctional Education Program pursuant to s. 944.801. Such evaluations shall include, but not be limited to:

(i) Determination of school district achievement in meeting the performance standards specified in *s. 232.2454* ~~s. 232.2454(1)~~.

Section 11. Paragraph (a) of subsection (2) of section 233.011, Florida Statutes, is amended to read:

233.011 Accountability in curriculum, educational instructional materials, and testing.—

(2)(a) Subject to State Board of Education review and approval, the Department of Education shall develop, by April 1, 1985, guidelines for the identification or development, evaluation, oversight, and revision of:

1. Curriculum frameworks as specified in subsection (3).

2. Student performance standards as specified in *ss. 232.2454* ~~ss. 232.2454(1)~~ and 229.565(1) and (2).

3. Model standards and procedures for the adoption of state and district instructional materials and software consistent with curriculum frameworks and student performance standards as specified in this paragraph. Such models shall provide the diverse student populations of the state with the highest quality instructional materials and software in the most cost-effective manner possible. Such models shall include a component to ensure the production of instructional materials and software by the state, or a consortium of states, when economical or superior quality instructional materials or software are unavailable from commercial sources by special contract.

4. Model standards and procedures for state and district adoption, analyses, and use of nationally normed student achievement tests or other nationally normed assessment instruments, as specified in subsection (4).

5. Criteria and procedures to determine the individual school programs which are most deficient in student performance. Such criteria and procedures shall take into account testing results under the provisions of ss. 229.565 and 232.2454, and subsection (4).

6. Model training procedures for state-level and district-level personnel assigned responsibilities for evaluating and selecting instructional materials, software, and norm-referenced achievement measures.

7. Standards for effective evaluation and comparable evaluation and testing procedures among districts.

Section 12. Paragraph (a) of subsection (2) of section 240.116, Florida Statutes, is amended to read:

240.116 Articulated acceleration.—

(2)(a)*1.* The dual enrollment program shall be the enrollment of an eligible secondary student in a postsecondary course creditable toward a vocational certificate or an associate or baccalaureate degree. For the purpose of this paragraph, an eligible secondary student is defined as a student who is enrolled in a Florida public secondary school or in a Florida nonpublic secondary school which is in compliance with s. 229.808 and conducts a secondary curriculum pursuant to s. 232.246. Students enrolled in postsecondary instruction that is not creditable toward the high school diploma shall not be classified as dual enrollments. Students shall be permitted to enroll in dual enrollment courses conducted during school hours, after school hours, and during the summer term. Any student so enrolled shall be exempt from the payment of registration, matriculation, and laboratory fees. With the exception of vocational-preparatory instruction, college-preparatory instruction, and other forms of precollegiate instruction, as well as physical education courses that focus on the physical execution of a skill rather than the intellectual attributes of the activity, shall be ineligible for inclusion in the dual enrollment program. Recreation and leisure studies courses shall be evaluated individually in the same manner as physical education courses for potential inclusion in the program.

2. The Department of Education shall develop standards to ensure that the qualifications of students who are enrolled in dual enrollment courses are comparable across school districts and demonstrate a readiness for college-level coursework. The qualifications of teachers of dual enrollment courses shall be comparable across the school districts.

Section 13. Subsection (5) of section 240.117, Florida Statutes, is amended to read:

240.117 Common placement testing for public postsecondary education.—

(5) No student shall be enrolled in a college credit ~~mathematics or English~~ course on a dual enrollment basis unless the student has demonstrated adequate precollegiate preparation on the ~~section of the~~ basic computation and communication skills assessment required pursuant to subsection (1) ~~that is appropriate for successful student participation in the course~~.

Section 14. Subsection (5) is added to section 240.118, Florida Statutes, to read:

240.118 Postsecondary feedback of information to high schools.—

(5) The Commissioner of Education shall annually recommend statutory changes to the Legislature to reduce the incidence of postsecondary remediation in mathematics, reading, and writing for first-time enrolled recent high school graduates.

Section 15. Paragraph (c) of subsection (6) of section 229.592, Florida Statutes, is amended to read:

229.592 Implementation of state system of school improvement and education accountability.—

(6) EXCEPTIONS TO LAW.—To facilitate innovative practices and to allow local selection of educational methods during the time period

required for careful deliberation by the Legislature and the Florida Commission on Education Reform and Accountability, the following time-limited exceptions shall be permitted:

(c) ~~Until July 1, 1996,~~The Legislature authorizes that the methods and requirements of the statutes listed in paragraph (a) for which a specific line-item appropriation or a specific listing within a line-item appropriation is contained and funded in the General Appropriations Act and the following statutes may be waived for any school board so requesting, provided the general statutory purpose of each section is met and the school board has submitted a written request to the commissioner for approval pursuant to this subsection: ss. 228.041(13) and (16); 229.602(5); 230.23(3), (4)(f) and (o), (6), (7)(a), (b), and (c), (11)(c), and (17); 231.095; 232.01; 232.04; 232.045; 232.245; 232.2462; 232.2463; 233.011; 233.34; 236.013(3) relating to the 36-hour limit; and 239.121. Graduation requirements in s. 232.246 may be met by demonstrating performance of intended outcomes for any course in the Course Code Directory if a waiver from the requirements of s. 232.2462 has been approved based upon a need identified in a school improvement plan. In developing procedures for awarding credits based on performance outcomes, districts may request waivers from State Board of Education rules relating to curriculum frameworks and credits for courses and programs in the Course Code Directory. Credit awarded for a course or program beyond that allowed by the Course Code Directory shall count as credit for electives. Upon request by any school district, the commissioner shall evaluate and establish procedures for variations in academic credits awarded toward graduation by a high school offering six periods per day compared to those awarded by high schools operating on other schedules.

1. A school board may originate a request for waiver and submit the request to the commissioner if such waiver is required to implement districtwide improvements.

2. A school board may submit a request to the commissioner for a waiver if such request is presented to the school board by a school advisory council established pursuant to s. 229.58 and if such waiver is required to implement a school improvement plan required by s. 230.23(18). The school board shall report annually to the Florida Commission on Education Reform and Accountability, in conjunction with the feedback report required pursuant to subsection (3), the number of waivers requested by school advisory councils, the number of such waiver requests approved and submitted to the commissioner, and the number of such waiver requests not approved and not submitted to the commissioner. For each waiver request not approved, the school board shall report the statute or rule for which the waiver was requested, the rationale for the school advisory council request, and the reason the request was not approved.

3. When approved by the commissioner, a waiver requested pursuant to this paragraph shall be for a 5-year period.

Section 16. Subsection (1) of section 231.261, Florida Statutes, is amended to read:

231.261 Education Practices Commission; organization.—

(1) There is created the Education Practices Commission, to consist of *15* ~~13~~ members, including *7* ~~5~~ teachers, 5 administrators, and 3 lay citizens (of whom 2 shall be former school board members), appointed by the State Board of Education from nominations by the Commissioner of Education and subject to Senate confirmation. Prior to making nominations, the commissioner shall consult with the teaching and other involved associations in the state. In making nominations, the commissioner shall attempt to achieve equal geographical representation, as closely as possible.

(a) A teacher member, in order to be qualified for appointment:

1. Must be certified to teach in the state.

2. Must be a resident of the state.

3. Must have practiced the profession in this state for at least 5 years immediately preceding the appointment.

(b) A school administrator member, in order to be qualified for appointment:

1. Must have an endorsement on the teaching certificate in the area of school administration or supervision.

2. Must be a resident of the state.

3. Must have practiced the profession as an administrator for at least 5 years immediately preceding the appointment.

(c) The lay members must be residents of the state.

Section 17. Section 233.0655, Florida Statutes, is created to read:

233.0655 Writings, documents, and records of American history.—

(1) Each district school board is authorized to allow any teacher or administrator to read or post in a public school building or classroom, or at any school-related event, any excerpt or portion of the following: the national motto; the national anthem; the pledge of allegiance; the Constitution of the State of Florida, including the preamble; the Constitution of the United States, including the preamble; the Bill of Rights; the Declaration of Independence; the Mayflower Compact; the Emancipation Proclamation; the writings, speeches, documents, and proclamations of the Presidents of the United States and the signers of the United States Constitution and Declaration of Independence; United States Supreme Court decisions; and acts of the United States Congress.

(2) There shall be no content-based censorship of American history or heritage based on religious references in these writings, documents, and records.

Section 18. Upon the effective date of this section, the Department of Education shall distribute a copy of section 233.0655, Florida Statutes, as created by section 17 of this act, to each school district, whereupon each school superintendent shall distribute a copy to all teachers and administrators in his district.

Section 19. Any district school board is authorized to adopt a resolution allowing the use of an invocation or a benediction at a secondary-school commencement exercise, a secondary-school-related sporting event, or a secondary-school-related noncompulsory student assembly. The resolution must provide:

(1) That the use of an invocation or a benediction shall be at the discretion of the students.

(2) That an invocation or a benediction, if used, shall be given by a student volunteer.

(3) That an invocation or a benediction shall be nonsectarian and nonproselytizing in nature.

(4) That school personnel shall not participate in, or otherwise influence the exercise of the discretion of the students in, the determination of whether to use an invocation or a benediction.

Section 20. It is the purpose of section 18 of this act to provide for the solemnization and memorialization of secondary-school events and ceremonies, and section 18 of this act is not intended to advance or endorse any religion or religious belief.

Section 21. (1) This section may be cited as the "Florida Maximum Class Size Goals Act."

(2) The Legislature finds that class size, especially in the primary grades, is a major factor in the ability of students to learn and classroom teachers to teach. It is, therefore, the intent of the Legislature to establish class size standards which will promote educational success.

(3) It shall be the goal of each school district that each elementary school in the school district, beginning with kindergarten in the 1996-1997 school year, for kindergarten and grade level one in the 1997-1998 school year, for kindergarten and grade levels one and two in the 1998-1999 school year, and for kindergarten and grade levels one, two, and three in the 1999-2000 school year, class sizes not exceed 20 students, with a ratio of one teacher per 20 students. For the purposes of this section, class sizes that exceed 20 students meet the goal if, for every five students above a base of 20 students, there is the equivalent of one full-time teacher aide assigned to the class throughout the school days. However, even with the presence of a teacher aide, an academic class in

grades kindergarten through grade level three may not exceed 29 students.

(4) Each school district shall implement the goals set forth in this section to the extent funds are provided through the General Appropriations Act. These funds may not be used for any purpose other than implementing the Florida Maximum Class Size Goals Act.

(5) Beginning January 1, 1997, and each year thereafter, the Department of Education shall report to the President of the Senate and the Speaker of the House of Representatives school district expenditures and class size reductions as a result of the provisions of this section.

(6) The Department of Education shall provide for a longitudinal study of the benefits to students and the impact on student achievement of small class size based on reductions in class size for the 1996-1997 school year, as a result of an appropriation for such purpose, and for the 1997-1998, 1998-1999, and 1999-2000 school years, as a result of implementation of this section. The results of such study shall be reported to the President of the Senate and the Speaker of the House of Representatives by January 1, 2000.

Section 22. This act shall take effect July 1, 1996.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to education; amending ss. 232.245, 232.246, 232.2462, 232.425, F.S.; raising the required cumulative grade point average for purposes of the school district comprehensive program for pupil progression, high school graduation, and participation in interscholastic extracurricular activities; restricting access to certain high school courses; providing for satisfaction of certain requirements; revising credit requirements; providing reference to the college-ready high school diploma; correcting cross-references; amending s. 232.2463, F.S.; revising provisions relating to the high school grading system; amending s. 232.2454, F.S.; revising provisions relating to student performance standards; creating s. 232.2466, F.S.; providing for a college-ready high school diploma; amending s. 231.17, F.S.; requiring mastery in the subject area of mathematics for certain teacher certification; amending s. 240.529, F.S.; requiring standards for preparation of teachers for instruction of higher-level mathematics concepts; amending ss. 229.565, 233.011, F.S.; conforming cross-references; amending s. 240.116, F.S.; providing requirements for student enrollment in dual enrollment courses; requiring the development of standards; amending s. 240.117, F.S., relating to the common placement test for postsecondary education; revising a dual enrollment requirement; amending s. 240.118, F.S.; requiring the recommendation of statutory changes to reduce postsecondary remediation; amending s. 229.592, F.S., relating to the waiver process of Blueprint 2000; amending s. 231.261, F.S.; increasing the membership of the Educational Practices Commission; creating s. 233.0655, F.S.; authorizing district school boards to allow teachers and administrators to read or post certain writings, documents, and records relating to American history; providing for distribution to schools of copies of the section; authorizing individual district school boards by resolution to allow invocation or benediction at specified secondary-school-related events; providing legislative intent; creating the "Florida Maximum Class Size Goals Act"; providing intent; providing goals relating to class size in certain grade levels; providing for funding; requiring annual reports and a study based on class size reductions; providing an effective date.

Senator Sullivan moved the following amendment to **Amendment 1** which was adopted:

Amendment 1A—On page 10, line 24, after "*included*" insert: *in*

Senator Meadows moved the following amendment to **Amendment 1** which was adopted:

Amendment 1B—On page 23, line 30, after "aide," insert: and subject to available space,

Amendment 1 as amended was adopted.

On motion by Senator Harris, by two-thirds vote **HB 1041** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29 Nays—4

Consideration of **CS for CS for SB's 586 and 1144** was deferred.

SB 852—A bill to be entitled An act relating to child custody; amending s. 61.13, F.S.; providing for consideration of spousal or child abuse in custody proceedings; reenacting ss. 39.408(3)(a) and 741.30(5)(a), F.S., relating to disposition hearings in dependency cases, and relating to temporary injunctions in domestic violence cases, to incorporate said amendment in references; providing an effective date.

—was read the second time by title.

The Committee on Judiciary recommended the following amendment which was moved by Senator Harris and adopted:

Amendment 1 (with title amendment)—On page 4, between lines 26 and 27, insert:

Section 4. Definitions.—As used in sections 4-7 of this act:

(1) A "supervised visitation program" exists where there is contact between a noncustodial parent and one or more children in the presence of a third person responsible for observing and ensuring the safety of those involved. Supervised visitation programs may also include exchange monitoring of children who are participating in court-ordered visitation programs or exchange monitoring where there has been mutual consent between parties for the purposes of facilitating a visitation.

(2) "Exchange monitoring" means supervision of movement of a child from the custodial to the noncustodial parent at the start of the visit and back to the custodial parent at the end of the visit.

Section 5. Florida Family Visitation Network.—There is hereby created the Florida Family Visitation Network, which shall have the following responsibilities, subject to the availability of resources:

(1) To serve as a clearinghouse on resources and research of supervised visitation programs.

(2) To provide technical assistance and other support services to existing and emerging supervised visitation programs.

(3) To compile a directory of state-supervised visitation programs containing referral information.

(4) To formulate a newsletter for supervised visitation programs.

(5) To organize workshops and conferences that address issues and concerns of supervised visitation programs.

(6) To have the authority to apply for grants and accept private contributions.

(7) To compile data on the use of supervised visitation programs.

Section 6. Florida Family Visitation Task Force.—

(1) There is hereby created the Florida Family Visitation Task Force. The task force shall act as the governing body of the Florida Family Visitation Network for 1 year. In doing so, it shall have the duty of carrying out the responsibilities listed in section 5. It shall also:

(a) Develop the network of supervised visitation programs created in section 5 and encourage the membership of persons and entities interested in the establishment and operation of these programs.

(b) Create bylaws which shall include, but not be limited to, establishing membership criteria and dues, and a permanent governing board for the Florida Family Visitation Network.

(c) Serve as an advisory board for the visitation projects of the Institute of Food and Agricultural Sciences of the University of Florida, established in section 7.

(d) Develop an evaluation instrument that may be used by supervised visitation programs and must be used for the Institute of Food and

Agricultural Sciences' visitation projects. This evaluation must include, but is not limited to, the following components:

1. The duration that each family used the supervised visitation program.

2. Whether child support payments were being made by the noncustodial parent before, during, and after the time of service.

3. The impact the supervised visitation programs had on families, such as reunification, termination of parental rights, and continued visitation.

4. The cost per family served by the supervised visitation program.

(e) Prepare a report with recommendations concerning the development of a continuing and expanding network of supervised visitation programs and recommendations concerning the visitation projects of the Institute of Food and Agricultural Sciences to the Speaker of the House of Representatives, the President of the Senate, the Minority Leaders of both houses, the Chief Justice of the Supreme Court, and the Governor, no later than February 1, 1997.

(2) Membership on the Florida Family Visitation Task Force is voluntary. Membership shall be offered to each of the following:

(a) One representative from each established state-supervised visitation program as of the effective date of this act, appointed by the executive director or chief administrator of each program.

(b) One representative from the Department of Health and Rehabilitative Services, appointed by the Secretary of Health and Rehabilitative Services.

(c) One family court judge, appointed by the Chief Justice of the Florida Supreme Court.

(d) One representative of the Florida Coalition Against Domestic Violence, appointed by the executive director of the coalition.

(e) One representative of the Guardian ad Litem Program, appointed by the Chief Justice of the Supreme Court.

(f) Two representatives of law enforcement, one appointed by the President of the Police Chief's Association and one by the Executive Director of the Florida Sheriff's Association.

(g) One representative of the family law section of The Florida Bar, appointed by the President of The Florida Bar.

(h) One representative from the Institute of Food and Agricultural Sciences of the University of Florida, appointed by the chief administrator of the Institute of Food and Agricultural Sciences.

(i) One representative of the State Public Affairs Committee of the Junior League of Florida, appointed by the chairperson of that committee.

(3) Subject to the availability of funds, staffing and technical assistance to the Florida Family Visitation Task Force shall be provided by the Institute for Family Violence Studies at Florida State University to assist the task force in carrying out its responsibilities under this act.

(4) Members of the Florida Family Visitation Task Force shall serve for a 1-year term to begin 30 days after the effective date of this act.

(5) Members of the Florida Family Visitation Task Force shall serve without compensation, but shall receive per diem and travel expenses to the extent that resources will permit. Members who are employees of state agencies shall receive the per diem and travel expenses from the budgets of their agencies to the extent that their budgets will permit. Members who are not employees of state agencies shall receive per diem and travel expenses from the budget of the Florida Family Visitation Task Force to the extent that resources will permit.

(6) Members of the Florida Family Visitation Task Force should be offered appointment within 30 days after the effective date of this act. The Florida Family Visitation Task Force may appoint subcommittees that include persons who are knowledgeable in a subject area but who are not members of the Florida Family Visitation Task Force and may not vote as such.

(7) The Florida Family Visitation Task Force shall hold its first meeting within 30 days after the appointments are made.

Section 7. Within its existing resources, the Institute of Food and Agricultural Sciences of the University of Florida may establish supervised visitation projects in communities throughout the state.

(1) It is the intent of the Legislature to coordinate the efforts of the Institute of Food and Agricultural Sciences and the Florida Family Visitation Network as follows:

(a) The Florida Family Visitation Task Force shall act as the board of advisers for the Institute of Food and Agricultural Sciences projects.

(b) The Florida Family Visitation Task Force shall develop and administer, in collaboration with the Institute of Food and Agricultural Sciences of the University of Florida, an evaluation instrument as outlined in section 6 and include the results of that instrument in the report required of the Florida Family Visitation Task Force by section 6.

(c) The Institute of Food and Agricultural Sciences of the University of Florida shall take an active role in developing and providing relevant educational activities as a means of strengthening parenting skills.

(2) Any community participating in a visitation project supervised by the Institute of Food and Agricultural Sciences shall provide a local match of $15,000, exclusive of existing county extension funds, to the Institute of Food and Agricultural Sciences and $2,000 to the Institute for Family Violence Studies at Florida State University. The local matching funds provided to the Institute for Family Violence Studies are to be used to carry out the responsibilities under subsection (3) of section 6 of this act. The Institute of Food and Agricultural Sciences has discretion to waive all or part of its portion of the local match.

(3) A supervised visitation project must be approved by the board of county commissioners of the county in which the project is located if a county-owned facility is used as a visitation site or if personnel who are paid by the county participate in the supervised visitation program.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 9, after the semicolon (;) insert: providing legislative intent; defining the terms "supervised visitation program" and "exchange monitoring"; providing for the establishment of the Florida Family Visitation Network and of the Florida Family Visitation Task Force; providing for membership and responsibilities of the task force; providing for per diem and travel expenses of members; providing for a report; allowing the Institute of Food and Agricultural Sciences of the University of Florida to establish supervised visitation projects; requiring county approval of visitation projects in specified circumstances;

The Committee on Judiciary recommended the following amendment which was moved by Senator Weinstein:

Amendment 2 (with title amendment)—On page 4, between lines 26 and 27, insert:

Section 4. Section 409.25656, Florida Statutes, is created to read:

409.25656 Garnishment.—

(1) If a person is delinquent in the payment of any child support obligation being enforced by the department as the state IV-D program, the executive director or his or her designee may give notice of the amount of such delinquency by registered mail to all persons having in their possession or under their control any credits or personal property, exclusive of wages, belonging to the delinquent child support obligor or owing any debts to such delinquent child support obligor at the time of receipt by them of such notice. Thereafter, any person who has been notified may not transfer or make any other disposition of such credits, other personal property, or debts until the executive director or his or her designee consents to a transfer or deposition or until 60 days after the receipt of such notice. The notice provided for in this section may be renewed when the obligor contests the intended levy in circuit court or under chapter 120, pending the final resolution of that action.

(2) All persons who have been notified must, within 5 days after receipt of the notice, advise the executive director or his or her designee of the credits, other personal property, or debts in their possession, under their control, or owing them.

(3) During the last 30 days of the 60-day period set forth in subsection (1), the executive director or his or her designee may levy upon such credits, other personal property, or debts. The levy must be accomplished by delivery of a notice of levy, upon receipt of which the person possessing the credits, other personal property, or debts shall transfer them to the department or pay to the department the amount owed to the delinquent obligor.

(4) A notice that is delivered under this section is effective at the time of delivery against all credits, other personal property, or debts of the delinquent child support obligor which are not at the time of such notice subject to an attachment, garnishment, or execution issued through a judicial process.

(5) Any person acting in accordance with the terms of the notice or levy issued by the executive director or his or her designee is expressly discharged from any obligation or liability to the delinquent obligor with respect to such credits, other personal property, or debts of the delinquent obligor affected by compliance with the notice of freeze or levy.

(6)(a) Levy may be made under subsection (3) upon credits, other personal property, or debt of any person with respect to any delinquent child support obligation only after the executive director or his or her designee has notified such person in writing of the intention to make such levy.

(b) No less than 30 days before the day of the levy, the notice of intent to levy required under paragraph (a) shall be given in person or sent by certified or registered mail to the person's last-known address.

(c) The notice required in paragraph (a) must include a brief statement that sets forth in simple and nontechnical terms:

1. The provisions of this section relating to levy and sale of property;

2. The procedures applicable to the levy under this section;

3. The administrative and judicial appeals available to the obligor with respect to such levy and sale and the procedures relating to such appeals; and

4. The alternatives, if any, available to obligors which could prevent levy on the property.

(7) A child support obligor may contest the notice of intent to levy provided for under subsection (6) by filing an action in circuit court. Alternatively, the obligor may file a petition under the department's provisions of chapter 120. After an action has been initiated under chapter 120 to contest the notice of intent to levy, an action relating to the same levy may not be filed by the obligor in circuit court, and judicial review is exclusively limited to appellate review pursuant to s. 120.68. Also, after an action has been initiated in circuit court, an action may not be brought under chapter 120.

(8) An action may not be brought under chapter 120 or in circuit court to contest a notice of intent to levy later than 21 days after the date of receipt of the notice of intent to levy.

(9) The department shall provide notice to the Comptroller, in electronic or other form specified by the Comptroller, listing the obligors for whom warrants are outstanding. Pursuant to subsection (1), the Comptroller shall, upon notice from the department, withhold all payments to any child support obligor who provides commodities or services to the state, leases real property to the state, or constructs a public building or public work for the state. The department may levy upon the withheld payments in accordance with subsection (3). The provisions of s. 215.422 do not apply from the date the notice is filed with the Comptroller until the date the department notifies the Comptroller of its consent to make payments to the person or 60 days after the department's notice in accordance with subsection (1) has been received, whichever occurs earlier.

Section 5. Section 409.25645, Florida Statutes, is created to read:

409.25645 Administrative orders for genetic testing.—The department is authorized to institute one or more pilot programs using administrative orders to require genetic testing in Title IV-D cases. In such cases the department or its authorized agent may issue an administrative order to a putative father who has not voluntarily submitted to genetic testing, directing him to appear for a genetic test to determine the paternity of a child; however, the department has no authority to issue such an order in the absence of an affidavit of the child's mother stating that the putative father is or may be a parent of the child. The administrative order shall state:

(1) The type of genetic test that will be used;

(2) The date, time, and place to appear for the genetic test; and

(3) That, upon failure to appear for the genetic test or refusal to be tested, the department will file a petition in circuit court to establish paternity and support. A copy of the affidavit that is the basis for the issuance of the administrative order shall be attached to the order. The administrative order is exempt from the hearing provisions in chapter 120, because the person to whom it is directed will have an opportunity to object in circuit court in the event the department pursues the matter by filing a petition in circuit court. The department may serve the administrative order to appear for a genetic test by regular mail. In any case in which more than one putative father has been identified, the department may proceed under this section with respect to all putative fathers. If the department receives a request from another state IV-D agency to assist in the establishment of paternity, the department may cause an administrative order to appear for a genetic test to be served on a putative father who resides in this state.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 9, following the semicolon (;) insert: creating s. 409.25656, F.S.; providing for garnishment of specified assets of delinquent child support obligors; creating s. 409.25645, F.S.; providing for administrative orders for genetic testing for determination of paternity;

On motion by Senator Weinstein, further consideration of **SB 852** with pending **Amendment 2** was deferred.

Consideration of **CS for SB 2222** and **CS for SB 424** was deferred.

CS for SB 444—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during the Korean Conflict; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the Governor to arrange for an appropriate ceremony; providing an effective date.

—was read the second time by title.

The Committee on Governmental Reform and Oversight recommended the following amendments which were moved by Senator Thomas and adopted:

Amendment 1—On page 1, lines 17 and 18, delete those lines and insert:

Section 2. During fiscal year 1997-98, construction must begin for an appropriate memorial to the residents of the

Amendment 2—On page 1, line 25, delete "War" and insert: Conflict

Amendment 3 (with title amendment)—On page 2, lines 13-15, delete those lines and insert: 255.255, Florida Statutes. The Division of Building Construction of the Department of Management Services shall assist the Commission on Veterans' Affairs in preparing the estimates for timely inclusion in the report. The Division of Building Construction shall be the contract management agency responsible for contracting for the design and construction of the memorial.

And the title is amended as follows:

On page 1, line 9, after the semicolon (;) insert: directing the Division of Building Construction of the Department of Management Services to contract for design and construction of the memorial;

Senator Thomas moved the following amendment which was adopted:

Amendment 4—On page 1, lines 17 and 18, delete those lines and insert:

Section 2. If sufficient funds are available in the Florida Korean Veterans Memorial Matching Trust Fund to cover the full costs of the project, there must be constructed during fiscal year 1997-1998, from funds in the Florida Korean Veterans Memorial Matching Trust Fund, an appropriate memorial to the residents of the

And on page 1, line 25, after "of the" insert: United States serving in the

On motion by Senator Thomas, by two-thirds vote **CS for SB 444** as amended was read the third time by title.

On motion by Senator Thomas, further consideration of **CS for SB 444** as amended was deferred.

CS for SB 84—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; creating a trust fund to receive private contributions and state funds to build a Florida Korean Veterans Memorial; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **CS for SB 84** to **CS for HB 1307**.

Pending further consideration of **CS for SB 84** as amended, on motion by Senator Thomas—

CS for HB 1307—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; creating a trust fund to receive private contributions and state funds to build a Florida Korean Veterans Memorial; providing an effective date.

—a companion measure, was substituted for **CS for SB 84** and read the second time by title. On motion by Senator Thomas, by two-thirds vote **CS for HB 1307** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—37 Nays—None

SB 354—A bill to be entitled An act relating to the refund of motor vehicle impact fees; directing the Department of Highway Safety and Motor Vehicles to refund the impact fee imposed on the initial application for registration of a motor vehicle; providing restrictions on who may receive such refunds; providing for the payment of certain refunds into the Crimes Compensation Trust Fund; providing for notice to appropriate state agencies of persons eligible for a refund; directing such agencies to notify the Comptroller of claimants who owe certain debts; directing the Comptroller to withhold refunds that are due such claimants and transmit to the appropriate agency the amounts owed; providing an effective date.

—was read the second time by title.

Amendments were considered to conform **SB 354** to **CS for HB 5**.

Pending further consideration of **SB 354** as amended, on motion by Senator Brown-Waite, by two-thirds vote **CS for HB 5** was withdrawn from the Committees on Transportation; Judiciary; and Ways and Means.

On motion by Senator Brown-Waite—

CS for HB 5—A bill to be entitled An act relating to refund of motor vehicle impact fees; directing the Department of Highway Safety and Motor Vehicles to refund the impact fee imposed on the initial application for registration of a motor vehicle pursuant to s. 320.072(1)(b), F.S., from July 1, 1990, to June 30, 1991; providing for notice to appropriate state agencies of persons eligible for a refund; directing such agencies to notify the Comptroller of claimants who owe certain debts; directing the Comptroller to withhold refunds due such claimants and transmit such amounts to the appropriate agency; providing a time certain for refund eligibility; providing an effective date.

—a companion measure, was substituted for **SB 354** and read the second time by title. On motion by Senator Brown-Waite, by two-thirds vote **CS for HB 5** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

CS for SB 424—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 read the second time by title. On motion by Senator Horne, by two-thirds vote **CS for SB 424** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

THE PRESIDENT PRESIDING

CS for SB 2222—A bill to be entitled An act relating to civil actions; amending s. 641.28, F.S.; requiring the inclusion of the award of attorney's fees and court costs in a judgment or decree; amending s. 641.3917, F.S.; authorizing a civil action against health maintenance organizations by certain persons; establishing requirements for notice, procedures, damages, and attorney's fees; amending s. 641.515, F.S.; defining the term "identifying information"; amending s. 641.315, F.S.; prohibiting certain clauses in contracts between health maintenance organizations and providers; providing an effective date.

—was read the second time by title.

Senator Silver moved the following amendment:

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

Section 1. Section 641.28, Florida Statutes, is amended to read:

641.28 Civil remedy.—

(1) In any civil action brought to enforce the terms and conditions of a health maintenance organization contract*:*

(a) If the civil action is filed before or within 60 days after the subscriber or enrollee filed a notice of intent to sue with the statewide provider and subscriber assistance program established pursuant to s. 408.7056 or a notice pursuant to s. 641.3917, the prevailing party is entitled to recover reasonable attorney's fees and court costs.

(b) If the civil action is filed more than 60 days after the subscriber or enrollee filed a notice of intent to sue with the statewide provider and subscriber assistance program established pursuant to s. 408.7056 or a notice pursuant to s. 641.3917, and the subscriber or enrollee receives a final judgment or decree against the health maintenance organization in favor of the subscriber or enrollee, the court shall enter a judgment or decree against the health maintenance organization in favor of the subscriber or enrollee for reasonable attorney's fees and court costs.

(2) This section shall not be construed to authorize a civil action against the department, its employees, or the Insurance Commissioner or against the *agency* ~~Department of Health and Rehabilitative Services~~, its employees, or the *director* ~~secretary~~ of *the agency* ~~that department~~.

Section 2. Subsection (8) is added to section 641.315, Florida Statutes, to read:

641.315 Provider contracts.—

(8) No contract between a health maintenance organization and a provider of health care services shall contain any provision restricting the provider's ability to communicate information to the provider's patient regarding medical care or treatment options for the patient when the provider deems knowledge of such information by the patient to be in the best interest of the patient.

Section 3. Section 641.3917, Florida Statutes, is amended to read:

641.3917 Civil liability.—The provisions of this part are cumulative to rights under the general civil and common law, and no action of the department shall abrogate such rights to damage or other relief in any court.

(1) Any person to whom a duty is owed may bring a civil action against a health maintenance organization when such person suffers damages as a result of:

(a) A violation of s. 641.3903(5)(a), (b), (c)1.-7., (10) or (12) by the health maintenance organization; or

(b) The health maintenance organization's failure to provide a covered service when in good faith the health maintenance organization should have provided such service had it acted fairly and honestly toward its subscriber or enrollee and with due regard for his interests and, in the independent medical judgment of a contract treating physician or other physician authorized by the health maintenance organization, the service is medically necessary.

However, a person pursuing a remedy under this section need not prove that such act was committed or performed with such frequency as to indicate a general business practice.

(2)(a) As a condition precedent to bringing an action under this section, the department and the health maintenance organization must have been given 60 days' written notice of the violation. If the department returns a notice for lack of specificity, the 60-day time period shall not begin until a proper notice is filed.

(b) The notice shall be on a form provided by the department and shall state with specificity the following information, and such other information as the department may require:

1. The provision of law, including the specific language of the law, which the health maintenance organization has allegedly violated.

2. The facts and circumstances giving rise to the violation.

3. The name of any individual involved in the violation.

4. Any reference to specific contract language that is relevant to the violation.

5. A statement that the notice is given in order to perfect the right to pursue the civil remedy authorized by this section.

(c) Within 20 days after receipt of the notice, the department may return any notice that does not provide the specific information required by this section and the department shall indicate the specific deficiencies contained in the notice. A determination by the department to return a notice for lack of specificity is exempt from the requirements of chapter 120.

(d) No action shall lie under this section if, within 60 days after filing notice, the damages are paid or the circumstances giving rise to the violation are corrected.

(e) The health maintenance organization that is the recipient of a notice filed pursuant to this section shall report to the department on the disposition of the alleged violation.

(f) The applicable statute of limitations for an action under this section shall be tolled for a period of 65 days by the mailing of the notice required by this subsection or the mailing of a subsequent notice required by this subsection.

(3) Upon adverse adjudication at trial or upon appeal, the health maintenance organization shall be liable for damages, together with court costs and reasonable attorney's fees, incurred by the plaintiff.

(4) Punitive damages shall not be awarded under this section unless the acts giving rise to the violation occur with such frequency as to indicate a general business practice and are either willful, wanton, and malicious or are in reckless disregard for the rights of any subscriber or enrollee. Any person who pursues a claim under this subsection shall post, in advance, the costs of discovery. Such costs shall be awarded to the health maintenance organization if no punitive damages are awarded to the plaintiff.

(5) This section shall not be construed to authorize a class action suit against a health maintenance organization or a civil action against the department, its employees, or the Insurance Commissioner, or against the Agency for Health Care Administration, its employees, or the director of the agency or to create a cause of action when a health maintenance organization or a prepaid health plan refuses to provide service on the grounds that the charge for a service was unreasonably high, unless otherwise provided in (1)(b).

(6)(a) The civil remedy specified in this section does not preempt any other remedy or cause of action provided for pursuant to any other law or pursuant to the common law of this state. Any person may obtain a judgment under either the common law remedy of bad faith or the remedy provided in this section, but is not entitled to a judgment under both remedies. This section does not create a common law cause of action. The damages recoverable under this section include damages that are a reasonably foreseeable result of a specified violation of this section by the health maintenance organization and may include an award or judgment in an amount that exceeds contract limits.

(b) This section does not create a cause of action for medical malpractice. Such action shall be subject to the provisions of chapter 766.

(c) This section shall not apply to the provision of medical care, treatment, or attendance pursuant to chapter 440.

Section 4. Paragraphs (c), (d), and (e) are added to subsection (10) of section 641.3903, Florida Statutes, and subsection (12) is added to said section, to read:

641.3903 Unfair methods of competition and unfair or deceptive acts or practices defined.—The following are defined as unfair methods of competition and unfair or deceptive acts or practices:

(10) ILLEGAL DEALINGS IN PREMIUMS; EXCESS OR REDUCED CHARGES FOR HEALTH MAINTENANCE COVERAGE.—

(c) Cancelling or otherwise terminating any health maintenance contract or coverage, or requiring execution of a consent to rate endorsement, during the stated contract term for the purpose of offering to issue, or issuing, a similar or identical contract to the same subscriber or enrollee with the same exposure at a higher premium rate or continuing an existing contract with the same exposure at an increased premium.

(d) Issuing a nonrenewal notice on any health maintenance organization contract, or requiring execution of a consent to rate endorsement, for the purpose of offering to issue, or issuing, a similar or identical contract to the same subscriber or enrollee at a higher premium rate or continuing an existing contract at an increased premium without meeting any applicable notice requirements.

(e) Cancelling or issuing a nonrenewal notice on any health maintenance organization contract without complying with any applicable cancellation or nonrenewal provision required under the Florida Insurance Code.

(12) REFUSAL TO COVER.—In addition to other provisions of this code, the refusal to cover, or continue to cover, any individual solely because of:

(a) Race, color, creed, marital status, sex, or national origin;

(b) The residence, age, or lawful occupation of the individual, unless there is a reasonable relationship between the residence, age, or lawful occupation of the individual and the coverage issued or to be issued; or

(c) The fact that the enrollee or applicant had been previously refused insurance coverage or health maintenance organization coverage by any insurer or health maintenance organization when such refusal to cover or continue to cover for this reason occurs with such frequency as to indicate a general business practice.

Section 5. Section 440.11, Florida Statutes, is amended to read:

440.11 Exclusiveness of liability.—

(4) Notwithstanding the provisions of s. 624.155 *or s. 641.3917*, the liability of a carrier *or a health maintenance organization* to an employee or to anyone entitled to bring suit in the name of the employee shall be as provided in this chapter, which shall be exclusive and in place of all other liability.

Section 6. The Legislature finds that the provisions of this bill will fulfill an important state interest.

Section 7. There are hereby appropriated three positions and $112,000 from the Insurance Commissioners' Regulatory Trust Fund to the Department of Insurance for the purposes of carrying out the provisions of this act.

Section 8. This act shall take effect July 1, 1996.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to health care service programs; amending s. 641.28, F.S.; revising award of attorney's fees in civil actions under certain circumstances; amending s. 641.315, F.S.; providing additional criteria for certain provider contracts; amending s. 641.3917, F.S.; authorizing civil actions against health maintenance organizations by certain persons under certain circumstances; providing requirements and procedures; providing for liability for damages and attorney's fees; prohibiting punitive damages under certain circumstances; requiring the advance posting of discovery costs; amending s. 440.11, F.S.; establishing exclusive liability of health maintenance organizations; providing application; providing legislative declaration; providing appropriation; providing an effective date.

On motion by Senator Silver, further consideration of **CS for SB 2222** with pending **Amendment 1** was deferred.

Consideration of **SB 584** was deferred.

CS for SB 624—A bill to be entitled An act relating to enterprise zones; amending s. 212.096, F.S.; revising the criteria for purposes of allowing a sales-tax credit; amending s. 220.181, F.S.; revising the criteria for calculating a corporate-income-tax jobs credit; providing that certain employees hired after January 1, 1995, may be considered "new employees" for purposes of enterprise zone sales tax and corporate income tax credits; providing an effective date.

—was read the second time by title.

Senator Holzendorf moved the following amendment which was adopted:

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

Section 1. (1) Notwithstanding the provisions of sections 212.096, 220.03(1)(q), and 220.181, Florida Statutes, which require that new employees must have been hired after July 1, 1995, in order for a business to be eligible for the enterprise zone sales tax and corporate tax credits, an employee who is hired after January 1, 1995, may be defined as a "new employee" for purposes of such tax credits.

(2) This section applies only to any business located within an area that was designated as a state enterprise zone before December 31, 1994, and was subsequently redesignated or received a designation as a state enterprise zone on July 1, 1995, if the employing business transferred for employment within an enterprise zone, at least 100 full-time employees from a location outside this state between January 1, 1995, and July 1, 1995.

(3) Notwithstanding section 220.181(6), Florida Statutes, any business that is eligible to receive a tax credit pursuant to this section must submit an application pursuant to sections 212.096 and 220.181, Florida Statutes, within 4 months after the effective date of this act. All other requirements of sections 212.096 and 220.181, Florida Statutes, apply to such a business.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to enterprise zones; providing that certain employees hired after January 1, 1995, may be considered "new employees" for purposes of enterprise zone sales tax and corporate income tax credits; providing an effective date.

On motion by Senator Holzendorf, by two-thirds vote **CS for SB 624** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 660—A bill to be entitled An act relating to economic development; creating s. 288.1045, F.S.; establishing a qualified defense contractor tax refund program; providing definitions; authorizing refunds from the Economic Development Trust Fund of specified taxes paid by a qualified defense contractor engaged in a new Department of Defense contract, consolidation of a Department of Defense contract, or conversion of defense production jobs to nondefense production jobs; providing limitations; providing penalties for fraudulent claims; providing application procedures and requirements; providing for review and evaluation by the Division of Economic Development of the Department of Commerce; providing for certification by the Secretary of Commerce; requiring such contractors to enter into a written agreement with the department; requiring annual application for tax refunds; providing for administration by the department; requiring annual reports to the Defense Conversion and Transition Commission and the Governor and Legislature; limiting the period during which a contractor may qualify for the refund; amending s. 288.972, F.S.; providing additional expressions of legislative intent; amending s. 288.973, F.S.; clarifying responsibilities of the Florida Defense Conversion and Transition Commission; amending s. 288.974, F.S.; clarifying powers and duties of the commission; providing additional powers and duties of the commission; amending s. 288.980, F.S.; establishing the Florida Economic Reinvestment Initiative for certain purposes; providing for the Florida Defense Planning Grant Program, the Florida Defense Implementation Grant Program, and the Florida Military Installation Reuse Planning and Marketing Grant Program; creating the Defense-Related Business Adjustment Program; providing for funding a defense workforce database for certain purposes; providing for administration of such programs by the Department of Commerce; authorizing the Secretary of Commerce to award funds for certain purposes; repealing s. 288.104, F.S., relating to the qualified defense contractor tax refund program that expired pursuant to s. 7 of ch. 93-414, Laws of Florida, as amended by section 15 of ch. 94-136, Laws of Florida; providing appropriations; providing an effective date.

—was read the second time by title.

Senator Bronson moved the following amendments which were adopted:

Amendment 1 (with title amendment)—On page 32, between lines 16 and 17, insert:

Section 7. Subsection (2) of section 403.953, Florida Statutes, is amended to read:

403.953 Eligibility criteria.—The eligibility criteria for projects shall be:

(2) As determined by the Department of Commerce, *or its successor entity,* membership in at least one of the following industries: aerospace manufacturing, defense, business and financial services, environmental engineering services and related manufacturing, recycling, health technology manufacturing and services, computer and office equipment manufacturing, communications equipment manufacturing, electronic components manufacturing, computer programming and related services, instruments and controls manufacturing, lasers and electro-optics, motor vehicle parts and accessories, *energy efficiency, renewable energy systems, component manufacturing, and related services*; or representing the following facility types: corporate headquarters, regional

headquarters, research and development facilities, or incubators; or any additional specified industries or facility types adopted by rule by the Department of Commerce *or its successor entity,* in consultation with Enterprise Florida, Inc.; or any project proposed for location on a closed military installation or which is necessary to implement community military base reuse plans officially recognized by the Secretary of Defense of the United States Department of Defense.

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 21, after the semicolon (;) insert: amending s. 403.953, F.S., allowing projects involving energy efficiency and related services to be eligible for the Jobs Siting Act;

Amendment 2 (with title amendment)—On page 27, between lines 19 and 20, insert:

Section 5. Subsection (10) of section 288.975, Florida Statutes, is amended to read:

288.975 Military base reuse plans.—

(10)*(a)* Within 60 days after receipt of a proposed military base reuse plan, these entities shall review and provide comments to the host local government. The commencement of this review period shall be advertised in newspapers of general circulation within the host local government and any affected local government to allow for public comment. No later than 60 days after receipt and consideration of all comments, and the holding of at least two public hearings, the host local government shall adopt the military base reuse plan. The host local government shall comply with the notice requirements set forth in s. 163.3184(15) to ensure full public participation in this planning process.

(b) Notwithstanding paragraph (a), a host local government may waive the requirement that the military base reuse plan be adopted within 60 days after receipt and consideration of all comments and the second public hearing. The waiver may extend the time period in which to adopt the military reuse plan to 180 days after the 60th day following the receipt and consideration of all comments and the second public hearing, or the date upon which this act becomes a law, whichever is later.

(c) The host local government may exercise the waiver after the 60th day following the receipt and consideration of all comments and the second public hearing. However, the host local government must exercise this waiver no later than 180 days after the 60th day following the receipt and consideration of all comments and the second public hearing, or the date upon which this act becomes a law, whichever is later.

(d) Any action by a host local government to adopt a military base reuse plan after the expiration of the 60-day period is deemed an exercise of the waiver pursuant to paragraph (b), without further action by the host local government.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 2, line 3, after the semicolon (;) insert: amending s. 288.975, F.S.; providing for a waiver to extend the period for the adoption of a military base reuse plan;

Amendment 3 (with title amendment)—On page 32, line 15 through page 33, line 10, delete those lines and insert:

Section 6. Section 288.104, Florida Statutes, is repealed.

Section 7. (1) As provided in the General Appropriations Act, the Legislature may annually provide funds for the Department of Commerce to implement section 288.980(2)(a), Florida Statutes.

(2) As provided in the General Appropriations Act, the Legislature may annually provide funds for the Department of Commerce to implement the Florida Economic Reinvestment Initiative under section 288 980, Florida Statutes.

(3) As provided in the General Appropriations Act, the Legislature may annually provide funds for the Department of Commerce to implement the Defense-Related Business Adjustment Program under section 288.980(4), Florida Statutes.

(4) As provided in the General Appropriations Act, the Legislature may annually provide funds for the Department of Commerce to implement section 288 980(5), Florida Statutes.

And the title is amended as follows:

On page 2, line 22, before "appropriations" insert: for

On motion by Senator Bronson, by two-thirds vote **SB 660** as amended was read the third time by title, passed by the required constitutional three-fifths vote of the membership, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39 Nays—None

CS for SB 246—A bill to be entitled An act relating to higher education; amending s. 240.311, F.S., relating to rules of the State Board of Community Colleges; requiring a community college district board of trustees to annually evaluate the college president; amending s. 240.313, F.S.; requiring the members of a community college district board of trustees to participate in an orientation program; amending s. 240.319, F.S., relating to the powers and duties of community college district boards of trustees; conforming a provision to changes made by the act; limiting the length of a contract with a college president; providing for the contract to be terminated by the board of trustees at will; amending s. 240.324, F.S.; providing an additional requirement for the accountability plan for community colleges; amending s. 240.299, F.S.; providing reporting requirements for university direct-support organizations; amending s. 240.331, 240.3315, F.S.; prescribing membership of boards of directors and executive committees of community college direct-support organizations and statewide community college direct-support organizations; restricting activities of such direct-support organizations; providing reporting requirements for such organizations; amending s. 240.3335, F.S.; removing the authority of a board of directors of a center of technology innovation to acquire, lease, or sublease property; amending s. 240.363, F.S.; prohibiting community colleges from using or pledging public funds or property to direct-support organizations; authorizing a direct-support organization for the Florida Commission on the Status of Women; providing an effective date.

—was read the second time by title.

Senators Williams and Thomas offered the following amendment which was moved by Senator Williams:

Amendment 1 (with title amendment)—On page 16, between lines 6 and 7, insert:

Section 11. Subsection (14) of section 240.35, Florida Statutes, is amended to read:

240.35 Student fees.—Unless otherwise provided, the provisions of this section apply only to fees charged for college credit instruction.

(14) Each community college is authorized to grant student fee exemptions from all fees adopted by the State Board of Community Colleges and the community college board of trustees for up to *60* ~~40~~ full-time equivalent students at each institution.

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 7, following the semicolon (;) insert: amending s. 240.35, F.S.; revising the number of full-time equivalent students that a community college may exempt from student fees;

On motion by Senator Kurth, further consideration of **CS for SB 246** with pending **Amendment 1** was deferred.

CS for CS for SB's 586 and 1144—A bill to be entitled An act relating to Medicaid managed long-term-care community diversion pilot projects; creating the "Medicaid Managed Long-Term-Care Community Diversion Pilot Project Act"; providing legislative findings and intent; providing a short title; providing definitions; directing the Agency for Health Care Administration to apply for necessary waivers; specifying information that must be included in the application; directing the Department of Elderly Affairs to implement pilot projects; requiring the

department to obtain certain information before implementing the projects; specifying requirements for the projects; exempting the community diversion pilot project areas from the provisions of s. 28, ch. 95-418, Laws of Florida; directing the department to redesign activities related to nursing home preadmission screening; specifying those individuals who must be screened in the project areas; directing the department to issue a request for proposals; specifying selection criteria to be used when contracting; directing the Agency for Health Care Administration to modify the certificate-of-need process in the project areas; directing the department to develop standards; providing for review of the projects based on those standards; requiring reports; creating a long-term-care advisory council; specifying membership; requiring a meeting by a specified date; designating topics to be discussed and evaluated; requiring a report; amending s. 400.071, F.S.; modifying factors that the Agency for Health Care Administration must consider when issuing a license; providing an effective date.

—was read the second time by title.

Amendments were considered to conform **CS for CS for SB's 586 and 1144** to **CS for HB 2133**.

Pending further consideration of **CS for CS for SB's 586 and 1144** as amended, on motions by Senator Bankhead, the rules were waived and by two-thirds vote—

CS for HB 2133—A bill to be entitled An act relating to Medicaid managed pilot community diversion projects; creating the "Medicaid Managed Pilot Community Diversion Act of 1996"; providing legislative findings and intent; providing definitions; providing for Medicaid managed pilot community diversion projects; providing responsibilities of the Department of Elderly Affairs and the Agency for Health Care Administration; requiring the agency to submit a waiver application to the federal Health Care Financing Administration; setting a community-based care per capita ceiling; establishing eligibility criteria; establishing nursing home preadmission screening requirements; modifying applicable certificate-of-need requirements; requiring quality assurance standards for pilot projects; requiring a program evaluation; requiring reports; amending s. 400.071, F.S.; revising considerations for nursing home licensure, to conform; creating a long-term care advisory council; providing for appointment of members; providing for meetings and administration; providing powers and duties; requiring reports; providing authority to transfer funds between agencies; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB's 586 and 1144** and by two-thirds vote read the second time by title.

Senator Bankhead moved the following amendment:

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

Section 1. Legislative findings and intent.—The Legislature finds that Medicaid expenditures for nursing home services continue to increase at a rapid rate and that Florida, more than any other state, faces increasing pressure in its efforts to meet the long-term-care needs of the public. The Legislature finds that systems of care developed under the state's network of programs provide substantial benefit and irreplaceable long-term-care services. The Legislature further finds that improved integration of services and the use of managed-care principles in the delivery of long-term care may offer opportunities to increase access to services while decreasing inappropriate use. It is, therefore, the intent of the Legislature that the Department of Elderly Affairs, in coordination with the Agency for Health Care Administration, implement Medicaid managed long-term-care community diversion pilot projects in order to test the effectiveness of managed-care delivery and reimbursement principles when applied to long-term care.

Section 2. Short title.—This act may be cited as the "Medicaid Managed Long-Term-Care Community Diversion Pilot Project Act."

Section 3. Definitions.—As used in this act, the term:

(1) "Agency" means the Agency for Health Care Administration.

(2) "Community diversion" means a strategy that provides individuals with a package of comprehensive home-and-community based services of sufficient quantity, type, and duration to prevent or delay the need for long-term placement in an intermediate care or skilled nursing home facility.

(3) "Community diversion pilot project" means a time-limited demonstration project that is designated to measure the cost-effectiveness of strategies to implement managed long-term-care community diversion.

(4) "Community diversion pilot project area" means a county or a multi-county area or other geographic area selected by the department to participate in the Medicaid managed-care community diversion pilot project.

(5) "Department" means the Department of Elderly Affairs.

(6) "Long-term care" means the provision of services to an individual whose physical or mental condition has permanently deteriorated so that the individual is unable to independently perform key activities of daily living without substantial assistance. These long-term-care services may include health care, personal care, and social services that are delivered for a sustained period of time and may be provided in a variety of settings ranging from the individual's own home to a nursing home facility.

(7) "Managed-care organization" means an entity under contract with the department to provide community-based services on a prepaid capitation basis to an individual served under the Medicaid managed long-term-care community diversion pilot project.

(8) "Nursing home" or "nursing facility" means beds awarded to provide nursing services under the certificate-of-need process.

(9) "Member" means an individual enrolled in a managed-care organization providing services under the Medicaid managed long-term-care community diversion pilot project.

Section 4. Waiver application.—The agency shall apply to the federal Health Care Financing Administration for the necessary waivers to allow the state to implement Medicaid managed long-term-care community diversion pilot projects. The application must be consistent with the department's pilot project criteria and must include, at a minimum, the following:

(1) Provisions that will require measurable standards and criteria that test or prove:

(a) The cost-effectiveness of the long-term-care service packages provided as a part of the pilot projects.

(b) Actual reductions expected in the state expenditure related to the growth of nursing homes.

(c) Anticipated savings resulting from enhanced screening criteria for nursing home admission eligibility.

(2) The methodology used which will ensure that sufficient savings will be generated from the state Medicaid nursing home budget category to cover the expected expenditures of the community diversion pilot projects.

(3) A detailed description of the scope of each long-term-care service to be included in the community diversion pilot project. Services may include, but are not limited to, care management, homemaker/personal care services, chore services, adult day care, respite services, in-home nursing care, home-delivered meals, mental health counseling, caregiver training and support, assistive technologies, emergency alert services, provision of consumable medical supplies, and therapies.

(4) A detailed description of the types of facilities or other locations in which long-term-care services may be covered under the community diversion pilot project. The types of facilities included must provide a continuum of care and may range from a member's own home to an assisted living facility providing extended congregate care.

(5) A plan to ensure that the average community diversion pilot project long-term-care capitation rate does not exceed two-thirds of the state's cost for care provided to an individual in a nursing home, excluding Medicaid acute-care costs and Medicare cost-sharing.

(6) A plan that will allow for the diversion of a sufficient number of Medicaid nursing home applicants and residents to reduce the projected

statewide average monthly Medicaid nursing home facility caseload by at least 2,300 clients for fiscal year 1996-1997 and through the duration of the community diversion pilot projects.

(7) The criteria that will be used for selecting the managed long-term-care community diversion contractors. The criteria must include, at a minimum, a means of evaluating quality, cost savings, long-term-care services, accessibility, provider networks, and administrative costs.

(8) The eligibility criteria that will be used for including individuals in the community diversion pilot projects. These criteria must use a minimum assessment score based on a level of disability that would be consistent with assured nursing home placement were the individual not diverted into a community diversion pilot project.

Section 5. Medicaid managed long-term-care community diversion pilot projects.—

(1) The community diversion pilot projects must be consistent with the approved federal waiver and must be implemented by the department in consultation with the agency.

(2) Before implementing the community diversion pilot projects, the department, in consultation with the agency, shall:

(a) Assess the actuarial soundness of capitation rates paid to managed-care organizations that currently contract with Medicaid to provide long-term care, and assess the feasibility of developing alternative rate-setting methodologies.

(b) Conduct a review of the standards contained in existing Medicaid managed-care contracts that include payment for nursing home services, to assess the appropriateness and applicability of such standards and to recommend modifications of the standards that will increase service access and quality and reduce service costs.

(c) Analyze the following in relation to the managed-care entities that currently contract with Medicaid to provide long-term care:

1. The findings of the medical quality-assurance audits and enrollee-satisfaction surveys.

2. The disenrollments and grievance proceedings.

(d) Consider methods to encourage competition among managed-care providers, based on the price of, and patient satisfaction with, the services provided.

(e) Evaluate customer satisfaction and problems experienced by Medicare beneficiaries enrolled in Medicare managed-care plans.

(3) The community diversion pilot projects must be designed to divert eligible individuals to community placements such as their own homes, assisted living facilities, assisted living facilities licensed to provide extended congregate care, assisted living facilities licensed to provide limited nursing services, assisted living facilities licensed to provide limited mental health services, adult family care homes, and other appropriate community living arrangements.

(4) An individual is eligible to receive services under the community diversion pilot projects if that person is currently a nursing home resident or a nursing home applicant and also meets the nursing home level-of-care criteria as determined by departmental screening and the Medicaid Institutional Care Program income and asset limits.

(5) An individual who has been determined by the department to be eligible for participation in the community diversion pilot project must be offered the choice of entrance into the Medicaid managed long-term-care community diversion pilot project or placement in a nursing home. To assist the individual in making his choice, the department must ensure that the individual is provided with information about the services available under the community diversion pilot project. To the extent possible, the individual must also be given a choice between competing providers.

(6) In the community diversion pilot project areas, neither a managed-care organization nor any of its providers may directly enroll individuals into a community diversion pilot project.

(7) The community diversion pilot projects must be designed to divert a sufficient number of nursing home applicants and residents to reduce the projected average monthly Medicaid nursing home caseload by at least 2,300 for fiscal year 1996-1997 and subsequent fiscal years.

(8) The department, in consultation with the agency, must select community diversion pilot project areas based on nursing home occupancy levels, the number of nursing home beds for which certificates of need have been awarded but for which the necessary renovation, expansion, or construction has not begun, the number of new nursing home beds added in that area each year, the annual number of Medicaid-financed nursing home admissions, and the adequacy of the community-based service network of providers of long-term-care services in the area.

(9) The average annual community diversion pilot project long-term-care capitation rate must not exceed two-thirds of the state's annual cost for care provided to an individual in a nursing home facility, excluding Medicaid acute-care costs and Medicare cost-sharing.

(10) The department may require an individual who is receiving services under the community diversion pilot project to contribute to the cost of community care in an amount not to exceed the cost sharing required of Medicaid-eligible nursing home residents.

(11) The community diversion pilot project must:

(a) Include mechanisms to maximize access to appropriate long-term care for persons who are eligible for Medicaid-financed skilled or intermediate nursing home care.

(b) Include mechanisms to encourage and support family and informal caregivers, including volunteers, to make arrangements for their own long-term-care needs.

(c) Include an assessment of the feasibility of contractual partnerships between existing providers of high-quality long-term-care services, both institutional and noninstitutional, and risk-bearing entities in good standing with the agency and the Department of Insurance.

(d) Encourage the integration of managed acute-care and long-term-care services.

(12) The provisions of section 28 of chapter 95-418, Laws of Florida, do not apply in the community diversion pilot project areas.

Section 6. Screening.—Screening for participation in the Medicaid managed long-term-care community diversion pilot projects will be conducted by the department.

(1) The department shall redesign the nursing home preadmission screening processes, procedures, and instruments to the extent necessary to assure that they determine nursing home applicant demographic characteristics, living arrangements, caregiver supports, impairment levels, service needs, and the ability of the applicant to receive the necessary care in a community setting rather than in a nursing home.

(2) In the community diversion pilot project areas, the preadmission screening process must be completed for the following individuals:

(a) All applicants for Medicaid-financed nursing home care.

(b) All Medicare and private-pay residents in any nursing home who are converting to Medicaid-financed care.

(c) Any person who is expected to remain in a nursing home for 100 days or more, as determined by the individual's private physician or the medical director of the nursing home.

1. If the 100-day expectation is determined prior to admission, the screening shall be conducted either before admission or within 5 days after admission.

2. If the 100-day expectation is determined while the individual is residing in a nursing home, the screening must be conducted within 5 days after such determination.

(3)(a) An individual who resides in a continuing care retirement community licensed under chapter 651, Florida Statutes, does not have to comply with the screening requirements outlined in this section.

(b) An individual who is an applicant to a nursing home that is not certified to provide Medicare or Medicaid-financed nursing home care does not have to comply with the screening requirements outlined in this section.

Section 7. Contracts.—

(1) The department shall issue a request for proposals for managed long-term-care community diversion services for each community diversion pilot project area. The department, in consultation with the agency, shall select and contract with a managed-care organization based on an assessment of cost, the proposed provider network, and the extent to which the managed-care organization meets other requirements, including quality-of-care requirements.

(2) A managed-care organization does not have the authority to directly enroll an individual into a pilot project. Any person enrolled in a pilot project must be determined eligible in accordance with the department's nursing home screening criteria.

(3) A managed-care organization is at financial risk for any member who is placed in a nursing home for any nursing home days provided to members for the duration of the current and subsequent contracts with the department.

(4) The department, in consultation with the agency and the Department of Insurance, shall require a managed-care organization to meet applicable Department of Insurance requirements, meet contractually imposed solvency requirements, post a fidelity bond, or otherwise guarantee performance under the pilot project. A contract with the managed-care organization shall also include a provision requiring liquidated damages in the event the contractor breaches the contract.

Section 8. Certificates of need.—To ensure that the community diversion pilot projects result in a reduction in the projected average monthly nursing home caseload, the agency shall, in accordance with the provisions of section 408.034(4), Florida Statutes:

(1) Reduce the projected nursing home bed need in each certificate-of-need batching cycle in the community diversion pilot project areas by the number of community diversion slots.

(2) Reduce the conditions imposed on existing nursing homes or those to be constructed in accordance with the number of projected community diversion slots.

(3) Adopt rules to reduce the number of beds in Medicaid-participating nursing homes eligible for Medicaid through a Medicaid-selective contracting process or some other appropriate method in the proportion of one-to-one for each slot created in the community diversion pilot project areas.

(4) Determine the feasibility of increasing the nursing home occupancy threshold used in determining nursing home bed needs under the certificate-of-need process.

Section 9. Standards.—

(1) The department, in consultation with the agency, shall develop quality-of-care standards for the community diversion pilot projects. Standards related to a managed-care organization and any providers with whom such an organization contracts in order to provide services under a community diversion pilot project must include, at a minimum, service standards, outcome measures, utilization review, grievance and resolution matters, patient care and outcomes, and consumer satisfaction.

(2) The department and the agency shall jointly conduct periodic reviews of the community diversion pilot projects, applying the standards that have been developed.

Section 10. Reports and evaluations.—

(1) Beginning January 1, 1997, and each January 1 thereafter while the community diversion pilot projects are in operation, the department and the agency shall report to the Legislature regarding the implementation and operation of the community diversion pilot projects.

(2) The department shall contract for an independent evaluation of the community diversion pilot projects and, in conjunction with the agency, report the findings to the Legislature by December 31, 1999. This evaluation must include a careful review and assessment of the actual cost to managed-care organizations for the provision of services to individuals under the community diversion pilot projects.

(3) The department, in consultation with the agency, shall, based on the findings of the community diversion pilot projects, assess the feasibility of implementing a managed long-term-care system throughout the state within 3 years to serve all Medicaid-funded long-term-care recipients age 60 years and older. The findings of the department and the agency shall be reported to the Legislature by December 31, 1997.

(4) The department, in consultation with the agency, shall evaluate the placement decisions made for individuals diverted from nursing home admission. This evaluation must include in the issues addressed those placements made in assisted living facilities and adult family care homes, and the need for the administrator or provider to be involved in the placement decision. The findings of this evaluation and any recommendations, including recommendations for statutory changes, must be included in the report referred to in subsection (3).

Section 11. Long-term-care advisory council.—

(1) A long-term-care advisory council is created within the Department of Elderly Affairs. The department must provide staff support to the council, as determined by the secretary of the department and within existing resources. The council is composed of 21 members:

(a) One representative from each of the following agencies:

1. Department of Elderly Affairs.

2. Department of Health and Rehabilitative Services.

3. Agency for Health Care Administration.

4. Department of Insurance.

5. Governor's Office of Planning and Budgeting.

(b) The Secretary of Health and Rehabilitative Services shall appoint one representative from each of these groups:

1. Consumers.

2. Providers of community-based services.

3. Consumer advocacy organizations.

4. Providers of private institutional care for people with non-age-related disabilities.

(c) The Secretary of Elderly Affairs shall appoint one representative from each of these groups:

1. The nursing home industry.

2. The assisted living industry.

3. The Florida Bar.

4. The federally-financed retirement housing industry.

5. The continuing care retirement community industry.

6. Consumers.

7. Providers of community-based services.

8. Area agencies on aging.

(d) The Commissioner of Insurance shall appoint one representative of the insurance industry.

(e) The Director of the Agency for Health Care Administration shall appoint one representative from each of these groups:

1. The hospital industry.

2. The home health industry.

3. Health maintenance organizations.

(2) Council members serve at their own expense. Members who represent consumers shall be provided with per diem and travel expenses within the existing resources of the department that appointed them.

(3) The council must conduct its first meeting no later than October 31, 1996, and must elect a chairperson during that meeting. Meetings shall be conducted upon the request of the chairperson and the Secretary of Elderly Affairs.

(4) The council must discuss, evaluate, and develop recommendations regarding the following topics:

(a) The implementation of the community diversion pilot projects created by this act and the possibility of implementing this type of care throughout the state.

(b) The budgetary constraints and other issues relating to providing full continuum of long-term-care services to the public.

(c) The use and potential use of assistive technologies and equipment in the provision of long-term-care services.

(d) Mechanisms to encourage families and other caregivers to assist people in need of long-term care to remain in the community.

(e) Other similar issues that the council determines are necessary and appropriate.

(5) The council may apply for public or private grants in order to accomplish more-formalized research and evaluation of long-term-care issues as identified by the council.

(6) The advisory council shall submit its first report to the Legislature by December 1, 1997 Thereafter, the council shall submit annual reports to the Legislature

Section 12. Subsection (7) of section 400.071, Florida Statutes, is amended to read:

400.071 Application for license.—

(7) The agency may not issue a license to a nursing home *that* ~~which~~ fails to receive a certificate of need under the provisions of ss. 408.031-408.045. The agency *may* ~~shall~~ consider, in addition to the other criteria specified in s. 408.035, the statement of intent by the applicant to designate a percentage of the beds of the facility for use by patients eligible for care under Title XIX of the Social Security Act.~~, the percentage to be all or a portion of the need for such beds as identified in the local health plan. It is the intent of the Legislature that preference be given to an application which most closely meets the need for such beds.~~

Section 13. Notwithstanding the provisions of section 216.292, Florida Statutes, the Agency for Health Care Administration may transfer to the Department of Elderly Affairs, up to $128,192 from the General Revenue Fund and $128,195 from the Medical Care Trust Fund for the department's responsibilities in implementing and monitoring the Medicaid managed long-term-care community diversion pilot projects. Transferred funds must be taken from Specific Appropriation 250 of the 1996-1997 General Appropriations Act relating to Nursing Home Care. The Agency for Health Care Administration is further authorized to transfer funds from Specific Appropriation 250 to create a new category in Medicaid Services to establish the necessary budget authority to implement the pilot program. However, the pilot projects may only be implemented upon receipt of a federal waiver for that purpose and after submission of a budget amendment under chapter 216, Florida Statutes, which includes the necessary backup to evaluate that there will be sufficient funds available in the Medicaid nursing home line item to transfer to the managed long-term-care community diversion pilot projects without causing a deficit in the nursing home category. If a similar appropriation for this purpose is provided for in the General Appropriations Act or any other act which becomes law, this section is repealed.

Section 14. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Medicaid managed long-term-care community diversion pilot projects; creating the "Medicaid Managed Long-Term-Care Community Diversion Pilot Project Act"; providing legislative findings and intent; providing a short title; providing definitions; directing the Agency for Health Care Administration to apply for necessary waivers; specifying information that must be included in the application; directing the Department of Elderly Affairs to implement pilot projects; requiring the department to obtain certain information before implementing the projects; specifying requirements for the projects; exempting the community diversion pilot project areas from the provisions of s. 28, ch. 95-418, Laws of Florida; directing the department to redesign activities related to nursing home preadmission screening; specifying those individuals who must be screened in the project areas; directing the department to issue a request for proposals; specifying selection criteria to be used when contracting; directing the Agency for Health Care Administration to modify the certificate-of-need process in the project areas; directing the department to develop standards; providing for review of the projects based on those standards; requiring reports; creating a long-term-care advisory council; specifying membership; requiring a meeting by a specified date; designating topics to be discussed and evaluated; requiring a report; amending s. 400.071, F.S.; modifying factors that the Agency for Health Care Administration must consider when issuing a license; providing authority to transfer funds between agencies; providing an effective date.

Senator Dudley moved the following amendment to **Amendment 1**:

Amendment 1A (with title amendment)—On page 16, between lines 12 and 13, insert:

Section 13. Subsection (6) is added to section 408.034, Florida Statutes, to read:

408.034 Duties and responsibilities of department; rules.—

(6) By July 1, 1996, the agency shall file a rule methodology that provides for the separate evaluation of applications for skilled nursing beds in facilities licensed pursuant to chapter 395 and which encourages continuity of care. Such applications are not subject to comparative review with facilities licensed pursuant to chapter 400. Facilities licensed pursuant to chapter 400 do not have standing to challenge any applications filed pursuant to this agency rule nor do facilities licensed pursuant to chapter 395 have standing to challenge applications for skilled nursing beds in facilities licensed pursuant to chapter 400. The methodology must include as a criteria, a minimum volume threshold of the 10 diagnostic related groups identified as the principal diagnoses for admission to a hospital-based skilled nursing unit in the final report of the panel created pursuant to section 142, chapter 95-418, Laws of Florida, and may also utilize other standards and criteria that are reasonable and appropriate for evaluating the need for skilled nursing home beds in a hospital-based setting.

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 6, after the semicolon (;) insert: amending s. 408.034, F.S.; providing for the adoption of rules related to the separate evaluation of applications for skilled nursing beds in certain facilities;

Senator Silver moved the following substitute amendment for **Amendment 1A** which failed:

Amendment 1B (with title amendment)—On page 15, between lines 10 and 11, insert:

(6) The Agency for Health Care Administration shall implement by rule the elements of the decision of the First District Court of Appeals case no. 94-3042/3051/3052/3057. Said rule shall be completed January 1, 1997 but shall not take effect until adjournment of the 1997 session of the Florida Legislature.

And the title is amended as follows:

On page 17, line 18, after the semicolon (;) insert: implementation of the Tarpon Springs Ruling Case number 94-3042/3051/3052/3057.

The question recurred on **Amendment 1A**.

POINT OF ORDER

Senator Silver raised a point of order that pursuant to Rule 4.8 the bill should be referred to the Committee on Ways and Means.

RULING ON POINT OF ORDER

On recommendation of Senator Diaz-Balart, Chairman of the Committee on Ways and Means, the President ruled the point not well taken.

The question recurred on **Amendment 1A** which was adopted.

MOTION

On motion by Senator Jennings, the rules were waived and time of recess was extended until 10:00 p.m.

Senator Gutman moved the following amendment to **Amendment 1** which was adopted:

Amendment 1C (with title amendment)—On page 15, between lines 10 and 11, insert:

Section 13. Section 408.040(1)(a), Florida Statutes, is amended to read:

408.040(1)(a) At the request of a nursing home facility, the Agency for Health Care Administration may limit, reduce or remove the Medicaid bed conditions related to a certificate of need. In making this determination the agency must consider:

1. If the removal of the condition will result in a savings to the state; and

2. If the residents of the facility will benefit and be served more appropriately.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 17, line 18, after the semicolon (;) insert: amending s. 408.040, F.S.; authorizing the Agency for Health Care Administration to limit, reduce, or remove certain conditions related to certificate of need;

Senator Silver moved the following amendment to **Amendment 1** which failed:

Amendment 1D (with title amendment)—On page 15, between lines 22 and 23, insert:

(6) Skilled nursing home beds in a hospital setting and subject to the resident Bill of Rights and Civil Enforcement Provisions in ss. 400.022 and 400.023, F.S.

(Renumber subsequent section.)

And the title is amended as follows:

On page 16, line 27, after the second semicolon (;) insert: providing for resident rights and civil enforcement remedies in hospital based skilled nursing beds;

Senator Dudley moved the following amendment to **Amendment 1** which was adopted:

Amendment 1E—On page 16, between lines 3 and 4, insert:

Section 651.118(7) Notwithstanding the provisions of subsection (2), at the discretion of the continuing care provider, sheltered nursing home beds may be used for persons who are not residents of the facility, and who are not parties to a continuing care contract, for a period of up to 5 years from the date of issuance of the initial nursing home license; *notwithstanding this subsection, sheltered nursing home facilities in Pinellas County, which were initially licensed for sixty beds prior to January 1, 1992 may be used by such persons beyond the five year limit.*

Amendment 1 as amended was adopted.

On motion by Senator Bankhead, by two-thirds vote **CS for HB 2133** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—1

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On motions by Senator Gutman, the rules were waived and by two-thirds vote—

CS for HB 479—A bill to be entitled An act relating to the Governor's Council on Physical Fitness and Amateur Sports; amending s. 14.22, F.S.; providing for Olympic development centers; creating the Florida Olympics and Pan American Games Task Force; providing a purpose; providing for membership; providing for duties and responsibilities of the task force; providing for per diem and travel expenses; requiring a report to the Legislature; requiring a corresponding annual report from the council; providing an appropriation to the Sunshine State Games direct-support organization for certain purposes; providing an effective date.

—a companion measure, was substituted for **SB 954** and by two-thirds vote read the second time by title. On motion by Senator Gutman, by two-thirds vote **CS for HB 479** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Senate resumed consideration of—

CS for SB 444—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during the Korean Conflict; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the Governor to arrange for an appropriate ceremony; providing an effective date.

—which was previously considered and amended this day.

Pending further consideration of **CS for SB 444** as amended, on motions by Senator Thomas, by two-thirds vote—

CS for HB 1309—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during the Korean Conflict; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the Governor to arrange for an appropriate ceremony; providing an effective date.

—a companion measure, was substituted for **CS for SB 444** and by two-thirds vote read the second time by title. On motion by Senator Thomas, by two-thirds vote **CS for HB 1309** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

CS for SB 740—A bill to be entitled An act relating to ad valorem tax administration; amending s. 194.171, F.S.; providing that the property appraiser's assessment or determination is presumed correct in an administrative or judicial action in which a taxpayer challenges an assessment or a denial of an exemption or classified status; defining the taxpayer's burden of proof; authorizing the Office of Program Policy Analysis and Governmental Accountability to determine fiscal impact, if any, and to study present assessment challenge procedures; providing an effective date and an expiration date.

—was read the second time by title.

An amendment was considered to conform **CS for SB 740** to **HB 557**.

Pending further consideration of **CS for SB 740** as amended, on motions by Senator Horne, the rules were waived and by two-thirds vote—

HB 557—A bill to be entitled An act relating to ad valorem tax administration; amending s. 194.171, F.S.; providing that the property appraiser's assessment or determination is presumed correct in an administrative or judicial action in which a taxpayer challenges an assessment

or a denial of an exemption or classified status; defining the taxpayer's burden of proof; directing the Office of Program Policy Analysis and Government Accountability to determine fiscal impact, if any, and to study present assessment challenge procedures and the effects of imposing ad valorem tax on a partial year basis; requiring reports; providing an effective date and an expiration date.

—a companion measure, was substituted for **CS for SB 740** and by two-thirds vote read the second time by title. On motion by Senator Horne, by two-thirds vote **HB 557** was read the third time by title, passed by the required constitutional two-thirds vote of the membership and certified to the House. The vote on passage was:

Yeas—35 Nays—4

The Senate resumed consideration of—

CS for SB 2222—A bill to be entitled An act relating to civil actions; amending s. 641.28, F.S.; requiring the inclusion of the award of attorney's fees and court costs in a judgment or decree; amending s. 641.3917, F.S.; authorizing a civil action against health maintenance organizations by certain persons; establishing requirements for notice, procedures, damages, and attorney's fees; amending s. 641.515, F.S.; defining the term "identifying information"; amending s. 641.315, F.S.; prohibiting certain clauses in contracts between health maintenance organizations and providers; providing an effective date.

—which was previously considered this day. Pending **Amendment 1** by Senator Silver was adopted.

Pending further consideration of **CS for SB 2222** as amended, on motions by Senator Silver, the rules were waived and by two-thirds vote—

CS for HB 1853—A bill to be entitled An act relating to health care service programs; amending s. 641.28, F.S.; revising award of attorney's fees in civil actions under certain circumstances; amending s. 641.315, F.S.; providing additional criteria for certain provider contracts; amending s. 641.3917, F.S.; authorizing civil actions against health maintenance organizations by certain persons under certain circumstances; providing requirements and procedures; providing for liability for damages and attorney's fees; prohibiting punitive damages under certain circumstances; requiring the advance posting of discovery costs; amending s. 440.11, F.S.; establishing exclusive liability of health maintenance organizations; providing application; providing legislative declaration; providing appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 2222** and by two-thirds vote read the second time by title. On motion by Senator Silver, by two-thirds vote **CS for HB 1853** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

Consideration of **CS for SB 2180** was deferred.

On motion by Senator Harden, by two-thirds vote **HB 1877** was withdrawn from the Committee on Governmental Reform and Oversight.

On motion by Senator Harden—

HB 1877—A bill to be entitled An act relating to public employees; repealing s. 112.011, F.S., relating to the removal of disqualifications for employment for certain crimes; amending ss. 110.127, 633.34, 633.351, and 648.34, F.S.; deleting cross references to conform to the act; providing an effective date.

—a companion measure, was substituted for **SB 1278** and read the second time by title. On motion by Senator Harden, by two-thirds vote **HB 1877** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—19 Nays—13

MOTION TO RECONSIDER BILL

Senator Ostalkiewicz moved that the Senate reconsider the vote by which **HB 1877** passed.

The motion was placed on the calendar.

Consideration of **SB 1274** and **CS for SB's 1626 and 1654** was deferred.

On motion by Senator Dyer, by two-thirds vote **HB 469** was withdrawn from the Committees on Community Affairs; and Commerce and Economic Opportunities.

On motion by Senator Dyer—

HB 469—A bill to be entitled An act relating to community redevelopment; amending s. 163.380, F.S., which provides requirements for disposal of property in a community redevelopment area; providing that certain required notification does not apply when the governing body is acting as the community redevelopment agency; providing that the governing body shall prescribe procedures for disposal of real property when the community redevelopment area is established to redevelop a closed military base; providing an effective date.

—a companion measure, was substituted for **SB 2264** and read the second time by title. On motion by Senator Dyer, by two-thirds vote **HB 469** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 2550—A bill to be entitled An act relating to airports; creating s. 331.22, F.S.; exempting specified information relating to airports and airport employees from disclosure under the public records law; providing a finding of public necessity; providing for future review and repeal; providing an effective date.

—was read the second time by title.

The Committee on Governmental Reform and Oversight recommended the following amendments which were moved by Senator Dyer and adopted:

Amendment 1—On page 2, lines 7 and 17, delete "international"

Amendment 2—On page 2, line 22, after the period (.) insert: The exemptions in this section are applicable only to records held by an aviation authority created by act of the Legislature or to records of a county or municipal aviation department that operates an airport.

On motion by Senator Dyer, by two-thirds vote **SB 2550** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38 Nays—1

The Senate resumed consideration of—

CS for SJR 978—A joint resolution proposing amendments to sections 2, 8, 10, 11, and 12 of Article V of the State Constitution relating to the Judiciary.

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

That the following amendments to Sections 2, 8, 10, 11, and 12 of Article V of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specially authorized by law for that purpose:

ARTICLE V
JUDICIARY

SECTION 2. Administration; practice and procedure.—

(a) The supreme court shall adopt rules for the practice and procedure in all courts including the time for seeking appellate review, the administrative supervision of all courts, the transfer to the court having jurisdiction of any proceeding when the jurisdiction of another court has been improvidently invoked, and a requirement that no cause shall be dismissed because an improper remedy has been sought. These rules may be repealed by general law enacted by two-thirds vote of the membership of each house of the legislature.

(b) The chief justice of the supreme court shall be chosen by a majority of the members of the court. *The chief justice* ~~He~~ shall be the chief administrative officer of the judicial system *and*~~. He~~ shall have the power to assign justices or judges, including consenting retired justices or judges, to ~~temporary~~ duty in any court ~~for which the judge is qualified~~ and to delegate to *the* ~~a~~ chief judge of a judicial circuit the power to assign judges for duty in *the* ~~his respective~~ circuit.

(c) A chief judge for each district court of appeal shall be chosen by a majority of the judges thereof or, if there is no majority, by the chief justice. The chief judge shall be responsible for the administrative supervision of the court.

(d) A chief judge in each circuit shall be chosen from among the circuit judges as provided by supreme court rule. The chief judge shall be responsible for the administrative supervision of the circuit courts and county courts in *the* ~~his~~ circuit.

SECTION 8. Eligibility.—*A* ~~No~~ person *is not* ~~shall be~~ eligible for office of justice or judge of any court unless *that person* ~~he~~ is an elector of the state and, *from the time of appointment or qualifying for office,* resides in the territorial jurisdiction of *the* ~~his~~ court *unless appointed to a temporary assignment. A retirement age may be prescribed by general law.* ~~No justice or judge shall serve after attaining the age of seventy years except upon temporary assignment or to complete a term, one-half of which he has served.~~ No person is eligible for the office of justice of the supreme court or judge of a district court of appeal unless *that person* ~~he~~ is, and has been for the preceding ten years, a member of the bar of Florida. No person is eligible for the office of circuit judge unless *that person* ~~he~~ is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, no person is eligible for the office of county court judge unless *that person* ~~he~~ is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, a person shall be eligible for election or appointment to the office of county court judge in a county having a population of 40,000 or less if *that person* ~~he~~ is a member in good standing of the bar of Florida.

SECTION 10. Retention; election and terms.—

(a) Any justice of the supreme court or any judge of a district court of appeal may qualify for retention by a vote of the electors in the general election next preceding the expiration of his term in the manner prescribed by law. If a justice or judge is ineligible or fails to qualify for retention, a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge. When a justice of the supreme court or a judge of a district court of appeal so qualifies, the ballot shall read substantially as follows: "Shall Justice (or Judge) (name of justice or judge) of the (name of the court) be retained in office?" If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to retain, the justice or judge shall be retained for a term of six years commencing on the first Tuesday after the first Monday in January following the general election. If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to not retain, a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge.

(b) Circuit judges and judges of county courts shall be elected by vote of the qualified electors within the territorial jurisdiction of their respective courts. The terms of circuit judges shall be for six years. The terms of judges of county courts shall be for four years.

SECTION 11. Vacancies.—

(a) The governor shall fill each vacancy on the supreme court or on a district court of appeal by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next general election occurring at least one year after the date of appointment, one of *not fewer than* three persons *nor more than six persons* nominated by the appropriate judicial nominating commission.

(b) The governor shall fill each vacancy on a circuit court or on a county court by appointing for a term ending on the first Tuesday after the first Monday in January of the year following the next primary and general election *occurring at least one year after the date of appointment,* one of not fewer than three persons *nor more than six persons* nominated by the appropriate judicial nominating commission. An election shall be held to fill that judicial office for the term of the office beginning at the end of the appointed term.

(c) The nominations shall be made within thirty days from the occurrence of a vacancy unless the period is extended by the governor for a time not to exceed thirty days. The governor shall make the appointment within sixty days after the nominations have been certified to him.

(d) There shall be a separate judicial nominating commission as provided by general law for the supreme court, each district court of appeal, and each judicial circuit for all trial courts within the circuit. Uniform rules of procedure shall be established by the judicial nominating commissions at each level of the court system. Such rules, or any part thereof, may be repealed by general law enacted by a majority vote of the membership of each house of the legislature, or by the supreme court, five justices concurring. Except for deliberations of the judicial nominating commissions, the proceedings of the commissions and their records shall be open to the public.

SECTION 12. Discipline; removal and retirement.—

(a) *JUDICIAL QUALIFICATIONS COMMISSION. A judicial qualifications commission is created.*

(1) There shall be a judicial qualifications commission vested with jurisdiction to investigate and recommend to the Supreme Court of Florida the removal from office of any justice or judge whose conduct, during term of office or otherwise occurring on or after November 1, 1966, (without regard to the effective date of this section) demonstrates a present unfitness to hold office, and to investigate and recommend the *discipline* ~~reprimand~~ of a justice or judge whose conduct, during term of office or otherwise occurring on or after November 1, 1966 (without regard to the effective date of this section), warrants such *discipline* ~~a reprimand~~. *For purposes of this section, discipline is defined as any or all of the following: reprimand, fine, or lawyer discipline. The commission shall have jurisdiction over justices and judges regarding allegations that misconduct occurred before or during service as a justice or judge if a complaint is made no later than one year following service as a justice or judge. The commission shall have jurisdiction regarding allegations of incapacity during service as a justice or judge.* The commission shall be composed of:

a.~~(1)~~ Two judges of district courts of appeal selected by the judges of those courts, two circuit judges selected by the judges of the circuit courts and two judges of county courts selected by the judges of those courts;

b.~~(2)~~ *Four* ~~Two~~ electors who reside in the state, who are members of the bar of Florida, and who shall be chosen by the governing body of the bar of Florida; and

c.~~(3)~~ Five electors who reside in the state, who have never held judicial office or been members of the bar of Florida, and who shall be appointed by the governor.

(2)~~(b)~~ The members of the judicial qualifications commission shall serve staggered terms, not to exceed six years, as prescribed by general law. No member of the commission except a ~~justice or~~ judge shall be eligible for state judicial office *while acting as* ~~so long as he is~~ a member of the commission and for a period of two years thereafter. No member of the commission shall hold office in a political party or participate in any campaign for judicial office or hold public office; provided that a judge may ~~participate in his own~~ campaign for judicial office and hold that office. The commission shall elect one of its members as its *chairperson* ~~chairman~~.

(3)~~(c)~~ Members of the judicial qualifications commission not subject to impeachment shall be subject to removal from the commission pursuant to the provisions of Article IV, Section 7, Florida Constitution.

(4)~~(d)~~ The commission shall adopt rules regulating its proceedings, the filling of vacancies by the appointing authorities, the disqualification of members, *the rotation of members between the panels,* and the temporary replacement of disqualified or incapacitated members. The commission's rules, or any part thereof, may be repealed by general law enacted by a majority vote of the membership of each house of the legislature, or by the supreme court, five justices concurring. *The commission shall have power to issue subpoenas.* Until formal charges against a justice or judge are filed by the *investigative panel* ~~commission~~ with the clerk of the supreme court of Florida all proceedings by or before the commission shall be confidential; provided, however, upon a finding of probable cause and the filing by the *investigative panel* ~~commission~~ with said clerk of such formal charges against a justice or judge such charges and all further proceedings before the commission shall be public. ~~The commission may with seven members concurring recommend to the supreme court the temporary suspension of any justice or judge against whom formal charges are pending.~~

(5)~~(e)~~ The commission shall have access to all information from all executive, legislative and judicial agencies, including grand juries, subject to the rules of the commission. At any time, on request of the speaker of the house of representatives or the governor, the commission shall make available all information in the possession of the commission for use in consideration of impeachment or suspension, respectively.

(b) PANELS. The commission shall be divided into an investigative panel and a hearing panel as established by rule of the commission. The investigative panel is vested with the jurisdiction to receive or initiate complaints, conduct investigations, dismiss complaints, and upon a vote of a simple majority of the panel submit formal charges to the hearing panel. The hearing panel is vested with the authority to receive and hear formal charges form the investigative panel and upon a two-thirds vote of the panel recommend to the supreme court the removal of a justice or judge or the involuntary retirement of a justice or judge for any permanent disability that seriously interferes with the performance of judicial duties. Upon a simple majority vote of the membership of the hearing panel, the panel may recommend to the supreme court that the justice or judge be subject to appropriate discipline.

(c) SUPREME COURT. The supreme court shall receive recommendations from the judicial qualifications commission's hearing panel.

(1) The supreme court may accept, reject, or modify in whole or in part the findings, conclusions, and recommendations of the commission and it

~~(f) Upon recommendation of two thirds of the members of the judicial qualifications commission, the supreme court~~ may order that the justice or judge be *subjected to appropriate discipline,* ~~disciplined by appropriate reprimand,~~ or be removed from office with termination of compensation for willful or persistent failure to perform *judicial* ~~his~~ duties or for other conduct unbecoming a member of the judiciary demonstrating a present unfitness to hold office, or be involuntarily retired for any permanent disability that seriously interferes with the performance of *judicial* ~~his~~ duties. Malafides, scienter or moral turpitude on the part of a justice or judge shall not be required for removal from office of a justice or judge whose conduct demonstrates a present unfitness to hold office. After the filing of a formal proceeding and upon request of the *investigative panel* ~~commission~~, the supreme court may suspend the justice or judge from office, with or without compensation, pending final determination of the inquiry.

(2) The supreme court may award costs to the prevailing party.

(d)~~(g)~~ The power of removal conferred by this section shall be both alternative and cumulative to the power of impeachment ~~and to the power of suspension by the governor and removal by the senate~~.

(e)~~(h)~~ Notwithstanding any of the foregoing provisions of this section, if the person who is the subject of proceedings by the judicial qualifications commission is a justice of the supreme court of Florida all justices of such court automatically shall be disqualified to sit as justices of such court with respect to all proceedings therein concerning such person and the supreme court for such purposes shall be composed of a panel consisting of the seven chief judges of the judicial circuits of the state of Florida most senior in tenure of judicial office as circuit judge. For purposes of determining seniority of such circuit judges in the event there be judges of equal tenure in judicial office as circuit judge the judge or judges from the lower numbered circuit or circuits shall be deemed senior. In the event any such chief circuit judge is under investigation by the judicial qualifications commission or is otherwise disqualified or unable to serve on the panel, the next most senior chief circuit judge or judges shall serve in place of such disqualified or disabled chief circuit judge.

(f)~~(i)~~ SCHEDULE TO SECTION 12.—

(1) Except to the extent inconsistent with the provisions of this section, all provisions of law and rules of court in force on the effective date of this article shall continue in effect until superseded in the manner authorized by the constitution.

(2) After this section becomes effective and until adopted by rule of the commission consistent with it:

a. The commission shall be divided, as determined by the chairperson, into one investigative panel and one hearing panel to meet the responsibilities set forth in this section.

b. The investigative panel shall be composed of:

1. Four judges,

2. Two members of the bar of Florida, and

3. Three non-lawyers.

c. The hearing panel shall be composed of:

1. Two judges,

2. Two members of the bar of Florida, and

3. Two non-lawyers.

d. Membership on the panels may rotate in a manner determined by the rules of the commission provided that no member shall vote as a member of the investigative and hearing panel on the same proceeding.

e. The commission shall hire separate staff for each panel.

f. The members of the commission shall serve for staggered terms of six years.

g.~~(1)~~ The terms of office of the present members of the judicial qualifications commission shall expire *upon the effective date of the amendments to this section approved by the legislature during the regular session of the legislature in 1996* ~~on January 1, 1975~~ and new members shall be appointed to serve the following staggered terms:

1.~~a.~~ Group I.—The terms of five members, composed of two electors as set forth in s. *12(a)(1)c.* ~~12(a)(3)~~ of Article V, one member of the bar of Florida as set forth in s. *12(a)(1)b.* ~~12(a)(2)~~ of Article V, one judge from the district courts of appeal and one circuit judge as set forth in s. *12(a)(1)a.* ~~12(a)(1)~~ of Article V, shall expire on December 31, *1998* ~~1976~~.

2.~~b.~~ Group II.—The terms of *five* ~~four~~ members, composed of one elector as set forth in s. *12(a)(1)c.* ~~12(a)(3)~~ of Article V, one member of the bar of Florida as set forth in s. *12(a)(1)b.* ~~12(a)(2)~~ of Article V, one circuit judge and one county judge as set forth in s. *12(a)(1)a.* ~~12(a)(1)~~ of Article V shall expire on December 31, *2000* ~~1978~~.

3.~~c.~~ Group III.—The terms of *five* ~~four~~ members, composed of two electors as set forth in s. *12(a)(1)c.* ~~12(a)(3)~~ of Article V, *one member of the bar of Florida as set forth in s. 12(a)(1)b.*, one judge from the district courts of appeal and one county judge as set forth in s. *12(a)(1)a.* ~~12(a)(1)~~ of Article V, shall expire on December 31, *2002* ~~1980~~.

h. An appointment to fill a vacancy of the commission shall be for the remainder of the term.

i. Selection of members by district courts of appeal judges, circuit judges, and county court judges, shall be by no less than a majority of the members voting at the respective courts' conferences. Selection of members by the board of governors of the bar of Florida shall be by no less than a majority of the board.

j. The commission shall be entitled to recover the costs of investigation and prosecution, in addition to any penalty levied by the supreme court.

k. The compensation of members and referees shall be the travel expenses or transportation and per diem allowance as provided by general law.

~~(2) The 1976 amendment to section 12 of Article V, if submitted at a special election, shall take effect upon approval by the electors of Florida.~~

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE V, SECTIONS 2, 8, 10, 11, and 12

JUDICIARY.—Proposing amendments to the State Constitution to permit the temporary assignment of judges for indefinite periods; to allow legislation specifying a judicial retirement age; to allow judicial nominating commissions to recommend up to six persons to fill a court vacancy; and to restructure the Judicial Qualifications Commission and permit additional sanctions for judicial misconduct.

—which was previously considered May 1.

On motion by Senator Dudley, **CS for SJR 978** was read the third time in full, passed by the required constitutional three-fifths vote of the membership and was certified to the House. The vote on passage was:

Yeas—39 Nays—None

SB 122—A bill to be entitled An act relating to copyrights; creating s. 501.93, F.S.; prohibiting a 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 performing rights society; specifying requirements for contracts for payment of royalties; requiring a performing rights society to provide a verification service; providing civil remedies and penalties; providing for application; providing an effective date.

—was read the second time by title.

Amendments were considered to conform **SB 122** to **CS for HB 151**.

Pending further consideration of **SB 122** as amended, on motion by Senator Bankhead, by two-thirds vote **CS for HB 151** was withdrawn from the Committees on Commerce and Economic Opportunities; Judiciary; and Ways and Means.

On motion by Senator Bankhead—

CS for HB 151—A bill to be entitled An act relating to copyrights; creating s. 501.93, F.S., relating to copyright owners and performing rights societies; prohibiting a 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 performing rights society; specifying requirements for contracts for payment of royalties; requiring a performing rights society to provide a verification service; providing civil remedies; providing for application; providing an effective date.

—a companion measure, was substituted for **SB 122** and read the second time by title. On motion by Senator Bankhead, by two-thirds vote **CS for HB 151** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

On motions by Senator Latvala, by two-thirds vote—

CS for HB 407—A bill to be entitled An act relating to charitable drawings by chance; amending s. 849.0935, F.S.; providing definitions; specifying who may conduct charitable drawings by chance; requiring additional disclosure relating to drawings by chance; specifying the manner in which drawings by chance may be conducted; specifying additional activities as unlawful; providing an effective date.

—a companion measure, was substituted for **CS for SB 264** and by two-thirds vote read the second time by title. On motion by Senator Latvala, by two-thirds vote **CS for HB 407** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36 Nays—1

—

On motion by Senator Burt, by two-thirds vote **CS for HB 499** was withdrawn from the Committee on Governmental Reform and Oversight.

On motions by Senator Burt, by two-thirds vote—

CS for HB 499—A bill to be entitled An act relating to library cooperative grants; amending s. 257.42, F.S.; increasing the maximum amount of the annual grant that a library cooperative may receive for the purpose of sharing library resources as specified; requiring library cooperatives to submit plans relating to sharing technology; providing an effective date.

—a companion measure, was substituted for **SB 392** and by two-thirds vote read the second time by title. On motion by Senator Burt, by two-thirds vote **CS for HB 499** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

Consideration of **SB 900** was deferred.

RECONSIDERATION OF BILL

The motion by Senator Ostalkiewicz that the Senate reconsider the vote by which—

HB 1877—A bill to be entitled An act relating to public employees; repealing s. 112.011, F.S., relating to the removal of disqualifications for employment for certain crimes; amending ss. 110.127, 633.34, 633.351, and 648.34, F.S.; deleting cross references to conform to the act; providing an effective date.

—passed this day was taken up and adopted.

Further consideration of **HB 1877** was deferred.

MOTIONS

On motion by Senator Jennings, by two-thirds vote **CS for HB 337** was withdrawn from the Committees on Regulated Industries; and Ways and Means.

On motion by Senator Jennings, by two-thirds vote **CS for SB's 12 and 406, CS for SB 162, CS for SB 218, CS for SB 452, SB 676, CS for CS for SB 866, SB 880, SB 1142, SB 1182, SB 2224, SB 2454, CS for SB 2576, SB 2678, SB 2692, SB 2786, CS for CS for SB 2844, CS for SB 2846, CS for SB 2924, HCR 2665, HB 2667, HB 2669, HB 2693, CS for HB 979, CS for HB 337, CS for CS for SB 958, CS for SB 2510, CS for SB 670, CS for SB 1818, SB 1062, SB 986, CS for SB 1970, CS for SB 626, CS for SB 2870, CS for SB 1848, SB 28, CS for SB 1734, CS for SB 1058, SB 2220, CS for SB 652, SB 274, SB 1266, SB 258, CS for SB 1810, CS for SB 1114, SB 2674, SB 1148, SB 1644, SB 2228, SB 1922, CS for SB 316, SB 2462, CS for CS for SB 2214, SB 948, CS for SB 1146** and **CS for CS for SB 126** were placed on the Special Order Calendar.

RECESS

The President declared the Senate in recess at 7:18 p.m. to reconvene at 8:15 p.m.

EVENING SESSION

The Senate was called to order by the President at 8:39 p.m. A quorum present—39:

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

MOTION

On motion by Senator Jennings, by two-thirds vote **HB 2653** was withdrawn from the Committees on Criminal Justice; and Ways and Means; and by two-thirds vote placed on the Special Order Calendar.

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

CS for SB 246—A bill to be entitled An act relating to higher education; amending s. 240.311, F.S., relating to rules of the State Board of Community Colleges; requiring a community college district board of trustees to annually evaluate the college president; amending s. 240.313, F.S.; requiring the members of a community college district board of trustees to participate in an orientation program; amending s. 240.319, F.S., relating to the powers and duties of community college district boards of trustees; conforming a provision to changes made by the act; limiting the length of a contract with a college president; providing for the contract to be terminated by the board of trustees at will; amending s. 240.324, F.S.; providing an additional requirement for the accountability plan for community colleges; amending s. 240.299, F.S.; providing reporting requirements for university direct-support organizations; amending s. 240.331, 240.3315, F.S.; prescribing membership of boards of directors and executive committees of community college direct-support organizations and statewide community college direct-support organizations; restricting activities of such direct-support organizations; providing reporting requirements for such organizations; amending s. 240.3335, F.S.; removing the authority of a board of directors of a center of technology innovation to acquire, lease, or sublease property; amending s. 240.363, F.S.; prohibiting community colleges from using or pledging public funds or property to direct-support organizations; authorizing a direct-support organization for the Florida Commission on the Status of Women; providing an effective date.

—which was previously considered this day. Pending **Amendment 1** by Senators Williams and Thomas failed.

Senator Kurth moved the following amendment which was adopted:

Amendment 2—On page 10, lines 11 and 12, delete "*or s. 240.331*"

Senator Kurth moved the following amendment:

Amendment 3—On page 13, lines 2 and 3, delete those lines and insert: *community college may not transfer public funds or*

Senator Kurth moved the following amendment to **Amendment 3** which was adopted:

Amendment 3A—On page 1, line 16, delete "*transfer*" and insert: *pledge*

Amendment 3 as amended was adopted.

Senator Kurth moved the following amendments which were adopted:

Amendment 4—On page 13, line 11, delete "*private*"

Amendment 5 (with title amendment)—On page 7, lines 3-12, delete those lines and insert:

(2) BOARD OF DIRECTORS.—

(a) The chairperson of the board of trustees shall appoint a trustee, who shall serve with full voting rights, to the board of directors and the executive committee of each direct-support organization established under this section, including those established before July 1, 1996. The president of the community college for which the direct-support organization is established shall also serve, with full voting rights, on the board of directors and on the executive committee of the direct-support organization, including any direct-support organization established before July 1, 1996.

(b) The purpose of a direct-support organization is to support and promote the best interests of the community college which the organization serves. There is no inherent conflict of interest which would automatically prevent a community college trustee appointed to serve on the board of directors of the direct-support organization or on the executive committee of the direct-support organization from voting. Similarly, there is no inherent conflict of interest that otherwise would interfere with the trustee's full participation in the business and activities of the board of directors or executive committee of the direct-support organization.

And the title is amended as follows:

On page 1, line 2, delete that line and insert: An act relating to education and direct-support organizations; amending

Amendment 6—On page 8, lines 3-7, delete those lines and insert: *opportunities on or near campus for students.*

(b) A community college may not pledge public funds or property to pay or guarantee the payment of any bonds or other obligations issued by a direct support organization or by a unit of local government on behalf of a direct support organization. However, if a community college had incurred such a legal obligation before March 6, 1996, it may continue to honor that obligation.

Amendment 7 (with title amendment)—On page 16, between lines 6 and 7, insert:

Section 10. Paragraph (c) of subsection (10) of section 229.602, Florida Statutes, is amended to read:

229.602 Florida private sector and education partnerships.—

(10)

(c) The Department of Education is authorized to distribute grants to school districts *or government agencies* for teacher/quest partnership projects. *Administrative costs associated with these projects shall be limited to 8 percent of the total grant.* Each project shall provide ~~salary~~ stipends to teachers for *their participation in the program* ~~the summer recess at their regular rate of pay~~. Each school district and participating business, industry, or agency shall reach a contractual agreement which shall be included in a proposal submitted to the *program sponsor* ~~Department of Education~~. A business, industry, or agency shall agree to hire teachers, and teacher recipients shall make a commitment to continue teaching or repay the cost of the stipend. The proposed projects shall be judged on their originality and the potential transfer of knowledge to learning opportunities for students. All projects shall require the participating business, industry, or agency to match state dollars one for one.

Section 11. Subsection (1) of section 240.4082, Florida Statutes, is amended to read:

240.4082 Teacher/Quest Scholarship Program.—

(1) The Teacher/Quest Scholarship Program is created for the purpose of providing teachers with the opportunity to enhance their knowledge of science, mathematics, and computer applications in business, industry, and government. A school district or developmental research school may propose that one or more teachers be granted a Teacher/Quest Scholarship by submitting to the *program sponsor* ~~Department of Education~~:

(a) A project proposal specifying activities a teacher will carry out to improve his or her:

1. Understanding of mathematical, scientific, or computing concepts;

2. Ability to apply and demonstrate such concepts through instruction;

3. Knowledge of vocational requirements for competency in mathematics, science, and computing; and

4. Ability to integrate and apply technological concepts from all three fields; and

(b) A contractual agreement with a private corporation or governmental agency that implements the project proposal and guarantees employment to the teacher ~~during a summer or other period when schools are out of session~~. The agreement must stipulate a salary rate that does not exceed regular rates of pay and a gross salary amount consistent with applicable statutory and contractual provisions for the teachers' employment. The teachers' compensation shall be provided for on an equally matched basis by funds from the Challenger Astronauts Memorial Undergraduate Scholarship Trust Fund, as provided for in s. 240.408, and funds from the employing corporation or agency.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, lines 1 and 2, delete those lines and insert: A bill to be entitled An act relating to education; amending s. 229.602, F.S., relating to private sector and education partnerships; revising provisions relating to teacher/quest partnership projects; amending s. 240.4082, F.S.; revising requirements of teacher/quest scholarship projects; amending

Senator Harris moved the following amendment:

Amendment 8 (with title amendment)—On page 16, between lines 6 and 7, insert:

Section 11. (1) The purpose of this section is to provide a mechanism by which the business community in this state can directly participate in providing assistance to the growth and development of education enhancement in this state through contributions to special state-sponsored investment funds. The purpose of such funds is to provide funding for computers, computer technology, training in computer education, and scholarships for business-related careers for the education system, including kindergarten through twelfth grade, community colleges, and universities.

(2) The Florida Education Technology Foundation is hereby created as a nonprofit corporation for the purpose of establishing a series of state-sponsored investment funds to be known as Florida's Future Investment Funds. The purpose of such funds is to provide a source of revenue which shall be used by the foundation to provide funding for:

(a) Buying and maintaining computers and computer-related technology for all levels of the education system in this state.

(b) Training teachers and faculty to use computer equipment and technology and to teach the effective use of computer equipment and technology.

(c) Scholarships for business-related fields.

(3) The foundation shall be governed by a board of directors consisting of thirteen members, one of whom shall be the Commissioner of Education or his or her designee, one of whom shall be the Treasurer or his or her designee, one of whom shall be a member of the Black Business Investment Board, one of whom shall be the executive director of the Florida Distance Learning Network, one of whom shall be appointed by the President of the Senate, one of whom shall be appointed by the Speaker of the House, and the remaining seven of whom shall initially be appointed by the Florida Council of 100 from membership of the council and thereafter shall be elected by the corporations and businesses which contribute moneys to a Florida's Future Investment Fund. Of the first members appointed by the Florida Council of 100, three shall be appointed for a term of one year and four shall be appointed for a term of 2 years. Thereafter, those members shall be elected and shall serve for terms of 4 years. Each corporation shall receive one vote for investing up to $25 million in a Florida's Future Investment Fund and shall receive an additional vote for each additional investment of $25 million. A chair shall be elected by the members of the board and the board shall meet at the call of the chair. In no event shall the state be liable for the actions of the foundation or the fund managers.

(4) The foundation shall establish Florida's Future Investment Funds for the purpose of investing moneys contributed to such funds by corporations and businesses in this state and receiving a portion of such interest to be used as provided in subsection (2). The board of directors shall provide for the administration and management of such funds to maximize the return on investment of moneys in such funds. The board of directors shall hire outside managers to administer and invest the moneys in the Florida's Future Investment Funds. The board shall prescribe the level of prudence and ethical standards to be followed by the fund managers. At least 50 percent of all revenues received by fund managers which are derived from securities lending through the funds is anticipated to be donated to the foundation. It is the intent of the Legislature that administrative fees be as low as possible. The staff of the Commissioner of Education shall serve as support staff for the board of directors.

(5) Any corporation or business which wishes to participate in investing in a Florida's Future Investment Fund shall pledge to contribute a portion of the interest earned on investments of moneys in the fund to the Florida Education Technology Foundation to be used as provided in subsection (2). The portion of interest pledged shall be determined by the board of directors.

Section 12. (1) Notwithstanding the provisions of chapter 199, Florida Statutes, the tax imposed under s. 199.032, Florida Statutes, on securities in a Florida's Future Investment Fund shall apply at the rate of 1.85 mills when the average daily balance in such funds exceeds $2 billion and at the rate of 1.70 mills when the average daily balance in such funds exceeds $5 billion.

(2) This section shall not apply in any year in which the revenues of the foundation in the previous calendar year are less than the tax savings allowed by this section. Tax savings means the difference between the tax that would be imposed pursuant to s. 199.032, Florida Statutes, and the tax rate specified in subsection (1).

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 7, after the semicolon (;) insert: creating the Florida Education Technology Foundation for certain purposes; providing for a board of directors; providing for membership; providing for appointing members; providing for electing members; providing duties of the board; providing for creation of Florida's Future Investment Funds for certain purposes; providing for investment of moneys in such funds; providing for donating certain revenues to the foundation; providing for contributing a portion of investment interest to the foundation for certain purposes; providing for a reduced intangibles tax rate on securities in Florida's Future Investment Funds under certain circumstances;

Senators Dudley and Harris offered the following amendments to **Amendment 8** which were moved by Senator Dudley and adopted:

Amendment 8A—On page 3, lines 12-14, delete those lines and insert: investment funds. The Board shall, to the extent possible, adhere to the investment policies contained in s. 218.415(1)-(14). At least 50 percent of all revenues received by

Amendment 8B—On page 2, lines 15 and 16, delete "one of whom shall be the Executive Director of the Florida Distance Learning Network"

Amendment 8 as amended was adopted.

On motion by Senator Kurth, by two-thirds vote **CS for SB 246** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37 Nays—None

On motions by Senator Williams, by two-thirds vote—

CS for CS for HB 843—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.101, F.S.; revising defini-

tions; defining "aggregate," "credit balance," "lawful charges," and "public corporation"; amending ss. 717.105, 717.106, 717.1101, 717.112, and 717.116, F.S.; decreasing the time limit for presumption of abandonment with respect to money orders or similar written instruments, checks, drafts, and similar instruments issued or certified by banking and financial organizations, bank deposits and funds in financial organizations, stock and other intangible interests in business associations and interest thereon, intangible property held by fiduciaries, and contents of safe deposit boxes and other safekeeping repositories; revising applicability provisions with respect to stock and other intangible interests in business associations; repealing s. 717.114, F.S.; repealing provisions relating to gift certificates and credit memos presumed abandoned; amending s. 717.108, F.S.; revising language with respect to deposits held by utilities; amending s. 717.117, F.S.; revising provisions with respect to reports of abandoned property; providing that reporting requirements do not apply to certain unclaimed patronage funds; amending s. 717.118, F.S.; revising provisions with respect to notice and publication of lists of abandoned property; amending s. 717.119, F.S.; revising provisions with respect to payment or delivery of abandoned property; amending s. 717.122, F.S., relating to public sale of abandoned property; providing that the Department of Banking and Finance may authorize specified agents or brokers to deduct certain fees; providing for reimbursement of such fees; amending s. 717.123, F.S.; increasing the amount retained by the department for payment of claims; amending s. 717.124, F.S.; providing that a claim for a cashier's check or stock certificate may require an indemnity bond; providing that the department may require certain affidavits for claims of $250 or less; creating s. 717.1241, F.S.; providing procedure for remittance of abandoned property when conflicting claims have been filed; creating s. 717.1242, F.S.; providing legislative intent with respect to jurisdiction of the circuit court and the department; requiring the filing of specified claims; providing for payment of attorney's fees to the department in specified proceedings; creating s. 717.1243, F.S.; providing for transfer of unclaimed property by operation of law under certain circumstances; amending s. 717.127, F.S.; revising provisions relating to election to take payment or delivery of unclaimed property; amending s. 717.1311, F.S.; revising provisions relating to retention of records; amending s. 717.132, F.S.; revising provisions with respect to cease and desist orders issued by the department; amending s. 717.134, F.S.; revising penalties and interest for failure to render required reports and for willful refusal to pay or deliver abandoned property to the department as required; allowing the department to waive penalties under certain circumstances; amending s. 717.135, F.S.; revising provisions with respect to agreements to locate reported property; creating s. 717.1355, F.S.; exempting theme park and entertainment complex tickets from the provisions of ch. 717, F.S.; amending s. 216.331, F.S.; correcting a cross-reference; providing for review of the Abandoned Property Program of the Department of Banking and Finance; providing an effective date.

—a companion measure, was substituted for **CS for SB 2576** and by two-thirds vote read the second time by title. On motion by Senator Williams, by two-thirds vote **CS for CS for HB 843** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

SB 2678—A bill to be entitled An act relating to securities transactions; amending s. 517.021, F.S.; clarifying a definition; amending s. 517.051, F.S.; clarifying application of a securities registration exemption; exempting additional securities from certain registration requirements; amending s. 517.061, F.S.; exempting from certain registration requirements securities transactions effected by or through a person in compliance with Canada's dealer registration requirements; amending s. 517.082, F.S.; exempting certain securities from requirements for registration by notification; specifying that failure to provide certain information is a violation of law; providing for filing securities applications with the Securities Registration Depository; amending s. 517.101, F.S.; clarifying consent to service requirements; amending s. 517.12, F.S.; increasing an assessment fee for associated persons; requiring continuing education for certain persons; authorizing certain persons to effect transactions in securities involving persons from Canada; providing for registration of dealers who are registered in Canada; amending s. 517.131, F.S.; limiting an assessment against associated persons for certain purposes; increasing certain fiscal limitation provisions relating to the Securities Guaranty Fund; providing for allocating additional amounts from certain assessment fees to the Securities Guaranty Fund for certain purposes; providing criteria; providing procedures; providing limitations; providing an appropriation; providing an effective date.

—was read the second time by title.

The Committee on Banking and Insurance recommended the following amendments which were moved by Senator Bronson and failed:

Amendment 1—On page 2, lines 18-21, delete those lines and insert:

1. Any licensed practicing attorney or certified public accountant who renders or performs any of such services in connection with the regular practice of his profession;

Amendment 2—On page 8, line 11 through page 9, line 5, delete those lines and insert:

6. Copies of such documents filed with the Securities and Exchange Commission as the department may require.

(b) An exemption under this section is effective when the federal registration statement becomes effective or as of the date the application for exemption is filed with the department, whichever is later provided, in addition to the items listed in paragraph (a), the department has received written notification of effective registration under the Investment Company Act of 1940 within 10 business days after the date federal registration is granted. Failure to provide the information required by this subsection to the department within 60 days after the date the registration statement becomes effective with the Securities and Exchange Commission is a violation of this chapter.

(c) The exemption is effective for a period of 12 months after the date of effectiveness in this state, unless renewed prior to expiration.

(d) In lieu of filing with the department the application, fees, and documents required for exemption, the department may establish procedures for the deposit of fees and filing of documents to be made through the Securities Registration Depository as developed under contract with the North American Securities Administrators Association, Inc., provided such procedures shall provide the department with the information and data required by this subsection. Should a filer choose not to use the Securities Registration Depository, such filings, including the statutory fee, may be made directly with the department.

Amendment 3 (with title amendment)—On page 15, between lines 2 and 3, insert:

Section 7. Section 517.122, Florida Statutes, is amended to read:

517.122 Arbitration.—Any agreement to provide services that are covered by this chapter, entered into after October 1, *1996* ~~1990~~, by a person required to register under this chapter, for arbitration of disputes arising under the agreement *may* ~~shall~~ provide to an aggrieved party the option of having arbitration before and pursuant to the rules of the American Arbitration Association or other independent nonindustry arbitration forum as well as any industry forum.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 1, line 27, after "Canada;" insert: amending s. 517.122, F.S.; amending arbitration agreement language;

Amendment 4—On page 17, line 19, delete "50" and insert: *35* ~~50~~

Senator Bronson moved the following amendment which was adopted:

Amendment 5 (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (8) of section 517.051, Florida Statutes, is amended, and subsection (11) is added to said section, to read:

517.051 Exempt securities.—*Except as provided in subsection (11),* the exemptions provided herein from the registration requirements of s. 517.07 are self-executing and do not require any filing with the department prior to claiming such exemption. Any person who claims entitlement to any of these exemptions bears the burden of proving such enti-

tlement in any proceeding brought under this chapter. The registration provisions of s. 517.07 do not apply to any of the following securities:

(8) A note, draft, bill of exchange, or banker's acceptance having a unit amount of $25,000 or more which arises out of a current transaction, or the proceeds of which have been or are to be used for current transactions, and which has a maturity period at the time of issuance not exceeding 9 months exclusive of days of grace, or any renewal thereof which has a maturity period likewise limited. *This subsection applies only to prime quality negotiable commercial paper of a type not ordinarily purchased by the general public; that is, paper issued to facilitate well-recognized types of current operational business requirements and of a type eligible for discounting by Federal Reserve banks.*

(11) The offer or sale of securities pursuant to a registration statement filed under the Investment Company Act of 1940 by an open-end management company or unit investment trust shall be entitled to exemption in the manner provided in subsection (a), provided that prior to the offer or sale the registration statement has become effective.

(a) An application for exemption shall be filed with the department and shall be accompanied by:

1. An application for exemption to sell which shall be executed by the issuer, any person on whose behalf the offering is made, a dealer registered under this chapter, or any duly authorized agent of any such person, setting forth the name and address of the applicant, the name and address of the issuer, and the title of the securities to be offered and sold.

2. A copy of the cover page of the initial registration statement as filed with the Securities and Exchange Commission unless the federal registration is effective prior to filing with the department.

3. A copy of the dated final prospectus or current prospectus, whichever is dated later.

4. A $1,000 fee.

5. An irrevocable written consent to service and resolution as described in s. 517.101, for any initial registration or upon request by the department.

6. Copies of such documents filed with the Securities and Exchange Commission as the department may require.

(b) An exemption under this section is effective when the federal registration statement becomes effective or as of the date the application for exemption is filed with the department, whichever is later, provided, in addition to the items listed in paragraph (a), the department has received written notification of effective registration under the Investment Company Act of 1940 within 10 business days after the date federal registration is granted. Failure to provide to the department the information required by this subsection within 60 days after the date the registration statement becomes effective with the Securities and Exchange Commission is a violation of this chapter.

(c) The exemption is effective for a period of 12 months after the date of effectiveness in this state, unless renewed prior to expiration.

(d) In lieu of filing with the department the application, fees, and documents required for exemption, the department may establish procedures for the deposit of fees and filing of documents to be made through the Securities Registration Depository as developed under contract with the North American Securities Administrators Association, Inc., provided such procedures shall provide the department with the information and data required by this subsection. If a filer chooses not to use the Securities Registration Depository, such filings, including the statutory fee, may be made directly with the department.

Section 2. Subsection (18) of section 517.061, Florida Statutes, is renumbered as subsection (19), and a new subsection (18) is added to said section to read:

517.061 Exempt transactions.—The exemption for each transaction listed below is self-executing and does not require any filing with the department prior to claiming such exemption. Any person who claims entitlement to any of the exemptions bears the burden of proving such entitlement in any proceeding brought under this chapter. The registration provisions of s. 517.07 do not apply to any of the following transactions; however, such transactions are subject to the provisions of ss. 517.301, 517.311, and 517.312:

(18) The offer or sale of any security effected by or through a person registered pursuant to s. 517.12(17).

Section 3. Subsection (1) and paragraphs (c) and (d) of subsection (2) of section 517.082, Florida Statutes, are amended, and a new subsection (4) is added to said section, to read:

517.082 Notification registration.—

(1) Except as provided in subsection (3) *or exempt pursuant to s. 517.051(11)*, securities offered or sold pursuant to a registration statement filed under the Securities Act of 1933 or the Investment Company Act of 1940 shall be entitled to registration by notification in the manner provided in subsection (2), provided that prior to the offer or sale the registration statement has become effective.

(2) An application for registration by notification shall be filed with the department, shall contain the following information, and shall be accompanied by the following:

(a) An application to sell executed by the issuer, any person on whose behalf the offering is made, a dealer registered under this chapter, or any duly authorized agent of any such person, setting forth the name and address of the applicant, the name and address of the issuer, and the title of the securities to be offered and sold;

(b) Copies of such documents filed with the Securities and Exchange Commission as the department may by rule require;

(c) An irrevocable written consent to service *as* ~~similar to that~~ required by s. 517.101; and

(d) A nonreturnable fee of $1,000 per application.

A registration under this section becomes effective when the federal registration statement becomes effective or as of the date the application is filed with the department, whichever is later, provided that, in addition to the items listed in paragraphs (a)-(d), the department has received written notification of effective registration under the Securities Act of 1933 or the Investment Company Act of 1940 within 10 business days from the date federal registration is granted. Failure to provide all the information required by this subsection to the department within 60 days of the date the registration statement becomes effective with the Securities and Exchange Commission shall be *a violation of this chapter* ~~grounds for revocation of any registration granted under this section~~.

(4) In lieu of filing with the department the application, fees, and documents for registration required by subsection (2), the department may establish procedures for the deposit of fees and the filing of documents to be made through the Securities Registration Depository as developed under contract with the North American Securities Administrators Association, Inc., provided such procedures shall provide the department with the information and data required by this section. Should a filer be unable to use the Securities Registration Depository, such filings, including the statutory fee, may be made directly with the department.

Section 4. Subsection (1) of section 517.101, Florida Statutes, is amended to read:

517.101 Consent to service.—

(1) Upon any *initial* application for registration under s. 517.081 *or s. 517.082, upon any application for exemption pursuant to s. 517.051(11), or upon request of the department*, the issuer shall file with such application the irrevocable written consent of the issuer that in suits, proceedings, and actions growing out of the violation of any provision of this chapter, the service on the department of a notice, process, or pleading therein, authorized by the laws of this state, shall be as valid and binding as if due service had been made on the issuer.

Section 5. Subsection (10) of section 517.12, Florida Statutes, is amended, and subsections (17) and (18) are added to said section, to read:

517.12 Registration of dealers, associated persons, investment advisers, and branch offices.—

(10) An applicant for registration shall pay an assessment fee of $200, in the case of a dealer or investment adviser, or *$40* ~~$20~~, in the case of an associated person. An associated person not having current fingerprint cards filed with the National Association of Securities Dealers or a national securities exchange registered with the Securities and Exchange Commission shall be assessed an additional fee to cover the cost for said fingerprint cards to be processed by the department. Such fee shall be determined by rule of the department. Each dealer and each investment adviser shall pay an assessment fee of $100 for each office in this state, except its designated principal office. Such fees become the revenue of the state, except for those assessments provided for under s. 517.131(1) until such time as the Securities Guaranty Fund satisfies the statutory limits, and are not returnable in the event that registration is withdrawn or not granted.

(17)(a) A dealer that is located in Canada and has no office or other physical presence in this state may, provided the dealer is registered in accordance with this section, effect transactions in securities with or for, or induce or attempt to induce the purchase or sale of any security by:

1. A person from Canada who temporarily resides in this state and with whom the Canadian dealer had a bona fide dealer-client relationship before the person entered the United States; or

2. A person from Canada who is a resident of this state, and whose transactions are in a self-directed tax advantage retirement plan in Canada of which the person is the holder or contributor.

(b) An associated person who represents a Canadian dealer registered under this section may, provided the agent is registered in accordance with this section, effect transactions in securities in this state as permitted for a dealer, under subsection (a).

(c) A Canadian dealer may register under this section provided that such dealer:

1. Files an application in the form required by the jurisdiction in which the dealer has a head office.

2. Files a consent to service of process.

3. Is registered as a dealer in good standing in the jurisdiction from which it is effecting transactions into this state and files evidence of such registration with the department.

4. Is a member of a self-regulatory organization or stock exchange in Canada.

(d) An associated person who represents a Canadian dealer registered under this section in effecting transactions in securities in this state may register under this section provided that such person:

1. Files an application in the form required by the jurisdiction in which the dealer has its head office.

2. Is registered in good standing in the jurisdiction from which he or she is effecting transactions into this state and files evidence of such registration with the department.

(e) If the department finds that the applicant is of good repute and character and has complied with the provisions of this chapter, the department shall register the applicant.

(f) A Canadian dealer registered under this section shall:

1. Maintain its provincial or territorial registration and its membership in a self-regulatory organization or stock exchange in good standing.

2. Provide the department upon request with its books and records relating to its business in this state as a dealer.

3. Provide the department notice of each civil, criminal, or administrative action initiated against the dealer.

4. Disclose to its clients in this state that the dealer and its agents are not subject to the full regulatory requirements under this chapter.

5. Correct any inaccurate information within 30 days, if the information contained in the application form becomes inaccurate for any reason before or after the dealer becomes registered.

(g) An associated person of a Canadian dealer registered under this section shall:

1. Maintain provincial or territorial registration in good standing.

2. Provide the department with notice of each civil, criminal, or administrative action initiated against such person.

3. Through the dealer, correct any inaccurate information within 30 days, if the information contained in the application form becomes inaccurate for any reason before or after the associated person becomes registered.

(h) Renewal applications for Canadian dealers and associated persons under this section must be filed before December 31 each year. Every applicant for registration or renewal registration under this section shall pay the fee for dealers and associated persons under this chapter.

(18) Every dealer or associated person registered or required to be registered with the department shall satisfy any continuing education requirements established by rule pursuant to law.

Section 6. Section 517.122, Florida Statutes, is amended to read:

517.122 Arbitration.—Any agreement to provide services that are covered by this chapter, entered into after October 1, *1996* ~~1990~~, by a person required to register under this chapter, for arbitration of disputes arising under the agreement *may* ~~shall~~ provide to an aggrieved party the option of having arbitration before and pursuant to the rules of the American Arbitration Association or other independent nonindustry arbitration forum as well as any industry forum.

Section 7. Subsection (1) of section 517.131, Florida Statutes, is amended to read:

517.131 Securities Guaranty Fund.—

(1)*(a)* The Treasurer shall establish a Securities Guaranty Fund. An amount not exceeding 20 percent of all revenues received as assessment fees pursuant to s. 517.12(10) and (11) *for dealers and investment advisers and an amount not exceeding 10 percent of all revenues received as assessment fees pursuant to s. 517.12(10) and (11) for associated persons* shall be allocated to the fund. This assessment fee shall be part of the regular license fee and shall be transferred to or deposited in the Securities Guaranty Fund.

(b) If the fund at any time exceeds *$1,500,000* ~~$250,000~~, allocation of assessment fees to this fund shall be discontinued at the end of that license year, and such assessment fees shall not be reimposed unless the fund is reduced below *$1,000,000* ~~$150,000~~ by disbursement made in accordance with s. 517.141.

Section 8. *(1) Notwithstanding s. 517.131(1), Florida Statutes, an additional amount equal to 25 percent of all revenues received as assessment fees pursuant to s. 517.12(10) and (11), Florida Statutes, from persons applying for or renewing registrations as associated persons shall be allocated to the Securities Guaranty Fund and disbursed as provided in this section. This assessment fee shall be part of the regular license fee and shall be transferred to or deposited into the Securities Guaranty Fund. The moneys allocated to the Securities Guaranty Fund under this section shall not be included in the calculation of the allocation of the assessment fees referred to in s. 517.131(1)(b), Florida Statutes. Moneys allocated under this section in excess of the valid claims filed pursuant to subsection (2) shall be allocated to the Anti-Fraud Trust Fund.*

(2)(a) Notwithstanding the provisions of ss. 517.131 and 517.141, Florida Statutes, moneys in the Securities Guaranty Fund shall be used to pay investors who have filed claims with the Department of Banking and Finance after the effective date of this act and on or before December 31, 1997, who has:

1. Received a final judgment against an associated person of GIC Government Securities, Inc., based upon allegations which would amount to a violation of s. 517.07 or s. 517.301, Florida Statutes; or

2. Demonstrated to the department that the claimant has suffered monetary damages as a result of the acts or actions of GIC Government Securities, Inc., or any associated person thereof, based upon allegations

which would amount to a violation of s. 517.07 or s. 517.301, Florida Statutes.

(b)1. Claims shall be paid in the order that they have been filed with the department, unless the department has noticed its intent to deny the claim in whole or in part. If a notice of intent to deny a claim in whole or in part is issued, the claim shall not be paid until a final order has been entered which is not subject to an order staying its effect.

2. If at any time the money in the Securities Guaranty Fund allocated under this section is insufficient to satisfy any valid claim or portion of a valid claim approved by the department under this section, the department shall prorate the payment based upon the ratio that the person's claim bears to the total approved claims filed on the same day. The department shall satisfy the unpaid claims as soon as a sufficient amount of money has been deposited in or transferred to the fund as provided in this section.

3. A claimant shall not be substantially affected by the payment of another person's claim.

(c) Claims shall be limited to the amount of the investment, reduced by any amounts received from a bankruptcy proceeding or from any other source. If an investor is deceased, the award shall be made to the surviving spouse. If the investor and surviving spouse are both deceased, the award shall be made pursuant to the laws of descent and distribution.

(3) In rendering a determination, the department may rely on records from the bankruptcy proceeding regarding GIC Government Securities, Inc., unless there is good cause to believe that the record is not genuine.

Section 9. *There is hereby appropriated from the General Revenue Fund to the Department of Banking and Finance, for fiscal year 1996-1997, the sum of $1,700,000 and 35 Career Service positions for the purpose of enforcing the provisions of chapter 517, Florida Statutes.*

Section 10. This act shall take effect October 1, 1996.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to securities transactions; amending s. 517.051, F.S.; clarifying application of a securities registration exemption; exempting additional securities from certain registration requirements; amending s. 517.061, F.S.; exempting from certain registration requirements securities transactions effected by or through a person in compliance with Canada's dealer registration requirements; amending s. 517.082, F.S.; exempting certain securities from requirements for registration by notification; specifying that failure to provide certain information is a violation of law; providing for filing securities applications with the Securities Registration Depository; amending s. 517.101, F.S.; clarifying consent to service requirements; amending s. 517.12, F.S.; increasing an assessment fee for associated persons; requiring continuing education for certain persons; authorizing certain persons to effect transactions in securities involving persons from Canada; providing for registration of dealers who are registered in Canada; amending s. 517.122, F.S.; revising arbitration agreement provisions; amending s. 517.131, F.S.; limiting an assessment against associated persons for certain purposes; increasing certain fiscal limitation provisions relating to the Securities Guaranty Fund; providing for allocating additional amounts from certain assessment fees to the Securities Guaranty Fund for certain purposes; providing criteria; providing procedures; providing limitations; providing an appropriation; providing an effective date.

Senator Crist moved the following amendment:

Amendment 6 (with title amendment)—On page 15, between lines 2 and 3, insert:

Section 7. Effective October 1, 2000, subsection (10) of section 517.12, Florida Statutes, as amended by section 6 of this act, is amended to read:

517.12 Registration of dealers, associated persons, investment advisers, and branch offices.—

(10) An applicant for registration shall pay an assessment fee of $200, in the case of a dealer or investment adviser, or *$20* ~~$40~~, in the case of an associated person. An associated person not having current fingerprint cards filed with the National Association of Securities Dealers or a national securities exchange registered with the Securities and Exchange Commission shall be assessed an additional fee to cover the cost for said fingerprint cards to be processed by the department. Such fee shall be determined by rule of the department. Each dealer and each investment adviser shall pay an assessment fee of $100 for each office in this state, except its designated principal office. Such fees become the revenue of the state, except for those assessments provided for under s. 517.131(1) until such time as the Securities Guaranty Fund satisfies the statutory limits, and are not returnable in the event that registration is withdrawn or not granted.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 1, line 21, after "increasing" insert: , for a limited period,

On motion by Senator Bronson, further consideration of **SB 2678** with pending **Amendment 6** was deferred.

Consideration of **SB 2224** was deferred.

SB 880—A bill to be entitled An act relating to intergovernmental relations; creating s. 11.70, F.S.; creating the Legislative Committee on Intergovernmental Relations; providing for its membership, duties, staffing, and financing; amending ss. 27.3455, 112.313, 112.324, 163.05, 218.325, 287.0943, 925.037, F.S.; conforming references to the Legislative Committee on Intergovernmental Relations; repealing ss. 163.701-163.708, F.S., relating to the Advisory Council on Intergovernmental Relations and its membership, duties, staffing, and financing; transferring the records, personnel, and property of, and the unexpended balances of appropriations for, the Advisory Council on Intergovernmental Relations to the Legislative Committee on Intergovernmental Relations; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 880** to **HB 1387**.

Pending further consideration of **SB 880** as amended, on motions by Senator Horne, by two-thirds vote—

HB 1387—A bill to be entitled An act relating to intergovernmental relations; creating s. 11.70, F.S.; creating the Legislative Committee on Intergovernmental Relations; providing for its membership, duties, staffing, and financing; amending ss. 27.3455, 112.313, 112.324, 163.05, 218.325, 287.0943, 925.037, F.S.; conforming references to the Legislative Committee on Intergovernmental Relations; repealing ss. 163.701-163.708, F.S., relating to the Advisory Council on Intergovernmental Relations and its membership, duties, staffing, and financing; transferring the records, personnel, and property of, and the unexpended balances of appropriations for, the Advisory Council on Intergovernmental Relations to the Legislative Committee on Intergovernmental Relations; providing an effective date.

—a companion measure, was substituted for **SB 880** and by two-thirds vote read the second time by title. On motion by Senator Horne, by two-thirds vote **HB 1387** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

On motions by Senator Rossin, by two-thirds vote—

CS for HB 175—A bill to be entitled An act relating to liability of public schools; amending s. 232.25, F.S.; revising provisions regarding the duty and authority of public schools to supervise students; providing an effective date.

—a companion measure, was substituted for **CS for SB 218** and by two-thirds vote read the second time by title.

Senator Rossin moved the following amendment which was adopted:

Amendment 1—On page 2, lines 7-9, delete those lines and insert: *There is a rebuttable presumption that the term "reasonable time"*

means 30 minutes before or after the activity is scheduled or actually begins or ends, whichever period is longer. A school

On motion by Senator Rossin, by two-thirds vote **CS for HB 175** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—None

CS for CS for SB 866—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.2141, F.S.; revising continuing medical education requirements relating to the number of hours of risk management or cost containment that may be required; authorizing the inclusion of a specified number of hours on other topics related to the applicable medical specialty; eliminating the requirement that equivalent national or state educational courses be considered in fulfillment of continuing medical education requirements; requiring each of certain medical boards to determine whether any specific course requirements not otherwise mandated by law shall be mandated and to approve criteria for, and the content of, any such course mandated by such board; amending ss. 240.215, 455.213, F.S., to conform; removing related provisions which have been repealed; repealing s. 455.2555, F.S., relating to a fee schedule imposed on providers of designated health services; creating s. 458.3115, F.S.; providing requirements for certain foreign-licensed physicians to obtain a restricted license to practice medicine in this state; requiring that such physicians pass the United States Medical Licensing Examination, or an examination provided by the agency and board that tests the same areas of medical content and knowledge as the examination given by the Federation of State Medical Boards, and referred to as the FLEX; providing for fees; providing for restrictions on practice; providing conditions for transition to full licensure; providing rulemaking authority; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **CS for CS for SB 866** to **CS for HB 767**.

Pending further consideration of **CS for CS for SB 866** as amended, on motions by Senator Ostalkiewicz, the rules were waived and by two-thirds vote—

CS for HB 767—A bill to be entitled An act relating to providers of health services; amending s. 455.25, F.S.; revising provisions relating to disclosure of financial information to a patient by a health care provider, for which a penalty is provided; 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.

—a companion measure, was substituted for **CS for CS for SB 866** and by two-thirds vote read the second time by title.

Senator Thomas moved the following amendment which failed:

Amendment 1 (with title amendment)—On page 2, between lines 22 and 23, insert:

Section 4. Paragraph (d) of subsection (5) of section 400.179, Florida Statutes, is amended to read:

400.179 Sale or transfer of ownership of a nursing facility; liability for Medicaid underpayments and overpayments.—

(5) Because any transfer of a nursing facility may expose the fact that Medicaid may have underpaid or overpaid the transferor, and because in most instances, any such underpayment or overpayment can only be determined following a formal field audit, the liabilities for any such underpayments or overpayments shall be as follows:

(d) Where the transfer involves a facility that has been leased by the transferor:

1. The transferee shall, as a condition to being issued a license by the agency, acquire, maintain, and provide proof to the agency of a bond with a term of 30 months, renewable annually, in an amount not less than the total of 3 months Medicaid payments to the facility computed on the basis of the preceding 12-month average Medicaid payments to the facility.

2. The leasehold operator may meet the bond requirement through other arrangements acceptable to the department.

3. All existing nursing facility licensees, operating the facility as a leasehold, shall acquire, maintain, and provide proof to the agency of the 30-month bond required in subparagraph 1., above, on and after July 1, 1993, for each license renewal, *except that a nursing facility licensee that is located in a rural county contiguous to a county in which there is no nursing facility, operates a facility that is locally owned, and has been continuously licensed since at least 1985, shall be exempt from the requirements of this paragraph.*

4. It shall be the responsibility of all nursing facility operators, operating the facility as a leasehold, to renew the 30-month bond and to provide proof of such renewal to the agency annually at the time of application for license renewal.

5. *Except as provided under subparagraph 3.*, any failure of the nursing facility operator to acquire, maintain, renew annually, or provide proof to the agency shall be grounds for the agency to deny, cancel, revoke, or suspend the facility license to operate such facility and to take any further action, including, but not limited to, enjoining the facility, asserting a moratorium, or applying for a receiver, deemed necessary to ensure compliance with this section and to safeguard and protect the health, safety, and welfare of the facility's residents.

(Renumber subsequent section.)

And the title is amended as follows:

On page 2, line 5, after the second semicolon (;) insert: amending s. 400.179, F.S., relating to bonding requirements for nursing facility licensure; providing an exemption from the requirement;

On motion by Senator Ostalkiewicz, by two-thirds vote **CS for HB 767** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37 Nays—1

On motions by Senator Bankhead, by two-thirds vote—

CS for HB 905—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; revising the definition of "available publicly owned or investor-owned sewerage system"; defining the term "potable water line"; revising the definition of "subdivision"; correcting a reference; expanding certain supervisory duties of the Department of Health and Rehabilitative Services relating to performance and impact of onsite sewage treatment and disposal systems and expanding uses of research fees collected therefor; providing requirements for the awarding of research projects; revising an exemption relating to subdivisions; providing intent and requiring a report; amending standards for the placement of onsite sewage treatment and disposal systems; providing for applicability of specified rules to the permitting of lots; providing requirements for engineer-designed systems, including standards for design criteria and for performance criteria; providing for local public health units to approve or disapprove engineer-designed systems and to refer disapprovals to the State Health Office for final 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; requiring an annual operating permit for engineer-designed performance-based systems; providing for inspection and fees; requiring re-engineering under certain circumstances; revising requirements relating to approval of innovative systems; restricting the sale of certain products for use in onsite sewage treatment and disposal systems; providing a standard for determination of water table elevations and soil suitability; modifying the application submission process; providing that subdivision analysis may not be required prior to submission of an application; providing applicability to municipalities and counties; amending s. 381.0066, F.S.; extending applicability of research fees and expanding uses thereof; establishing a fee for the annual operating permit for an engineer-designed performance-based system; repealing s. 10, ch. 93-151, Laws of Florida; eliminating the scheduled repeal of certain provisions relating to onsite sewage treatment and disposal system research; amending s. 381.0068, F.S.; redesignating the technical review

panel of the department as the technical review and advisory panel; revising panel membership and providing for terms, meetings, and reimbursement; requiring the department to present proposed rules relating to onsite sewage treatment and disposal systems to the panel for review and comment; providing for input by the variance review and advisory committee; requiring the department to keep minutes of panel meetings; amending s. 489.551, F.S.; providing and revising definitions; amending s. 489.552, F.S.; requiring registration of master septic tank contractors; amending s. 489.553, F.S.; providing registration requirements for master septic tank contractors; eliminating an obsolete provision; amending s. 489.554, F.S.; revising continuing education requirements for septic tank contractors and providing continuing education requirements for master septic tank contractors; amending s. 381.0064, F.S., to conform; amending s. 489.557, F.S.; providing fees applicable to master septic tank contractor registration; amending ss. 489.555, 489.556, and 489.558, F.S.; revising terminology; amending s. 381.0062, F.S.; defining "public consumption"; providing conditions for a permitting exemption applicable to establishments with a limited-use commercial public water system; requiring registration and providing a registration fee; providing effective dates.

—a companion measure, was substituted for **CS for SB 1146** and by two-thirds vote read the second time by title. On motion by Senator Bankhead, by two-thirds vote **CS for HB 905** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

MOTION

On motion by Senator Jennings, the rules were waived and time of recess was extended until 10:30 p.m. or the completion of the Special Order Calendar.

On motions by Senator Burt, by two-thirds vote—

CS for HB 1411—A bill to be entitled An act relating to corrections; amending s. 282.1095, F.S.; conforming provisions relating to the number of joint task force agencies; amending s. 316.2397, F.S.; providing that certain vehicles of the Department of Corrections may display blue lights in emergency situations; creating s. 940.061, F.S.; requiring the Department of Corrections to provide certain information and assistance to inmates and offenders on community supervision relating to restoration of civil rights; amending s. 943.0535, F.S.; expanding the types of criminal records furnished by the clerk to the United States Immigration and Naturalization Service to include misdemeanor convictions of aliens; amending s. 944.09, F.S.; restricting visitation privileges for certain inmates; amending s. 944.35, F.S.; defining the offense of battery by a Department of Corrections employee against an offender being supervised by the department in the community, and providing penalties therefor; defining the offense of battery or infliction of cruel or inhuman treatment resulting in great bodily harm by such employee on such offender, and providing penalties therefor; defining the offense of "sexual misconduct" by such employee with an inmate or such offender, and providing penalties therefor; providing guidelines, procedures, and duties of Department of Corrections personnel with respect to the making, investigation, and evaluation of reports that an inmate or offender supervised by the department has been subjected to physical force or sexual misconduct by a department employee; defining the offense of failure by a department employee to make such reports, or to prevent another from doing so, and providing penalties therefor; defining the offense of submission of specified misinformation with regard to such reports, and providing penalties therefor; defining the offense of coercing or threatening another with the intent to alter testimony or a report regarding such sexual misconduct, and providing penalties therefor; amending s. 921.0012, F.S., relating to the offense severity ranking chart; classifying in the level 6 category the offense of committing battery or inflicting cruel or inhuman treatment on an inmate or offender on community supervision; removing a provision relating to battery upon a law enforcement officer or firefighter while possessing a firearm; amending s. 921.0011, F.S., relating to victim injury points, to provide that victim injury points for sexual contact or sexual penetration shall not be assessed in cases involving the sexual misconduct offense; creating s. 944.474, F.S.; providing legislative intent; authorizing the department to develop an employee wellness program; authorizing the department to develop a program for the random drug and alcohol testing of all employees; amending s. 944.606, F.S.; revising language with respect to the notice of the release of a sex offender; creating s. 944.802, F.S.; authorizing the development of a direct-support organization; providing a definition; permitting and regulating the use of state property by a direct-support organization; requiring an annual audit; creating s. 945.043, F.S.; providing for department-operated day care service; amending s. 945.091, F.S.; deleting a provision permitting certain inmates to participate in a rehabilitative community reentry program on conditional release; amending s. 945.215, F.S.; providing for verification to the Legislature of contracted telephone commission receipts deposited in the Inmate Welfare Trust Fund; providing for expenditure of trust fund moneys for inmate substance abuse treatment and transition and life skills programs; providing for development of certain administrative procedures with respect to telephone calls by inmates; providing for deposit into the trust fund of moneys constituting repayment of specified appropriation moneys; providing for canteen and vending machine items to be priced comparatively to fair market prices; providing for increases in inmate weekly discretionary spending allowance under specified circumstances; amending s. 945.601, F.S.; defining the term "quality management program" with respect to specified provisions relating to the Correctional Medical Authority; amending s. 945.602, F.S.; requiring one member of the authority to be licensed under chapter 459, relating to osteopaths; amending s. 945.603, F.S.; revising powers and duties of the authority, and transferring certain duties from the authority to the Department of Corrections; amending s. 945.6031, F.S.; expanding the annual reporting requirements; requiring that the authority conduct surveys of the health care system at each correctional institution according to a specified schedule and report to the secretary; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; amending s. 946.002, F.S.; requiring as a department goal that prisoners in the state correctional system perform a specified amount of work; requiring maximum utilization of inmates within existing resources; creating s. 951 033, F.S.; providing legislative intent; directing the local detention facility to determine financial status of prisoners; authorizing the chief correctional officer to direct a prisoner to pay; permitting the chief correctional officer to seek payment from various sources; providing for the continuation of a lien; amending s. 958.04, F.S.; revising provisions with respect to youthful offenders to include reference to probation or community control under certain circumstances; amending s. 960.291, F.S.; redefining the term "local subdivisions"; repealing s. 91 of ch. 88-122, Laws of Florida, relating to child care centers for employees of the department; directing the Advisory Council on Intergovernmental Relations to conduct a review and submit a report to the Legislature; amending ss. 944.31, 944.32, F.S.; deleting provisions requiring the office of the inspector general to inspect correctional facilities that house county prisoners and report to the board of county commissioners; amending s 951 01, F.S.; removing the authority of the Department of Corrections to oversee and enforce rules with respect to county prisoners who are put to work; amending ss. 951.06, 951.061, F.S.; removing the authority of the department to establish employment standards for county correctional officers; deleting a reference to department rules that concern the operation and maintenance of county jails; amending s. 951.23, F.S.; deleting requirements that the department approve construction and renovation plans for county and municipal detention facilities; providing for a working group to develop model standards for managing and operating detention facilities; deleting the department's rulemaking authority with respect to minimum standards and inmate population limits; deleting certain limitations on the inmate population of a county or municipal detention facility; removing a requirement that the sheriff or chief correctional officer document that a felon is nondangerous if the felon is housed with a misdemeanant; deleting space requirements for single cells in a county or municipal detention facility; deleting certain requirements with respect to inmate supervision in two-story facilities; deleting the department's rulemaking authority with respect to handling and storing pharmaceuticals; abolishing the Jail Standards Committee within the department; deleting the department's authority to enforce minimum standards for county and municipal detention facilities and inspect such facilities; deleting a requirement that the department contract for medical inspections of county and municipal detention facilities; deleting the department's authority to notify the court if minimum standards are not met at a detention facility; providing for the removal of prisoners to another county or municipality at the discretion of the court; deleting a limitation on the period an inmate may be confined in a reduced custody housing area; providing for the operation of commissaries in local detention facilities; providing limitations on the operation of the commissaries and the use of profits or certain confiscated moneys; authorizing local governing bodies to contract with the department to conduct inspections

of local detention facilities based on standards adopted by the chief correctional officer; requiring the department to deposit fees collected into the Grants and Donations Trust Fund to provide monitoring services pursuant to such contracts; providing for future repeal; amending s. 951.26, F.S.; revising duties of the public safety coordinating councils with respect to assessing capacities of county detention facilities; amending s. 950.002, F.S., relating to county work camps; conforming provisions to changes made by the act; repealing s. 951.07, F.S., relating to a prohibition against the flogging or whipping of prisoners and requiring other humane methods of punishment; repealing s. 951.17, relating to a prohibition against corporal punishment upon county prisoners; repealing s. 951.18, F.S., relating to a requirement that the Department of Corrections devise punishments in place of corporal punishment; amending ss. 944.605, 947.177, F.S.; revising notice requirements with respect to the release of inmates; requiring that the Department of Corrections, the Control Release Authority, or the Parole Commission, as appropriate, provide the sheriff and police chief of the county and municipality in which the inmate plans to reside certain information about the inmate before the inmate is released from incarceration; amending s. 741.32, F.S.; providing for funding of certification and monitoring of batterers' intervention programs; creating s. 945.76, F.S.; authorizing the department to collect fees for certifying specified services and personnel through the Office for Certification and Monitoring of Batterers' Intervention Programs; authorizing the department to collect a user fee; amending s. 958.11, F.S.; providing an exception for select adult offenders to be assigned to youthful offender institutions; amending s. 944.10, F.S.; authorizing the department to enter into contracts with governmental entities or local subdivisions to provide services and inmate labor relating to construction projects; amending s. 946.006, F.S.; requiring the Department of Corrections to consult as specified with the Florida Corrections Commission regarding correctional work programs; providing additional responsibilities of the commission relating to such programs; amending s. 946.008, F.S., relating to financing of correctional work programs; providing guidelines for use of funds appropriated to the Correctional Work Program Trust Fund; providing an appropriation; amending s. 946.31, F.S., relating to sources of the fund, to provide a reference to correctional work programs; amending s. 946.32, F.S., relating to use of the fund; providing for vesting of departmental ownership of permanent enhancements made to facilities or work programs; amending s. 946.518, F.S., relating to the sale of goods made by prisoners to provide a reference to sale of goods produced in correctional work programs; deleting a provision allowing craft items made by prisoners to be sold in the institutional canteen or commissary; creating s. 946.25, F.S.; providing for the sale of craft items made by prisoners in the institutional canteen or commissary; providing legislative intent regarding public assistance fraud by inmates; amending s. 921.241, F.S.; requiring that a convicted felony defendant's social security number be affixed to the written judgment; creating s. 945.2151, F.S.; requiring an inmate to report his or her social security number prior to opening a canteen account; requiring the Department of Corrections to submit that number to the Social Security Administration for verification; suspending inmate canteen privileges under certain circumstances; creating s. 951.28, F.S.; requiring county sheriffs or chief correctional officers to establish and implement a process to detect public assistance fraud; amending s. 948.09, F.S.; revising conditions under which a surcharge is imposed against a felony offender; amending s. 943.14, F.S.; exempting certain correctional probation courses at Florida colleges and universities from specified requirements; providing guidelines and responsibilities of the Criminal Justice Standards and Training Commission and the colleges and universities with respect to such courses; creating s. 945.035, F.S.; requiring the department to notify or contact the Criminal Justice Standards and Training Commission with respect to employment, appointment, or separation of a correctional officer; requiring the department to execute and maintain affidavit-of-separation forms; providing for immunity from civil liability for certain disclosures by department administrators; amending s. 948.03, F.S.; restricting the sentencing court in allowing certain offenders to reside in another state; amending s. 957.03, F.S., relating to the Correctional Privatization Commission; requiring the commission to separately contract for services per facility, if authorized by the Legislature; amending s. 957.04, F.S., relating to contracts for operating private correctional facilities; requiring the commission to maximize cost savings in contracting for private facilities; providing for opportunities to participate in correctional work programs to be included in work and education programs under such contracts; amending s. 957.05, F.S.; exempting persons employed by contractors operating private correctional or detention facilities from certain licensure requirements for private investigators and security officers; amending s. 957.07, F.S.; revising language with respect to cost-saving requirements of the commission; providing for applicability; directing the Department of Corrections to adopt rules governing access to weight training equipment by inmates; providing legislative intent; providing effective dates.

—a companion measure, was substituted for **CS for SB 1970** and by two-thirds vote read the second time by title. On motion by Senator Burt, by two-thirds vote **CS for HB 1411** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

On motions by Senator Burt, by two-thirds vote—

CS for HB 1165—A bill to be entitled An act relating to the organizational structure of the Department of Corrections; amending s. 20.315, F.S.; revising legislative intent and purpose with respect to the department; revising the organizational structure of the department; revising guidelines for regional operations of the department; revising guidelines for departmental budget entity designations; providing for transfer of the Justice Data Center to the department; amending s. 121.055, F.S., relating to the Senior Management Service Class of the Florida Retirement System, to remove the participation requirement for the Justice Data Center Director; amending s. 216.011, F.S.; redefining the term "judicial branch" for certain budgeting purposes to exclude the Justice Data Center; amending s. 946.009, F.S., to remove a reference; providing an effective date.

—a companion measure, was substituted for **SB 986** and by two-thirds vote read the second time by title. On motion by Senator Burt, by two-thirds vote **CS for HB 1165** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40 Nays—None

HB 2653—A bill to be entitled An act relating to trust funds; recreating the Correctional Work Program Trust Fund within the Department of Corrections without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motion by Senator Burt, by two-thirds vote **HB 2653** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36 Nays—None

SB 2530—A bill to be entitled An act relating to occupational safety and health; amending s. 442.003, F.S.; declaring legislative intent to enforce federal workplace safety standards; amending s. 442.008, F.S.; authorizing the Division of Safety of the Department of Labor and Employment Security to study and research workplace safety issues and enforce federal workplace safety standards; amending s. 442.012, F.S.; eliminating mandatory safety committees for private employers with more than 10 employees; amending s. 442.013, F.S.; clarifying that federal standards apply to employer penalties for workplace safety; repealing ss. 442.006(2), 442.009, 442.017, F.S., which authorize the Division of Safety to enter and inspect a place of employment at any time; providing an effective date.

—was read the second time by title.

An amendment was considered to conform **SB 2530** to **CS for HB 2389**.

Pending further consideration of **SB 2530** as amended, on motions by Senator Harris, by two-thirds vote—

CS for HB 2389—A bill to be entitled An act relating to employer safety programs of the Division of Safety of the Department of Labor and Employment Security; requiring the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of certain activities of the Division of Safety of the Department of Labor and Employment Security for a specified time period; amending s. 442.012,

F.S.; increasing the threshold number for mandatory safety committees; requiring certain employers to designate a workplace safety coordinator for certain purposes; requiring safety committees to be included in certain collective bargaining negotiations; amending s. 442.014, F.S.; conforming mandatory safety committee number requirements; providing an effective date.

—a companion measure, was substituted for **SB 2530** and by two-thirds vote read the second time by title. On motion by Senator Harris, by two-thirds vote **CS for HB 2389** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38 Nays—None

RECONSIDERATION OF BILL

On motion by Senator Jennings, the Senate reconsidered the vote by which—

CS for HB 767—A bill to be entitled An act relating to providers of health services; amending s. 455.25, F.S.; revising provisions relating to disclosure of financial information to a patient by a health care provider, for which a penalty is provided; 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.

—passed this day.

On motion by Senator Jennings, by two-thirds vote the Senate reconsidered the vote by which **CS for HB 767** was read the third time.

On motion by Senator Jennings, by two-thirds vote the Senate reconsidered the vote by which **CS for HB 767** was read the second time.

On motion by Senator Jennings, by two-thirds vote the Senate reconsidered the vote by which **CS for HB 767** was substituted for **CS for CS for SB 866** as amended.

The Senate resumed consideration of—

CS for CS for SB 866—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.2141, F.S.; revising continuing medical education requirements relating to the number of hours of risk management or cost containment that may be required; authorizing the inclusion of a specified number of hours on other topics related to the applicable medical specialty; eliminating the requirement that equivalent national or state educational courses be considered in fulfillment of continuing medical education requirements; requiring each of certain medical boards to determine whether any specific course requirements not otherwise mandated by law shall be mandated and to approve criteria for, and the content of, any such course mandated by such board; amending ss. 240.215, 455.213, F.S., to conform; removing related provisions which have been repealed; repealing s. 455.2555, F.S., relating to a fee schedule imposed on providers of designated health services; creating s. 458.3115, F.S.; providing requirements for certain foreign-licensed physicians to obtain a restricted license to practice medicine in this state; requiring that such physicians pass the United States Medical Licensing Examination, or an examination provided by the agency and board that tests the same areas of medical content and knowledge as the examination given by the Federation of State Medical Boards, and referred to as the FLEX; providing for fees; providing for restrictions on practice; providing conditions for transition to full licensure; providing rulemaking authority; providing an effective date.

—which was previously considered and amended this day.

Pending further consideration of **CS for CS for SB 866** as amended, on motions by Senator Jennings, the rules were waived and by two-thirds vote—

CS for HB 1363—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.213, F.S.; providing that requirements regarding a specific date are considered satisfied on certain succeeding days in some circumstances; amending s. 455.2141, F.S.; revising continuing medical education requirements relating to the number of hours of risk management or cost containment that may be required; authorizing the inclusion of a specified number of hours on other topics related to the applicable medical specialty; eliminating the requirement that equivalent national or state educational courses be considered in fulfillment of continuing medical education requirements; requiring each of certain medical boards to determine whether any specific course requirements not otherwise mandated by law shall be mandated and to approve criteria for, and the content of, any such course mandated by such board; amending ss. 240.215 and 455.213, F.S., to conform; removing related provisions which have been repealed; amending s. 481.209, F.S.; extending a grandfather clause for persons applying for licensure as an interior designer; amending s. 468.302, F.S.; excluding certain walk-in clinics from the definition of walk-in emergency center; amending s. 458.3145, F.S., relating to issuance of medical faculty certificates; repealing s. 455.2555, F.S., relating to a fee schedule imposed on providers of designated health services; creating s. 458.3115, F.S., relating to foreign licensed physicians; amending s. 458.3145, F.S.; revising provisions that authorize physicians to provide care or treatment in connection with the education of students, residents, or faculty at accredited medical schools within the state; authorizing such care or treatment to be provided at statutory teaching hospitals; extending the time period for providing such care or treatment, but reducing the frequency with which a physician may be authorized to provide such care or treatment; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 866** and by two-thirds vote read the second time by title. On motion by Senator Jennings, by two-thirds vote **CS for HB 1363** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39 Nays—None

MOTION

On motion by Senator Jennings, by two-thirds vote **SB 1150, CS for SB 2316, CS for SB's 1626 and 1654, SB 584, SB 900, SB 2916, SB 2470, SB 1080** and **SB 1274** were placed on the Special Order Calendar for Friday, May 3.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, May 2, 1996: CS for SB 222, CS for SB's 386, 732 and 1208, CS for CS for SB 648, CS for SB 2810, CS for SB 2812, CS for SB 1258, SB 1260, CS for CS for SB 332, SB 608, CS for SB's 14, 30, 516 and 596, SB 1034, CS for SB 2232, SB 776, CS for SB 2392, SB 2296, SB 304, SB 556, SB 66, SB 920, SB 182, CS for SB 2822, CS for SB 1312, CS for CS for SB 1282, SB 2184, CS for SB 246, SB 328, CS for SB 1038, SB 2262, CS for CS for SB 2922, SB 852, CS for SB 2222, CS for SB 424, CS for SB 444, CS for SB 84, SB 354, SB 584, CS for SB 624, SB 660, SB 954, CS for SB 740, CS for SB 2180, SB 1278, SB 1274, CS for SB's 1626 and 1654, SB 2264, SB 2550, SB 122, CS for SB 264, SB 392, SB 900, SB 2530, SB 2916, SB 2470, CS for SB 132, SB 1080, CS for SJR 978

Respectfully submitted,
Toni Jennings, Chairman

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Weinstein—

SB 3124—A bill to be entitled An act relating to North Springs Improvement District, Broward County; amending sections 4(1), 8, and 9 of chapter 71-580, Laws of Florida, as amended; including school buildings and related structures, parks, and recreational, cultural, and educational facilities in the definition of "assessable improvements"; increasing the compensation each supervisor shall be entitled to receive for services; authorizing the district to construct school buildings and related structures and to plan, establish, acquire, construct or reconstruct, enlarge or extend, equip, operate, and maintain parks and facilities for indoor and outdoor recreational, cultural, and educational uses; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SB 3126 was previously referenced.

SR 3128 was introduced out of order and adopted this day.

By Senator Weinstein—

SB 3130—A bill to be entitled An act relating to Broward County; creating the "City of Weston Charter"; providing for the corporate name and purpose of the Charter; establishing territorial boundaries of the municipality; providing powers of the municipality and of certain officers; providing for election and terms of office of a City Commission, including the Mayor; providing for qualifications, powers, and duties of its membership; establishing circumstances which create vacancies in office and providing for filling vacancies and for forfeiture and recall; providing a procedure for establishing compensation and expense reimbursement for the Mayor and City Commission; providing for a City Manager, City Clerk, and City Attorney and powers and duties of each; authorizing establishment of City boards and agencies; providing for Commission meetings, rules, and recordkeeping and voting at meetings; providing for certain prohibitions; providing for emergency ordinances; providing for budget adoption and establishing a fiscal year; providing for appropriation amendments during the fiscal year; providing procedures for authentication, recording and disposition of ordinances, resolutions and charter amendments; establishing the right to determine, order, levy, assess, and collect taxes; providing for borrowing by the City; providing for an annual independent audit; establishing election guidelines; providing procedures for initiative and referendum; providing for Charter amendments and review; providing for severability; providing for transition, including a referendum on incorporation, a special referendum for annexation, initial election and terms, date of creation, and establishment of the municipality, eliminating transition elements, providing for an interim governing body and interim adoption of codes and ordinances, payment of certain revenues, and transitional comprehensive plan and land development regulations; entitling the City to state shared and local option gas tax revenues; establishing a plan of transfer and termination of the Indian Trace Community Development District and providing for the continuation of the West Lauderdale Water Control District; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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 CS for HB 175, CS for HB 395, CS for HB 499, CS for HB 767, CS for HB 973, CS for HB 1105, CS for HB 2389; has passed as amended CS for HB 21, CS for HB 337, CS for HB 347, HB 397, CS for HB 407, CS for HB 479, CS for CS for HB 843, CS for HB 905, CS for HB 965, CS for HB 979, CS for HB 1165, CS for HB 1239, CS for HB 1309, CS for HB 1363, HB 1387, CS for HB 1411, CS for HB 2133, HB 2745; has passed as amended HB 557 by the required Constitutional two-thirds vote of the membership; has passed as amended CS for HB 1307 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Educational Facilities, Select and Representative Brooks and others—

CS for HB 175—A bill to be entitled An act relating to liability of public schools; amending s. 232.25, F.S.; revising provisions regarding the duty and authority of public schools to supervise students; providing an effective date.

(Substituted for **CS for SB 218** on the Special Order Calendar this day.)

By the Committee on Business and Professional Regulation; and Representative Sindler and others—

CS for HB 395—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S., relating to the Board of Dentistry; revising provisions relating to meetings and duties of the Council on Dental Hygiene and the Council on Dental Assisting; amending s. 466.007, F.S., relating to examination of dental hygienists; revising qualifications to take the examinations; reducing the number of academic years of post-secondary education required of certain applicants; reenacting s. 466.011, F.S., relating to licensure, to incorporate the amendment to s. 466.007, F.S., in a reference thereto; creating s. 466.0075, F.S.; authorizing the Board of Dentistry to require any applicant for the examination to practice dentistry or dental hygiene to carry certain medical malpractice insurance; amending s. 466.023, F.S.; clarifying scope and area of practice of dental hygienists; amending s. 466.0282, F.S.; revising provisions relating to practicing and advertising as a dental specialist; providing purpose and legislative findings and intent; amending s. 466.032, F.S.; providing for biennial registration of dental laboratories; providing an effective date.

(Substituted for **SB 776** on the Special Order Calendar this day.)

By the Committee on Tourism and Cultural Affairs; and Representative Ziebarth and others—

CS for HB 499—A bill to be entitled An act relating to library cooperative grants; amending s. 257.42, F.S.; increasing the maximum amount of the annual grant that a library cooperative may receive for the purpose of sharing library resources as specified; requiring library cooperatives to submit plans relating to sharing technology; providing an effective date.

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

By the Committee on Health Care and Representative Peaden and others—

CS for HB 767—A bill to be entitled An act relating to providers of health services; amending s. 455.25, F.S.; revising provisions relating to disclosure of financial information to a patient by a health care provider, for which a penalty is provided; 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.

(Substituted for **CS for CS for SB 866** on the Special Order Calendar this day.)

By the Committee on Governmental Operations and Representative R. Wallace and others—

CS for HB 973—A bill to be entitled An act relating to state government; requiring the Comptroller to publish annually the amount spent on labor under state contracted services; imposing certain duties on the Comptroller; specifying requirements for certain procurement contracts;

providing duties of the procuring agency; providing application; providing an effective date.

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

By the Committee on Health Care and Representative Dawson-White and others—

CS for HB 1105—A bill to be entitled An act relating to infant screening; amending s. 383.14, F.S.; specifying the amount of a Department of Health and Rehabilitative Services fee assessed to fund the screening of infants for metabolic, hereditary, and congenital disorders; providing application of the fee to birth centers, as well as hospitals; providing a restriction on fees for birth centers; requiring the department to annually certify the costs of the infant screening program as part of its legislative budget request; deleting a fine for a hospital's failure to timely pay such fees; providing an effective date.

—was referred to the Committee on Health Care.

By the Committee on Commerce and Representative Mackey and others—

CS for HB 2389—A bill to be entitled An act relating to employer safety programs of the Division of Safety of the Department of Labor and Employment Security; requiring the Office of Program Policy Analysis and Government Accountability to conduct a performance audit of certain activities of the Division of Safety of the Department of Labor and Employment Security for a specified time period; amending s. 442.012, F.S.; increasing the threshold number for mandatory safety committees; requiring certain employers to designate a workplace safety coordinator for certain purposes; requiring safety committees to be included in certain collective bargaining negotiations; amending s. 442.014, F.S.; conforming mandatory safety committee number requirements; providing an effective date.

(Substituted for **SB 2530** on the Special Order Calendar this day.)

By the Committee on Judiciary and Representative Laurent and others—

CS for HB 21—A bill to be entitled An act relating to uniform interstate family support; providing a short title; creating a new chapter 88, F.S.; providing definitions, procedures, and guidelines relating to uniform interstate family support hearings and jurisdiction, costs and fees, support orders, determination of parentage, and interstate rendition; repealing current chapter 88, F.S., relating to uniform reciprocal enforcement of support of dependents; creating s. 409.25645, F.S.; providing for pilot programs using administrative orders for genetic testing in child support cases; providing procedures and requirements; creating s. 409.25656, F.S.; providing garnishment procedures for payment of delinquent child support obligations; providing an effective date.

(Substituted for **SB 304** on the Special Order Calendar this day.)

By the Committee on Regulated Industries and Representative Geller—

CS for HB 337—A bill to be entitled An act relating to pari-mutuel wagering; amending s. 550.002, F.S.; defining the term "post time" and revising the definition of "racing greyhound"; amending s. 550.01215, F.S.; providing for amendments to certain authorized periods of operation; amending s. 550.0351, F.S.; allowing for conduct of certain charity performances; amending s. 550.0951, F.S.; revising language with respect to daily license fees, breaks, and tax on handle; correcting a cross reference; amending s. 550.09511, F.S.; revising tax rates for jai alai; authorizing certain jai alai permitholders to conduct intertrack wagering upon application for a license to conduct live gaming; creating s. 550.09514, F.S.; providing for greyhound dogracing taxes; providing for distribution of purses; providing for audit and documentation requirements; amending s. 550 09515, F.S.; revising tax rates with respect to thoroughbred horse permitholders; amending s. 550.135, F.S.; authorizing the transfer of general revenue funds to specified trust fund; amending s. 550.2415, F.S.; adopting by reference a uniform classification system for drugs with regard to horseracing; requiring the division to utilize a certain screening process for the presence of drugs; amending s. 550.2625, F.S.; increasing certain minimum purse requirements with respect to horseracing; providing for certain owners' awards; amending s. 550.26352, F.S.; providing for the Breeders' Cup Meet; authorizing pari-mutuel pools on thoroughbred horse races during the meet; prohibiting the conduct of certain racing within a certain distance of the facility at which the Breeders' Cup Meet is held during the meet; providing tax benefits and credits; authorizing the broadcast of the races conducted at the meet to other locations; providing for the commingling of certain wagers; providing for rules; prohibiting receipt of tax credit until completion of audit; providing time limitations; providing for the application of the section in the event of certain statutory conflicts; amending s. 550.3551, F.S.; removing limitation on simulcast wagering for certain permitholders; removing minimum live race requirement for certain permitholders; providing guest track payments to specified permitholders; authorizing net pool pricing for specified permitholders; amending s. 550.475, F.S.; revising language with respect to the lease of pari-mutuel facilities by pari-mutuel permitholders to include reference to dogracing permitholders; amending s. 550.5251, F.S.; revising hours of operation for certain thoroughbred permitholders; providing for election by certain permitholders of either simulcasting or operating a cardroom; amending s. 550.615, F.S.; providing that certain permitholders are not required to make broadcast signals to other permitholders; prohibiting certain intertrack wagers; amending s. 550.01215, F.S.; providing additional requirements for certain applicants who wish to be thoroughbred permitholders; amending s. 550.6305, F.S.; revising language with respect to proceeds retained by a host track and guest track; providing conditions for rebroadcast of out-of-state thoroughbred races; amending s. 550.6335, F.S.; providing for a surcharge on simulcast races; amending s. 550.70, F.S.; providing for the locking of certain pari-mutuel machines; creating s. 849.086, F.S.; authorizing cardrooms; providing legislative intent; providing definitions; providing for the authority of the Division of Pari-mutuel Wagering; requiring licenses, applications, and fees; providing for manager and employee occupational licenses; providing for conditions for operating a cardroom; providing a limitation on winnings; requiring a bond; providing a fee for participation; providing for records and reports; providing prohibited activities; providing for taxes and other payments; providing for suspension, revocation, or denial of license; providing fines; requiring a referendum; amending s. 550.0251, F.S.; providing additional powers and duties of the division; creating a Florida Telephone Wagering Study Committee; providing for a report; repealing s. 54 of chapter 92-348, Laws of Florida, relating to thoroughbred permitholders' use of handle for certain medical, dental, surgical, life, funeral, and disability benefits; providing an appropriation to the Division of Pari-mutuel Wagering; providing legislative intent; repealing, effective July 1, 1998, specified subsections of ss. 550.0951, 550.09511, 550.09515, and 550.2625, F.S.; amending, effective July 1, 1998, said subsections to revert text to current law; providing effective dates.

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

By the Committee on Child Abuse and Neglect, Select; and Representative Wise—

CS for HB 347—A bill to be entitled An act relating to child welfare; amending s. 402.17, F.S., relating to trust property of clients of the Department of Health and Rehabilitative Services; providing fiduciary responsibilities and duties of the department as trustee and guidelines relating to such property; amending s. 409.175, F.S.; redefining "family foster home"; amending s. 409.176, F.S.; providing for registration of family foster homes; providing legislative intent; providing for the implementation of competency-based training systems for child protection staff of the department; providing for the development, with the assistance of the Department of Management Services, and implementation of competency-based job classifications with competitive pay grade assignments; requiring competency-based training prior to assignment to the new job classifications by current child protection staff; requiring the department to form partnerships with the schools of social work of the universities of the state in order to promote the development of graduates trained to work in child protection; requiring the department to give

hiring preference to such graduates; giving standards for such partnerships; requiring that student hours be fundable hours with respect to universities; providing an effective date; amending s. 402.181, F.S.; increasing the maximum amount the Department of Legal Affairs is authorized to pay in individual claims relating to foster care from the State Institutions Claims Fund without legislative approval; providing for interagency cooperation to streamline the claims process; amending s. 409.1671, F.S.; providing for privatization of foster care services; providing legislative intent; authorizing the Department of Health and Rehabilitative Services to contract with corporations or community-based agencies; providing licensure requirements; providing for quality assurance and evaluation; requiring annual reports to the Governor and Legislature; providing for outcome measures and recommendations; providing that corporations or community-based agencies providing foster care services shall be Medicaid providers; amending s. 409.175, F.S.; providing a definition; providing an additional ground for denial, suspension, or revocation of the license of a family foster home, residential child-caring agency, or child-placing agency; providing procedure and standard of proof for an administrative review of such actions; amending ss. 943.0585 and 943.059, F.S.; correcting cross references; directing the Department of Health and Rehabilitative Services to establish a pilot program to provide additional benefits to children in foster care through cooperation with private corporations; directs the department to encourage establishment of tax-exempt corporations for certain purposes; providing legislative intent; defining "supervised visitation program" and "exchange monitoring"; providing for establishment of the Florida Family Visitation Network and Florida Family Visitation Task Force; providing for membership and responsibilities of the task force; providing for per diem and travel expenses of members; providing for a report; directing the Institute of Food and Agricultural Sciences of the University of Florida to establish supervised visitation projects; providing for a Commission on Responsible Fatherhood in the Department of Health and Rehabilitative Services; creating s. 383.0112, F.S.; providing for purpose, guiding principles, and responsibilities of the commission; providing for a report; creating s. 383.0113, F.S.; creating the commission; providing for membership; providing for travel expenses and per diem and reimbursement of members; prescribing powers and duties of the commission; providing for removal of commission members; providing for development of a budget request; creating s. 383.0114, F.S.; providing for community-based programs to encourage responsible fatherhood; amending s. 415.504, F.S.; requiring child abuse investigators to inform the subjects of investigations of both the right to an attorney and ways information provided by the subject may be used; amending s. 415.51, F.S.; specifying persons who are entitled to access to records in cases of abuse, neglect, or abandonment of a child; providing effective dates.

(Substituted for **CS for SB 2232** on the Special Order Calendar this day.)

By Representative Dawson-White and others—

HB 397—A bill to be entitled An act relating to osteoporosis; creating s. 402.475, F.S.; establishing the osteoporosis prevention and education program within the Department of Health and Rehabilitative Services; providing duties and responsibilities; providing for implementation by the State Health Office, in consultation with the Agency for Health Care Administration and the Department of Elderly Affairs; creating ss. 627.6409, 627.6691, F.S.; requiring health insurance policies and group, blanket, or franchise health insurance policies that cover residents of this state and that are issued, amended, delivered, or renewed in this state after a specified date to provide coverage for the medically necessary diagnosis and treatment of osteoporosis for certain high-risk persons; providing exceptions; amending s. 641.31, F.S.; requiring health maintenance contracts that cover a resident of this state and that are issued, amended, delivered, or renewed in this state after a specified date to provide specified coverage with respect to osteoporosis; providing an exception; amending s. 627.6515, F.S.; amending the list of policies that are exempted from the requirements of part VII of ch. 627, F.S.; recognizing a specific state interest; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By the Committee on Regulated Industries and Representative Fasano—

CS for HB 407—A bill to be entitled An act relating to charitable drawings by chance; amending s. 849.0935, F.S.; providing definitions; specifying who may conduct charitable drawings by chance; requiring additional disclosure relating to drawings by chance; specifying the manner in which drawings by chance may be conducted; specifying additional activities as unlawful; providing an effective date.

(Substituted for **CS for SB 264** on the Special Order Calendar this day.)

By the Committee on Tourism and Cultural Affairs; and Representative Rojas and others—

CS for HB 479—A bill to be entitled An act relating to the Governor's Council on Physical Fitness and Amateur Sports; amending s. 14.22, F.S.; providing for Olympic development centers; creating the Florida Olympics and Pan American Games Task Force; providing a purpose; providing for membership; providing for duties and responsibilities of the task force; providing for per diem and travel expenses; requiring a report to the Legislature; requiring a corresponding annual report from the council; providing an appropriation to the Sunshine State Games direct-support organization for certain purposes; providing an effective date.

(Substituted for **SB 954** on the Special Order Calendar this day.)

By the Committees on Finance and Taxation; Commerce; and Representative Culp and others—

CS for CS for HB 843—A bill to be entitled An act relating to disposition of unclaimed property; amending s. 717.101, F.S.; revising definitions; defining "aggregate," "credit balance," "lawful charges," and "public corporation"; amending ss. 717.105, 717.106, 717.1101, 717.112, and 717.116, F.S.; decreasing the time limit for presumption of abandonment with respect to money orders or similar written instruments, checks, drafts, and similar instruments issued or certified by banking and financial organizations, bank deposits and funds in financial organizations, stock and other intangible interests in business associations and interest thereon, intangible property held by fiduciaries, and contents of safe deposit boxes and other safekeeping repositories; revising applicability provisions with respect to stock and other intangible interests in business associations; repealing s. 717.114, F.S.; repealing provisions relating to gift certificates and credit memos presumed abandoned; amending s. 717.108, F.S.; revising language with respect to deposits held by utilities; amending s. 717.117, F.S.; revising provisions with respect to reports of abandoned property; providing that reporting requirements do not apply to certain unclaimed patronage funds; amending s. 717.118, F.S.; revising provisions with respect to notice and publication of lists of abandoned property; amending s. 717.119, F.S.; revising provisions with respect to payment or delivery of abandoned property; amending s. 717.122, F.S., relating to public sale of abandoned property; providing that the Department of Banking and Finance may authorize specified agents or brokers to deduct certain fees; providing for reimbursement of such fees; amending s. 717.123, F.S.; increasing the amount retained by the department for payment of claims; amending s. 717.124, F.S.; providing that a claim for a cashier's check or stock certificate may require an indemnity bond; providing that the department may require certain affidavits for claims of $250 or less; creating s. 717.1241, F.S.; providing procedure for remittance of abandoned property when conflicting claims have been filed; creating s. 717.1242, F.S.; providing legislative intent with respect to jurisdiction of the circuit court and the department; requiring the filing of specified claims; providing for payment of attorney's fees to the department in specified proceedings; creating s. 717.1243, F.S.; providing for transfer of unclaimed property by operation of law under certain circumstances; amending s. 717.127, F.S.; revising provisions relating to election to take payment or delivery of unclaimed property; amending s. 717.1311, F.S.; revising provisions relating to retention of records; amending s. 717.132, F.S.; revising provisions with respect to cease and desist orders issued by the department; amending s. 717.134, F.S.; revising penalties and interest for failure to render required reports and for willful refusal to pay or deliver abandoned

property to the department as required; allowing the department to waive penalties under certain circumstances; amending s. 717.135, F.S.; revising provisions with respect to agreements to locate reported property; creating s. 717.1355, F.S.; exempting theme park and entertainment complex tickets from the provisions of ch. 717, F.S.; amending s. 216.331, F.S.; correcting a cross-reference; providing for review of the Abandoned Property Program of the Department of Banking and Finance; providing an effective date.

(Substituted for **CS for SB 2576** on the Special Order Calendar this day.)

By the Committee on Natural Resources and Representative Laurent—

CS for HB 905—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; revising the definition of "available publicly owned or investor-owned sewerage system"; defining the term "potable water line"; revising the definition of "subdivision"; correcting a reference; expanding certain supervisory duties of the Department of Health and Rehabilitative Services relating to performance and impact of onsite sewage treatment and disposal systems and expanding uses of research fees collected therefor; providing requirements for the awarding of research projects; revising an exemption relating to subdivisions; providing intent and requiring a report; amending standards for the placement of onsite sewage treatment and disposal systems; providing for applicability of specified rules to the permitting of lots; providing requirements for engineer-designed systems, including standards for design criteria and for performance criteria; providing for local public health units to approve or disapprove engineer-designed systems and to refer disapprovals to the State Health Office for final 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; requiring an annual operating permit for engineer-designed performance-based systems; providing for inspection and fees; requiring re-engineering under certain circumstances; revising requirements relating to approval of innovative systems; restricting the sale of certain products for use in onsite sewage treatment and disposal systems; providing a standard for determination of water table elevations and soil suitability; modifying the application submission process; providing that subdivision analysis may not be required prior to submission of an application; providing applicability to municipalities and counties; amending s. 381.0066, F.S.; extending applicability of research fees and expanding uses thereof; establishing a fee for the annual operating permit for an engineer-designed performance-based system; repealing s. 10, ch. 93-151, Laws of Florida; eliminating the scheduled repeal of certain provisions relating to onsite sewage treatment and disposal system research; amending s. 381.0068, F.S.; redesignating the technical review panel of the department as the technical review and advisory panel; revising panel membership and providing for terms, meetings, and reimbursement; requiring the department to present proposed rules relating to onsite sewage treatment and disposal systems to the panel for review and comment; providing for input by the variance review and advisory committee; requiring the department to keep minutes of panel meetings; amending s. 489.551, F.S.; providing and revising definitions; amending s. 489.552, F.S.; requiring registration of master septic tank contractors; amending s. 489.553, F.S.; providing registration requirements for master septic tank contractors; eliminating an obsolete provision; amending s. 489.554, F.S.; revising continuing education requirements for septic tank contractors and providing continuing education requirements for master septic tank contractors; amending s. 381.0064, F.S., to conform; amending s. 489.557, F.S.; providing fees applicable to master septic tank contractor registration; amending ss. 489.555, 489.556, and 489 558, F.S.; revising terminology; amending s. 381.0062, F.S.; defining "public consumption"; providing conditions for a permitting exemption applicable to establishments with a limited-use commercial public water system; requiring registration and providing a registration fee; providing effective dates.

(Substituted for **CS for SB 1146** on the Special Order Calendar this day.)

By the Committee on Health Care and Representative Turnbull and others—

CS for HB 965—A bill to be entitled An act relating to hospitals; amending s. 155.40, F.S.; providing for the sale or lease of county, district, or municipal hospitals; providing conditions; providing for the effect of sales, leases, or contracts entered into prior to the effective date of the act; providing legislative intent; providing an effective date.

(Substituted for **CS for SB 2392** on the Special Order Calendar this day.)

By the Committee on Health Care and Representative Graber and others—

CS for HB 979—A bill to be entitled An act relating to managed care; creating s. 381.0407, F.S.; establishing requirements for managed care and publicly funded primary care program coordination; amending s. 395.1041, F.S.; allowing hospitals to seek financial information from a patient, subject to certain conditions; amending s. 408.7056, F.S.; providing applicability of the Statewide Provider and Subscriber Assistance Program to prepaid health clinics, exclusive provider organizations, and certain prepaid health plans; amending s. 409.016, F.S.; providing a definition; amending s. 409.901, F.S.; providing definitions; amending s. 409.9071, F.S.; providing for individual educational plans to include medical necessity; amending s. 409.912, F.S., relating to purchase of health care for the Medicaid program by the Agency for Health Care Administration; specifying requirements for the provision of emergency services; specifying conditions for provider exemption from certain provisions governing health maintenance organizations; providing for contracting with exclusive provider organizations; providing for purchase of chiropractic services; requiring notice prior to seeking legislative approval of waivers; specifying the rate of reimbursement for services provided outside the provider's authorized service area; providing procedures for transfer or assignment of Medicaid prepaid contract; specifying prohibited provider practices; providing an administrative fine; restricting use of certain marketing materials; authorizing additional benefits under certain circumstances; providing for agency oversight and requiring publication of consumer service and complaint hotline numbers; requiring external accreditation of certain prepaid health plans; requiring establishment of a health care quality improvement system; providing standards and guidelines; requiring providers to achieve specified health screening rates for children; providing a penalty for noncompliance; providing for release of entities' screening rates; authorizing agency contracts for program counseling, enrollment, and disenrollment services; providing for capitation rate adjustments; providing for enhanced managed care quality assurance oversight activities by the agency; requiring background check of persons who own or manage certain prepaid health plans; requiring providers to make available and encourage prenatal, postpartum, and infant care and services; amending s. 409.9122, F.S., relating to Medicaid managed care enrollment; requiring the agency to enroll Medicaid recipients into a managed care plan or MediPass; providing exceptions; providing procedures and requirements; requiring the agency to establish certain standards; providing options for recipients; requiring the agency to establish a complaint and grievance process; requiring managed care plans to document that Medicaid recipients receive entitled care; requiring the agency to consult with Medicaid managed care consumers; providing for guaranteed eligibility for Medicaid recipients; creating s. 409.9123, F.S.; requiring the development of quality of care measures; creating s. 409.9124, F.S., relating to managed care reimbursement; requiring the agency to develop and adopt by rule a methodology for reimbursing managed care plans; providing procedures; creating s. 409.9125, F.S.; requiring a study of Medicaid alternative service networks; requiring a report; creating s. 409.9126, F.S., relating to children with special health care needs; providing definitions; requiring children eligible for the Children's Medical Services program and children with special health care needs to be served through the Children's Medical Services network of providers and facilities; authorizing provision of services to such children by school districts; providing for a payment methodology; requiring an evaluation and report; creating s. 409.9128, F.S.; establishing requirements for the provision of emergency services and care by a Medicaid managed care plan or the MediPass program; providing reimbursement procedures; amending s. 627.6472, F.S.; requiring exclusive provider organizations to provide direct access to a dermatologist under contract with the organization and to develop criteria for compliance; amending s. 641.19, F.S.;

revising definitions; amending s. 641.21, F.S.; limiting an exemption from requirements to obtain a health maintenance organization certificate of authority; creating s. 641.217, F.S.; requiring certain entities which contract with the Agency for Health Care Administration to submit minority recruitment and retention plans; providing standards; providing a penalty; amending s. 641.225, F.S.; deleting certain health maintenance organization financial surplus requirements; amending s. 641.23, F.S.; requiring the Department of Insurance to promulgate rules establishing medical loss ratios for Medicaid health maintenance organizations; requiring publication of medical loss ratios; amending s. 641.31, F.S.; requiring health maintenance contracts to contain definitions relating to emergency services and care; providing requirements relating to coverage for emergency services and care; requiring health maintenance organizations to provide direct access to a dermatologist under contract with the organization and to develop criteria for compliance; amending s. 641.386, F.S.; requiring compliance with certain standards when marketing for a health maintenance organization or enrolling subscribers; amending s. 641.47, F.S.; revising definitions; amending s. 641.48, F.S.; providing additional criterion and limiting exemptions for certain prepaid health plans; providing for future expiration of an exemption under certain circumstances; requiring background check of persons who manage, own, or control a health maintenance organization or prepaid health clinic; amending s. 641.495, F.S.; correcting a cross reference; creating s. 641.513, F.S.; specifying requirements for provision of emergency services and care under a health maintenance contract; providing reimbursement procedures; providing appropriations; providing a legislative declaration of important state interest; providing an effective date.

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

By the Committee on Corrections and Representative Crady and others—

CS for HB 1165—A bill to be entitled An act relating to the organizational structure of the Department of Corrections; amending s. 20.315, F.S.; revising legislative intent and purpose with respect to the department; revising the organizational structure of the department; revising guidelines for regional operations of the department; revising guidelines for departmental budget entity designations; providing for transfer of the Justice Data Center to the department; amending s. 121.055, F.S., relating to the Senior Management Service Class of the Florida Retirement System, to remove the participation requirement for the Justice Data Center Director; amending s. 216.011, F.S.; redefining the term "judicial branch" for certain budgeting purposes to exclude the Justice Data Center; amending s. 946.009, F.S., to remove a reference; providing an effective date.

(Substituted for **SB 986** on the Special Order Calendar this day.)

By the Committee on Insurance and Representative Sanderson and others—

CS for HB 1239—A bill to be entitled An act relating to the treatment of diabetes; amending s. 627.6408, F.S.; making optional the requirements in individual health insurance policies that outpatient self-management and nutritional counseling be provided under supervision of specific medical professionals; requiring the agency to adopt standards for diabetes services and education rather than rulemaking; amending s. 627.65745, F.S.; requiring that small group health plans cover medically appropriate diabetes outpatient care; making optional the requirements in group health policies that outpatient self-management and nutritional counseling be provided under supervision of specific medical professionals; requiring agency to adopt standards for diabetes services and education rather than rulemaking; amending s. 641.31, F.S.; requiring health maintenance organizations to provide coverage for outpatient diabetes care; requiring that a primary care physician or a physician specializing in treating diabetes determine that the benefits are medically appropriate; requiring the Agency for Health Care Administration to adopt standards for outpatient self-management training and educational services; amending s. 641.31, F.S.; prohibiting a health maintenance organization from discriminating against certain hospitals; providing description of state interest; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By the Committee on Community Affairs and Representative Futch and others—

CS for HB 1309—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; providing for the construction of a memorial to the Florida residents who served during the Korean Conflict; directing the Commission on Veterans' Affairs to cooperate with the Capitol Center Planning Commission to report on the cost and appropriate location of the memorial; directing the Governor to arrange for an appropriate ceremony; providing an effective date.

(Substituted for **CS for SB 444** on the Special Order Calendar this day.)

By the Committee on Business and Professional Regulation; and Representative Flanagan and others—

CS for HB 1363—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 455.213, F.S.; providing that requirements regarding a specific date are considered satisfied on certain succeeding days in some circumstances; amending s. 455.2141, F.S.; revising continuing medical education requirements relating to the number of hours of risk management or cost containment that may be required; authorizing the inclusion of a specified number of hours on other topics related to the applicable medical specialty; eliminating the requirement that equivalent national or state educational courses be considered in fulfillment of continuing medical education requirements; requiring each of certain medical boards to determine whether any specific course requirements not otherwise mandated by law shall be mandated and to approve criteria for, and the content of, any such course mandated by such board; amending ss. 240.215 and 455.213, F.S., to conform; removing related provisions which have been repealed; amending s. 481.209, F.S.; extending a grandfather clause for persons applying for licensure as an interior designer; amending s. 468.302, F.S.; excluding certain walk-in clinics from the definition of walk-in emergency center; amending s. 458.3145, F.S., relating to issuance of medical faculty certificates; repealing s. 455.2555, F.S., relating to a fee schedule imposed on providers of designated health services; creating s. 458.3115, F.S., relating to foreign licensed physicians; amending s. 458.3145, F.S.; revising provisions that authorize physicians to provide care or treatment in connection with the education of students, residents, or faculty at accredited medical schools within the state; authorizing such care or treatment to be provided at statutory teaching hospitals; extending the time period for providing such care or treatment, but reducing the frequency with which a physician may be authorized to provide such care or treatment; providing an effective date.

(Substituted for **CS for CS for SB 866** on the Special Order Calendar this day.)

By Representative Constantine and others—

HB 1387—A bill to be entitled An act relating to intergovernmental relations; creating s. 11.70, F.S.; creating the Legislative Committee on Intergovernmental Relations; providing for its membership, duties, staffing, and financing; amending ss. 27.3455, 112.313, 112.324, 163.05, 218.325, 287.0943, 925.037, F.S.; conforming references to the Legislative Committee on Intergovernmental Relations; repealing ss. 163.701-163.708, F.S., relating to the Advisory Council on Intergovernmental Relations and its membership, duties, staffing, and financing; transferring the records, personnel, and property of, and the unexpended balances of appropriations for, the Advisory Council on Intergovernmental Relations to the Legislative Committee on Intergovernmental Relations; providing an effective date.

(Substituted for **SB 880** on the Special Order Calendar this day.)

By the Committee on Corrections and Representative Sindler and others—

CS for HB 1411—A bill to be entitled An act relating to corrections; amending s. 282.1095, F.S.; conforming provisions relating to the number of joint task force agencies; amending s. 316.2397, F.S.; providing that certain vehicles of the Department of Corrections may display blue lights in emergency situations; creating s. 940.061, F.S.; requiring the Department of Corrections to provide certain information and assistance to inmates and offenders on community supervision relating to restoration of civil rights; amending s. 943.0535, F.S.; expanding the types of criminal records furnished by the clerk to the United States Immigration and Naturalization Service to include misdemeanor convictions of aliens; amending s. 944.09, F.S.; restricting visitation privileges for certain inmates; amending s. 944.35, F.S.; defining the offense of battery by a Department of Corrections employee against an offender being supervised by the department in the community, and providing penalties therefor; defining the offense of battery or infliction of cruel or inhuman treatment resulting in great bodily harm by such employee on such offender, and providing penalties therefor; defining the offense of "sexual misconduct" by such employee with an inmate or such offender, and providing penalties therefor; providing guidelines, procedures, and duties of Department of Corrections personnel with respect to the making, investigation, and evaluation of reports that an inmate or offender supervised by the department has been subjected to physical force or sexual misconduct by a department employee; defining the offense of failure by a department employee to make such reports, or to prevent another from doing so, and providing penalties therefor; defining the offense of submission of specified misinformation with regard to such reports, and providing penalties therefor; defining the offense of coercing or threatening another with the intent to alter testimony or a report regarding such sexual misconduct, and providing penalties therefor; amending s. 921.0012, F.S., relating to the offense severity ranking chart; classifying in the level 6 category the offense of committing battery or inflicting cruel or inhuman treatment on an inmate or offender on community supervision; removing a provision relating to battery upon a law enforcement officer or firefighter while possessing a firearm; amending s. 921.0011, F.S., relating to victim injury points, to provide that victim injury points for sexual contact or sexual penetration shall not be assessed in cases involving the sexual misconduct offense; creating s. 944.474, F.S.; providing legislative intent; authorizing the department to develop an employee wellness program; authorizing the department to develop a program for the random drug and alcohol testing of all employees; amending s. 944.606, F.S.; revising language with respect to the notice of the release of a sex offender; creating s. 944.802, F.S.; authorizing the development of a direct-support organization; providing a definition; permitting and regulating the use of state property by a direct-support organization; requiring an annual audit; creating s. 945.043, F.S.; providing for department-operated day care service; amending s. 945.091, F.S.; deleting a provision permitting certain inmates to participate in a rehabilitative community reentry program on conditional release; amending s. 945.215, F.S.; providing for verification to the Legislature of contracted telephone commission receipts deposited in the Inmate Welfare Trust Fund; providing for expenditure of trust fund moneys for inmate substance abuse treatment and transition and life skills programs; providing for development of certain administrative procedures with respect to telephone calls by inmates; providing for deposit into the trust fund of moneys constituting repayment of specified appropriation moneys; providing for canteen and vending machine items to be priced comparatively to fair market prices; providing for increases in inmate weekly discretionary spending allowance under specified circumstances; amending s. 945.601, F.S.; defining the term "quality management program" with respect to specified provisions relating to the Correctional Medical Authority; amending s. 945.602, F.S.; requiring one member of the authority to be licensed under chapter 459, relating to osteopaths; amending s. 945.603, F.S.; revising powers and duties of the authority, and transferring certain duties from the authority to the Department of Corrections; amending s. 945.6031, F.S.; expanding the annual reporting requirements; requiring that the authority conduct surveys of the health care system at each correctional institution according to a specified schedule and report to the secretary; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; amending s. 946.002, F.S.; requiring as a department goal that prisoners in the state correctional system perform a specified amount of work; requiring maximum utilization of inmates within existing resources; creating s. 951.033, F.S.; providing legislative intent; directing the local detention facility to determine financial status of prisoners; authorizing the chief correctional officer to direct a prisoner to pay; permitting the chief correctional officer to seek payment from various sources; providing for the continuation of a lien; amending s. 958.04, F.S.; revising provisions with respect to youthful offenders to include reference to probation or community control under certain circumstances; amending s. 960.291, F.S.; redefining the term "local subdivisions"; repealing s. 91 of ch. 88-122, Laws of Florida, relating to child care centers for employees of the department; directing the Advisory Council on Intergovernmental Relations to conduct a review and submit a report to the Legislature; amending ss. 944.31, 944.32, F.S.; deleting provisions requiring the office of the inspector general to inspect correctional facilities that house county prisoners and report to the board of county commissioners; amending s. 951 01, F.S.; removing the authority of the Department of Corrections to oversee and enforce rules with respect to county prisoners who are put to work; amending ss. 951.06, 951.061, F.S.; removing the authority of the department to establish employment standards for county correctional officers; deleting a reference to department rules that concern the operation and maintenance of county jails; amending s. 951.23, F.S.; deleting requirements that the department approve construction and renovation plans for county and municipal detention facilities; providing for a working group to develop model standards for managing and operating detention facilities; deleting the department's rulemaking authority with respect to minimum standards and inmate population limits; deleting certain limitations on the inmate population of a county or municipal detention facility; removing a requirement that the sheriff or chief correctional officer document that a felon is nondangerous if the felon is housed with a misdemeanant; deleting space requirements for single cells in a county or municipal detention facility; deleting certain requirements with respect to inmate supervision in two-story facilities; deleting the department's rulemaking authority with respect to handling and storing pharmaceuticals; abolishing the Jail Standards Committee within the department; deleting the department's authority to enforce minimum standards for county and municipal detention facilities and inspect such facilities; deleting a requirement that the department contract for medical inspections of county and municipal detention facilities; deleting the department's authority to notify the court if minimum standards are not met at a detention facility; providing for the removal of prisoners to another county or municipality at the discretion of the court; deleting a limitation on the period an inmate may be confined in a reduced custody housing area; providing for the operation of commissaries in local detention facilities; providing limitations on the operation of the commissaries and the use of profits or certain confiscated moneys; authorizing local governing bodies to contract with the department to conduct inspections of local detention facilities based on standards adopted by the chief correctional officer; requiring the department to deposit fees collected into the Grants and Donations Trust Fund to provide monitoring services pursuant to such contracts; providing for future repeal; amending s. 951.26, F.S.; revising duties of the public safety coordinating councils with respect to assessing capacities of county detention facilities; amending s. 950.002, F.S., relating to county work camps; conforming provisions to changes made by the act; repealing s. 951.07, F.S., relating to a prohibition against the flogging or whipping of prisoners and requiring other humane methods of punishment; repealing s. 951.17, relating to a prohibition against corporal punishment upon county prisoners; repealing s. 951.18, F.S., relating to a requirement that the Department of Corrections devise punishments in place of corporal punishment; amending ss. 944.605, 947.177, F.S.; revising notice requirements with respect to the release of inmates; requiring that the Department of Corrections, the Control Release Authority, or the Parole Commission, as appropriate, provide the sheriff and police chief of the county and municipality in which the inmate plans to reside certain information about the inmate before the inmate is released from incarceration; amending s. 741.32, F.S.; providing for funding of certification and monitoring of batterers' intervention programs; creating s. 945.76, F.S.; authorizing the department to collect fees for certifying specified services and personnel through the Office for Certification and Monitoring of Batterers' Intervention Programs; authorizing the department to collect a user fee; amending s. 958.11, F.S.; providing an exception for select adult offenders to be assigned to youthful offender institutions; amending s. 944.10, F.S.; authorizing the department to enter into contracts with governmental entities or local subdivisions to provide services and inmate labor relating to construction projects; amending s. 946.006, F.S.; requiring the Department of Corrections to consult as specified with the Florida Corrections Commission regarding correctional work programs; providing additional responsibilities of the commission relating to such programs; amending s. 946.008, F.S., relating to financing of correctional work programs; providing guidelines for use of funds appropriated

to the Correctional Work Program Trust Fund; providing an appropriation; amending s. 946.31, F.S., relating to sources of the fund, to provide a reference to correctional work programs; amending s. 946.32, F.S., relating to use of the fund; providing for vesting of departmental ownership of permanent enhancements made to facilities or work programs; amending s. 946.518, F.S., relating to the sale of goods made by prisoners to provide a reference to sale of goods produced in correctional work programs; deleting a provision allowing craft items made by prisoners to be sold in the institutional canteen or commissary; creating s. 946.25, F.S.; providing for the sale of craft items made by prisoners in the institutional canteen or commissary; providing legislative intent regarding public assistance fraud by inmates; amending s. 921.241, F.S.; requiring that a convicted felony defendant's social security number be affixed to the written judgment; creating s. 945.2151, F.S.; requiring an inmate to report his or her social security number prior to opening a canteen account; requiring the Department of Corrections to submit that number to the Social Security Administration for verification; suspending inmate canteen privileges under certain circumstances; creating s. 951.28, F.S.; requiring county sheriffs or chief correctional officers to establish and implement a process to detect public assistance fraud; amending s. 948.09, F.S.; revising conditions under which a surcharge is imposed against a felony offender; amending s. 943.14, F.S.; exempting certain correctional probation courses at Florida colleges and universities from specified requirements; providing guidelines and responsibilities of the Criminal Justice Standards and Training Commission and the colleges and universities with respect to such courses; creating s. 945.035, F.S.; requiring the department to notify or contact the Criminal Justice Standards and Training Commission with respect to employment, appointment, or separation of a correctional officer; requiring the department to execute and maintain affidavit-of-separation forms; providing for immunity from civil liability for certain disclosures by department administrators; amending s. 948.03, F.S.; restricting the sentencing court in allowing certain offenders to reside in another state; amending s. 957.03, F.S., relating to the Correctional Privatization Commission; requiring the commission to separately contract for services per facility, if authorized by the Legislature; amending s. 957.04, F.S., relating to contracts for operating private correctional facilities; requiring the commission to maximize cost savings in contracting for private facilities; providing for opportunities to participate in correctional work programs to be included in work and education programs under such contracts; amending s. 957.05, F.S.; exempting persons employed by contractors operating private correctional or detention facilities from certain licensure requirements for private investigators and security officers; amending s. 957.07, F.S.; revising language with respect to cost-saving requirements of the commission; providing for applicability; directing the Department of Corrections to adopt rules governing access to weight training equipment by inmates; providing legislative intent; providing effective dates.

(Substituted for **CS for SB 1970** on the Special Order Calendar this day.)

By the Committee on Aging and Human Services; and Representative Littlefield and others—

CS for HB 2133—A bill to be entitled An act relating to Medicaid managed pilot community diversion projects; creating the "Medicaid Managed Pilot Community Diversion Act of 1996"; providing legislative findings and intent; providing definitions; providing for Medicaid managed pilot community diversion projects; providing responsibilities of the Department of Elderly Affairs and the Agency for Health Care Administration; requiring the agency to submit a waiver application to the federal Health Care Financing Administration; setting a community-based care per capita ceiling; establishing eligibility criteria; establishing nursing home preadmission screening requirements; modifying applicable certificate-of-need requirements; requiring quality assurance standards for pilot projects; requiring a program evaluation; requiring reports; amending s. 400.071, F.S.; revising considerations for nursing home licensure, to conform; creating a long-term care advisory council; providing for appointment of members; providing for meetings and administration; providing powers and duties; requiring reports; providing authority to transfer funds between agencies; providing an appropriation; providing an effective date.

(Substituted for **CS for CS for SB's 586 and 1144** on the Special Order Calendar this day.)

By the Committee on Congressional Redistricting, Select and Representative Logan and others—

HB 2745—A bill to be entitled An act relating to congressional districts; creating s. 8.015, F.S.; providing definitions; creating s. 8.016, F.S.; dividing the state into congressional districts; creating s. 8.017, F.S.; providing for the inclusion of unlisted territory in contiguous districts; providing contiguity for areas specified for inclusion in one district which are entirely surrounded by other districts; creating s. 8.018, F.S.; providing for the election of representatives to Congress; providing for qualifying for persons seeking nomination or election to office as a representative to Congress in 1996; providing applicability to certain candidates seeking to qualify by the alternative method; providing for severability; providing effective dates.

(Taken up out of order and passed as amended this day.)

By Representative Starks and others—

HB 557—A bill to be entitled An act relating to ad valorem tax administration; amending s. 194.171, F.S.; providing that the property appraiser's assessment or determination is presumed correct in an administrative or judicial action in which a taxpayer challenges an assessment or a denial of an exemption or classified status; defining the taxpayer's burden of proof; directing the Office of Program Policy Analysis and Government Accountability to determine fiscal impact, if any, and to study present assessment challenge procedures and the effects of imposing ad valorem tax on a partial year basis; requiring reports; providing an effective date and an expiration date.

(Substituted for **CS for SB 740** on the Special Order Calendar this day.)

By the Committee on Community Affairs and Representative Futch and others—

CS for HB 1307—A bill to be entitled An act relating to the Florida Korean Veterans Memorial; creating a trust fund to receive private contributions and state funds to build a Florida Korean Veterans Memorial; providing an effective date.

(Substituted for **CS for SB 84** on the Special Order Calendar this day.)

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has reconsidered and passed as further amended CS for HB 1853 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Judiciary and Representative D. Prewitt and others—

CS for HB 1853—A bill to be entitled An act relating to health care service programs; amending s. 641.28, F.S.; revising award of attorney's fees in civil actions under certain circumstances; amending s. 641.315, F.S.; providing additional criteria for certain provider contracts; amending s. 641.3917, F.S.; authorizing civil actions against health maintenance organizations by certain persons under certain circumstances; providing requirements and procedures; providing for liability for damages and attorney's fees; prohibiting punitive damages under certain circumstances; requiring the advance posting of discovery costs; amending s. 440.11, F.S.; establishing exclusive liability of health maintenance organizations; providing application; providing legislative declaration; providing appropriation; providing an effective date.

(Substituted for **CS for SB 2222** on the Special Order Calendar this day.)

RETURNING MESSAGES ON SENATE BILLS

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 200, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for SB 200—A bill to be entitled An act relating to child abuse; amending s. 415.504, F.S.; requiring the Department of Health and Rehabilitative Services to provide the local sheriff's office with reports of child abuse involving impregnation of a child under 16 years of age by a person 21 years of age or older; amending s. 827.04, F.S.; defining, as a separate offense of child abuse, the offense of a person 21 years of age or older impregnating a child under 16 years of age; providing penalties; reenacting s. 787.04(5), F.S., relating to removing minors from state or concealing minors contrary to state agency order or court order, and s. 914.16, F.S., relating to limits on interviews of child abuse victims, to incorporate that amendment in references; amending s. 901.15, F.S., relating to arrests by law enforcement officers without warrants, to conform a reference to that amendment; providing legislative intent to facilitate prosecution of a person who impregnates a child under 16 years of age; requiring a mother who conceived a child when she was under 16 years of age and who is applying for public assistance for the dependent child to provide the name of the father and biological samples from the mother and the dependent child, under specified circumstances; prohibiting the Department of Health and Rehabilitative Services from accepting an application for public assistance for such dependent child until the department receives certain proof from the sheriff's office; providing for construction of specified provisions for confidentiality of records; defining the offense of knowingly and willfully providing false information regarding the paternity of a child in conjunction with applying for or receiving public assistance for a dependent child, and providing criminal penalties therefor; amending s. 921.0012, F.S., relating to the offense severity ranking chart; classifying impregnation of a child under 16 years of age by a person 21 years of age or older as a level 7 offense; providing an effective date.

House Amendment 1 (with title amendment)—On page 2, line 19, delete everything after the enacting clause, and insert:

Section 1. Paragraph (a) of subsection (2) of section 415.504, Florida Statutes, is amended to read:

415.504 Mandatory reports of child abuse or neglect; mandatory reports of death; central abuse hotline.—

(1) Any person, including, but not limited to, any:

(a) Physician, osteopath, medical examiner, chiropractor, nurse, or hospital personnel engaged in the admission, examination, care, or treatment of persons;

(b) Health or mental health professional other than one listed in paragraph (a);

(c) Practitioner who relies solely on spiritual means for healing;

(d) School teacher or other school official or personnel;

(e) Social worker, day care center worker, or other professional child care, foster care, residential, or institutional worker; or

(f) Law enforcement officer,

who knows, or has reasonable cause to suspect, that a child is an abused, abandoned, or neglected child shall report such knowledge or suspicion to the department in the manner prescribed in subsection (2).

(2)(a) Each report of known or suspected child abuse or neglect pursuant to this section, *except those solely under s. 827.04(4),* shall be made immediately to the department's central abuse hotline on the single statewide toll-free telephone number, and, if the report is of an instance of known or suspected child abuse by a noncaretaker, the call shall be immediately electronically transferred to the appropriate county sheriff's office by the central abuse hotline. *If the report is of an instance of known or suspected child abuse involving impregnation of a child under 16 years of age by a person 21 years of age or older solely under s. 827.04(4), the report shall be made immediately to the appropriate county sheriff's office or other appropriate law enforcement agency. If the report is of an instance of known or suspected child abuse solely under s. 827.04(4), the reporting provisions of this subsection do not apply to health care professionals or other persons who provide medical or counseling services to pregnant children when such reporting would interfere with the provision of medical services.*

Section 2. Subsection (4) is added to section 827.04, Florida Statutes, to read:

827.04 Child abuse.—

(4) A person 21 years of age or older who impregnates a child under 16 years of age commits an act of child abuse which constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. A person who impregnates a child in violation of this subsection commits an offense under this subsection regardless of whether the person is found to have committed, or has been charged with or prosecuted for, any other offense committed during the course of the same criminal transaction or episode, including, but not limited to, an offense proscribed under s. 800.04, relating to lewd, lascivious, or indecent assault or act upon any person under 16 years of age. Neither the victim's lack of chastity nor the victim's consent is a defense to the crime proscribed under this subsection.

Section 3. For the purpose of incorporating the amendment to section 827.04, Florida Statutes, in references thereto, subsection (5) of section 787.04, Florida Statutes, and section 914.16, Florida Statutes, are reenacted to read:

787.04 Removing minors from state or concealing minors contrary to state agency order or court order.—

(5) It is a defense under this section that a person who leads, takes, entices, or removes a minor beyond the limits of the state reasonably believes that his action was necessary to protect the minor from child abuse as defined in s. 827.04.

914.16 Child abuse and sexual abuse of victims under age 16 or persons with mental retardation; limits on interviews.—The chief judge of each judicial circuit, after consultation with the state attorney and the public defender for the judicial circuit, the appropriate chief law enforcement officer, and any other person deemed appropriate by the chief judge, shall provide by order reasonable limits on the number of interviews that a victim of a violation of s. 794.011, s. 800.04, s. 827.03, or s. 827.04 who is under 16 years of age or a victim of a violation of s. 794.011, s. 800.02, s. 800.03, or s. 825.102 who is a person with mental retardation as defined in s. 393.063(41) must submit to for law enforcement or discovery purposes. The order shall, to the extent possible, protect the victim from the psychological damage of repeated interrogations while preserving the rights of the public, the victim, and the person charged with the violation.

Section 4. Subsection (7) of section 901.15, Florida Statutes, is amended to read:

901.15 When arrest by officer without warrant is lawful.—A law enforcement officer may arrest a person without a warrant when:

(7)(a) There is probable cause to believe that the person has committed an act of domestic violence, as defined in s. 741.28, or child abuse, as defined in s. 827.04(2), ~~and~~ (3), *and (4),* or any battery upon another person, as defined in s. 784.03, and the law enforcement officer reasonably believes that there is danger of violence unless the person alleged to have committed the act of domestic violence, child abuse, or battery is arrested without delay.

(b) A law enforcement officer who acts in good faith and exercises due care in making an arrest under this subsection is immune from civil liability that otherwise might result by reason of his action.

Section 5. (1) The Legislature intends to facilitate the criminal prosecution of persons 21 years of age or older who have impregnated a child under 16 years of age by ensuring that paternity is determined for a dependent child whose mother was impregnated while under 16 years of age.

(2) Whenever paternity has not been established for a dependent child whose mother was impregnated with the child while under 16

years of age, the mother shall be required to identify the father of the child and cooperate as provided in s. 409.2572, including Human Leukocyte Antigen or other scientific tests.

(3) Whenever the information provided by a mother who was impregnated while under 16 years of age indicates that the alleged father of the child was 21 years of age or older at the time of conception of the child, the Department of Revenue or the Department of Health and Rehabilitative Services shall advise the applicant or recipient of public assistance that she is required to cooperate with law enforcement officials in the prosecution of the alleged father.

(4) When the information provided by the applicant or recipient who was impregnated while under age 16 indicates that such person is the victim of child abuse as provided in section 827.04(4), Florida Statutes, the Department of Revenue or the Department of Health and Rehabilitative Services shall notify the county sheriff's office or other appropriate agency or official and provide information needed to protect the child's health or welfare.

(5) The confidentiality of any records under chapter 742, Florida Statutes, relating to determination of paternity, does not prohibit the sharing of information for the purpose of cooperating with an ongoing criminal investigation.

Section 6. Criminal penalties for false statements of paternity.— Notwithstanding any other provision of law, any person who knowingly and willfully provides false information to the sheriff's office, other law enforcement agency, or governmental agency, or under oath regarding the paternity of a child in conjunction with an application for, or the receipt of, public assistance for a dependent child commits a misdemeanor of the second degree, punishable as provided in section 775.082, Florida Statutes, or section 775.083, Florida Statutes, in addition to remaining subject to any other civil or criminal penalties for perjury or making false statements which are applicable under other provisions of law.

Section 7. Paragraph (g) of subsection (3) of section 921.0012, Florida Statutes, is amended to read:

921.0012 Sentencing guidelines offense levels; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(g) LEVEL 7
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
494.0018(2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded $50,000 and there were five or more victims.
782.07	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
782.071	3rd	Killing of human being by the operation of a motor vehicle in a reckless manner (vehicular homicide).
782.072(1)	3rd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
790.16(1)	1st	Discharge of a machine gun under specified circumstances.
796.03	2nd	Procuring any person under 16 years for prostitution.
800.04	2nd	Handle, fondle, or assault child under 16 years in lewd, lascivious, or indecent manner.
806.01(2)	2nd	Maliciously damage structure by fire or explosive.
810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
810.02(3)(c)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
812.014(2)(a)	1st	Property stolen, valued at $100,000 or more; 1st degree grand theft.
812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
825.102(2)	3rd	Abusing or neglecting an elderly person or disabled adult.
825.103(2)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at $20,000 or more, but less than $100,000.
827.04(1)	3rd	Deprive child of necessities causing great bodily harm or disfigurement.
827.04(4)	*3rd*	*Impregnation of child under 16 years of age by person 21 years of age or older.*
893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs) within 1,000 feet of a school.
893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).
893.135(1)(a)1.	1st	Trafficking in cannabis, more than 100 lbs., less than 2,000 lbs.
893.135 (1)(b)1 a	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
893.135 (1)(c)1.a	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
893.135 (1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.

Section 8. Section 90.4025 is created to read:

90.4025 Admissibility of paternity determination in certain criminal prosecutions —If a person less than 18 years of age gives birth to a child and the paternity of that child is established under chapter 742, such evidence of paternity is admissible in a criminal prosecution under s. 794.011, s. 794.05, s. 800.04, and s. 827.04(4).

Section 9. Subsection (1) of section 382.014, Florida Statutes, is amended to read:

382.014 Birth certificates; contents; form; disclosure.—

(1) The original certificate of birth shall contain all of the information required by the department for legal, social, and health research purposes. However, all information concerning parentage, marital sta-

tus, and medical details shall be confidential and exempt from the provisions of s. 119.07(1), except for health research purposes *and law enforcement agencies for the purpose of facilitating the prosecution of offenses under s. 794.011, s. 794.05, s. 800.04, and s. 827.04(4)* as approved by the department, nor shall copies of the same be issued except as provided in s. 382.025(2). This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14. In the case of an adoptive child, if of legal age, access to the original certificate of birth shall be governed by s. 63.162.

Section 10. Subsection (2) of section 382.025, Florida Statutes, is amended to read:

382.025 Certified copies of vital records, birth records, and other records; copies as evidence; searches of records; fees; disposition of fees.—

(2) Certified copies of the original birth certificate and computer certifications and birth cards in such form as the department may designate or any new or amendatory certificate, or affidavits thereof, are confidential and exempt from the provisions of s. 119.07(1) and shall be issued only as authorized by the department and only to the registrant, if of legal age; his or her parent or guardian or other legal representative; *a law enforcement agency for the purpose of facilitating the prosecution of offenses under s. 794.011, s. 794.05, s. 800.04 and s. 827.04(4);* or any agency of the state or the United States for official purposes upon approval of the department or upon order of any court of competent jurisdiction. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 11. Section 409.2355, Florida Statutes, is created to read:

409.2355 Subject to specific appropriated funds, the Department of Health and Rehabilitative Services is directed to establish a program by which local communities, through the state attorney's office of each judicial circuit, may apply for grants to fund innovative programs for the prosecution of males over the age of 21 who victimize girls under the age of 16 in violation of s. 794.011, s. 794.05, 800.04, or s. 827.04(4).

Section 12. In order to facilitate the prosecution of offenses under section 794.011, section 794.05, or section 800.04, section 827.04(4), Florida Statutes, the Office of Vital Statistics of the Department of Health and Rehabilitative Services, the Department of Revenue, and the Florida Prosecuting Attorneys Association shall develop a protocol for sharing birth certificate information for all children born to unmarried mothers who are less than 17 years of age at the time of the child's birth.

Section 13. This act shall take effect October 1, 1996.

And the title is amended as follows:

On page 1, line 3 through page 2, line 16, delete all of said lines and insert: 415.504, F.S.; requiring the Department of Health and Rehabilitative Services to provide the local sheriff's office with reports of child abuse involving impregnation of a child under 16 years of age by a person 21 years of age or older; amending s. 827.04, F.S.; defining, as a separate offense of child abuse, the offense of a person 21 years of age or older impregnating a child under 16 years of age; providing penalties; reenacting s. 787.04(5), F.S., relating to removing minors from state or concealing minors contrary to state agency order or court order, and s. 914.16, F.S., relating to limits on interviews of child abuse victims, to incorporate that amendment in references; amending s. 901.15, F.S., relating to arrests by law enforcement officers without warrants, to conform a reference to that amendment; providing legislative intent to facilitate prosecution of a person who impregnates a child under 16 years of age; requiring a mother who conceived a child when she was under 16 years of age and who is applying for public assistance for the dependent child to provide the name of the father and biological samples from the mother and the dependent child, under specified circumstances; prohibiting the Department of Health and Rehabilitative Services from accepting an application for public assistance for such dependent child until the department receives certain proof from the sheriff's office; providing for construction of specified provisions for confidentiality of records; defining the offense of knowingly and willfully providing false information regarding the paternity of a child in conjunction with applying for or receiving public assistance for a dependent child, and providing criminal penalties therefor; amending s. 921.0012, F.S., relating to the offense severity ranking chart; classifying impregnation of a child under 16 years of age by a person 21 years of age or older as a level 7 offense; creating s. 90.4025, F.S.; providing for admissibility of paternity in certain proceedings; amending ss. 382.014 and 382.025, F.S.; providing exceptions from certain confidentiality provisions; creating s. 409.2355, F.S.; requiring the Department of Health and Rehabilitative Services to establish a grant program for certain purposes; requiring the development of a protocol for sharing birth certificate information for certain children under certain circumstances; providing an effective date.

On motion by Senator Burt, the Senate concurred in the House amendment.

CS for SB 200 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—37 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 222, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for SB 222—A bill to be entitled An act relating to mobile home parks; amending s. 723.011, F.S.; establishing legal rights and obligations under a prospectus or offering circular; providing a list of circumstances for amending a prospectus or offering circular; requiring the department to review and approve amendments to a prospectus or offering circular; amending s. 723.012, F.S.; providing for disclosure of circumstances under which a prospectus or offering circular may be assumed by a purchaser; amending s. 723.059, F.S.; providing for assumption of a prospectus or offering circular by a purchaser; providing legislative intent; providing an effective date.

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

Section 1. Present subsections (3) and (4) of section 723.011, Florida Statutes, are redesignated as subsections (4) and (5), respectively, and new subsection (3) is added to that section to read:

723.011 Disclosure prior to rental of a mobile home lot; prospectus, filing, approval.—

(3) The prospectus or offering circular together with its exhibits is a disclosure document intended to afford protection to homeowners and prospective homeowners in the mobile home park. The purpose of the document is to disclose the representations of the mobile home park owner concerning the operations of the mobile home park.

Section 2. Given the litigation concerning the status, duration, applicability, and amendments of the disclosures contained in the prospectuses and offering-circulars provided to mobile home owners in this state resulting in a series of judicial and administrative decisions resulting in a lack of clarity in the current law, there is hereby established a study commission to review and recommend appropriate changes to the Florida Mobile Home Act. The recommendations shall relate to the status, duration, applicability, and amendments to the disclosures contained in the offering-circulars and prospectuses for consideration during the 1997 Regular Session of the Legislature. A prospectus or offering circular together with its exhibits is a disclosure document intended to afford protection to homeowners and prospective homeowners in mobile home parks. The purpose of the disclosures is to reveal the representations of the mobile home park owner concerning the operations of the mobile home park. The commission shall consist of nine members. Four members shall be appointed by the Speaker of the House of Representatives, two of whom shall be members of the House of Representatives, one of whom shall be a representative of park owners, and one of whom shall be a mobile home owner residing on a lot in a mobile home park. Four members shall be appointed by the President of the Senate, two of whom shall be members of the Senate, one of whom shall be a representative of park owners, and one of whom shall be a mobile home owner residing on a lot in a mobile home park. The Secretary of the Department of Business and Professional Regulation, or the secretary's designee, shall

be an ex-officio non-voting member of the commission. The commission shall elect a chair. The staffing shall be provided by the Department of Business and Professional Regulation, and staffs of the judiciary committees of the Senate and the House of Representatives, and the funding shall be from the trust fund of the Division of Land Sales, Condominiums, and Mobile Homes. To reduce state expenditures, the commission shall hold its public hearings in Tallahassee. The commission shall make its final report to the President of the Senate and the Speaker of the House of Representatives on or before January 15, 1997.

Section 3. There is hereby appropriated the sum of $50,000 from the Florida Land Sales, Condominiums, and Mobile Homes Trust Fund in the Department of Business and Professional Regulation for the expenses of the commission.

Section 4. Subsection (8) is added to section 723.006, Florida Statutes, to read:

723.006 Powers and duties of division.—In performing its duties, the division has the following powers and duties:

(8) The division has the authority by rule to authorize amendments permitted by chapter 723 to an approved prospectus or offering circular.

Section 5. Effective October 1, 1996, section 320.8249, Florida Statutes, is created to read:

320.8249 Mobile home installers license.—

(1) Any person who engages in mobile home installation shall obtain a mobile home installers license from the Bureau of Mobile Home and Recreational Vehicle Construction of the Department of Highway Safety and Motor Vehicles pursuant to this section. Said license shall be renewed annually and each licensee shall pay a fee of $150.

(2) The Department of Highway Safety and Motor Vehicles shall issue a license as a mobile home installer to any person who applies to the department, pays the appropriate application fee, not to exceed $100, as set by department rule, and complies with subsection (3).

(3) In order to obtain licensure as a mobile home installer, the applicant must be at least 18 years old, must hold a valid performance bond in an amount set by department rule, not to exceed $5,000, conditioned upon proper performance of mobile home installation and weather-sealing duties for a period of 1 year, must carry liability insurance in an amount determined by department rule, not to exceed $100,000, must complete a minimum 8-hour training course approved by the department, and must pass a department-approved examination designed to test the skills necessary to properly and competently perform mobile home installation and to ascertain that the applicant has adequate knowledge of federal, state, and local laws applicable to mobile home installation contracting. The department may charge an examination fee sufficient to defray the costs of developing or obtaining and providing the examination, not to exceed $100. Any licensed dealer or licensed manufacturer who has subcontracted with an installer for installation and who remedies any faulty installation performed by said installer shall have recourse against said installer's performance bond.

(4) Notwithstanding the provisions of subsection (3), any person who can show that he or she had been engaged in the business of mobile home installation on the effective date of this act shall be exempted until October 1, 1997, from the requirement for completing training and for passing an examination in order to be licensed by the department as a mobile home installer and shall be licensed upon application, provided he or she has complied with all requirements of subsection (3), other than the training and examination requirements. No person shall be licensed or remain licensed as a mobile home installer subsequent to October 1, 1997, who has not taken and passed the department-approved mobile home installer examination.

(5) A direct employee of a licensed mobile home installer working under the supervision of the licensee and within the job scope of the licensee is not required to be licensed as a mobile home installer. The licensed mobile home installer is responsible for supervising all such employees and for the proper and competent performance of all employees working under his or her supervision.

(6) "Installation," as used herein, is synonymous with "setup" as defined in s. 320.822(14).

(7) No person shall:

(a) Falsely hold himself or herself or a business organization out as a licensed mobile home installer;

(b) Falsely impersonate a licensed mobile home installer;

(c) Present as his or her own the mobile home installers license of another;

(d) Knowingly give false or forged evidence to the department;

(e) Use or attempt to use a mobile home installers license which has been suspended or revoked; or

(f) Engage in the business or act in the capacity of a licensed mobile home installer or advertise himself or herself or a business organization as available to engage in the business or act in the capacity of a mobile home installer without being duly licensed.

(8) Any unlicensed person who violates any of the provisions of subsection (7) is guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(9) No licensed person nor licensed applicant shall:

(a) Obtain a mobile home installers license by fraud or misrepresentation.

(b) Be convicted or found guilty of, or enter a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of mobile home installation or the ability to practice.

(c) Violate any lawful order of the department.

(d) Commit fraud or deceit in the practice of contracting.

(e) Commit incompetence or misconduct in the practice of contracting.

(f) Commit gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.

(g) Commit violations of the installation standards for mobile homes or manufactured homes contained in 15C-1.0102 to 15C-1.0104 F.A.C.

(10) Any licensed person or license applicant who violates any provision of subsection (9) may have any of the following disciplinary penalties imposed by the department:

(a) License revocation;

(b) License suspension;

(c) A fine not to exceed $1,000 per violation;

(d) A requirement to take and pass, or retake and pass, the department-approved examination;

(e) Probation;

(f) Probation subject to such restriction of practice as the department chooses to impose;

(g) A notice of noncompliance; or

(h) Refusal of licensure application.

(11) Licensed mobile home dealers and licensed mobile home manufacturers are exempt from requirements to obtain a license as a mobile home installer and may perform mobile home installation. Any licensed dealer or licensed manufacturer who does not subcontract with a licensed installer and who performs his or her own installations, either himself or herself or through direct employees, shall have at least one employee who has completed an 8-hour installation training course, as approved by the department. Licensed mobile home dealers and mobile home manufacturers are subject to discipline against their license for violation of subsection (9).

(12) The regulation of manufactured home installers or mobile home installers is preempted to the state and no person may perform mobile home installation unless licensed pursuant to this section, regardless of whether that person holds a local license.

(13) No county, municipality, or other unit of local government may require additional licensing of a duly licensed installer who performs setup operations as defined in s. 320.822. However, a county, municipality, or other unit of local government may require an installer to obtain a local occupational license, which license shall not require for its issuance any conditions other than those required by this act and payment of the appropriate occupational license fee.

(14) All installers, dealers, and manufacturers shall purchase installation decals from the Department of Highway Safety and Motor Vehicles for a fee not to exceed $10 per decal. An installation decal shall be affixed to the manufactured home or mobile home prior to installation. This decal shall denote the date of installation, the name of the installer, and the number of the installer's license or the dealer or manufacturer license number. Such decal shall be positioned immediately next to the HUD decal.

(15) In performing the installation, installers shall not perform plumbing or electrical activities prohibited by department rules related to setup operations pursuant to s. 320.822.

(16) There are hereby appropriated 5 positions and $219,295 from the Highway Safety Operating Trust Fund in the Department of Highway Safety and Motor Vehicles to implement the provisions of this section.

Section 6. Except as otherwise provided herein, this act shall take effect July 1, 1996.

And the title is amended as follows:

Delete the entire title and insert: An act relating to mobile homes; amending s. 723.011, F.S.; describing the purposes of certain documents relating to mobile home parks; establishing a study commission to review and recommend changes to the Florida Mobile Home Act; providing membership; providing for staffing and funding of the commission; requiring a report; providing an appropriation; amending s. 723.006, F.S.; providing an additional power of the Division of Florida Land Sales, Condominiums, and Mobile Homes. creating s. 320.8249, F.S.; providing for the testing and licensure of persons who install mobile homes; providing for fees, bonding, and insurance; providing an exemption; providing a definition; providing penalties; providing for preemption; providing for decals; providing fees; providing an effective date.

Senator Latvala moved the following amendment which was adopted:

Senate Amendment 1 (with title amendment) to House Amendment 1—On page 8, between lines 7 and 8, insert:

(16) Funds received by the department pursuant to this section shall be deposited in the Highway Safety Operating Trust Fund.

(Renumber subsequent subsections.)

And the title is amended as follows:

On page 9, line 7, after the semicolon (;) insert: providing for disposition of fees;

Senator Gutman moved the following amendment which was adopted:

Senate Amendment 2 (with title amendment) to House Amendment 1—On page 8, between lines 11 and 12, insert:

Section 5. Paragraph (a) of subsection (5) of section 320.8225, Florida Statutes, is amended to read:

320.8225 Mobile home and recreational vehicle manufacturer's license.—

(5) REQUIREMENT OF ASSURANCE.—

(a) Annually, prior to the receipt of a license to manufacture mobile homes, the applicant or licensee shall submit a surety bond, cash bond, or letter of credit from a financial institution, or a proper continuation certificate, sufficient to assure satisfaction of claims against the licensee for failure to comply with appropriate code standards, failure to provide warranty service, or violation of any provisions of this section. The amount of the surety bond, cash bond, or letter of credit shall be $50,000. *Only one surety bond, cash bond, or letter of credit shall be required for each manufacturer, regardless of the number of factory locations.* The surety bond, cash bond, or letter of credit shall be to the department, in favor of any retail customer who shall suffer loss arising out of noncompliance with code standards or failure to honor or provide warranty service. The department shall have the right to disapprove any bond or letter of credit *that* ~~which~~ does not provide assurance as provided in this section.

And the title is amended as follows:

On page 1, line 15, after the semicolon (;) insert: amending s. 320.8225, F.S.; providing that mobile home manufacturers shall be required to post only one surety bond, cash bond, or letter of credit, regardless of the number of factory locations, as a condition of licensure;

On motion by Senator Latvala, the Senate concurred in **House Amendment 1** as amended and requested the House to concur in the Senate amendments to the House amendment.

CS for SB 222 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 766, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for SB 766—A bill to be entitled An act relating to motor vehicle records; amending s. 119.07, F.S.; providing an exemption from public inspection for certain information contained in motor vehicle records; providing a definition of motor vehicle records; subjecting the exemption to review; providing for access by certain entities to such exempt information in motor vehicle records; amending ss. 319.17, 319.25, F.S.; limiting access to indexes and records of motor vehicle titles; amending s. 320.05, F.S.; limiting access to motor vehicle registration records; amending s. 322.20, F.S.; limiting access to driver's license records; authorizing the department to perform activities to implement the act; providing an effective date.

House Amendment 1 (with title amendment)—On pages 2-6, delete everything after the enacting clause and insert:

Section 1. Section 119.17, Florida Statutes, is created to read:

119.17 Uniform Motor Vehicle Records Disclosure Act.—

(1) SHORT TITLE.—This section may be cited as the "Uniform Motor Vehicle Records Disclosure Act."

(2) INTENT AND PURPOSE.—The purpose of this section is to implement the federal Driver's Privacy Protection Act of 1994, Title XXX, Pub. L. No. 103-322, in order to protect the interest of individuals in their personal privacy by prohibiting the disclosure and use of personal information contained in their motor vehicle records, except as authorized by such individuals or by law. This purpose shall be sufficient for the purposes of complying with the requirements of s. 119.15 and s. 24, Art. I of the State Constitution.

(3) DEFINITIONS.—As used in this section:

(a) "Department" means the Department of Highway Safety and Motor Vehicles or a duly authorized agent or contractor thereof who is responsible for compiling and maintaining motor vehicle records.

(b) "Disclose" means to engage in any practice or conduct to make available and make known personal information contained in a motor vehicle record about a person to any other person, organization, or entity, by any means of communication.

(c) "Motor vehicle record" means any public record that pertains to a driver's license or permit, motor vehicle registration, motor vehicle title, or identification document issued by the department.

(d) "Person" means an individual, organization, or entity, but does not include the state or an agency thereof.

(e) "Personal information" means information that identifies a person, including social security number, driver identification number, name, address (except the 5-digit zip code), telephone number, and medical or disability information, but does not include information about vehicular accidents, driving or equipment-related violations, and driver's license or registration status.

(4) DISCLOSURE OF PERSONAL INFORMATION FROM MOTOR VEHICLE RECORDS PROHIBITED.—Notwithstanding any other provision of law to the contrary, except as provided in subsection (5), subsection (6), or subsection (7), personal information about any person obtained by the department in connection with a motor vehicle record is exempt from the provisions of s. 119.07(1) and s 24(a), Art. I of the State Constitution and shall not be disclosed by the department or any officer, employee, agent, or contractor of the department.

(5) DISCLOSURE PURSUANT TO FEDERAL LAW.—Personal information referred to in subsection (4) shall be disclosed for use in connection with matters of motor vehicle or driver safety and theft, motor vehicle emissions, motor vehicle product alterations, recalls, or advisories, performance monitoring of motor vehicles and dealers by motor vehicle manufacturers, and removal of nonowner records from the original owner records of motor vehicle manufacturers to carry out the purposes of the federal Automobile Information Disclosure Act, 15 U.S.C. ss. 1231 et seq., the Motor Vehicle Information and Cost Savings Act, 15 U.S.C. ss. 1901 et seq., the National Traffic and Motor Vehicle Safety Act of 1966, 15 U.S.C. ss. 1381 et seq., the Anti-Car Theft Act of 1992, 15 U.S.C. ss. 2021 et seq., and the Clean Air Act, 42 U.S.C. ss. 7401 et seq., as amended, and all statutes and agency rules enacted or adopted pursuant to the authority of, or to attain compliance with, those acts.

(6) PERMITTED DISCLOSURE.—Personal information referred to in subsection (4) shall be disclosed to:

(a) Any requesting person if such person demonstrates, in such form and manner as the department prescribes, that he or she has obtained the written consent of the person who is the subject of the information; or

(b) Any requesting person, without regard to intended use, unless the department receives a request from the person who is the subject of the record that the personal information not be disclosed.

(7) OTHER PERMITTED DISCLOSURE.—Personal information referred to in subsection (4) shall be disclosed to any person by the department or its officers, employees, agents, or contractors upon proof of the identity of the person requesting a record and representation by such person that the use of the personal information will be strictly limited to one or more of the following described uses:

(a) Use by any agency or any court in carrying out its functions, or any private person or entity acting on behalf of an agency or court in carrying out its functions.

(b) Use in connection with matters of motor vehicle or driver safety and theft, motor vehicle emissions, motor vehicle product alterations, recalls, or advisories, performance monitoring of motor vehicles, motor vehicle parts and dealers, motor vehicle market research activities, including survey research, and removal of nonowner records from the original owner records of motor vehicle manufacturers.

(c) Use in the normal course of business by a legitimate business or its agents, employees, or contractors, but only:

1. To verify the accuracy of personal information submitted by the individual to the business or its agents, employees, or contractors; and

2. If such information as so submitted is not correct or is no longer correct, to obtain the correct information, but only for the purposes of preventing fraud by, pursuing legal remedies against, or recovering on a debt or security interest against, the individual.

(d) Use in connection with any civil, criminal, administrative, or arbitral proceeding in any court or agency or before any self-regulatory body, including service of process, investigation in anticipation of litigation, and execution or enforcement of judgments and orders, or pursuant to order of any court, and in connection with location of heirs or owners of abandoned property.

(e) Use in research activities, and use in producing statistical reports, so long as the personal information is not published, redisclosed, or used to contact individuals.

(f) Use by any insurer or insurance support organization, or by a self-insured entity, or its agents, employees, or contractors, in connection with claims investigation activities, anti-fraud activities, rating, or underwriting.

(g) Use in providing notice to the owner of a towed or impounded vehicle.

(h) Use by any licensed private investigative agency or licensed security agency for any purpose permitted under this section.

(i) Use by an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license that is required under the Commercial Motor Vehicle Safety Act of 1986, 49 U.S.C. App. 2710 et seq.

(j) Use in connection with the operation of private toll transportation facilities.

(k) Bulk distribution for surveys, marketing, or solicitations, if the department has implemented methods and procedures to ensure that:

1. Persons are provided an opportunity, in a clear and conspicuous manner, to prohibit such use; and

2. The information will be used, rented, or sold solely for bulk distribution for surveys, marketing, and solicitations, and that surveys, marketing, and solicitations will not be directed at those individuals who have requested in a timely fashion that such material not be directed at them.

(l) Any other use specifically authorized by law that is related to the operation of a motor vehicle or public safety.

(8) ADDITIONAL CONDITIONS.—In addition to provision for payment of applicable fees, the department shall, prior to the disclosure of personal information as permitted under subsection (5), subsection (6), or subsection (7), require the meeting of conditions by the requesting person for the purposes of obtaining reasonable assurance concerning the identity of such requesting person, and, to the extent required, that the use will be only as authorized, or that the consent of the person who is the subject of the information has been obtained. Such conditions may include, but need not be limited to, the making and filing of a written application in such form and containing such information and certification requirements as the department may prescribe.

(9) RESALE OR REDISCLOSURE.—

(a) Except as otherwise provided by law, an authorized recipient of personal information, except a recipient under paragraph (7)(k), may resell or redisclose the information for any use permitted under subsection (7), except the use for bulk distribution for surveys, marketing, or solicitations authorized by paragraph (7)(k).

(b) An authorized recipient of a record under subsection (6) may resell or redisclose personal information contained therein for any purpose.

(c) An authorized recipient of personal information for bulk distribution for surveys, marketing, or solicitations under paragraph (7)(k) may resell or redisclose personal information only in accordance with the terms of that paragraph concerning the right of individuals who have requested in a timely manner not to have such surveys, marketing, or solicitations directed at them.

(d) Any authorized recipient who resells or redisclosures personal information shall be required by the department to maintain, for a period of 5 years, records identifying each person or entity that receives information obtained, and the permitted purpose for which it will be used,

and to make such records available for inspection by the department, upon request.

(10) PENALTY FOR FALSE REPRESENTATION.—Any person requesting the disclosure of personal information from department motor vehicle records who misrepresents his or her identity, or who makes a false statement to the department on any application required to be submitted pursuant to this section, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(11) RULES.—The department may adopt rules to carry out the purposes of this section.

Section 2. Subsection (3) of section 319.17, Florida Statutes, is amended to read:

319.17 Rules; forms; indexes and records.—

(3) The department shall maintain indexes of motor vehicles and mobile homes by name of owner, by title number, and by manufacturer's motor number or vehicle identification number. The department shall keep a permanent record of notices of liens and satisfactions thereof. Such indexes and records shall be open to the inspection of the public *subject to the provisions of s. 119.17* ~~at all reasonable times~~.

Section 3. Subsection (2) of section 319.25, Florida Statutes, is amended to read:

319.25 Cancellation of certificates.—

(2) *Subject to the provisions of s. 119.17,* the department is authorized, upon application of any person and payment of the proper fees, to prepare and furnish lists containing title information in such form as the department may authorize, to search the records of the department and make reports thereof, and to make photographic copies of the department records and attestations thereof.

Section 4. Subsection (1) and paragraph (a) of subsection (2) of section 320.05, Florida Statutes, are amended to read:

320.05 Records of the department; inspection procedure; lists and searches; fees.—

(1) Upon receipt of an application for the registration of a motor vehicle or mobile home, as herein provided for, the department shall register the motor vehicle or mobile home under the distinctive number assigned to such motor vehicle or mobile home by the department, which registration record shall be open to the inspection of the public during business hours, *subject to the provisions of s. 119.17.* Information on a motor vehicle registration may not be made available to a person unless the person requesting the information furnishes positive proof of identification. The agency that furnishes a motor vehicle registration record shall record the name and address of any person other than a representative of a law enforcement agency who requests and receives information from a motor vehicle registration record and shall also record the name and address of the person who is the subject of the inquiry or other information identifying the entity about which information is requested. A record of each such inquiry must be maintained for a period of 6 months from the date upon which the information was released to the inquirer. Nothing in this section shall prohibit any financial institution, insurance company, motor vehicle dealer, licensee under chapter 493, attorney, or other agency which the department determines has the right to know from obtaining, for professional or business use only, *and subject to the provisions of s. 119.17,* information in such records from the department through any means of telecommunication pursuant to a code developed by the department providing all fees specified in subsection (2) have been paid. ~~This exemption requiring positive proof of identification is subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

(2)(a) *Subject to the provisions of s. 119.17,* the department is authorized, upon application of any person and payment of the proper fees, to prepare and furnish lists containing motor vehicle information in such form as the department may authorize, to search the records of the department and make reports thereof, and to make photographic copies of the department records and attestations thereof.

Section 5. Subsections (8) and (9) of section 322.20, Florida Statutes, are amended to read:

322.20 Records of the department; fees; destruction of records.—

(8) The department may, upon application, *and subject to the provisions of s. 119.17,* furnish to any person, from the records of the Division of Driver Licenses, a list of the names, addresses, and birth dates of the licensed drivers of the entire state or any portion thereof by age group. In addition, the department may furnish to the courts, for the purpose of establishing jury selection lists, the names, addresses, and birth dates of the persons of the entire state or any portion thereof by age group having identification cards issued by the department. Each person who requests such information shall pay a fee, set by the department, of 1 cent per name listed, except that the department shall furnish such information without charge to the courts for the purpose of jury selection or to any state agency or to any state attorney, sheriff, or chief of police. Such court, state agency, state attorney, or law enforcement agency may not sell, give away, or allow the copying of such information. ~~This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~ Noncompliance with this prohibition shall authorize the department to charge the noncomplying court, state agency, state attorney, or law enforcement agency the appropriate fee for any subsequent lists requested. The department may adopt rules necessary to implement this subsection.

(9) *Subject to the provisions of s. 119.17,* the Division of Driver Licenses is authorized, upon application of any person and payment of the proper fees, to search and to assist such person in the search of the records of the department and make reports thereof and to make photographic copies of the departmental records and attestations thereof.

Section 6. *The Legislature finds that it is a public necessity that personal information in a person's motor vehicle records held by the Department of Highway Safety and Motor Vehicles be exempt from the public records law. Such an exemption will conform state law to the requirements of the federal Driver's Privacy Protection Act of 1994, which prohibits disclosure of such information of a sensitive, personal nature, with specified exceptions. Further, such an exemption will protect the privacy of the citizens of this state, and release of this information would in no way benefit the public.*

Section 7. There is hereby appropriated the sum of $36,570 for data processing from the Highway Safety Operating Trust fund in the Department of Highway Safety and Motor Vehicles to implement the provisions of this legislation.

Section 8. This act shall take effect July 1, 1997.

And the title is amended as follows:

On page 1, lines 1-32, and on page 2, lines 1-4, delete all of said lines and insert: A bill to be entitled An act relating to records of the Department of Highway Safety and Motor Vehicles; creating s. 119.17, F.S., the "Uniform Motor Vehicle Records Disclosure Act"; providing intent and definitions; providing an exemption from public records requirements for personal information obtained by the department in connection with motor vehicle records; authorizing disclosure for specified purposes pursuant to specified federal acts; authorizing disclosure with the consent of the person who is the subject of a record; authorizing disclosure unless the person who is the subject of the record requests that it not be disclosed; authorizing disclosure for certain specified uses; authorizing the department to impose conditions upon requests for disclosure; authorizing certain resale or redisclosure by authorized recipients of such information and requiring such persons to maintain records; providing a penalty; amending s. 319.17, F.S., relating to indexes and records of motor vehicles and mobile homes, s. 319.25, F.S., relating to title records, s. 320.05, F.S., relating to registration records, and s. 322.20, F.S., relating to driver's license records, to conform; providing a finding of public necessity; providing an appropriation; providing an effective date.

On motion by Senator Beard, the Senate refused to concur in the House amendment to **CS for SB 766** and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for SB 770, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for CS for SB 770—A bill to be entitled An act relating to environmental lands; providing legislative findings; prohibiting the exercise of eminent domain to acquire homesteads; amending s. 259.032, F.S.; providing for funding from the Conservation and Recreation Lands Trust Fund for the control of upland and aquatic nonnative plant species and beach restoration and renourishment projects; authorizing payments in lieu of taxes to cities and other taxing entities; providing for unused funds appropriated for payments in lieu of taxes to be used for the management of certain conservation or recreational lands; providing land management requirements; amending s. 259.035, F.S.; requiring the Land Acquisition Advisory Council to rank acquisition projects in specified categories; amending s. 259.04, F.S.; authorizing the purchase of fee title or lesser interest in certain lands; providing legislative intent regarding less than fee acquisitions; requiring certain less than fee purchases; amending s. 259.101, F.S.; requiring certain purchases with Florida Communities Trust funds; providing funds from the Florida Communities Trust to be used for recreational development activities under s. 375.075, F.S.; retitling the Rails-to-Trails Program as the Greenways and Trails Program; providing for certain acquisitions; abrogating the repeal of s. 259.101(3)(c)-(g), F.S., which is scheduled for October 1, 1996; providing for the future repeal of s. 259.101, F.S.; providing additional project criteria relating to restoration for land acquisition using Preservation 2000 funds; conforming cross-references; amending ss. 260.011-260.018, F.S.; renaming the "Florida Rails to Trails Program" as the "Greenways and Trails Program"; revising definitions; providing for expansion of the program to include a statewide system of greenways and trails for recreation and conservation; implementing concepts of ecosystem management; revising land acquisition procedures; revising map requirements; providing for use agreements and reasonable fees; creating s. 369.252, F.S.; providing for eradication and control of invasive exotic plants on public lands; amending s. 372.12, F.S.; providing for the acquisition of lands by the Game and Fresh Water Fish Commission in fee title or any lesser interest; amending s. 380.502, F.S.; providing legislative intent; amending s. 380.503, F.S.; providing a definition; amending s. 380.507, F.S.; requiring the Florida Communities Trust Program to assist local governments in acquiring urban greenways and open space projects; amending s. 380.0677, F.S.; deleting requirements with respect to funds placed in reserve; providing an effective date.

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

Section 1. Subsection (3) of section 258.015, Florida Statutes, is amended to read:

258.015 Citizen support organizations; use of property; audit.—

(3) *PARTNERSHIPS IN PARKS.*—

(a) The Legislature recognizes that many of the parks in the state park system need a variety of facilities to enhance their use and potential. Such facilities include, but are not limited to, improved access, camping areas, picnicking shelters, park management offices and facilities, and environmental education facilities. The need for such facilities has exceeded the ability of the state to provide such facilities in a timely manner with moneys available. The Legislature finds it to be in the public interest to provide incentives for partnerships with private organizations with the intent of producing additional revenue to help enhance the use and potential of the state park system.

(b) The Legislature may annually appropriate funds from the Land Acquisition Trust Fund for use only as state matching funds, in conjunction with private donations in aggregates of at least $60,000 matched by $40,000 of state funds for a total minimum project amount of $100,000 for capital improvement facility development at state parks, at either individually designated parks or for priority projects within the overall state park system. Not more than 30 percent of the Land Acquisition Trust Fund unencumbered fund balance or $3 million, whichever is less, shall be reserved available annually for matching private donations. The amount held in reserve for the state match will be no greater than $6 million for any fiscal year. State funds from the Land Acquisition Trust Fund or other appropriate funding sources shall be used for matching private donations for 40 percent of the projects costs. Funds held in reserve for the purposes of this subsection shall be available only after the requirements of s. 375.041(3) are met. Citizen support organizations organized and operating for the benefit of state parks may acquire private donations pursuant to this section, and matching state funds for approved projects may be provided in accordance with this subsection. The department is authorized to properly recognize and honor a private donor by placing a plaque or other appropriate designation noting the contribution on project facilities or by naming project facilities after the person or organization that provided matching funds. The department is authorized to adopt necessary administrative rules to carry out the purposes of this subsection. ~~ANNUAL AUDIT. Each citizen support organization shall cause an annual postaudit of its financial accounts to be conducted by an independent certified public accountant in accordance with rules to be adopted by the Division of Recreation and Parks. The annual audit report shall be submitted to the Auditor General and to the division for review. The Auditor General and the division are each authorized to require and obtain from the citizen support organization, or from its independent auditor, such data as may be needed relative to the operation of the organization. The identity of donors who desire to remain anonymous shall be confidential and exempt from the provisions of s. 119.07(1), and that anonymity shall be maintained in the auditor's report. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.~~

Section 2. Subsection (3) of section 370.0205, Florida Statutes, is amended to read:

370.0205 Citizen support organizations; use of property; audit; public records.—

(3) ANNUAL AUDIT.—*Any* ~~Each~~ citizen support organization *which has annual expenditures of $100,000 or more* shall cause an annual postaudit of its financial accounts to be conducted by an independent certified public accountant in accordance with rules to be adopted by the department. The annual audit report shall be submitted to the Auditor General and the department for review. The Auditor General and the department are each authorized to require and obtain from the citizen support organization, or from its independent auditor, such data as may be needed relative to the operation of the organization.

Section 3. Paragraphs (e) and (f) of subsection (3) and subsections (4) and (12) of section 259.032, Florida Statutes, are amended, paragraph (g) is added to subsection (3) of said section, and subsections (16) and (17) are added to said section, to read:

259.032 Conservation and Recreation Lands Trust Fund; purpose.—

(3) The Governor and Cabinet, sitting as the Board of Trustees of the Internal Improvement Trust Fund, may allocate moneys from the fund in any one year to acquire the fee or any lesser interest in lands for the following public purposes:

(e) To provide areas, including recreational trails, for natural resource based recreation *and other outdoor recreation on any part of any site compatible with conservation purposes*; ~~or~~

(f) To preserve significant archaeological or historic sites*; or*~~.~~

(g) To conserve urban open spaces suitable for greenways or outdoor recreation which are compatible with conservation purposes.

(4) Lands acquired under this section shall be for use as state-designated parks, recreation areas, preserves, reserves, historic or archaeological sites, geologic or botanical sites, recreational trails, forests, wilderness areas, wildlife management areas, *urban open space,* or other state-designated recreation or conservation lands; or they shall qualify for such state designation and use if they are to be managed by other governmental agencies or nonstate entities as provided for in this section.

(12)(a) Beginning in fiscal year 1994-1995, not more than 3.75 percent of the Conservation and Recreation Lands Trust Fund shall be made available annually to the department for payment in lieu of taxes to qualifying counties*, cities and local governments as defined in paragraph (b)* for actual tax losses incurred as a result of board of trustees acquisitions for state agencies under the Florida Preservation 2000 Program during any year. Reserved funds not used for payments in lieu of taxes in any year shall revert to the fund to be used for land acquisition in accordance with the provisions of this section.

(b) Payment in lieu of taxes shall be available*:*

1. to counties which levy an ad valorem tax of at least 9 mills or the amount of the tax loss from all completed Preservation 2000 acquisitions

in the county exceeds 0.01 percent of the county's total taxable value, and have a population of 75,000 or less and

2. to counties with a population of less than 100,000 which contain all or a portion of an area of critical state concern designated pursuant to chapter 380 *and to local governments within such counties.*

For the purposes of this paragraph, "local government" includes municipalities, the county school board, mosquito control districts and any other local-government entity which levies ad valorem taxes, with the exception of a water management district.

(c) Payment in lieu of taxes shall be available to any city which has a population of 10,000 or less and which levies an ad valorem tax of at least 9 mills or the amount of the tax loss from all completed Preservation 2000 acquisitions in the city exceeds 0.01 percent of the city's total taxable value.

(d)~~(c)~~ If insufficient funds are available in any year to make full payments to all qualifying counties, *cities and local governments*, such counties, *cities and local governments* shall receive a pro rata share of the moneys available.

(e)~~(d)~~ The payment amount shall be based on the average amount of actual taxes paid on the property for the 3 years preceding acquisition. Applications for payment in lieu of taxes shall be made no later than January 31 of the year following acquisition. No payment in lieu of taxes shall be made for properties which were exempt from ad valorem taxation for the year immediately preceding acquisition. *If property which was subject to ad valorem taxation was acquired by a tax-exempt entity for ultimate conveyance to the state under this chapter, payment in lieu of taxes shall be made for such property based upon the average amount of taxes paid on the property for the 3 years prior to its being removed from the tax rolls. The department shall certify to the Department of Revenue those properties that may be eligible under this provision.* Payment in lieu of taxes shall be limited to a total of 10 years of a annual payments.

(f)~~(e)~~ Payment in lieu of taxes pursuant to this paragraph shall be made annually to qualifying counties, *cities and local governments* after certification by the Department of Revenue that the amounts applied for are reasonably appropriate, based on the amount of actual taxes paid on the eligible property, and after the Department of Environmental Protection has provided supporting documents to the Comptroller and has requested that payment be made in accordance with the requirements of this section.

(g)~~(f)~~ If the board of trustees conveys to a local government title to any land owned by the board, any payments in lieu of taxes on the land made to the local government shall be discontinued as of the date of the conveyance.

(16) Within 180 days after receiving a certified letter from the owner of a property on the Conservation and Recreation Lands list objecting to the property being included in an acquisition project, where such property is a project or part of a project which has not been listed for purchase in the current year's land acquisition work plan, the board of trustees shall delete the property from the list or from the boundary of an acquisition project on the list.

Section 4. Paragraph (a) of subsection (2) of section 259.035, Florida Statutes, is amended to read:

259 035 Advisory council; powers and duties.—

(2)(a) The council shall, by the time of the first board meeting in February of each year, establish or update a list of acquisition projects selected for purchase pursuant to this chapter. *In scoring potential projects for inclusion on the acquisition list, the council shall give greater consideration to projects that can serve as corridors between lands already in public ownership or under management for conservation and recreational purposes.* Acquisition projects shall be ranked, in order of priority, individually as a single group or individually within up to 10 separate groups. The council shall submit to the board of trustees, together with its list of acquisition projects, a Conservation and Recreation Lands report. For each project on an acquisition list, the council shall include in its report the stated purpose for acquiring the project, an identification of the essential parcel or parcels within the project without which the project cannot be properly managed, *an identification of those projects or parcels within projects which should be acquired in fee simple or in other-than-fee-simple, an explanation of the reasons why the council selected a particular acquisition technique,* a management policy statement for the project, a management prospectus pursuant to s. 259.032(9)(b), an estimate of land value based on county tax assessed values, a map delineating project boundaries, a brief description of the important natural and cultural resources to be protected, preacquisition planning and budgeting, coordination with other public and nonprofit public-lands acquisition programs, a preliminary statement of the extent and nature of public use, an interim management budget, and designation of a management agency or agencies. The Department of Environmental Protection shall prepare the information required by this section for each acquisition project selected for purchase pursuant to this chapter. In addition, the department shall prepare, by July 1 of each year, an acquisition work plan for each project on the acquisition list for which funds will be available for acquisition during the fiscal year. The work plan need not disclose any information that is required by this chapter or chapter 253 to remain confidential.

Section 5. Subsection (3) and paragraph (e) of subsection (7) of section 259.041, Florida Statutes, are amended to read:

259.041 Acquisition of state-owned lands for preservation, conservation, and recreation purposes.—

(3) No agreement to acquire real property for the purposes described in this chapter, chapter 260, or chapter 375, title to which will vest in the board of trustees, may bind the state unless and until the agreement has been reviewed and approved by the Department of Environmental Protection as complying with the requirements of this section and any rules adopted pursuant to this section. However, review and approval of agreements for acquisitions for Florida *Greenways and* ~~Rails to~~ Trails Program properties pursuant to chapter 260 may be waived by the department in any contract with nonprofit corporations who have agreed to assist the department with this program. Where any of the following conditions exist, the agreement shall be submitted to and approved by the board of trustees:

(a) The purchase price agreed to by the seller exceeds the value as established pursuant to the rules of the board of trustees;

(b) The contract price agreed to by the seller and acquiring agency exceeds $1 million;

(c) The acquisition is the initial purchase in a project; or

(d) Other conditions that the board of trustees may adopt by rule. Such conditions may include, but not be limited to, projects where title to the property being acquired is considered nonmarketable or is encumbered in such a way as to significantly affect its management.

Where approval of the board of trustees is required pursuant to this subsection, the acquiring agency must provide a justification as to why it is in the public's interest to acquire the parcel or project. Approval of the board of trustees also is required for projects the department recommends acquiring pursuant to subsections (13) and (14).

(7) Prior to approval by the board of trustees or, when applicable, the Department of Environmental Protection, of any agreement to purchase land pursuant to this chapter, chapter 260, or chapter 375, and prior to negotiations with the parcel owner to purchase any other land, title to which will vest in the board of trustees, an appraisal of the parcel shall be required as follows:

(e) *Generally,* appraisal reports are confidential and exempt from the provisions of s. 119.07(1), for use by the agency and the board of trustees, until an option contract is executed or, if no option contract is executed, until 2 weeks before a contract or agreement for purchase is considered for approval by the board of trustees. *However, the department has the authority, at its discretion, to disclose appraisal reports to private landowners during negotiations for acquisitions using alternatives to fee simple techniques, if the department determines that disclosure of such reports will bring the proposed acquisition to closure.* The Division of State Lands may *also* disclose appraisal information to public agencies or nonprofit organizations that agree to maintain the confidentiality of the reports or information when joint acquisition of property is contemplated, or when a public agency or nonprofit organization enters into a written agreement with the division to purchase and hold property for subsequent resale to the division. In addition, the division may use, as

its own, appraisals obtained by a public agency or nonprofit organization, provided the appraiser is selected from the division's list of appraisers and the appraisal is reviewed and approved by the division. For the purposes of this chapter, "nonprofit organization" means an organization whose purpose is the preservation of natural resources, and which is exempt from federal income tax under s. 501(c)(3) of the Internal Revenue Code. The agency may release an appraisal report when the passage of time has rendered the conclusions of value in the report invalid or when the acquiring agency has terminated negotiations. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Notwithstanding the provisions of this subsection, on behalf of the board and before the appraisal of parcels approved for purchase under this chapter, the Secretary of Environmental Protection or the director of the Division of State Lands may enter into option contracts to buy such parcels. Any such option contract shall state that the final purchase price is subject to approval by the board or, when applicable, the secretary and that the final purchase price may not exceed the maximum offer allowed by law. The consideration for such an option may not exceed $1,000 or 0.01 percent of the estimate by the department of the value of the parcel, whichever amount is greater.

Section 6. Subsections (2) and (3) of section 259.101, Florida Statutes, are amended, and subsection (9) is added to said section, to read:

259.101 Florida Preservation 2000 Act.—

(2) LEGISLATIVE FINDINGS.—The Legislature finds and declares that:

(a) The alteration and development of Florida's natural areas to accommodate its rapidly growing population have contributed to the degradation of water resources, the fragmentation and destruction of wildlife habitats, the loss of recreation space, and the diminishment of wetlands and forests.

(b) Imminent development of Florida's remaining natural areas and continuing increases in land values necessitate an aggressive program of public land acquisition during the next decade to preserve the quality of life that attracts so many people to Florida.

(c) Acquisition of public lands, *in fee simple or in any lesser interest,* should be based on a comprehensive assessment of Florida's natural resources and planned so as to protect the integrity of ecological systems and to provide multiple benefits, including preservation of fish and wildlife habitat, recreation space, and water recharge areas. Governmental agencies responsible for public land acquisition should work together to purchase lands jointly and to coordinate individual purchases within ecological systems.

(d) One of the purposes of the Florida Communities Trust program is to acquire, protect, and preserve open space and recreation properties within urban areas where pristine animal and plant communities no longer exist. These areas are often overlooked in other programs because of their smaller size and proximity to developed property. These smaller parcels are, however, critically important to the quality of life in these urban areas for the residents who live there as well as to the many visitors to the state. The trust shall consider projects submitted by local governments which further the goals, objectives, and policies of the conservation, recreation and open space, or coastal elements of their local comprehensive plans or which serve to conserve natural resources or resolve land use conflicts.

(e) South Florida's water supply and unique natural environment depend on the protection of lands buffering the East Everglades and the Everglades water conservation areas.

In addition, the Legislature recognizes the conflicting desires of the citizens of this state to prosper through economic development and to preserve the natural areas of Florida that development threatens to claim. The Legislature further recognizes the urgency of acquiring natural areas in the state for preservation, yet acknowledges the difficulty of ensuring adequate funding for accelerated acquisition in light of other equally critical financial needs of the state. It is the Legislature's desire and intent to fund the implementation of the Florida Preservation 2000 Act for each of the ten years of the program's duration and to do so in a fiscally responsible manner. ~~The Legislature finds that issuing bonds to fund the program is necessary in the short term, but that issuing bonds throughout the life of the program will unduly add to the financial burden of the state. Therefore, the Legislature hereby declares its intent to identify, no later than May 1994, a permanent source of funds to dedicate for the implementation of the Florida Preservation 2000 Act and to discontinue the issuance of bonds upon identifying and dedicating that source.~~

(3) LAND ACQUISITION PROGRAMS SUPPLEMENTED.—Less the costs of issuance, the costs of funding reserve accounts, and other costs with respect to the bonds, the proceeds of bonds issued pursuant to this act shall be deposited into the Florida Preservation 2000 Trust Fund created by s. 375.045. Ten percent of the proceeds of any bonds deposited into the Preservation 2000 Trust Fund shall be distributed by the Department of Environmental Protection to the Department of Environmental Protection for the purchase by the South Florida Water Management District of lands in Dade, Broward, and Palm Beach Counties identified in section 7 4 of *chapter 95-349, Laws of Florida* ~~this act~~. This distribution shall apply for any bond issue for the 1995-1996 fiscal year. The remaining proceeds shall be distributed by the Department of Environmental Protection in the following manner:

(a) Fifty percent to the Department of Environmental Protection for the purchase of public lands as described in s. 259.032. Of this 50 percent, at least one-fifth shall be used for the acquisition of coastal lands.

(b) Thirty percent to the Department of Environmental Protection for the purchase of water management lands pursuant to s. 373.59, to be distributed among the water management districts as provided in that section. Funds received by each district may also be used for acquisition of lands necessary to implement surface water improvement and management plans approved in accordance with s. 373.456 or for acquisition of lands necessary to implement the Everglades Construction Project authorized by s. 373.4592.

(c) Ten percent to the Department of Community Affairs to provide land acquisition grants and loans to local governments through the Florida Communities Trust pursuant to part III of chapter 380. *From funds allocated to the trust, $3 million annually shall be used by the Green Swamp Land Authority specifically for the purchase through land protection agreements, as defined in s. 380.0677(5), of lands, or severable interests or rights in lands, in the Green Swamp Area of Critical State Concern. From funds allocated to the trust, $3 million annually shall be used by the Monroe County Comprehensive Plan Land Authority specifically for the purchase of any real property interest in either those lands subject to the Rate of Growth Ordinances adopted by local governments in Monroe County or those lands within the boundary of an approved Conservation and Recreation Lands project located within the Florida Keys or Key West Areas of Critical State Concern; however, title to lands acquired within the boundary of an approved Conservation and Recreation Lands project may, in accordance with an approved joint acquisition agreement, vest in the Board of Trustees of the Internal Improvement Trust Fund. Of the remaining funds allocated to the trust after the above transfers occur, one-half shall be matched by local governments on a dollar-for-dollar basis.* ~~Of this 10 percent, one half shall be matched by local governments on a dollar for dollar basis. An additional one tenth shall be used specifically for matching grants, also on a dollar for dollar basis, to counties which submit projects for acquisitions within areas of critical state concern. For 3 fiscal years following the adoption of rules governing the operations of the Green Swamp Land Authority, an additional one tenth shall be used specifically for the purchase through land protection agreements, as defined in s. 380.0677(5), of lands, or severable interests or rights in lands, in areas of critical state concern.~~ To the extent allowed by federal requirements for the use of bond proceeds, the trust shall expend Preservation 2000 funds to carry out the purposes of part III of chapter 380.

(d) Two and nine-tenths percent to the Department of Environmental Protection for the purchase of inholdings and additions to state parks. For the purposes of this paragraph, "state park" means all real property in the state under the jurisdiction of the Division of Recreation and Parks of the department, or which may come under its jurisdiction.

(e) Two and nine-tenths percent to the Division of Forestry of the Department of Agriculture and Consumer Services to fund the acquisition of state forest inholdings and additions pursuant to s. 589.07.

(f) Two and nine-tenths percent to the Game and Fresh Water Fish Commission to fund the acquisition of inholdings and additions to lands

managed by the commission which are important to the conservation of fish and wildlife.

(g) One and three-tenths percent to the Department of Environmental Protection for the Florida *Greenways and* ~~Rails to~~ Trails Program, to acquire *greenways and trails or greenways and trails systems pursuant to chapter 260, including, but not limited to,* abandoned railroad rights-of-way and ~~to assist in the acquisition of~~ the Florida National Scenic Trail ~~for use as public recreational trails~~.

Local governments may use federal grants or loans, private donations, or environmental mitigation funds, including environmental mitigation funds required pursuant to s. 338.250, for any part or all of any local match required for the purposes described in this subsection. Bond proceeds allocated pursuant to paragraph (c) may be used to purchase lands on the priority lists developed pursuant to s. 259.035. Title to lands purchased pursuant to paragraphs (a), (d), (e), (f), and (g) shall be vested in the Board of Trustees of the Internal Improvement Trust Fund, except that title to lands, or rights or interests therein, acquired by either the Southwest Florida Water Management District or the St. Johns River Water Management District in furtherance of the Green Swamp Land Authority's mission pursuant to s. 380.0677(3), shall be vested in the district where the acquisition project is located. Title to lands purchased pursuant to paragraph (c) may be vested in the Board of Trustees of the Internal Improvement Trust Fund, except that title to lands, or rights or interests therein, acquired by either the Southwest Florida Water Management District or the St. Johns River Water Management District in furtherance of the Green Swamp Land Authority's mission pursuant to s. 380.0677(3), shall be vested in the district where the acquisition project is located. *This subsection is* ~~Paragraphs (a) and (b) are~~ repealed effective October 1, 2000~~, and paragraphs (c), (d), (e), (f), and (g) are repealed effective October 1, 1996~~. Prior to repeal, the Legislature shall review the provisions scheduled for repeal and shall determine whether to reenact or modify the provisions or to take no action.

(9)(a) The Legislature finds that, with the increasing pressures on the natural areas of this state, the state must develop creative techniques to maximize the use of acquisition and management moneys. The Legislature also finds that the state's environmental land-buying agencies should be encouraged to augment their traditional, fee simple acquisition programs with the use of alternatives to fee simple acquisition techniques. The Legislature also finds that using alternatives to fee simple acquisition by public land-buying agencies will achieve the following public policy goals:

1. Allow more lands to be brought under public protection for preservation, conservation, and recreational purposes at less expense using public funds.

2. Retain, on local government tax rolls, some portion of or interest in lands which are under public protection.

3. Reduce long-term management costs by allowing private property owners to continue acting as stewards of the land, where appropriate.

Therefore, it is the intent of the Legislature that public land-buying agencies develop programs to pursue alternatives to fee simple acquisition and to educate private landowners about such alternatives and the benefits of such alternatives. It also is the intent of the Legislature that the department and the water management districts spend a portion of their shares of Preservation 2000 bond proceeds to purchase eligible properties using alternatives to fee simple acquisition. Finally, it is the intent of the Legislature that public agencies acquire lands in fee simple for public access and recreational activities. Lands protected using alternatives to fee simple acquisition techniques shall not be accessible to the public unless such access is negotiated with and agreed to by the private landowners who retain interests in such lands.

(b) The Land Acquisition Advisory Council and the water management districts shall identify, within their 1997 acquisition plans, those projects which require a full fee simple interest to achieve the public policy goals, along with the reasons why full title is determined to be necessary. The council and the water management districts may use alternatives to fee simple acquisition to bring the remaining projects in their acquisition plans under public protection. For the purposes of this subsection, the term "alternatives to fee simple acquisition" includes, but is not limited to: purchase of development rights; conservation easements; flowage easements; purchase of timber rights, mineral rights, or hunting rights; purchase of agricultural interests or silvicultural interests; land-protection agreements; fee simple acquisitions with reservations; or any other acquisition technique which achieves the public policy goals listed in paragraph (a). It is presumed that a private landowner retains the full range of uses for all the rights or interests in the landowner's land which are not specifically acquired by the public agency. Life estates and fee simple acquisitions with leaseback provisions shall not qualify as an alternative to fee simple acquisition under this subsection, although the department and the districts are encouraged to use such techniques where appropriate.

(c) Beginning in fiscal year 1996-1997, the department and each water management district shall implement initiatives to use alternatives to fee simple acquisition and to educate private landowners about such alternatives. These initiatives shall include at least two acquisitions a year by the department and each water management district utilizing alternatives to fee simple.

(d) The Legislature finds that the lack of direct sales comparison information has served as an impediment to successful implementation of alternatives to fee simple acquisition. It is the intent of the Legislature that, in the absence of direct comparable sales information, appraisals of alternatives to fee simple acquisitions be based on the difference between the full fee simple valuation and the value of the interests remaining with the seller after acquisition.

(e) The public agency which has been assigned management responsibility shall inspect and monitor any less-than-fee-simple interest according to the terms of the purchase agreement relating to such interest.

(f)1. Pursuant to subsection (3) and beginning in fiscal year 1997-1998, that portion of the unencumbered balances of each program described in paragraphs (3)(c), (d), (e), (f) and (g), which has been on deposit in such program's Preservation 2000 account for more than two fiscal years, shall be redistributed equally to the Conservation and Recreation Lands Trust Fund and the Water Management Lands Trust Fund. For the purposes of this subsection, the term "unencumbered balances" means the portion of Preservation 2000 bond proceeds which is not obligated through the signing of a purchase contract between a public agency and a private landowner, except that the program described in paragraph (3)(c) may not lose any portion of its unencumbered funds which remain unobligated because of extraordinary circumstances that hampered the affected local governments' abilities to close on land-acquisition projects approved through the Florida Communities Trust program. Extraordinary circumstances shall be determined by the Florida Communities Trust governing body and may include such things as death or bankruptcy of the owner of property; a change in the land-use designation of the property; natural disasters that affected a local government's ability to consummate the sales contract on such property; or any other condition that the Florida Communities Trust governing board determined to be extraordinary. The portion of the funds deposited in the Water Management Lands Trust Fund shall be distributed to the water management districts as provided in s. 373.59(7).

2. The department and the water management districts may enter into joint acquisition agreements to jointly fund the purchase of lands using alternatives to fee simple techniques.

(g) If the department or any water management district is unable to spend the funds it receives pursuant to paragraph (f) within the same fiscal year, the unspent funds shall be carried forward to the subsequent fiscal year.

(h) This subsection is repealed July 1 of the year following the final authorization of Preservation 2000 bonds.

Section 7. Section 260.011, Florida Statutes, is amended to read:

260.011 Short title.—Sections 260.011-260.018 shall be known and may be cited as the "Florida *Greenways and* ~~Recreational~~ Trails Act ~~of 1979~~."

Section 8. Section 260.012, Florida Statutes, is amended to read:

260.012 Declaration of policy and legislative intent.—

(1) In order to provide the public with access to the use, enjoyment, and appreciation of the outdoor areas of Florida, and in order to conserve, develop, and use the natural resources of this state for healthful

and recreational purposes, it is declared to be the public policy of this state and the purpose of ss. 260.011-260.018 to provide the means and procedures for establishing and expanding a *statewide system of greenways and trails for recreational and conservation purposes which shall be* ~~network of recreational and scenic trails~~ designated as the "Florida *Greenways and* ~~Recreational~~ Trails System." The standards by which the *greenway and* trails system shall be *acquired,* administered, maintained, used, and expanded shall be consistent with the provisions of ss. 260.011-260.018. It is the intent of the Legislature that these *greenways and* ~~recreational~~ trails will serve to *implement the concepts of ecosystems management while providing recreational opportunities, including, but not limited to,* ~~encourage~~ horseback riding, hiking, bicycling, canoeing, ~~and~~ jogging, *and historical and archeological interpretation,* thereby *improving* ~~improve~~ the health and welfare of the people.

(2) It is the intent of the Legislature that *a statewide system of greenways and* ~~recreational~~ trails be established *to provide open space benefiting environmentally sensitive lands and wildlife and providing people with access to healthful outdoor activities* ~~within and without boundaries of state parks and state forests and, when feasible, to interconnect units of the state park and forest system, as well as national forests and parks and such locally maintained parks as may be appropriate~~. It is also the intent of the Legislature to *acquire lands to facilitate the establishment of a statewide system of greenways and trails* ~~perpetuate the use of and provide access to regions and trails of special historic interest within the state; to provide for the acquisition of abandoned railroad rights-of-way for use as public recreational trails~~; to encourage the multiple use of public rights-of-way and use to the fullest extent existing and future scenic roads, highways, park roads, parkways, *greenways, trails,* and national recreational trails; to encourage the development of *greenways and* ~~recreational~~ trails by counties, cities, and special districts and to assist in such development by any means available; to coordinate *greenway and* ~~recreational~~ trail plans and development by local governments with one another and with the state government and Federal Government; and to encourage, whenever possible, the development of *greenways and* ~~recreational~~ trails on federal lands by the Federal Government.

(3) The planning, development, operation, and maintenance of the Florida *Greenways and* ~~Recreational~~ Trails System authorized by ss. 260.011-260.018 is declared to be a public purpose, and the Department of Environmental Protection, together with other governments and agencies of this state and all counties, municipalities, and special districts of this state, is authorized to spend public funds for such purposes and to accept gifts and grants of funds, property, or property rights from public or private sources to be used for such purposes.

(4) The provisions of s. 375.251 relating to the liability of persons making lands available for outdoor recreational purposes shall be applicable to ss. 260.011-260.018.

(5) It is the intent of the Legislature to officially recognize the Florida National Scenic Trail as Florida's official statewide trail from the Florida Panhandle to the Everglades. It is also the intent of the Legislature to encourage all state, regional, and local agencies who acquire lands to include in their land-buying efforts the acquisition of sufficient legal interest in the lands over which the trail passes to ensure its continued existence in a permanent location.

Section 9. Section 260.013, Florida Statutes, is amended to read:

260.013 Definitions.—As used in ss. 260.011-260.018, unless the context otherwise requires:

(1) "~~Recreational~~ Trails" means *linear corridors and any adjacent support parcels on land or water providing public access for recreation or authorized alternative modes of transportation* ~~riding, hiking, canoeing, bicycling, or jogging trails for the use of the public~~.

(2) *"Greenway" means a linear open space established along either a natural corridor, such as a riverfront, stream valley, or ridgeline, or over land along a railroad right-of-way converted to recreational use, a canal, a scenic road, or other route; any natural or landscaped course for pedestrian or bicycle passage; an open space connector linking parks, nature reserves, cultural features, or historic sites with each other and populated areas; or a local strip or linear park designated as a parkway or greenbelt.* ~~"Riders" and "riding" mean horseback riders and horseback riding.~~

(3) "Department" means the Department of Environmental Protection.

~~(4) "Division" means the Division of Recreation and Parks of the Department of Environmental Protection.~~

(4)~~(5)~~ "Board" means the Board of Trustees of the Internal Improvement Trust Fund.

~~(6) "Canoe" means any nonmotorized watercraft propelled by human power.~~

Section 10. Section 260.014, Florida Statutes, is amended to read:

260.014 Florida *Greenways and* ~~Recreational~~ Trails System.—

~~(1)~~ The Florida *Greenways and* ~~Recreational~~ Trails System shall *be a statewide system of greenways and trails which shall* consist of individual *greenways and* trails and networks of *greenways and* trails *which may be* designated as a part of the *statewide* ~~Florida Recreational Trails~~ system by the department ~~and administered in accordance with the rules published by the department~~.

~~(2) Insofar as is practicable, maps indicating the location of Florida recreational trails shall be published and distributed by the division. The description of canoe trails shall include a generalized map delineating the water body or section thereof designated, locations of suitable launch and takeout sites, as well as other points of interest to enhance the recreational opportunities of the public.~~

Section 11. Section 260.0141, Florida Statutes, is amended to read:

260.0141 *Greenways and* ~~Rails to~~ Trails Program.—There is established within the *department* ~~Florida Recreational Trails System~~ the "Florida *Greenways and* ~~Rails to~~ Trails Program," the purpose of which is to *facilitate the establishment of a statewide system of greenways and trails* ~~acquire and develop abandoned railroad rights-of-way for public recreational trail use~~. Such *greenways and trails* ~~rights-of-way~~ shall be acquired pursuant to this act.

Section 12. Section 260.015, Florida Statutes, is amended to read:

260.015 Acquisition of land.—

(1) The department is authorized to acquire by gift or purchase the fee simple absolute title or any lesser interest in land, including easements, for the purposes of ss. 260.011-260.018 pursuant to the provisions of chapter 375, except that:

(a) The department's power of eminent domain shall be limited to curing defects in title accepted by the board pursuant to subsection (2).

(b) Lists of proposed acquisitions for the Florida *Greenways and* ~~Rails to~~ Trails Program shall be prepared according to *procedures adopted by* the *department* ~~provisions of s. 260.016~~.

(c) Projects acquired under this chapter shall not be subject to the evaluation and selection procedures of s. 259.035, regardless of the estimated value of such projects. All projects shall be acquired in accordance with the acquisition procedures of chapter 253, except that the department may use the appraisal procedure used by the Department of Transportation to acquire transportation rights-of-way. *When a parcel is estimated to be valued at $100,000 or less and the department finds that the costs of obtaining an outside appraisal are not justified, an appraisal prepared by the department may be used.*

(2) For purposes of the Florida *Greenways and* ~~Rails to~~ Trails Program, the board may:

(a) Accept *fee simple title or any lesser interest in lands through methods, including, but not limited to, purchase, donation, grant, dedication, lease, easement, license, or other agreement, to facilitate the establishment of a statewide system of greenways and trails.* ~~title to abandoned railroad rights-of-way purchased or leased by or donated to the department and to any areas abutting such rights-of-way which are needed for the construction of trail user support facilities; and~~

(b) Accept title to abandoned railroad rights-of-way which is conveyed by quitclaim deed through purchase, dedication, gift, grant, or settlement, notwithstanding s. 259.041(1).

(c) Enter into an agreement or, upon delegation, the department may enter into an agreement, with a nonprofit corporation, as defined in s. 259.041(7)(e), to assume responsibility for acquisition of lands pursuant to this section. The agreement may transfer responsibility for all matters which may be delegated or waived pursuant to s. 259.041(1).

(3) Easements, *licenses,* and *use agreements* ~~rights-of-way~~ upon, over, under, across, or along any land, the fee title of which has been acquired for the purposes of ss. 260.011-260.018, may be granted by the department so long as the use of the easement, *license,* or *use agreement* ~~right-of-way~~ does not interfere with the purposes of ss. 260.011-260.018.

~~(4) The department may transfer any recreational trail, easement, or right-of-way to a local governmental agency having jurisdiction over the area in which the recreational trail, easement, or right-of-way is located upon agreement by such local agency to maintain and operate the recreational trail, easement, or right-of-way for recreational purposes in a manner consistent with department rules and the intent of ss. 260.011-260.018.~~

Section 13. Section 260.016, Florida Statutes, is amended to read:

260.016 General powers of *the department* ~~Division of Recreation and Parks.~~—

(1) The *department* ~~Division of Recreation and Parks~~ may:

(a) Publish and distribute appropriate maps of *designated greenways and* ~~recreational~~ trails~~, including recommended extensions thereof~~. *The description shall include a generalized map delineating the area designated, location of suitable ingress and egress sites, as well as other points of interest to enhance the recreational opportunities of the public.*

(b) Establish access routes and related public-use facilities along *greenways and* ~~recreational~~ trails which will not substantially interfere with the nature and purposes of the *greenway or* ~~trail~~.

(c) Adopt appropriate rules for the use of *greenways and* ~~recreational~~ trails.

(d) Coordinate the activities of all governmental units and bodies and special districts that desire to participate in the development of the Florida *Greenways and* ~~Recreational~~ Trails System.

(e) Appoint an advisory body to be known as the "Florida Recreational Trails Council" which shall advise the *department* ~~division~~ in the execution of its powers and duties under this chapter. The *department may* ~~division shall~~ establish by rule the duties, structure, and responsibilities of the council. Members of the Florida Recreational Trails Council shall serve without compensation, but are entitled to be reimbursed for per diem and travel expenses as provided in s. 112.061.

(f) Establish, develop, and publicize saltwater paddling trails in a manner that will permit public recreation without damaging natural resources. The Big Bend Historic Saltwater Paddling Trail from the St. Marks River to the Suwannee River is hereby designated as part of the Florida *Greenways and* ~~Recreational~~ Trails System. Additions to this trail may be added by the department from time to time as part of a statewide saltwater circumnavigation trail.

(g) Enter into sublease agreements or other use agreements with local governmental agencies for the management of greenways and trails for recreation and conservation purposes consistent with the intent of this chapter.

(h) Enter into management agreements with other entities only if a federal agency, another state agency, local government, county, or municipality is unable to manage the greenways or trails lands. Such entities must demonstrate their capabilities of management for the purposes defined in ss. 260.011-260.018.

(i) Charge reasonable fees or rentals for the use or operation of facilities and concessions. All such fees, rentals, or other charges collected shall be deposited in the account or trust fund of the managing entity. All such fees, rentals, or other charges collected by the Division of Recreation and Parks under this paragraph shall be deposited in the State Park Trust Fund pursuant to s. 258.014.

(2) The *department* ~~Division of Recreation and Parks~~ shall:

(a) Evaluate *lands for the acquisition of greenways and trails* ~~existing and potential abandoned railroad rights-of-way to identify the corridors which are suitable for acquisition for recreational trail use~~ and ~~shall~~ compile a list of suitable corridors, *greenways, and trails,* ranking them in order of priority for proposed acquisition. The *department* ~~division~~ shall devise a method of evaluation which includes, but is not limited to, the consideration of:

1. *The importance and function of such corridors within the statewide system.* ~~Current and future recreational need;~~

2. Potential for local sharing in the acquisition, development, operation, or maintenance of *greenway and trail corridors.* ~~abandoned rail corridors;~~

3. Costs of acquisition, development, operation, and maintenance.~~; and~~

~~4. Time of availability of rights-of-way.~~

(b) Maintain an updated list of abandoned and to-be-abandoned railroad rights-of-way. The *department* ~~division~~ shall request information on current and potential railroad abandonments from the Department of Transportation, the Interstate Commerce Commission, and railroad companies operating within the state. At a minimum, the *department* ~~division~~ shall make such requests on a quarterly basis.

(c) Provide information to public and private agencies and organizations on abandoned rail corridors which are or will be available for acquisition from the railroads or for lease for interim recreational use from the Department of Transportation. Such information shall include, at a minimum, probable costs of purchase or lease of the identified corridors.

Section 14. Subsection (3) of section 260.0161, Florida Statutes, is amended to read:

260.0161 Coordination with Department of Transportation.—

(3) After the Department of Transportation acquires abandoned railroad rights-of-way for future transportation purposes, the Department of Transportation shall lease such rights-of-way to a public agency or private organization for interim public *greenway or* ~~recreational~~ trail use if:

(a) The public agency or private organization has requested use of the right-of-way for interim public recreational trail use;

(b) The public agency or private organization agrees in writing to assume all liability and management responsibilities as defined by the Department of Transportation; and

(c) The use of the right-of-way as a recreational trail does not interfere with the ultimate transportation purposes of the property as determined by the secretary of the Department of Transportation.

Section 15. Section 260.018, Florida Statutes, is amended to read:

260.018 Agency recognition.—All agencies of the state, regional planning councils through their comprehensive plans, and local governments through their local comprehensive planning process pursuant to chapter 163 shall recognize the special character of the lands and waters designated by the state as *greenways and* ~~recreational~~ trails and shall not take any action which will impair their use as designated.

Section 16. Subsection (3) of section 373.139, Florida Statutes, is amended to read:

373.139 Acquisition of real property.—

(3) Title information, appraisal reports, offers, and counteroffers are confidential and exempt from the provisions of s. 119.07(1) until an option contract is executed or, if no option contract is executed, until 30 days before a contract or agreement for purchase is considered for approval by the governing board. *However, each district may, at its discretion, disclose appraisal reports to private landowners during negotiations for acquisitions using alternatives to fee simple techniques, if the district determines that disclosure of such reports will bring the proposed acquisition to closure.* In the event that negotiation is terminated by the district, the title information, appraisal report, offers, and counteroffers

shall become available pursuant to s. 119.07(1). Notwithstanding the provisions of this section and s. *259.041* ~~253.025~~, a district and the Division of State Lands may share and disclose title information, appraisal reports, appraisal information, offers, and counteroffers when joint acquisition of property is contemplated. A district and the Division of State Lands shall maintain the confidentiality of such title information, appraisal reports, appraisal information, offers, and counteroffers in conformance with this section and s. *259.041, except in those cases in which a district and the division have exercised discretion to disclose such information* ~~253.025~~. This exemption is subject to the Open Government Sunset Review Act in accordance with s. 119.14.

Section 17. Paragraph (a) of subsection (2) of section 373.59, Florida Statutes, is amended, a new subsection (3) is added, and existing subsections (3) through (14) are renumbered (4) through (15), to read:

373.59 Water Management Lands Trust Fund.—

(2)(a) By January 15 of each year, each district shall file with the Legislature and the Secretary of Environmental Protection a report of acquisition activity together with modifications or additions to its 5-year plan of acquisition. *Included in the report shall be an identification of those lands which require a full fee simple interest to achieve water management goals and those lands which can be acquired using alternatives to fee simple acquisition techniques and still achieve such goals. In their evaluation of which lands would be appropriate for acquisition through alternatives to fee simple, district staff shall consider criteria including, but not limited to, acquisition costs, the net present value of future land management costs, the net present value of ad valorem revenue loss to the local government, and the potential for revenue generated from activities compatible with acquisition objectives.* The report shall also include a description of land management activity. Expenditure of moneys from the Water Management Lands Trust Fund shall be limited to the costs for acquisition, management, maintenance, and capital improvements of lands included within the 5-year plan as filed by each district and to the department's costs of administration of the fund. The department's costs of administration shall be charged proportionally against each district's allocation using the formula provided in subsection (7). However, no acquisition of lands shall occur without a public hearing similar to those held pursuant to the provisions set forth in s. 120.54. In the annual update of its 5-year plan for acquisition, each district shall identify lands needed to protect or recharge groundwater and shall establish a plan for their acquisition as necessary to protect potable water supplies. Lands which serve to protect or recharge groundwater identified pursuant to this paragraph shall also serve to protect other valuable natural resources or provide space for natural resource based recreation.

(3) Each district shall remove the property of an unwilling seller from it plan of acquisition at the next scheduled update of the plan, if in receipt of a request to do so by the property owner.

Section 18. Subsections (2), (3), (7), (8), and (10) of section 380.0677, Florida Statutes, are amended to read:

380.0677 Green Swamp Land Authority.—

(2) MEMBERSHIP; TERMS.—Notwithstanding the provisions of s. 380.0663(1), the Green Swamp Land Authority shall be constituted as follows:

(a) There shall be eight voting members of the authority, including the county managers of Polk and Lake Counties or their respective designees. The Boards of County Commissioners of Polk and Lake Counties each shall recommend to the Governor six names of persons representing a cross section of interests within the Green Swamp Area of Critical State Concern, including the interests of property owners within the Green Swamp. The Governor shall select six members, three from each county's list of names, representing a cross section of interests within the Green Swamp Area of Critical State Concern. At least two of the members of the authority must represent the interests of property owners within the boundaries of the Green Swamp Area of Critical State Concern, as described in s. 380.0551. In addition, the executive directors of the Southwest Florida and the St. Johns River Water Management Districts, *the Secretary of Community Affairs,* or their designees, shall serve as nonvoting members of the land authority.

(b) Of the initial authority members appointed by the Governor, three shall serve 1-year terms and three shall serve 3-year terms. Subsequent appointments or reappointments by the Governor shall be for 3-year staggered terms.

(3) MISSION.—The mission of the Green Swamp Land Authority shall be to balance the protection of the ecological values of the Green Swamp Area of Critical State Concern with the protection of private property rights and the interests of taxpayers through the acquisition of lands, or rights or interests in lands, from willing sellers within the Green Swamp Area of Critical State Concern. To that end, the authority is encouraged to coordinate with the Division of State Lands of the Department of Environmental Protection, *the Florida Communities Trust Program within the Department of Community Affairs,* the Southwest Florida Water Management District, and the St. Johns River Water Management District to identify, select, and acquire less-than-fee-simple interests or rights in parcels within the Green Swamp Area of Critical State Concern, as part of overall land acquisition efforts by the state and the districts. *When the Department of Environmental Protection and the water management districts are planning to acquire parcels within the Green Swamp Area of Critical State Concern, they shall consider acquiring such parcels using alternatives to fee simple techniques in consultation with the land authority.*

(7) PROGRAM; CONSIDERATION.—The authority, with the assistance of the Southwest Florida and St. Johns River Water Management Districts, shall develop a land protection agreement program, including procedures for selecting, valuing, and monitoring to ensure compliance with the purposes of this section within the Green Swamp Area of Critical State Concern. The Southwest Florida and St. Johns River Water Management Districts *may* ~~shall~~ act as the acquisition agents for the land authority, and title to the lands, or interests or rights in lands, shall vest in the district where the acquisition project is located. Among the procedures shall be a process for determining the amount of consideration that may be paid for the willingness of a property owner to accept restrictions or conditions according to the terms of a land protection agreement. The authority shall make rules necessary to carry out this section. To encourage participation in the land protection agreement program and to create a sense of fairness, the land authority is directed in making rules to reflect changes in land values as a result of the designation of the Green Swamp Area of Critical State Concern and implementation of Polk and Lake Counties' comprehensive plans. Such rules shall be reviewed by the Southwest Florida and St. Johns River Water Management Districts.

(8) APPROPRIATIONS.—

~~(a)~~ From funds appropriated to the Department of Environmental Protection for land acquisition from the Conservation and Recreation Lands Trust Fund for fiscal years 1994-1995, 1995-1996, and 1996-1997 $4 million shall be reserved ~~for the first three quarters of~~ each fiscal year to carry out the purposes of this section. To the extent practicable, moneys appropriated from the Conservation and Recreation Lands Trust Fund, Save Our Rivers Trust Fund, and Florida Communities Trust Fund shall be used to acquire lands, or interests or rights in lands, on the Conservation and Recreation Lands, Save Our Rivers, or Florida Communities Trust land acquisition plans or lists, as defined in s. 259.035, or a land acquisition plan under s. 373.59 or s. 380.508. However, nothing in this subsection prohibits the Green Swamp Land Authority from entering into land protection agreements with any property owner whose property is not on any of such lists. From sums appropriated to the Department of Environmental Protection from the Water Management District Lands Trust Fund for fiscal years 1994-1995, 1995-1996, and 1996-1997, $3 million shall be reserved ~~for the first three quarters of~~ each fiscal year to carry out the purposes of this section. Such amounts as are used from the Water Management District Lands Trust Fund shall be credited against the allocations as provided in s. 373.59 to the St. Johns River Water Management District or the Southwest Florida Water Management District in proportion to the amount of lands for which an interest was acquired, and shall not be required by a district for debt service payments or land management purposes. From funds appropriated to the Department of Community Affairs for the Florida Communities Trust Program from the Preservation 2000 Trust Fund for fiscal years 1994-1995 *through 1999-2000,* ~~1995-1996, and 1996-1997,~~ $3 million shall be reserved ~~for the first three quarters of~~ each fiscal year to carry out the purposes of this section. Appropriations identified pursuant to this subsection shall fund the acquisition of lands, or the interests or rights in lands, and related costs of acquisition. Such funds shall be available for expenditure after the land authority has adopted rules to begin its program. *Funds reserved pursuant to this*

subsection, for each of the referenced fiscal years, shall remain available for the purposes specified in this subsection for 12 months from the date on which such funds become available for disbursement. After such time has elapsed, any funds ~~Upon the completion of the third quarter of each of the fiscal years referenced herein, funds placed in reserve pursuant to this subsection~~ which are not legally obligated for expenditure shall be released for the lawful purposes for which they were otherwise appropriated.

~~(b) There is hereby appropriated for fiscal year 1994-1995 the sum of $100,000 from the General Revenue Fund to the Department of Environmental Protection as a grant in-aid to the land authority to provide for the employment of staff and general operation expenses.~~

(10) USE OF PROPERTY AGREEMENT.—A private property owner who enters into a land protection agreement may use the property in any manner consistent with the terms of the agreement. *A* ~~An~~ *land protection* agreement which limits the use of property to agriculture shall allow the owner to change from one agricultural activity to another *unless otherwise prohibited by the provisions of the agreement.* Unless otherwise stated, agreements shall not prohibit the construction or operation of: barns or other buildings necessary to agricultural activities, such as employment housing; hunting and fishing camps; or a specified number of single-family residences solely for the use of the property owner or the owner's family.

Section 19. Subsection (1) of section 380.502, Florida Statutes, is amended to read:

380.502 Legislative findings and intent.—

(1) The Legislature finds that the conservation of natural areas is vital to the state's economy and ecology. The Legislature further finds that rapid increases in population and development throughout Florida threaten the integrity of the environment and limit opportunities for citizens and visitors to enjoy the state's natural areas. ~~Finally,~~ The Legislature *further* finds that inappropriate and poorly planned land uses overburden natural resources and disrupt the state's ecology. *Finally, the Legislature finds that the quality of life, environmental quality, as well as the viability and vitality of the urban areas of this state is directly linked to urban open space and greenways. The creation of greenways, expansion of green spaces, enhancement of recreation areas, and protection and restoration of urban lakes, rivers, and watersheds in the urban areas of this state is necessary to link populated areas with natural areas, preserve unique cultural and heritage sites, provide land for recreational opportunities to enhance the health and well-being of the urban residents of this state, improve water quality, reduce the level of urban crime and violence, and build confidence and self-esteem among the urban youth of this state.*

Section 20. Subsection (15) is added to section 380.503, Florida Statutes, to read:

380.503 Definitions.—As used in ss. 380.501-380.515, unless the context indicates a different meaning or intent:

(15) "Urban greenways and open space project" means action taken pursuant to this part to acquire lands or interest in lands to create a linear open space protected and managed as part of linked conservation lands or recreational opportunities in an urban area, or to preserve open space or historic sites to enhance recreational and cultural opportunities in an urban area.

Section 21. Paragraph (f) is added to subsection (2) of section 380.507, Florida Statutes, to read:

380.507 Powers of the trust.—The trust shall have all the powers necessary or convenient to carry out the purposes and provisions of this part, including:

(2) To undertake, coordinate, or fund activities and projects which will help bring local comprehensive plans into compliance and help implement the goals, objectives, and policies of the conservation, recreation and open space, and coastal elements of local comprehensive plans, or which will otherwise serve to conserve natural resources and resolve land use conflicts, including, but not limited to:

(f) Urban greenways and open space projects.

Section 22. Paragraph (f) is added to subsection (3) of section 380.510, Florida Statutes, to read:

380.510 Conditions of grants and loans.—

(3) In the case of a grant or loan for land acquisition, agreements shall provide all of the following:

(f) The term of any grant using funds received from the Preservation 2000 Trust Fund, pursuant to s. 259.101(3)(c), shall be for a period not to exceed 24 months. The governing board of the trust may offer a grant with a shorter term and may extend a grant beyond 24 months when the grant recipient demonstrates that significant progress is being made toward closing the project or that extenuating circumstances warrant an extension of time. If a local government project which was awarded a grant is not closed within 24 months and the governing board of the trust does not grant an extension, the grant reverts to the trust's unencumbered balance of Preservation 2000 funds to be redistributed to other eligible projects. The local government may reapply for a grant to fund the project in the trust's next application cycle.

Any deed or other instrument of conveyance whereby a nonprofit organization or local government acquires real property under this section shall set forth the interest of the state. The trust shall keep at least one copy of any such instrument and shall provide at least one copy to the Board of Trustees of the Internal Improvement Trust Fund.

Section 23. Paragraph (j) is added to subsection (1) of section 498.025, Florida Statutes, subsection (2) of that section is amended, subsections (3), (4), (5), and (6) of that section are renumbered as subsections (4), (5), (6), and (7), respectively, and new subsection (3) is added to that section, to read:

498.025 Exemptions.—

(1) Except as provided in s. 498.022, the provisions of this chapter do not apply to:

(j) Any offer or disposition constituting a single sale or offer to sell to a person if the lot, parcel, unit, or interest in the subdivision contains at least 20 acres. In determining eligibility for the exemption, easements for ingress and egress or public utilities are considered part of the total acreage of the lot, parcel, unit, or interest if the purchaser retains ownership of the property affected by the easement.

(2) Except as provided in s. 498.022, the provisions of this chapter do not apply to offers or dispositions of interests in lots, parcels, or units contained in a recorded subdivision plat, *or resulting from the subdivision of land in accordance with applicable local land development laws and regulations pursuant to part II of chapter 163, including lots, parcels, units, or interest vested under such part,* if all of the following conditions exist:

(a) Each lot, parcel, or unit is situated on an existing, dedicated road or street that is constructed to the specifications of the appropriate local governing body which has voluntarily agreed to accept the road or street for maintenance, and, if a waiting period is required, adequate assurances have been established with the appropriate local governing body. Alternatively, maintenance may be provided by an acceptable property owner's association. A property owner's association shall be acceptable if it is a duly incorporated, nonprofit corporation whose bylaws, which provide for the assessment of the cost of maintenance of the roads on a pro rata basis, have been incorporated into the restrictive covenants imposed upon the subdivision.

(b) The subdivision has drainage structures and fill necessary to prevent flooding, which have been approved by the appropriate local governing body and, if a waiting period is required, adequate assurances have been established with the appropriate local governing body. In addition, provisions for perpetual maintenance of these drainage structures must be established with the appropriate local governing body or an acceptable property owners' association or through covenants running with the land.

(c) Electric power is available at or near each lot, parcel, or unit.

(d) Domestic water supply and sanitary sewage disposal meeting the requirements of the applicable governmental authority are available at or near each lot, parcel, or unit.

(e) The subdivider is the fee simple owner of the subdivided land offered and to be conveyed to purchasers.

(f) All promised improvements, including any common areas or recreational facilities, are complete.

(g) The contract for purchase contains, and the subdivider complies with, the following provisions:

1. The purchaser must inspect the subdivided land prior to the execution of the contract.

2. The purchaser shall have an absolute right to cancel the contract for any reason whatsoever for a period of 7 business days following the date on which the contract was executed by the purchaser.

3. In the event the purchaser elects to cancel within the period provided, all funds or other property paid by the purchaser shall be refunded without penalty or obligation within 20 days of the receipt of the notice of cancellation by the developer.

4. All funds or property paid by the purchaser shall be escrowed until closing has occurred and the deed has been recorded.

5. Unless otherwise timely canceled, closing shall occur and the deed shall be recorded within 180 days of the date of execution of the contract by the purchaser.

6. Title shall be conveyed by statutory warranty deed unencumbered by any lien or mortgage except for any first purchase money mortgage given by the purchaser and restrictions, covenants, or easements of record.

(3) Except as provided in s. 498.022, the provisions of this chapter do not apply to offers or dispositions of interests in lots, parcels, or units contained in a recorded subdivision plat, or resulting from the subdivision of land in accordance with applicable local land development law and regulations pursuant to part II of chapter 163, including lots, parcels, units, or interest vested under such part, if all of the following conditions exist:

(a) Each lot, parcel, or unit is situated on an existing, dedicated road or street that is constructed to the specifications of the appropriate local governing body. Alternatively, maintenance may be provided by an acceptable property owner's association. A property owner's association shall be acceptable if it is a duly incorporated nonprofit corporation whose bylaws, which provide for the assessment of the costs of maintenance of the roads on a pro rata basis, have been incorporated into the restrictive covenants imposed upon the subdivision.

(b) The subdivision has drainage structures and fill necessary to prevent flooding, which have been approved by the appropriate local governing body. In addition, provisions for perpetual maintenance of such drainage structures must be established with the appropriate local governing body or an acceptable property owner's association or through covenants running with the land.

(c) Electric power is available at or near each lot, parcel, or unit.

(d) Domestic water supply and sanitary sewage disposal meeting the requirements of the applicable governmental authority are available at or near each lot, parcel, or unit.

(e) The subdivider is the fee simple owner of the subdivided land offered and to be conveyed to purchasers.

(f) All promised improvements, including any common areas or recreational facilities, are complete.

(g) The agreement for deed contains, and the subdivider complies with, the following provisions:

1. The purchaser must inspect the subdivided land prior to the execution of the agreement for deed.

2. The purchaser shall have an absolute right to cancel the agreement for deed for any reason whatsoever for a period of 7 business days following the date on which the agreement for deed was executed by the purchaser.

3. If the purchaser elects to cancel within the period provided, all funds or other property paid by the purchaser shall be refunded without penalty or obligation within 20 days after the receipt of the notice of cancellation by the developer.

4. All funds for property paid by the purchaser shall be escrowed until the agreement for deed has been recorded in the county in which the subdivision is located.

5. Unless otherwise timely canceled, the agreement for deed shall be recorded within 180 days after its execution by the purchaser.

6. Sale of lots in the subdivision shall be restricted solely to residents of the state.

7. The underlying mortgage or other ancillary documents shall contain release provisions for the individual lot purchased.

Section 24. Section 589.07, Florida Statutes, is amended to read:

589.07 Division may acquire lands for forest purposes.—The Division of Forestry, on behalf of the state and subject to the restrictions mentioned in s. 589.08, may acquire lands, suitable for state forest purposes, by gift, donation, contribution, purchase, or otherwise and may enter into agreements with the Federal Government, or other agency, for acquiring by gift, purchase, or otherwise, such lands as are, in the judgment of the division, suitable and desirable for state forests. The acquisition procedures for state lands provided in s. *259.041* ~~253.025~~ do not apply to acquisition of land by the Division of Forestry.

Section 25. There is hereby appropriated from the Conservation and Recreation Lands Trust Fund to the Department of Environmental Protection, for fiscal year 1996-1997, the sum of $100,000 as a grant-in-aid to the Green Swamp Land Authority for the purpose of carrying out the provisions of s. 380.0677.

Section 26. The Board of Trustees of the Internal Improvement Trust Fund shall transfer from the Internal Improvement Trust Fund parcels 22-0060.0, 22-0062.0, and 22-0068.0 to Glades County for the purpose of protecting the waters of Lake Okeechobee and of the Caloosahatchee River, for innovative water reclamation projects including passion park and green space projects and economic development. If not used for these purposes the property reverts back to the state.

Section 27. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 1, beginning on line 2, through page 2, line 30 delete all of said lines and insert: An act relating to public lands acquisition; amending s. 259.032, F.S.; revising policies relating to land acquisition for promotion of outdoor recreation and conservation of urban open spaces; extending eligibility for payment in lieu of taxes to local governmental entities and municipalities which meet certain criteria; clarifying eligibility period of certain properties; establishing a process whereby a property owner may have land removed from the Conservation and Recreation Lands list; amending s. 258.015, F.S.; providing a reserve appropriation from the Land Acquisition Trust Fund to be used as a state match for private funding to enhance the use and potential of state parks; authorizing the Department of Environmental Protection to honor a private donor with a plaque; amending s. 370.0205, F.S.; exempting citizen support organizations with annual expenditures of less than a certain amount from certain auditing requirements; amending s. 259.035, F.S,; requiring the council to give a higher consideration to certain properties in adding projects as conservation and recreation lands; requiring the council to identify projects for acquisition in fee simple or in less than fee simple; amending s. 259.041, F.S.; granting the department the discretion to disclose certain appraisal reports; amending s. 259.101, F.S.; deleting obsolete legislative intent language; revising a scheduled repeal of certain Preservation 2000 funding; providing legislative intent relating to less-than-fee-simple acquisition; requiring the Department of Environmental Protection and each water management district to acquire at least two projects a year using alternatives to fee simple acquisition techniques; establishing an appraisal methodology; specifying ownership rights and interests; requiring a portion of the unencumbered balances of certain state land-acquisition programs be redistributed to the Department of Environmental Protection and the water management districts; specifying conditions under which the Florida Communities Trust program will not lose unencumbered funds;

providing for a carryforward of certain unspent balances for certain purposes; providing for future repeal of certain provisions relating to other-than-fee-simple acquisition of certain lands; amending ss. 260.011, 260.012, 260.013, 260.014, 260.0141, 260.015, 260.016, 260.0161, and 260.018, F.S.; renaming the "Florida Rails to Trails Program" as the "Florida Greenways and Trails Program"; revising definitions; providing for a Florida Greenways and Trails System; providing for a Greenways and Trails Program; providing for additional methods of acquiring certain lands; deleting authorization for the department to transfer certain lands to local governments under certain circumstances; revising departmental powers; amending s. 373.139, F.S.; authorizing water management districts to disclose certain appraisal reports under certain circumstances; amending s. 373.59, F.S.; requiring water management districts to include in certain reports information about lands planned for acquisition in fee simple and in less-than-fee-simple; requiring the water management districts to remove properties from their acquisition plans at the request of property owners; amending s. 380.0677, F.S.; adding the Secretary of Community Affairs as a nonvoting member of the Green Swamp Land Authority; adding the Department of Community Affairs to the list of agencies with which the authority coordinates acquisitions; directing the Department of Environmental Protection and the water management districts to consider using alternatives to fee simple when purchasing properties within the Green Swamp Area of Critical State Concern; deleting a reservation limitation on the authority's annual appropriation of Preservation 2000 funds; amending s. 380.502, F.S.; providing legislative intent; amending s. 380.503, F.S.; providing a definition; amending s. 380.507, F.S.; requiring the Florida Communities Trust Program to assist local governments in acquiring urban greenways and open space projects; amending s. 380.510, F.S.; establishing a 2-year time limit on Florida Communities Trust grants to local governments; amending s. 498.025, F.S.; providing that the Florida Uniform Land Sales Practices Law does not apply to any offer or disposition constituting a single sale or offer to sell to a person acreage in a certain amount or to offers or dispositions of interests in lots, parcels, or units resulting from the subdivision of land in accordance with applicable land development regulations under certain circumstances; providing an exemption for sales of subdivided lands through an agreement for deed; amending s. 589.07, F.S.; correcting a cross-reference; providing an appropriation; directing the board to transfer specified lands to Glades County; providing an effective date.

Senator Dantzler moved the following amendment which was adopted:

Senate Amendment 1 (with title amendment) to House Amendment 1 (with title amendment)—On page 45, lines 20-25, delete those lines and insert: innovative water reclamation projects, including passive park and openspace water reclamation projects; and for economic development. If not used for these purposes, and if all water reclamation projects are not completed within three years, the lands shall revert to the Board of Trustees of the Internal Improvement Trust Fund. Any activities conducted on the lands must be in compliance with all environmental permit requirements imposed by appropriate permitting entities.

Section 26. Subsection (1) of section 372.673, Florida Statutes, is amended to read:

372.673 Florida Panther Technical Advisory Council.—

(1) The Florida Panther Technical Advisory Council is established within the Game and Fresh Water Fish Commission. The council shall be appointed by the Governor and shall consist of *seven* ~~five~~ members with technical knowledge and expertise in the research and management of large mammals.

(a) Two members shall represent state or federal agencies responsible for management of endangered species; two members, who must have specific experience in the research and management of large felines or large mammals, shall be appointed from universities, colleges, or associated institutions; and *three members* ~~one member~~, with similar expertise, shall be appointed from the public at large.

(b) As soon as practicable after July 1, 1983, one member representing a state or federal agency and one member appointed from a university, college, or associated institution shall be appointed for terms ending August 1, 1985, and the remaining members shall be appointed for terms ending August 1, 1987. Thereafter, all appointments shall be for 4-year terms. If a vacancy occurs, a member shall be appointed for the remainder of the unexpired term. A member whose term has expired shall continue sitting on the council with full rights until a replacement has been appointed.

(c) Council members shall be reimbursed pursuant to s. 112.061 but shall receive no additional compensation or honorarium.

Section 27. Should legislation fail to become law transferring the environmental education program from the Department of Environmental Protection to the Florida Game and Fresh Water Fish Commission, then notwithstanding chapter 216, Florida Statutes, the Executive Office of the Governor shall reallocate the specific appropriation 1149A in HB 2715 as follows:

Transfer to Department of Education for environmental education/regional service projects—$641,540

Transfer to Advisory Council on Environmental Education for environmental education staff—$373,723

Department of Environmental Protection for Environmental Education—$1,126,277

Section 28. This act shall take effect upon becoming a law.

And the title is amended as follows:

On page 48, line 20, after the semicolon (;) insert: amending s. 372.673, F.S.; providing for members of the Florida Panther Technical Advisory Council; providing exception to property included in the C-139 Basin; directing the allocation of specific appropriation 1149A in HB 2715 upon specified conditions;

On motion by Senator Dantzler, the Senate concurred in **House Amendment 1** as amended and requested the House to concur in the Senate amendment to the House amendment.

CS for CS for SB 770 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed SB 1316, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 1316—A bill to be entitled An act relating to criminal justice; creating s. 939 155, F.S.; providing for defendant's liability for certain costs in a criminal proceeding, under specified circumstances when the defendant retains private counsel prior to filing of an affidavit with respect to indigency; providing exceptions; providing an effective date.

House Amendment 1 (with title amendment)—On page 1, line 12, delete everything after the enacting clause and insert:

Section 1. Section 27.52, Florida Statutes, is amended to read:

27.52 Determination of indigency.—

(1)*(a)* The determination of indigency of any accused person shall be made by the court, *and may be made* at any stage of the proceedings. ~~Any accused person claiming indigency shall file with the court an affidavit which shall contain the factual information required in subsection (2).~~

(b) An accused person, or if applicable a parent or legal guardian of an accused minor or an accused adult tax-dependent person, asserting indigency and requesting representation by the public defender, shall file with the court a completed affidavit containing the factual information required under subsection (2) and stating that the affidavit is signed under oath and under penalty of perjury.

(c) A fee of $40 shall be paid into the county depository at the time the affidavit is filed. However, the affidavit shall be accepted without the fee if the court finds, after reviewing the financial information contained in

the affidavit, that the fee should be reduced, waived, or assessed at the disposition.

(d) If the court finds that the accused person applying for representation appears to be indigent based on the factual information provided, the court shall appoint the public defender to provide representation. If the fee is not paid prior to the disposition of the case, the sentencing judge shall be advised of this fact and may:

1. Assess the fee as part of the sentence or as a condition of probation; or

2. Assess the fee pursuant to s. 27.56.

Notwithstanding any provision of law or local order to the contrary, the collecting entity shall assign the first $40 to the Indigent Criminal Defense Trust Fund, if created by law; otherwise it shall be deposited in the General Revenue Fund. In no event should a person who is found to be indigent be refused counsel for failure to pay the fee.

(e) The fee shall be remitted into the county depository and transferred to the Indigent Criminal Defense Trust Fund, if created by law; otherwise it shall be deposited in the General Revenue Fund, for the purpose of supplementing the general revenue funds appropriated to public defenders.

(f) The affidavit must contain the following financial information and calculations as to the accused person's income:

1. Net income.—Total salary and wages, minus deductions required by law, including court-ordered support payments.

2. Other income.—Including, but not limited to, social security benefits, union funds, veterans' benefits, workers' compensation, other regular support from absent family members, public or private employee pensions, unemployment compensation, dividends, interest, rent, trusts, and gifts.

3. Assets.—Including, but not limited to, cash, savings accounts, bank accounts, stocks, bonds, certificates of deposit, equity in real estate, and equity in a boat or a motor vehicle or in other tangible property.

(g) The income of an accused minor or an accused adult tax-dependent person who is substantially supported by a parent or parents or by a guardian, or who continues to be claimed as a dependent for tax purposes, shall include the income of that dependent person's parent or parents or guardian, except a parent or guardian who has an adverse interest in the proceeding.

(2)(a) *After reviewing the affidavit and questioning the accused person, the court shall make one of the following three determinations:*

1. The accused person is indigent.

2. The accused person is indigent, but able to contribute.

3. The accused person is not indigent. ~~A person is indigent for the purposes of this part if he or she is unable to pay for the services of an attorney, including costs of investigation, without substantial hardship to the person or his or her family.~~

(b) An accused person, or an accused minor's or accused adult tax-dependent person's parent or guardian, is indigent if:

1. The income of the person is equal to or below 125 percent of the then-current federal poverty guidelines prescribed for the size of the household of the accused by the United States Department of Health and Human Services or if the person is receiving Aid to Families with Dependent Children (AFDC), poverty-related veterans' benefits, or Supplemental Security Income (SSI); or

2. The person is unable to pay for the services of an attorney without substantial hardship to his or her family.

(c) An accused person, or an accused minor's or accused adult tax-dependent person's parent or guardian, is indigent but able to contribute if the person has income of more than 125 percent and less than 250 percent of the then-current federal poverty income guidelines prescribed for the size of the household of the person by the United States Department of Health and Human Services.

(d)~~(b)~~ In determining whether a defendant is indigent, the court shall determine whether any of the following facts exist, and the existence of any such fact shall create a presumption that the defendant is not indigent:

1. The defendant has been released on bail in the amount of $5,000 or more.

~~2. The defendant has no dependents and his or her gross income exceeds $100 per week; or, if the defendant has dependents, his or her gross income exceeds $100 per week plus $20 per week for each of the first two dependents of the defendant and $10 per week for each additional dependent.~~

~~3. The defendant owns cash in excess of $500.~~

~~(c) The court shall also consider the following additional circumstances in determining whether a defendant is indigent:~~

~~1. The probable expense and burden of defending the case;~~

2. The *defendant owns* ~~ownership of~~, or *has* equity in, any intangible or tangible personal property or real property or the expectancy of an interest in any such property. ~~by the defendant; and~~

3. *The defendant retained private counsel immediately before or after filing the affidavit asserting indigency pursuant to subsection (1).* ~~The amount of debts owed by defendant or debts that might be incurred by the defendant because of illness or other misfortunes within the family.~~

(e)~~(d)~~ A nonindigent parent or legal guardian of *an accused minor or an accused adult tax-dependent* ~~a dependent~~ person ~~under the age of 18 years~~ shall furnish *the minor or dependent* ~~such~~ person with the necessary legal services and costs incident to a delinquency proceeding *or, upon transfer of such person for criminal prosecution as an adult pursuant to s. 39.052, a criminal prosecution,* in which the person has a right to legal counsel under the Constitution of the United States or the Constitution of the State of Florida. The failure of a parent or legal guardian to furnish legal services and costs under this section shall not bar the appointment of legal counsel pursuant to s. 27.53. When the public defender, a special assistant public defender appointed pursuant to s. 27.53(2), or appointed private legal counsel is appointed to represent *an accused minor or an accused adult tax-dependent person* ~~a minor~~ in any proceeding in circuit court or in a criminal proceeding in any other court, the parents or the legal guardian ~~of the minor~~ shall be liable for the *fees and* costs of such representation *even if the person is a minor being tried as an adult* ~~in an amount not to exceed $1,250~~. Liability for the costs of such representation may be imposed in the form of a lien against the property of the *nonindigent or indigent but able to contribute* parents or ~~the~~ legal guardian of the *accused* minor *or accused adult tax-dependent person*, which lien shall be enforceable as provided in s. 27.56 or s. 27.561. The court shall determine the amount of the obligation; and, in determining the amount of the obligation, the court shall follow the procedure outlined by this section.

(3) If the trial court *determines* ~~shall determine and adjudge~~, within *2 years* ~~1 year~~ after the determination of indigency, that any accused was erroneously or improperly determined to be indigent, the state attorney *shall* ~~may~~, in the name of the state, proceed against such accused for the reasonable value of the services rendered to the accused and including all costs paid by the state or county in his or her behalf. Any amount recovered shall be remitted to the board of county commissioners of the county wherein the accused was tried. The funds shall be deposited in the fine and forfeiture fund of that county and be used to defray the expenses incurred by the county with respect to the defense of defendants in criminal prosecutions.

Section 2. Subsections (1), (2), (3), and (4) of section 27.56, Florida Statutes, are amended to read:

27.56 Assistance; lien for payment of attorney's fees or costs.—

(1)(a) The court having jurisdiction over any defendant who has been determined to be guilty of a criminal act by a court or jury or through a plea of guilty or nolo contendere and who has received the assistance of the public defender's office or a special assistant public defender, or the services of a private attorney appointed pursuant to the Florida Statutes or the Florida Rules of Criminal Procedure, *but is not indigent under s. 27.52(2), or has been determined indigent but able to contribute,*

may assess attorney's fees and costs against the defendant. At the sentencing hearing, ~~or at such stage in the proceedings as~~ the court ~~may deem appropriate, the public defender, the special assistant public defender, or the private attorney representing such defendant~~ shall ~~move the court to~~ assess attorney's fees and costs against the defendant *and shall determine the appropriate amount and method of payment*. Such costs may include the cost of depositions; cost of transcripts of depositions, including the cost of defendant's copy, which transcripts are certified by the defendant's attorney as having served a useful purpose in the disposition of the case; investigative costs; witness fees; the cost of psychiatric examinations; or other reasonable costs specially incurred by the county for the defense of the defendant in criminal prosecutions within the county. Costs shall not include expenses inherent in providing a constitutionally guaranteed jury trial or expenditures in connection with the maintenance and operation of government agencies that must be made by the public irrespective of specific violations of law. Any cost assessed pursuant to this paragraph shall be reduced by any amount assessed against a defendant pursuant to s. 27.3455.

(b) Upon entering a judgment of conviction, the trial court may order the defendant to pay the costs assessed by the court in full, or within a time certain as set by the court, after the judgment of conviction becomes final.

(c) After assessment of the attorney's fees and costs, the court may order the defendant to pay the attorney's fees in full or in installments, at the time or times specified. The court may order payment of the assessed attorney's fees as a condition of probation, of suspension of sentence, or of withholding the imposition of sentence.

(2)(a) When payment of attorney's fees or costs has been ordered by the court, there is hereby created in the name of the county in which such assistance was rendered a lien, enforceable as hereinafter provided, upon all the property, both real and personal, of any person who:

1. Has received any assistance from any public defender of the state, from any special assistant public defender, or from any appointed private legal counsel; or

2. Is a parent of *an accused* ~~a~~ minor *or an accused adult tax-dependent person* who is being, or has been, represented by any public defender of the state, by any special assistant public defender, or by any appointed private legal counsel.

Such lien shall constitute a claim against the defendant-recipient or parent and his or her estate, enforceable according to law, in an amount to be determined by the court in which such assistance was rendered.

(b) Immediately after the issuance of an order for the payment of attorney's fees or costs, a judgment showing the name and residence of the defendant-recipient or parent shall be filed for record in the office of the clerk of the circuit court in the county where the defendant-recipient or parent resides and in each county in which such defendant-recipient or parent then owns or later acquires any property. Such judgments shall be enforced on behalf of the county by the board of county commissioners of the county in which assistance was rendered.

(3) In lieu of the procedure above described, the court is authorized to require that the defendant-recipient of the services of the public defender, special assistant public defender, or appointed private legal counsel, or that the parent of *an accused* ~~a~~ minor *or an accused adult tax-dependent person* who has received such services, execute a lien upon his or her real or personal property, presently owned or after-acquired, as security for the debt created hereby. Such lien shall be recorded in the public records of the county at no charge by the clerk of the circuit court and shall be enforceable in the same manner as a mortgage.

(4) The board of county commissioners of the county wherein the defendant-recipient was tried or received the services of a public defender, special assistant public defender, or appointed private legal counsel *shall* ~~is authorized to~~ enforce, satisfy, compromise, settle, subordinate, release, or otherwise dispose of any debt or lien ~~hereby~~ imposed *under this section*. A defendant-recipient or parent, who has been ordered to pay attorney's fees or costs and who is not in willful default in the payment thereof, may, at any time, petition the court which entered the order for remission of the payment of attorney's fees or costs or of any unpaid portion thereof. If it appears to the satisfaction of the court that payment of the amount due will impose manifest hardship on such person or his or her immediate family, the court may remit all or part of the amount due in attorney's fees or costs or may modify the method of payment.

Section 3. Paragraph (d) is added to subsection (3) of section 39.052, Florida Statutes, to read:

39.052 Hearings.—

(3) TRANSFER OF A CHILD FOR PROSECUTION AS AN ADULT.—

(d) Notwithstanding any provision of this section or any other law to the contrary, if a child is transferred for criminal prosecution pursuant to this section, a nonindigent or indigent but able to contribute parent or legal guardian of the child pursuant to s. 27.52 is liable for necessary legal fees and costs incident to the criminal prosecution of the child as an adult.

Section 4. For the purpose of incorporating the amendments to sections 27.52 and 27.56, Florida Statutes, in references thereto, the sections or subdivisions of Florida Statutes set forth below are reenacted to read:

27.51 Duties of public defender.—

(1) The public defender shall represent, without additional compensation, any person who is determined by the court to be indigent as provided in s. 27.52 and who is:

(a) Under arrest for, or is charged with, a felony;

(b) Under arrest for, or is charged with, a misdemeanor, a violation of chapter 316 which is punishable by imprisonment, criminal contempt, or a violation of a municipal or county ordinance in the county court, unless the court, prior to trial, files in the cause a statement in writing that the defendant will not be imprisoned if he or she is convicted;

(c) Alleged to be a delinquent child pursuant to a petition filed before a circuit court; or

(d) Sought by petition filed in such court to be involuntarily placed as a mentally ill person or involuntarily admitted to residential services as a person with developmental disabilities.

27.562 Disposition of funds.—All funds collected pursuant to s. 27.56 shall be remitted to the board of county commissioners of the county wherein the defendant-recipient was tried. Such funds shall be placed in the fine and forfeiture fund of that county to be used to defray the expenses incurred by the county in defense of criminal prosecutions. All judgments entered pursuant to the provisions of this act shall be in the name of the county in which the judgment was rendered.

39.041 Right to counsel.—

(1) A child is entitled to representation by legal counsel at all stages of any proceedings under this part. If the child and the parents or other legal guardian are indigent and unable to employ counsel for the child, the court shall appoint counsel pursuant to s. 27.52. Determination of indigency and costs of representation shall be as provided by ss. 27.52 and 27.56. Legal counsel representing a child who exercises the right to counsel shall be allowed to provide advice and counsel to the child at any time subsequent to the child's arrest, including prior to a detention hearing while in secure detention care. A child shall be represented by legal counsel at all stages of all court proceedings unless the right to counsel is freely, knowingly, and intelligently waived by the child. If the child appears without counsel, the court shall advise the child of his or her rights with respect to representation of court-appointed counsel.

(2) If the parents or legal guardian of an indigent child are not indigent but refuse to employ counsel, the court shall appoint counsel pursuant to s. 27.52(2)(d) to represent the child at the detention hearing and until counsel is provided. Costs of representation shall be assessed as provided by ss. 27.52(2)(d) and 27.56. Thereafter, the court shall not appoint counsel for an indigent child with nonindigent parents or legal guardian but shall order the parents or legal guardian to obtain private counsel. A parent or legal guardian of an indigent child who has been ordered to obtain private counsel for the child and who willfully fails to follow the court order shall be punished by the court in civil contempt proceedings.

(3) An indigent child with nonindigent parents or legal guardian may have counsel appointed pursuant to s. 27.52(2)(d) if the parents or legal guardian have willfully refused to obey the court order to obtain counsel for the child and have been punished by civil contempt and then still have willfully refused to obey the court order. Costs of representation shall be assessed as provided by ss. 27.52(2)(d) and 27.56.

947.18 Conditions of parole.—No person shall be placed on parole merely as a reward for good conduct or efficient performance of duties assigned in prison. No person shall be placed on parole until and unless the commission finds that there is reasonable probability that, if he is placed on parole, he will live and conduct himself as a respectable and law-abiding person and that his release will be compatible with his own welfare and the welfare of society. No person shall be placed on parole unless and until the commission is satisfied that he will be suitably employed in self-sustaining employment or that he will not become a public charge. The commission shall determine the terms upon which such person shall be granted parole. If the person's conviction was for a controlled substance violation, one of the conditions must be that the person submit to random substance abuse testing intermittently throughout the term of supervision, upon the direction of the correctional probation officer as defined in s. 943.10(3). In addition to any other lawful condition of parole, the commission may make the payment of the debt due and owing to the state under s. 960.17 or the payment of the attorney's fees and costs due and owing to a county under s. 27.56 a condition of parole subject to modification based on change of circumstances.

948.03 Terms and conditions of probation or community control.—

(1) The court shall determine the terms and conditions of probation or community control. Conditions specified in paragraphs (a) through and including (m) do not require oral pronouncement at the time of sentencing and may be considered standard conditions of probation. Conditions specified in paragraphs (a) through and including (m) and (2)(a) do not require oral pronouncement at sentencing and may be considered standard conditions of community control. These conditions may include among them the following, that the probationer or offender in community control shall:

(i) Pay any attorney's fees and costs assessed under s. 27.56, subject to modification based on change of circumstances.

Section 5. There is hereby appropriated an amount sufficient to provide each judicial circuit with an indigency examiner to implement the provisions of this act.

Section 6. This act shall take effect January 1, 1997.

And the title is amended as follows:

On page 1, lines 2-9, delete all of said lines and insert: An act relating to indigency in criminal proceedings; amending s. 27.52, F.S.; revising guidelines, procedures, and time limits relating to determination of indigency; imposing a fee upon an accused person, or parent or legal guardian of a dependent accused person, who asserts indigency and requests representation by the public defender; providing for disposition of the fees; providing for an affidavit asserting indigency for representation; providing for specified court determinations with respect to indigency; amending s. 27.56, F.S., relating to lien for payment of attorney's fees or costs; providing conforming language; amending s. 39.052, F.S., relating to transfer of a child for prosecution as an adult, to conform; reenacting ss. 27.51(1), 27.562, 39.041, 947.18, and 948.03(1)(i), F.S., relating to duties of public defender, disposition of certain funds into the county fine and forfeiture fund, a child's right to counsel, conditions of parole, and terms and conditions of probation or community control, to incorporate said amendments in references; providing an appropriation; providing an effective date.

On motion by Senator Gutman, the Senate concurred in the House amendment.

SB 1316 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1692, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for SB 1692—A bill to be entitled An act relating to nonpublic postsecondary institutions; amending s. 246.011, F.S.; declaring the intent of the Legislature to establish a religious exemption from licensing; amending s. 246.041, F.S.; authorizing the State Board of Independent Colleges and Universities to contract with educational agencies; adding certain accredited colleges to the list of categories that are not under the jurisdiction of the board; amending s. 246.081, F.S.; deleting the requirement of authorization to operate; amending s. 246.083, F.S.; deleting requirements for an authorization to operate; establishing the requirements for a religious exemption from licensing by the board; providing guidelines for religious nonpublic colleges to qualify for an exemption; amending s. 246.085, F.S.; conforming provisions; amending s. 246.095, F.S.; requiring maintenance of records of previous education and training; amending s. 246.101, F.S.; authorizing waiver of fees; conforming language; repealing s. 246.021(2), (7), and (10), relating to definitions of the terms "authorization," "ecclesiastical program or major," and "religious institution"; providing an effective date.

House Amendment 1 (with title amendment)—On page 1, line 31, delete everything after the enacting clause and insert:

Section 1. Subsection (5) is added to section 246.011, Florida Statutes, to read:

246.011 Purpose.—

(5) It is the intent of the Legislature to avoid any violation of the Establishment Clause of the First Amendment to the United States Constitution. In order to avoid excessive entanglement, s. 246.083, "Religious exemption," is intended for the purpose of delineating minimal contact between the board and religious nonpublic colleges which only offer educational programs leading to religious vocations.

Section 2. Paragraph (b) of subsection (2) of section 246.041, Florida Statutes, is amended to read:

246.041 Powers and duties of board.—

(2) The board may:

(b) Enter into contracts with the Federal Government, with other departments of the state, ~~or~~ with individuals, *or with educational agencies*.

Section 3. Subsections (1) and (2) of section 246.081, Florida Statutes, are amended to read:

246.081 License *or*~~,~~ certificate of exemption~~, or authorization~~ required; exceptions.—

(1) The following colleges are not under the jurisdiction of the board and do not need a license *or*~~,~~ a certificate of exemption~~, or an authorization to operate~~:

(a) Any college provided, operated, and supported by the State of Florida or its political subdivisions or the Federal Government.

(b) Any college, school, or course licensed or approved for establishment and operation under chapter 464, chapter 466, or chapter 475, or any other chapter of the Florida Statutes, requiring licensing or approval as defined in ss. 246.011-246.151.

(2) No nonpublic college shall continue operation or be established within the state unless such college shall apply for, and obtain from the board, a license *or*~~,~~ a certificate of exemption~~, or authorization~~ in the manner and form prescribed by the board. Upon receipt of approved articles of incorporation from the Department of State that purport to be for a college as defined in s. 246.021, the newly formed corporation shall, within 60 days after such approval, make an application to the board for a license *or*~~,~~ a certificate of exemption~~, or other authorization~~ as required by law. The approval of articles of incorporation by the Department of State shall not be deemed to be an approval to engage in

the operation of an institution of higher learning. Such institution shall not advertise or operate until a license *or*~~,~~ certificate of exemption~~, or authorization to operate~~ has been obtained from the board. When articles of incorporation are issued to an institution of higher learning, the Department of State shall immediately furnish a copy of the articles of incorporation to the board.

Section 4. Section 246.083, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 246.083, F.S., for present text.)

246.083 Religious exemption.—

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

(a) "College" means any educational entity that confers or offers to confer a degree, certificate, or diploma or which furnishes or offers to furnish instruction leading toward, or prerequisite to, college credit or a degree beyond the secondary level. The term includes any religious nonpublic college chartered in this state and any Florida center of an out-of-state college.

(b) "Degree" means any credential awarded which is generally taken to signify satisfactory completion of the requirements of an academic, educational, or professional program of study beyond the level of a specialized associate degree or any honorary credential conferred for meritorious recognition.

(c) "Religious vocation" refers to an educational program where instruction is limited to the preparation of students as listed in paragraph (2)(a).

(2) Religious nonpublic colleges which enroll no students who receive state or federal financial aid for education in the form of student loans or grants shall not be required to obtain a license upon compliance with this section and submission of data required in this section.

(a) Religious nonpublic colleges receiving exemption under this section may only offer educational programs that prepare students for religious vocations (ministerial, professional, or lay persons) in the following religious categories: ministerial, counseling, theological, education, administration, music, fine arts, media communications, social work, and the liberal arts as they relate to religious postsecondary education.

(b) The religious vocation must predominantly appear on the face of the degree and on the religious nonpublic college's transcripts.

(c) For purposes of this section:

1. Religious nonpublic colleges using the degree titles "Bachelor of Arts" or "Bachelor of Science" must require 25 percent of the required courses to be in general education as a part of the minimum 120 semester credit hours required for awarding such a degree. General education courses are those courses designed to place emphasis on cognitive development rather that on a vocational objective, and may include courses in subject areas such as English, history, philosophy, literature, religion, art, music, sociology, foreign languages, humanities, mathematics, chemistry, biology, and psychology when such courses are not specifically designed to contribute toward a nonacademic program. For example, English Composition is considered a general education or a liberal arts course, but Business English is not. Graduation from high school or attainment of a high school equivalency diploma should normally be a prerequisite to formal entrance to a bachelor degree program, and any deviation from that requirement must be justified by the college.

2. Religious nonpublic colleges may grant a bachelor's, master's, or doctorate degree other than the "Bachelor of Arts" or "Bachelor of Science" degree without the general education element.

3. One semester credit hour of study is 15 academic hours or its equivalent.

4. The following minimum semester credit hours are required for awarding the following degrees:

a. Associate degree, no fewer than 60 semester credit hours or 90 quarter hours.

b. Bachelor's degree, no fewer than 120 semester credit hours or 180 quarter hours.

c. Master's degree, no fewer than 24 semester credit hours or 36 quarter hours beyond the bachelor's degree. A research thesis or project may be required. A bachelor's degree should normally be a prerequisite to formal entrance to a master's degree program.

d. Doctorate degree, no fewer than 60 semester hours or 90 quarter hours beyond the bachelor's degree, which requires completion of a master's degree before admission to, or before completion of, the doctorate degree. The degree Doctor of Philosophy, usually abbreviated Ph.D., requires a stringent research component and a dissertation for completion.

Nondegree ecclesiastical diplomas and certificates are not required to meet the criteria listed in this paragraph.

(d) The following data shall be submitted annually: college name; address; telephone number; accreditation (if any); denomination, church, or religious affiliation; list of all degree titles with their ecclesiastical major; and a current copy of the religious nonpublic college's catalog and the consumer protection information listed in paragraph (e).

(e) The board shall collect annually from each religious nonpublic college the following descriptive inventory of consumer practices:

1. A description of the religious nonpublic college's policies and procedures regarding the recruitment and admission of students.

2. The sources and kinds of student financial assistance available, and the specific manner by which students are informed of their responsibilities with respect to receiving assistance and repaying loans.

3. The placement assistance provided by the religious nonpublic college, including any claims concerning job placement rates.

4. All advertising issued on behalf of the religious nonpublic college during the previous year, including copies of all published items. If the religious nonpublic college claims accreditation, it shall indicate whether or not that accreditation is United States Department of Education approved or not and if the accreditation is disclosed in all advertisements.

5. A copy of the religious nonpublic college's refund policy. Such refund policy shall provide students with a minimum of 3 working days from the date a student signs an enrollment contract or financial agreement with a religious nonpublic college for the student to cancel the contract and receive a full refund of any tuition or registration fees paid. The refund policy shall be prominently displayed on the contract form.

6. Evidence that the religious nonpublic college has provided students with a clear and specific statement regarding the transferability of credits to and from other colleges, institutes, seminaries, and universities.

(f) The religious nonpublic college shall include with the data required by paragraph (e) a sworn affidavit, signed by its chief administrative officer, affirming that the information submitted is accurate, that the policies reported are provided in writing to all prospective students at least 1 week before enrollment or collection of tuition fees, that the religious nonpublic college observes the policies and practices as reported to the board, and that it complies with this section.

(g) The board shall set an annual review date for receiving data and assuring compliance with this section. The board shall give a religious nonpublic college 60 days notification of the annual review date. After providing 30 days notification, the board may impose a fine for every month the religious nonpublic college receiving exemption under this section fails to provide the data required by paragraph (e). The postal date on the envelope or package containing the notification shall serve as the date of notification.

(h) The following data shall appear in the religious nonpublic college's catalog or administrative bulletin: religious affiliation; purpose or mission of the religious nonpublic college; a list and description of all courses of study; a list of course descriptions; a list of all faculty members with their degrees; administrative officers and staff; all fees, charges, nonrefundable fees, and tuition; refund policies; transferability of credits to and from other colleges; accreditation (if any); whether or not the

accrediting agency is recognized by the United States Department of Education; and the college's exempt status. A religious nonpublic college receiving exemption under this section shall include the following statement in the purpose and/or mission or accreditation and recognition statements in the catalog to clarify its statutory existence: "The degree programs of this college are designed solely for ecclesiastical vocations."

(i) A religious nonpublic college receiving exemption under this section shall comply with one of the following:

1. The religious nonpublic college shall have a religious modifier in its name; or

2. The religious nonpublic college shall be named after a religious patriarch of the church.

(3) The burden of determining compliance with this section shall rest with the board. The board may require further evidence and make such further investigation, in addition to the information submitted, as may be reasonably necessary in the board's judgment.

(4) If at any time a religious nonpublic college receiving exemption under this section, fails to comply with this section, it shall be required to apply for a temporary license pursuant to s. 246.081 within 30 days of the board's final action finding that the religious nonpublic college is not exempt. Final actions by the board may be taken only after two consecutive quarterly meetings. A notice of noncompliance with the specific requirements of this section shall precede the two quarterly meetings. A final noncompliance notification shall be sent by certified mail 30 days prior to the final action.

Section 5. Paragraph (c) is added to subsection (1) of section 246.085, Florida Statutes, to read:

246.085 Certificate of exemption.—

(1) As an alternative to applying for a license from the board, the following nonpublic colleges may apply for a certificate of exemption from the board:

(c) Colleges chartered in this state which meet the requirements for a religious exemption under s. 246.083.

Section 6. Subsection (1) of section 246.095, Florida Statutes, is amended to read:

246.095 Disclosure to prospective students; condition of operation.—

(1) Every college which is either licensed by the board or has been granted a certificate of exemption by the board and which either directly or indirectly solicits for enrollment any student shall disclose to each prospective student a statement of the purpose of such college, its educational programs and curricula, a description of its physical facilities, its status regarding licensure, its fee schedule and policies about retaining student fees if a student withdraws, and a statement regarding the transferability of credits to and from other colleges. *Every college that is either licensed by the board or has been granted a certificate of exemption by the board shall maintain a written record of previous education and training of each student accepted for enrollment. This record shall clearly indicate that appropriate credit has been given by the college for previous resident education and training taken at a college that has been granted a certificate of exemption by the board, and that duplicative educational requirements of the receiving institution have been reduced proportionately.* In addition, colleges which are required to be licensed by the board shall disclose to prospective students that additional information regarding the college may be obtained by contacting the State Board of Independent Colleges and Universities, Department of Education, Tallahassee. The college shall make the required disclosures in writing at least 1 week prior to enrollment or collection of any tuition from the prospective student. The required disclosures may be made in the institution's current catalog.

Section 7. Subsection (4) of section 246.101, Florida Statutes, is amended to read:

246.101 Fees.—

(4) The cost of routine services of the board, such as data collection and dissemination, shall be supported through a base fee. The base fee applies to all nonpublic colleges, whether granted licensure, a certificate of exemption, or *religious exemption reviewed by the board* ~~an authorization to operate~~. *A college that holds or applies for a religious exemption that is reviewed by an educational agency under contract with the board, rather than by the board, is exempt from the base fee.*

(a) If the total appropriation for the board requires that one-half or more of the cost of operating the board be supported through fees, the board shall charge a base fee to all colleges under its jurisdiction. The board may adjust the fee based on the enrollment of the college. However, the fee assessed to the largest college may not exceed one-half of 1 percent of the amount appropriated for the board or $1,500, whichever is less. The fee assessed to the largest college may not exceed three times the amount of the fee assessed to the smallest college.

(b) If the total appropriation for the board requires that less than one-half of the total amount be supported through fees, ~~the board shall waive the fees for colleges that have been granted an authorization to operate or shall provide for lower base fees for smaller colleges. However,~~ the fee assessed to the largest college may not exceed one-half of 1 percent of the amount appropriated for the board or $1,500, whichever is less. The fee assessed to the largest college may not exceed three times the amount of the fee assessed to the smallest college.

Section 8. Subsections (2), (7), and (10) of section 246.021, Florida Statutes, are repealed.

Section 9. This act shall take effect July 1, 1996.

And the title is amended as follows:

On page 1, lines 1-28, delete the entire title and insert: A bill to be entitled An act relating to nonpublic postsecondary institutions; amending s. 246.011, F.S.; declaring the intent of the Legislature to establish a religious exemption from licensing; amending s. 246.041, F.S.; authorizing the State Board of Independent Colleges and Universities to contract with educational agencies; amending s. 246.083, F.S.; establishing the requirements for a religious exemption from licensing by the board; providing guidelines for religious colleges to qualify for an exemption; providing an effective date.

On motion by Senator Ostalkiewicz, the Senate concurred in the House amendment.

CS for SB 1692 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—37 Nays—1

MOTION TO RECONSIDER BILL

Senator Hargrett moved that the Senate reconsider the vote by which **CS for SB 1692** as amended passed this day.

The motion was placed on the Calendar.

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed SB 1860, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 1860—A bill to be entitled An act relating to maternity care; amending ss. 627.6406, 627.6574, and 641.31, F.S.; prohibiting certain health insurance policies and health maintenance contracts from imposing certain limitations on coverage for hospital maternity stays or followup care outside of a hospital; requiring such policies and contracts to provide coverage for postdelivery care for a mother and her newborn infant; specifying services that must be included; requiring the Agency for Health Care Administration to conduct a study to evaluate the clinical effects of shorter stays in the hospital for maternity care; specifying the subject matter of the study; requiring a report; providing a description of state interests; providing an effective date.

House Amendment 1—On page 2, line 24, on page 4, line 5, and on page 5, line 19, after "*newborn*" insert: *and mother,*

On motion by Senator McKay, the Senate concurred in the House amendment.

SB 1860 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—38 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed SB 2206, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 2206—A bill to be entitled An act relating to the code of ethics; amending s. 112.312, F.S.; redefining the term "gift"; providing an effective date.

House Amendment 2 (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (12) of section 112.312, Florida Statutes, is amended to read:

112.312 Definitions.—As used in this part and for purposes of the provisions of s. 8, Art. II of the State Constitution, unless the context otherwise requires:

(12)(a) "Gift," for purposes of ethics in government and financial disclosure required by law, means that which is accepted by a donee or by another on the donee's behalf, or that which is paid or given to another for or on behalf of a donee, directly, indirectly, or in trust for the donee's benefit or by any other means, for which equal or greater consideration is not given, including:

1. Real property.

2. The use of real property.

3. Tangible or intangible personal property.

4. The use of tangible or intangible personal property.

5. A preferential rate or terms on a debt, loan, goods, or services, which rate is below the customary rate and is not either a government rate available to all other similarly situated government employees or officials or a rate which is available to similarly situated members of the public by virtue of occupation, affiliation, age, religion, sex, or national origin.

6. Forgiveness of an indebtedness.

7. Transportation, *other than that provided to a public officer or employee by an agency in relation to officially approved governmental business,* lodging, or parking.

8. Food or beverage~~, other than that consumed at a single sitting or event~~.

9. Membership dues.

10. Entrance fees, admission fees, or tickets to events, performances, or facilities.

11. Plants, flowers, or floral arrangements.

12. Services provided by persons pursuant to a professional license or certificate.

13. Other personal services for which a fee is normally charged by the person providing the services.

14. Any other similar service or thing having an attributable value not already provided for in this section.

(b) "Gift" does not include:

1. Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the donee's employment, ~~or~~ business, *or service as an officer or director of a corporation or organization or as the member of a charitable corporation or similar organization, or associated with any activity sponsored or sanctioned by a state, regional, or national organization which promotes the exchange of ideas between, or the professional development of, government officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff.*

2. Contributions or expenditures reported pursuant to chapter 106, campaign-related personal services provided without compensation by individuals volunteering their time, or any other contribution or expenditure by a political party.

3. An honorarium or an expense related to an honorarium event paid to a person or the person's spouse.

4. An award, plaque, certificate, or similar personalized item given in recognition of the donee's public, civic, charitable, or professional service.

5. An honorary membership in a service or fraternal organization presented merely as a courtesy by such organization.

~~6. Food or beverage consumed at a single sitting or event.~~

6. ~~7.~~ The use of a public facility or public property, made available by a governmental agency, for a public purpose.

7. Transportation provided to a public officer or employee by an agency in relation to officially approved governmental business.

(c) For the purposes of paragraph (a), "intangible personal property" means property as defined in s. 192.001(11)(b).

Section 2. Section 112.3148, Florida Statutes, is amended to read:

112.3148 Reporting and prohibited receipt of gifts by individuals filing full or limited public disclosure of financial interests and by procurement employees.—

(1) The provisions of this section do not apply to gifts solicited or accepted by a reporting individual or procurement employee from a relative.

(2) As used in this section:

(a) "Immediate family" means any parent, spouse, child, or sibling.

(b)1. "Lobbyist" means any natural person who, for compensation, seeks, or sought during the preceding 12 months, to influence the governmental decisionmaking of a reporting individual or procurement employee or his or her agency or seeks, or sought during the preceding 12 months, to encourage the passage, defeat, or modification of any proposal or recommendation by the reporting individual or procurement employee or his or her agency.

2. With respect to an agency that has established by rule, ordinance, or law a registration process for persons seeking to influence decisionmaking or to encourage the passage, defeat, or modification of any proposal or recommendation by such agency or an employee or official of the agency, the term "lobbyist" includes only a person who is required to be registered as a lobbyist in accordance with such rule, ordinance, or law or who was during the preceding 12 months required to be registered as a lobbyist in accordance with such rule, ordinance, or law. At a minimum, such a registration system must require the registration of, or must designate, persons as "lobbyists" who engage in the same activities as require registration to lobby the Legislature pursuant to s. 11.045.

(c) "Person" includes individuals, firms, associations, joint ventures, partnerships, estates, trusts, business trusts, syndicates, fiduciaries, corporations, and all other groups or combinations.

(d) "Reporting individual" means any individual who is required by law, pursuant to s. 8, Art. II of the State Constitution or s. 112.3145, to file full or limited public disclosure of his or her financial interests.

(e) "Procurement employee" means any employee of an officer, department, board, commission, or council of the executive branch or judicial branch of state government who participates through decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, or auditing or in any other advisory capacity in the procurement of contractual services or commodities as defined in s. 287.012, if the cost of such services or commodities exceeds $1,000 in any year.

(3) A reporting individual or procurement employee is prohibited from soliciting any gift~~, food, or beverage~~ from a political committee or committee of continuous existence, as defined in s. 106.011, or from a lobbyist who lobbies the reporting individual's or procurement employee's agency, or the partner, firm, employer, or principal of such lobbyist, where such gift~~, food, or beverage~~ is for the personal benefit of the reporting individual or procurement employee, another reporting individual or procurement employee, or any member of the immediate family of a reporting individual or procurement employee.

(4) A reporting individual or procurement employee or any other person on his or her behalf is prohibited from knowingly accepting, directly or indirectly, a gift from a political committee or committee of continuous existence, as defined in s. 106.011, or from a lobbyist who lobbies the reporting individual's or procurement employee's agency, or directly or indirectly on behalf of the partner, firm, employer, or principal of a lobbyist, if he or she knows or reasonably believes that the gift has a value in excess of $100; however, such a gift may be accepted by such person on behalf of a governmental entity or a charitable organization. If the gift is accepted on behalf of a governmental entity or charitable organization, the person receiving the gift shall not maintain custody of the gift for any period of time beyond that reasonably necessary to arrange for the transfer of custody and ownership of the gift.

(5)(a) A political committee or a committee of continuous existence, as defined in s. 106.011; a lobbyist who lobbies a reporting individual's or procurement employee's agency; the partner, firm, employer, or principal of a lobbyist; or another on behalf of the lobbyist or partner, firm, principal, or employer of the lobbyist is prohibited from giving, either directly or indirectly, a gift that has a value in excess of $100 to the reporting individual or procurement employee or any other person on his or her behalf; however, such person may give a gift having a value in excess of $100 to a reporting individual or procurement employee if the gift is intended to be transferred to a governmental entity or a charitable organization.

(b) However, a person who is regulated by this subsection, who is not regulated by subsection (6), and who makes, or directs another to make, an individual gift having a value in excess of $25, but not in excess of $100, other than a gift which the donor knows will be accepted on behalf of a governmental entity or charitable organization, must file a report on the last day of each calendar quarter, for the previous calendar quarter in which a reportable gift is made. The report shall be filed with the Secretary of State, except with respect to gifts to reporting individuals of the legislative branch, in which case the report shall be filed with the Joint Legislative Management Committee. The report must contain a description of each gift, the monetary value thereof, the name and address of the person making such gift, the name and address of the recipient of the gift, and the date such gift is given. In addition, when a gift is made which requires the filing of a report under this subsection, the donor must notify the intended recipient at the time the gift is made that the donor, or another on his or her behalf, will report the gift under this subsection. Under this paragraph, a gift need not be reported by more than one person or entity.

(6)(a) Notwithstanding the provisions of subsection (5), an entity of the legislative or judicial branch, a department or commission of the executive branch, a water management district created pursuant to s. 373.069, Tri-County Commuter Rail Authority, a county, a municipality, an airport authority, or a school board may give, either directly or indirectly, a gift having a value in excess of $100 to any reporting individual or procurement employee if a public purpose can be shown for the gift; and a direct-support organization specifically authorized by law to support a governmental entity may give such a gift to a reporting individual or procurement employee who is an officer or employee of such governmental entity.

(b) Notwithstanding the provisions of subsection (4), a reporting individual or procurement employee may accept a gift having a value in excess of $100 from an entity of the legislative or judicial branch, a department or commission of the executive branch, a water management district created pursuant to s. 373.069, Tri-County Commuter Rail Authority, a county, a municipality, an airport authority, or a school board if a public purpose can be shown for the gift; and a reporting individual or procurement employee who is an officer or employee of a governmental entity supported by a direct-support organization specifically authorized by law to support such governmental entity may accept such a gift from such direct-support organization.

(c) No later than March 1 of each year, each governmental entity or direct-support organization specifically authorized by law to support a governmental entity which has given a gift to a reporting individual or procurement employee under paragraph (a) shall provide the reporting individual or procurement employee with a statement of each gift having a value in excess of $100 given to such reporting individual or procurement employee by the governmental entity or direct-support organization during the preceding calendar year. Such report shall contain a description of each gift, the date on which the gift was given, and the value of the total gifts given by the governmental entity or direct-support organization to the reporting individual or procurement employee during the calendar year for which the report is made. A governmental entity may provide a single report to the reporting individual or procurement employee of gifts provided by the governmental entity and any direct-support organization specifically authorized by law to support such governmental entity.

(d) No later than July 1 of each year, each reporting individual or procurement employee shall file a statement listing each gift having a value in excess of $100 received by the reporting individual or procurement employee, either directly or indirectly, from a governmental entity or a direct-support organization specifically authorized by law to support a governmental entity. The statement shall list the name of the person providing the gift, a description of the gift, the date or dates on which the gift was given, and the value of the total gifts given during the calendar year for which the report is made. The reporting individual or procurement employee shall attach to such statement any report received by him or her in accordance with paragraph (c), which report shall become a public record when filed with the statement of the reporting individual or procurement employee. The reporting individual or procurement employee may explain any differences between the report of the reporting individual or procurement employee and the attached reports. The annual report filed by a reporting individual shall be filed with the financial disclosure statement required by either s. 8, Art. II of the State Constitution or s. 112.3145, as applicable to the reporting individual. The annual report filed by a procurement employee shall be filed with the Department of State.

(7)(a) The value of a gift provided to a reporting individual or procurement employee shall be determined using actual cost to the donor, *less taxes and gratuities,* and, with respect to personal services provided by the donor, the reasonable and customary charge regularly charged for such service in the community in which the service is provided shall be used. If additional expenses are required as a condition precedent to eligibility of the donor to purchase or provide a gift and such expenses are primarily for the benefit of the donor or are of a charitable nature, such expenses shall not be included in determining the value of the gift.

(b) Compensation provided by the donee to the donor shall be deducted from the value of the gift in determining the value of the gift.

(c) If the actual gift value attributable to individual participants at an event cannot be determined, the total costs shall be prorated among all invited persons, whether or not they are reporting individuals or procurement employees.

(d) Transportation shall be valued on a round-trip basis unless only one-way transportation is provided. Round-trip transportation expenses shall be considered a single gift. Transportation provided in a private conveyance shall be given the same value as transportation provided in a comparable commercial conveyance.

(e) Lodging provided on consecutive days shall be considered a single gift. Lodging in a private residence shall be valued at the per diem rate provided in s. 112.061(6)(a)1. less the meal allowance rate provided in s. 112.061(6)(b).

(f) Food and beverages which are not *consumed at a single sitting or meal* ~~exempted under s. 112.312(12)(b)6.~~ and which are provided on the

same calendar day shall be considered a single gift, and the total value of all food and beverages provided on that date shall be considered the value of the gift. *Food and beverage consumed at a single sitting or meal shall be considered a single gift and the value of the food and beverage provided at that sitting or meal shall be considered the value of the gift.*

(g) Membership dues paid to the same organization during any 12-month period shall be considered a single gift.

(h) Entrance fees, admission fees, or tickets shall be valued on the face value of the ticket or fee, or on a daily or per event basis, whichever is greater.

(i) Except as otherwise specified in this section, a gift shall be valued on a per occurrence basis.

(j) The value of a gift provided to several individuals may be attributed on a pro rata basis among all of the individuals. If the gift is food, beverage, entertainment, or similar items, provided at a function for more than ten people, the value of the gift to each individual shall be the total value of the items provided divided by the number of persons invited to the function, unless the items are purchased on a per person basis, in which case the value of the gift to each person is the per person cost.

(k) The value of a gift shall not include that portion of the cost which represents a charitable contribution.

(8)(a) Each reporting individual or procurement employee shall file a statement with the Secretary of State on the last day of each calendar quarter, for the previous calendar quarter, containing a list of gifts which he or she believes to be in excess of $100 in value, if any, accepted by him or her, except the following:

1. Gifts from relatives.

2. Gifts prohibited by subsection (4) or s. 112.313(4).

3. Gifts otherwise required to be disclosed by this section.

(b) The statement shall include:

1. A description of the gift, the monetary value of the gift, the name and address of the person making the gift, and the dates thereof. If any of these facts, other than the gift description, are unknown or not applicable, the report shall so state.

2. A copy of any receipt for such gift provided to the reporting individual or procurement employee by the donor.

(c) The statement may include an explanation of any differences between the reporting individual's or procurement employee's statement and the receipt provided by the donor.

(d) The reporting individual's or procurement employee's statement shall be sworn to by such person as being a true, accurate, and total listing of all such gifts.

(e) If a reporting individual or procurement employee has not received any gifts described in paragraph (a) during a calendar quarter, he or she is not required to file a statement under this subsection for that calendar quarter.

(9) A person, other than a lobbyist regulated under s. 11.045, who violates the provisions of subsection (5) commits a noncriminal infraction, punishable by a fine of not more than $5,000 and by a prohibition on lobbying, or employing a lobbyist to lobby, before the agency of the reporting individual or procurement employee to which the gift was given in violation of subsection (5), for a period of not more than 24 months. The state attorney, or an agency, if otherwise authorized, may initiate an action to impose or recover a fine authorized under this section or to impose or enforce a limitation on lobbying provided in this section.

(10) A member of the Legislature may request an advisory opinion from the general counsel of the house of which he or she is a member as to the application of this section to a specific situation. The general counsel shall issue the opinion within 10 days after receiving the request. The member of the Legislature may reasonably rely on such opinion.

Section 3. This act shall take effect January 1, 1997.

And the title is amended as follows:

Delete the entire title and insert: A bill to be entitled An act relating to ethics in government; amending s. 112.312, F.S.; redefining the term "gift"; amending s. 112.13148, F.S., of the code of ethics for public officers and employees; prohibiting the giving and receipt of certain additional gifts; providing for valuation of certain gifts; deleting obsolete references; providing an effective date.

Senator Crist moved the following amendment which was adopted:

Senate Amendment 1 to House Amendment 2 (with title amendment)—On page 1, line 17 through page 13, line 6, delete those lines and insert:

Section 1. Subsection (12) of section 112.312, Florida Statutes, is amended to read:

112.312 Definitions.—As used in this part and for purposes of the provisions of s. 8, Art. II of the State Constitution, unless the context otherwise requires:

(12)(a) "Gift," for purposes of ethics in government and financial disclosure required by law, means that which is accepted by a donee or by another on the donee's behalf, or that which is paid or given to another for or on behalf of a donee, directly, indirectly, or in trust for the donee's benefit or by any other means, for which equal or greater consideration is not given, including:

1. Real property.

2. The use of real property.

3. Tangible or intangible personal property.

4. The use of tangible or intangible personal property.

5. A preferential rate or terms on a debt, loan, goods, or services, which rate is below the customary rate and is not either a government rate available to all other similarly situated government employees or officials or a rate which is available to similarly situated members of the public by virtue of occupation, affiliation, age, religion, sex, or national origin.

6. Forgiveness of an indebtedness.

7. Transportation, *other than that provided to a public officer or employee by an agency in relation to officially approved governmental business,* lodging, or parking.

8. Food or beverage~~, other than that consumed at a single sitting or event~~.

9. Membership dues.

10. Entrance fees, admission fees, or tickets to events, performances, or facilities.

11. Plants, flowers, or floral arrangements.

12. Services provided by persons pursuant to a professional license or certificate.

13. Other personal services for which a fee is normally charged by the person providing the services.

14. Any other similar service or thing having an attributable value not already provided for in this section.

(b) "Gift" does not include:

1. Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the donee's employment, ~~or~~ business, *or service as an officer or director of a corporation or organization.*

2. Contributions or expenditures reported pursuant to chapter 106, campaign-related personal services provided without compensation by individuals volunteering their time, or any other contribution or expenditure by a political party.

3. An honorarium or an expense related to an honorarium event paid to a person or the person's spouse.

4. An award, plaque, certificate, or similar personalized item given in recognition of the donee's public, civic, charitable, or professional service.

5. An honorary membership in a service or fraternal organization presented merely as a courtesy by such organization.

~~6. Food or beverage consumed at a single sitting or event.~~

6. ~~7.~~ The use of a public facility or public property, made available by a governmental agency, for a public purpose.

7. Transportation provided to a public officer or employee by an agency in relation to officially approved governmental business.

8. Gifts provided directly or indirectly by a state, regional, or national organization which promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff, to members of that organization or officials or staff of a governmental agency that is a member of that organization.

(c) For the purposes of paragraph (a), "intangible personal property" means property as defined in s. 192.001(11)(b).

Section 2. Section 112.3148, Florida Statutes, is amended to read:

112.3148 Reporting and prohibited receipt of gifts by individuals filing full or limited public disclosure of financial interests and by procurement employees.—

(1) The provisions of this section do not apply to gifts solicited or accepted by a reporting individual or procurement employee from a relative.

(2) As used in this section:

(a) "Immediate family" means any parent, spouse, child, or sibling.

(b)1. "Lobbyist" means any natural person who, for compensation, seeks, or sought during the preceding 12 months, to influence the governmental decisionmaking of a reporting individual or procurement employee or his or her agency or seeks, or sought during the preceding 12 months, to encourage the passage, defeat, or modification of any proposal or recommendation by the reporting individual or procurement employee or his or her agency.

2. With respect to an agency that has established by rule, ordinance, or law a registration process for persons seeking to influence decisionmaking or to encourage the passage, defeat, or modification of any proposal or recommendation by such agency or an employee or official of the agency, the term "lobbyist" includes only a person who is required to be registered as a lobbyist in accordance with such rule, ordinance, or law or who was during the preceding 12 months required to be registered as a lobbyist in accordance with such rule, ordinance, or law. At a minimum, such a registration system must require the registration of, or must designate, persons as "lobbyists" who engage in the same activities as require registration to lobby the Legislature pursuant to s. 11.045.

(c) "Person" includes individuals, firms, associations, joint ventures, partnerships, estates, trusts, business trusts, syndicates, fiduciaries, corporations, and all other groups or combinations.

(d) "Reporting individual" means any individual who is required by law, pursuant to s. 8, Art. II of the State Constitution or s. 112.3145, to file full or limited public disclosure of his or her financial interests.

(e) "Procurement employee" means any employee of an officer, department, board, commission, or council of the executive branch or judicial branch of state government who participates through decision, approval, disapproval, recommendation, preparation of any part of a purchase request, influencing the content of any specification or procurement standard, rendering of advice, investigation, or auditing or in any other advisory capacity in the procurement of contractual services or commodities as defined in s. 287.012, if the cost of such services or commodities exceeds $1,000 in any year.

(3) A reporting individual or procurement employee is prohibited from soliciting any gift~~, food, or beverage~~ from a political committee or committee of continuous existence, as defined in s. 106.011, or from a lobbyist who lobbies the reporting individual's or procurement employee's agency, or the partner, firm, employer, or principal of such lobbyist, where such gift~~, food, or beverage~~ is for the personal benefit of the reporting individual or procurement employee, another reporting individual or procurement employee, or any member of the immediate family of a reporting individual or procurement employee.

(4) A reporting individual or procurement employee or any other person on his or her behalf is prohibited from knowingly accepting, directly or indirectly, a gift from a political committee or committee of continuous existence, as defined in s. 106.011, or from a lobbyist who lobbies the reporting individual's or procurement employee's agency, or directly or indirectly on behalf of the partner, firm, employer, or principal of a lobbyist, if he or she knows or reasonably believes that the gift has a value in excess of $100; however, such a gift may be accepted by such person on behalf of a governmental entity or a charitable organization. If the gift is accepted on behalf of a governmental entity or charitable organization, the person receiving the gift shall not maintain custody of the gift for any period of time beyond that reasonably necessary to arrange for the transfer of custody and ownership of the gift.

(5)(a) A political committee or a committee of continuous existence, as defined in s. 106.011; a lobbyist who lobbies a reporting individual's or procurement employee's agency; the partner, firm, employer, or principal of a lobbyist; or another on behalf of the lobbyist or partner, firm, principal, or employer of the lobbyist is prohibited from giving, either directly or indirectly, a gift that has a value in excess of $100 to the reporting individual or procurement employee or any other person on his or her behalf; however, such person may give a gift having a value in excess of $100 to a reporting individual or procurement employee if the gift is intended to be transferred to a governmental entity or a charitable organization.

(b) However, a person who is regulated by this subsection, who is not regulated by subsection (6), and who makes, or directs another to make, an individual gift having a value in excess of $25, but not in excess of $100, other than a gift which the donor knows will be accepted on behalf of a governmental entity or charitable organization, must file a report on the last day of each calendar quarter, for the previous calendar quarter in which a reportable gift is made. The report shall be filed with the Secretary of State, except with respect to gifts to reporting individuals of the legislative branch, in which case the report shall be filed with the Joint Legislative Management Committee. The report must contain a description of each gift, the monetary value thereof, the name and address of the person making such gift, the name and address of the recipient of the gift, and the date such gift is given. In addition, when a gift is made which requires the filing of a report under this subsection, the donor must notify the intended recipient at the time the gift is made that the donor, or another on his or her behalf, will report the gift under this subsection. Under this paragraph, a gift need not be reported by more than one person or entity.

(6)(a) Notwithstanding the provisions of subsection (5), an entity of the legislative or judicial branch, a department or commission of the executive branch, a water management district created pursuant to s. 373.069, Tri-County Commuter Rail Authority, a county, a municipality, an airport authority, or a school board may give, either directly or indirectly, a gift having a value in excess of $100 to any reporting individual or procurement employee if a public purpose can be shown for the gift; and a direct-support organization specifically authorized by law to support a governmental entity may give such a gift to a reporting individual or procurement employee who is an officer or employee of such governmental entity.

(b) Notwithstanding the provisions of subsection (4), a reporting individual or procurement employee may accept a gift having a value in excess of $100 from an entity of the legislative or judicial branch, a department or commission of the executive branch, a water management district created pursuant to s. 373.069, Tri-County Commuter Rail Authority, a county, a municipality, an airport authority, or a school board if a public purpose can be shown for the gift; and a reporting individual or procurement employee who is an officer or employee of a governmental entity supported by a direct-support organization specifically authorized by law to support such governmental entity may accept such a gift from such direct-support organization.

(c) No later than March 1 of each year, each governmental entity or direct-support organization specifically authorized by law to support a governmental entity which has given a gift to a reporting individual or procurement employee under paragraph (a) shall provide the reporting individual or procurement employee with a statement of each gift having a value in excess of $100 given to such reporting individual or procurement employee by the governmental entity or direct-support organization during the preceding calendar year. Such report shall contain a description of each gift, the date on which the gift was given, and the value of the total gifts given by the governmental entity or direct-support organization to the reporting individual or procurement employee during the calendar year for which the report is made. A governmental entity may provide a single report to the reporting individual or procurement employee of gifts provided by the governmental entity and any direct-support organization specifically authorized by law to support such governmental entity.

(d) No later than July 1 of each year, each reporting individual or procurement employee shall file a statement listing each gift having a value in excess of $100 received by the reporting individual or procurement employee, either directly or indirectly, from a governmental entity or a direct-support organization specifically authorized by law to support a governmental entity. The statement shall list the name of the person providing the gift, a description of the gift, the date or dates on which the gift was given, and the value of the total gifts given during the calendar year for which the report is made. The reporting individual or procurement employee shall attach to such statement any report received by him or her in accordance with paragraph (c), which report shall become a public record when filed with the statement of the reporting individual or procurement employee. The reporting individual or procurement employee may explain any differences between the report of the reporting individual or procurement employee and the attached reports. The annual report filed by a reporting individual shall be filed with the financial disclosure statement required by either s. 8, Art. II of the State Constitution or s. 112.3145, as applicable to the reporting individual. The annual report filed by a procurement employee shall be filed with the Department of State.

(7)(a) The value of a gift provided to a reporting individual or procurement employee shall be determined using actual cost to the donor, *less taxes and gratuities,* and, with respect to personal services provided by the donor, the reasonable and customary charge regularly charged for such service in the community in which the service is provided shall be used. If additional expenses are required as a condition precedent to eligibility of the donor to purchase or provide a gift and such expenses are primarily for the benefit of the donor or are of a charitable nature, such expenses shall not be included in determining the value of the gift.

(b) Compensation provided by the donee to the donor shall be deducted from the value of the gift in determining the value of the gift.

(c) If the actual gift value attributable to individual participants at an event cannot be determined, the total costs shall be prorated among all invited persons, whether or not they are reporting individuals or procurement employees.

(d) Transportation shall be valued on a round-trip basis unless only one-way transportation is provided. Round-trip transportation expenses shall be considered a single gift. Transportation provided in a private conveyance shall be given the same value as transportation provided in a comparable commercial conveyance.

(e) Lodging provided on consecutive days shall be considered a single gift. Lodging in a private residence shall be valued at the per diem rate provided in s. 112.061(6)(a)1. less the meal allowance rate provided in s. 112.061(6)(b).

(f) Food and beverages which are not *consumed at a single sitting or meal* ~~exempted under s. 112.312(12)(b)6.~~ and which are provided on the same calendar day shall be considered a single gift, and the total value of all food and beverages provided on that date shall be considered the value of the gift. *Food and beverage consumed at a single sitting or meal shall be considered a single gift and the value of the food and beverage provided at that sitting or meal shall be considered the value of the gift.*

(g) Membership dues paid to the same organization during any 12-month period shall be considered a single gift.

(h) Entrance fees, admission fees, or tickets shall be valued on the face value of the ticket or fee, or on a daily or per event basis, whichever is greater.

(i) Except as otherwise specified in this section, a gift shall be valued on a per occurrence basis.

(j) The value of a gift provided to several individuals may be attributed on a pro rata basis among all of the individuals. If the gift is food, beverage, entertainment, or similar items, provided at a function for more than ten people, the value of the gift to each individual shall be the total value of the items provided divided by the number of persons attending the function, unless the items are purchased on a per person basis, in which case the value of the gift to each person is the per person cost.

(k) The value of a gift of an admission ticket shall not include that portion of the cost which represents a charitable contribution, if the gift is provided by the charitable organization.

(8)(a) Each reporting individual or procurement employee shall file a statement with the Secretary of State on the last day of each calendar quarter, for the previous calendar quarter, containing a list of gifts which he or she believes to be in excess of $100 in value, if any, accepted by him or her, except the following:

1. Gifts from relatives.

2. Gifts prohibited by subsection (4) or s. 112.313(4).

3. Gifts otherwise required to be disclosed by this section.

(b) The statement shall include:

1. A description of the gift, the monetary value of the gift, the name and address of the person making the gift, and the dates thereof. If any of these facts, other than the gift description, are unknown or not applicable, the report shall so state.

2. A copy of any receipt for such gift provided to the reporting individual or procurement employee by the donor.

(c) The statement may include an explanation of any differences between the reporting individual's or procurement employee's statement and the receipt provided by the donor.

(d) The reporting individual's or procurement employee's statement shall be sworn to by such person as being a true, accurate, and total listing of all such gifts.

(e) If a reporting individual or procurement employee has not received any gifts described in paragraph (a) during a calendar quarter, he or she is not required to file a statement under this subsection for that calendar quarter.

(9) A person, other than a lobbyist regulated under s. 11.045, who violates the provisions of subsection (5) commits a noncriminal infraction, punishable by a fine of not more than $5,000 and by a prohibition on lobbying, or employing a lobbyist to lobby, before the agency of the reporting individual or procurement employee to which the gift was given in violation of subsection (5), for a period of not more than 24 months. The state attorney, or an agency, if otherwise authorized, may initiate an action to impose or recover a fine authorized under this section or to impose or enforce a limitation on lobbying provided in this section.

(10) A member of the Legislature may request an advisory opinion from the general counsel of the house of which he or she is a member as to the application of this section to a specific situation. The general counsel shall issue the opinion within 10 days after receiving the request. The member of the Legislature may reasonably rely on such opinion.

On motion by Senator Crist, the Senate concurred in **House Amendment 2** as amended and requested the House to concur in the Senate amendment to the House amendment.

SB 2206 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed SB 2506, with amendment(s), and requests the concurrence of the Senate

John B. Phelps, Clerk

SB 2506—A bill to be entitled An act relating to the designation of state buildings and programs; amending s. 240.2601, F.S.; designating a university grant program in memory of Alec P. Courtelis; designating the building designed to serve as the alumni center at the University of South Florida the "Sam and Martha Gibbons Alumni Center"; designating the Florida Mental Health Institute at the University of South Florida as the Louis de la Parte Florida Mental Health Institute; directing the Board of Regents to erect appropriate markers; providing an effective date.

House Amendment 1 (with title amendment)—On page 5, between lines 14 & 15, insert:

Section 4. The science facility at the New College Campus of the University of South Florida at Sarasota, which is composed of the Selby Building for Biology and Chemistry, the Hanson Building for Mathematics, Computer Science, and Physics, and the Chae Auditorium, is designated as the R. V. Heiser Natural Sciences Complex.

(Renumber subsequent sections.)

And the title is amended as follows:

On page 1, line 11, after the semicolon (;) insert: designating the science facility at the New College Campus of the University of South Florida as the R.V. Heiser Natural Sciences Complex;

On motion by Senator Diaz-Balart, the Senate concurred in the House amendment.

SB 2506 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—34 Nays—None

RETURNING MESSAGES ON HOUSE BILLS

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has amended Senate Amendment 1 and concurred in same as amended, and passed CS for HB's 173, 1851 and 2547 as further amended and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for HB's 173, 1851 and 2547—A bill to be entitled An act relating to regulatory matters and criminal penalties related to driving or operating a vehicle or vessel under the influence; amending s. 322.292, F.S.; creating a DUI Commission in the Department of Highway Safety and Motor Vehicles; providing for the appointment of members and powers and duties; amending s. 322.293, F.S.; transferring the DUI Programs Coordination Trust Fund to the commission; providing for the uses of the trust funds; providing for assessment fees; repealing s. 322.095, F.S., relating to traffic law and substance abuse education program for driver's license applicants; amending s. 322.271, F.S., relating to driver license revocation, cancellation, or suspension, to include reference to the commission; amending s. 322.291, F.S.; providing reference to the commission; amending ss. 318.1451, 322.08, and 397.405, F.S.; correcting cross references to conform to the act; creating the "Christina Elina Garcia Act"; amending ss. 316.193, 782.071, and 782.072, F.S.; providing an enhanced penalty for the offense of DUI manslaughter that is the result of operating a motor vehicle or vessel if the person knew, or should have known, that the accident occurred and failed to give information and render aid; amending s. 90.803, F.S.; pertaining to admissibility of evidence; revising a cross reference to conform to changes made by the act; amending s. 316.193, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; revising the penalty for a third or subsequent conviction for operating a vehicle while under the influence; extending the time period for penalty provisions; providing for a minimum period of consecutive incarceration; amending s. 316.1932, F.S.; providing for implied consent to submit to a blood test to detect chemical substances or controlled substances; providing that a blood test may be conducted in an ambulance or similar vehicle; amending s. 316.1934, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for presumptions relating to impairment to be based on blood-alcohol level or breath-alcohol level; amending s. 322.2615, F.S.; providing for suspension of a driver's license for an unlawful breath-alcohol level; amending s. 322.62, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for measurements of blood-alcohol level or breath-alcohol level of commercial motor vehicle operators; amending s. 322.64, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for transmission of breath or urine test results; disqualifying operators of commercial motor vehicles under certain circumstances; amending s. 327.30, F.S.; clarifying and conforming provisions relating to reporting collisions, accidents, and casualties to federal requirements; creating s. 327.301, F.S.; providing for written reports of boating accidents; conforming procedures to those used for motor vehicle accident reports; amending s. 327.31, F.S.; clarifying and conforming provisions relating to transmittal of information; removing an obsolete reference to the Division of Marine Resources; amending s. 327.35, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; revising the penalties for subsequent convictions within specified periods for the offense of operating a vessel while under the influence; extending the time period for penalty provisions; providing for a minimum period of consecutive incarceration; clarifying and conforming provisions relating to boating under the influence to those for driving under the influence; providing penalties; repealing s. 327.351, F.S., relating to operation of a vessel while intoxicated; amending s. 327.352, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; clarifying and conforming provisions relating to tests for boating under the influence to those for driving under the influence; repealing s. 327.3521, F.S., relating to failure to take a test for boating under the influence; amending s. 327.353, F.S.; clarifying and conforming provisions relating to blood tests for boating under the influence in cases of death or serious bodily injury to those for driving under the influence; amending s. 327.354, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for presumptions relating to impairment to be based on blood-alcohol level or breath-alcohol level; clarifying and conforming provisions relating to presumptions of impairment in boating under the influence to those for driving under the influence; amending s. 327.36, F.S.; replacing an obsolete cross reference; conforming provisions relating to blood or breath alcohol level; amending s. 921.0012, F.S.; providing for assignment of certain felony vehicle and vessel offenses in the sentencing guidelines offense severity ranking chart; amending s. 550.24055, F.S., pertaining to certain parimutuel wagering licensees; revising a cross reference to conform to changes made by the act; amending s. 322.12, F.S.; providing for an additional fee to the reinstatement fee for a driver's license that was suspended or revoked for driving under the influence; providing for the disposition of the fee to prosecutors; providing effective dates.

House Amendment 1 (with title amendment) to Senate Amendment 1 (with title amendment)—On page 1, line 21 through page 50, line 31, delete all of said lines and insert:

90.803 Hearsay exceptions; availability of declarant immaterial.—The provision of s. 90.802 to the contrary notwithstanding, the following are not inadmissible as evidence, even though the declarant is available as a witness:

(8) PUBLIC RECORDS AND REPORTS.—Records, reports, statements reduced to writing, or data compilations, in any form, of public offices or agencies, setting forth the activities of the office or agency, or matters observed pursuant to duty imposed by law as to matters which there was a duty to report, excluding in criminal cases matters observed by a police officer or other law enforcement personnel, unless the sources of information or other circumstances show their lack of trustworthiness. The criminal case exclusion shall not apply to an affidavit otherwise admissible under *s. 316.1934 or s. 327.354* ~~s. 316.1934(5)~~.

Section 1. Effective October 1, 1996, section 316.193, Florida Statutes, is amended to read:

316.193 Driving under the influence; penalties.—

(1) A person is guilty of the offense of driving under the influence and is subject to punishment as provided in subsection (2) if *the* ~~such~~ person is driving or in actual physical control of a vehicle within this state and:

(a) The person is under the influence of alcoholic beverages, any chemical substance set forth in s. 877.111, or any substance controlled under chapter 893, when affected to the extent that the person's normal faculties are impaired; ~~or~~

(b) The person has a *blood-alcohol* ~~blood or breath alcohol~~ level of 0.08 ~~percent~~ or *more grams of alcohol per 100 milliliters of blood; or* ~~higher.~~

(c) The person has a breath-alcohol level of 0.08 or more grams of alcohol per 210 liters of breath.

(2)(a) Except as provided in paragraph (b), subsection (3), or subsection (4), any person who is convicted of a violation of subsection (1) shall be punished:

1. By a fine of:

a. Not less than $250 or more than $500 for a first conviction.

b. Not less than $500 or more than $1,000 for a second conviction.

c. Not less than $1,000 or more than $2,500 for a third conviction; and

2. By imprisonment for:

a. Not more than 6 months for a first conviction.

b. Not more than 9 months for a second conviction.

c. Not more than 12 months for a third conviction.

(b) Any person who is convicted of a fourth or subsequent violation of this section is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084; however, the fine imposed for such fourth or subsequent violation *may* ~~shall~~ be not less than $1,000.

(3) Any person:

(a) Who is in violation of subsection (1);

(b) Who operates a vehicle; and

(c) Who, by reason of such operation, causes:

1. Damage to the property or person of another *commits* ~~is guilty of~~ a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

2. Serious bodily injury to another, as defined in s. 316.1933, *commits* ~~is guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3 The death of any human being *commits* ~~is guilty~~ of DUI manslaughter, *and commits:*

a. A felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

b. A felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if:

(I) At the time of the accident, the person knew, or should have known, that the accident occurred; and

(II) The person failed to give information and render aid as required by s. 316.062.

(4) Any person who is convicted of a violation of subsection (1) and who has a *blood-alcohol level* ~~blood~~ or *breath-alcohol* ~~breath alcohol~~ level of *0.20* ~~.20~~ or *higher* ~~above~~, or any person who is convicted of a violation of subsection (1) and who at the time of the offense was accompanied in the vehicle by a person under the age of 18 years, shall be punished:

(a) By a fine of:

1. Not less than $500 or more than $1,000 for a first conviction.

2. Not less than $1,000 or more than $2,000 for a second conviction.

3. Not less than $2,000 or more than $5,000 for a third conviction.

(b) By imprisonment for:

1. Not more than 9 months for a first conviction.

2. Not more than 12 months for a second conviction.

3. Not more than 12 months for a third conviction.

For the purposes of this subsection, any conviction for a violation of s. 327.35, only the instant offense is required to be a violation of subsection (1) by a person who has a *blood-alcohol level* ~~blood~~ or *breath-alcohol* ~~breath alcohol~~ level of *0.20* ~~.20~~ or *higher* ~~above~~.

(5) The court shall place any *offender* ~~person~~ convicted of violating this section on monthly reporting probation and shall require attendance at a substance abuse course licensed by the department; and the agency conducting the course may refer the *offender* ~~person~~ to an authorized *service provider* ~~agency~~ for substance abuse evaluation and treatment, in addition to any sentence or fine imposed under this section. *The offender* ~~Such person~~ shall assume reasonable costs for such education, evaluation, and treatment, with completion of all such education, evaluation, and treatment being a condition of reporting probation. ~~Such~~ Treatment resulting from a psychosocial evaluation may not be waived without a supporting psychosocial evaluation conducted by an agency appointed by the court and with access to the original evaluation. The *offender shall bear the* cost of this procedure ~~shall be borne by the defendant~~. The term "substance abuse" means the abuse of alcohol or any substance named or described in Schedules I through V of s. 893.03. If *an offender* ~~a person~~ referred to treatment under this subsection fails to report for or complete such treatment or fails to complete the substance abuse education course, the DUI program shall notify the court and the department of the failure. Upon receipt of *the* ~~such~~ notice, the department shall cancel the *offender's* ~~person's~~ driving privilege. The department shall reinstate the driving privilege when the *offender* ~~person~~ completes the substance abuse education course or enters treatment required under this subsection. The organization *that* ~~which~~ conducts the substance abuse education and evaluation *may* ~~shall~~ not provide required substance abuse treatment unless a waiver has been granted to that organization by the department. A waiver may ~~only~~ be granted *only if* ~~where~~ the department determines, in accordance with its rules, that the *service provider* ~~organization~~ that conducts the substance abuse education and evaluation is the most appropriate ~~HRS licensed treatment~~ service provider *and is*~~. All DUI treatment programs must be~~ licensed *under chapter* ~~pursuant to chapters 396 and~~ 397 *or is exempt from such licensure*. All DUI treatment programs providing treatment services on January 1, 1994, shall be allowed to continue to provide such services until the department determines whether a waiver should be granted. A statistical referral report shall be submitted quarterly to the department by each organization authorized to provide services under this section.

(6) With respect to any person convicted of a violation of subsection (1), regardless of any penalty imposed pursuant to subsection (2), subsection (3), or subsection (4):

(a) For the first conviction ~~thereof~~, the court shall place the defendant on probation for a period not to exceed 1 year and, as a condition of such probation, shall order the defendant to participate in public service or a community work project for a minimum of 50 hours*; or*~~. In lieu of such participation,~~ the court may order *instead,* that any defendant pay an additional fine of $10 for each hour of public service or community work otherwise required, if, after consideration of the residence or location of the defendant at the time ~~such~~ public service or community work is required, payment of the fine is in the best interests of the state. However, ~~in no event may~~ the total period of probation and incarceration *may not* exceed 1 year.

(b) For the second conviction *for an offense that occurs* within a period of 5 years *after* ~~from~~ the date of a prior conviction for violation of this section, the court shall order imprisonment for not less than 10 days. At least 48 hours of confinement must be consecutive.

(c) For the third *or subsequent* conviction *for an offense that occurs* within a period of *10* ~~5~~ years *after* ~~from~~ the date of a prior conviction for violation of this section, the court shall order imprisonment for not less than 30 days. *At least 48 hours of confinement must be consecutive.*

(d) In addition to the penalty imposed under paragraph (a), paragraph (b), or paragraph (c), the court shall also order the impoundment or immobilization of the vehicle that was driven by, or in the actual physical control of, the *offender* ~~person who is convicted~~, unless the court finds that the family of the owner of the vehicle has no other public or private means of transportation. The period of impoundment or immobilization is 10 days, or, for the second conviction within 3 years, 30 days, or, for the third conviction within 5 years, 90 days and may not be concurrent with probation or imprisonment. If the vehicle is leased or rented, the period of impoundment or immobilization may not extend beyond the expiration of the lease or rental agreement. Within 7 business days after the date that the court issues the order of impoundment or immobilization, the clerk of the court shall send notice by certified mail, return receipt requested, to the registered owner of the vehicle if the registered owner is a person other than the *offender* ~~person convicted under subsection (1)~~ and to each person of record claiming a lien against the vehicle. All costs and fees for the impoundment or immobilization, including the cost of notification, must be paid by the owner of the vehicle or, if the vehicle is leased or rented, by the person leasing or renting the vehicle. The person who owns a vehicle that is impounded or immobilized under this paragraph, or a person *who has* ~~having~~ a lien of record against such a vehicle, may, within 10 days after the date that person has knowledge of the location of the vehicle, file a complaint in the county in which the owner resides to determine whether the vehicle was wrongfully taken or withheld from the owner or lienholder. Upon the filing of a complaint, the owner or lienholder may have the vehicle released by posting with the court a bond or other adequate security equal to the amount of the costs and fees for impoundment or immobilization, including towing or storage, to ensure the payment of such costs and fees if the owner or lienholder does not prevail. When the bond is posted and the fee is paid as set forth in s. 28.24, the clerk of the court shall issue a certificate releasing the vehicle. At the time of release, after reasonable inspection, the owner or lienholder must give a receipt to the towing or storage company indicating any loss or damage to the vehicle or to the contents of the vehicle.

(e) A defendant, in the court's discretion, may be required to serve all or any portion of a term of imprisonment to which the defendant has been sentenced pursuant to this section in a residential alcoholism treatment program or a residential drug abuse treatment program. Any time spent in such a program must be credited by the court toward the term of imprisonment.

For the purposes of this section, *any conviction for a violation of s. 327.35,* a previous conviction for the violation of former s. 316.1931, former s. 860.01, or former s. 316.028, or a previous conviction outside this state for driving under the influence, driving while intoxicated, driving with an unlawful *blood-alcohol* ~~blood alcohol~~ level, *driving with an unlawful breath-alcohol level,* or any other similar alcohol-related or drug-related traffic offense, is also considered a previous conviction for violation of this section. Notwithstanding any other provision of this section, $100 shall be added to any fine imposed pursuant to this section, of which one-quarter shall be deposited in the Emergency Medical Services Trust Fund, one-half shall be deposited in the Criminal Justice Standards and Training Trust Fund of the Department of Law Enforcement to be used for operational expenses of the Division of Local Law Enforcement Assistance in conducting the statewide criminal analysis laboratory system established in s. 943.32, and one-quarter shall be deposited in the Brain and Spinal Cord Injury Rehabilitation Trust Fund created in s. 413.613. However, in satisfaction of the fine imposed pursuant to this section, the court may, upon a finding that the defendant is financially unable to pay either all or part of the fine, order that the defendant participate for a specified additional period of time in public service or a community work project in lieu of payment of that portion of the fine which the court determines the defendant is unable to pay. In determining such additional sentence, the court shall consider the amount of the unpaid portion of the fine and the reasonable value of the services to be ordered; however, the court *may* ~~shall~~ not compute the reasonable value of services at a rate less than the federal minimum wage at the time of sentencing.

(7) A conviction under ~~the provisions of~~ this section *does* ~~shall~~ not ~~be a~~ bar ~~to~~ any civil suit for damages against the person so convicted.

(8) At the arraignment, or in conjunction with any notice of arraignment provided by the clerk of the court, the clerk shall provide any person charged with a violation of this section with notice that upon conviction the court shall suspend or revoke the *offender's* ~~person's~~ driver's license and that the *offender* ~~person~~ should make arrangements for transportation at any proceeding in which the court may take such action. Failure to provide such notice *does* ~~shall~~ not affect the court's suspension or revocation of the *offender's* ~~person's~~ driver's license.

(9) A person who is arrested for a violation of this section may not be released from custody:

(a) Until the person is no longer under the influence of alcoholic beverages, any chemical substance set forth in s. 877.111, or any substance controlled under chapter 893 and affected to the extent that his or her normal faculties are impaired;

(b) Until the person's *blood-alcohol level or breath-alcohol* ~~blood alcohol~~ level is less than 0.05 ~~percent~~; or

(c) Until 8 hours have elapsed from the time the person was arrested.

Section 2. Paragraphs (a), (b), (c), (e), and (f) of subsection (1) of section 316.1932, Florida Statutes, are amended to read:

316.1932 Breath, blood, and urine tests for alcohol, chemical substances, or controlled substances; implied consent; right to refuse.—

(1)(a) Any person who accepts the privilege extended by the laws of this state of operating a motor vehicle within this state *is* ~~shall~~, by so operating such vehicle, ~~be~~ deemed to have given his or her consent to submit to an approved chemical test or physical test including, but not limited to, an infrared light test of his or her breath for the purpose of determining the alcoholic content of his or her blood or breath, and to a urine test for the purpose of detecting the presence of chemical substances as set forth in s. 877.111 or controlled substances, if the person is lawfully arrested for any offense allegedly committed while the person was driving or was in actual physical control of a motor vehicle while under the influence of alcoholic beverages, chemical substances, or controlled substances. The chemical or physical breath test *must* ~~shall~~ be incidental to a lawful arrest and administered at the request of a law enforcement officer who has reasonable cause to believe such person was driving or was in actual physical control of the motor vehicle within this state while under the influence of alcoholic beverages. The urine test *must* ~~shall~~ be incidental to a lawful arrest and administered at a detention facility or any other facility, mobile or otherwise, which is equipped to administer such tests at the request of a law enforcement officer who has reasonable cause to believe such person was driving or was in actual physical control of a motor vehicle within this state while under the influence of controlled substances. The urine test shall be administered at a detention facility or any other facility, mobile or otherwise, which is equipped to administer such tests in a reasonable manner that will ensure the accuracy of the specimen and maintain the privacy of the individual involved. The administration of one type of test *does* ~~shall~~ not preclude the administration of another type of test. *The* ~~Such~~ person shall be told that his or her failure to submit to any lawful test of his or her breath or urine, or both, will result in the suspension of the person's privilege to operate a motor vehicle for a period of 1 year for a first refusal, or for a period of 18 months if the driving privilege of such person has been previously suspended as a result of a refusal to submit to such a test or tests. The refusal to submit to a chemical or physical breath test or to a urine test upon the request of a law enforcement officer as provided in this section *is* ~~shall be~~ admissible into evidence in any criminal proceeding.

(b)1. The *blood-alcohol level must* ~~percent of alcohol in the blood shall~~ be based upon grams of alcohol per 100 milliliters of blood. *The breath-alcohol level must be based* ~~when analyzing blood, or~~ upon grams of alcohol per 210 liters of breath ~~when analyzing breath~~.

2. An analysis of a person's breath, in order to be considered valid under this section, must have been performed substantially according to methods approved by the Department of Law Enforcement. For this purpose, the department *may* ~~is authorized to~~ approve satisfactory techniques or methods. Any insubstantial differences between approved techniques and actual testing procedures in any individual case *do* ~~does~~ not render the test or test results invalid.

(c) Any person *who accepts the privilege extended by the laws of this state of operating a motor vehicle within this state is, by operating such vehicle,* ~~whose consent is implied as provided in this section shall be~~ deemed to have *given his or her consent* ~~consented~~ to *submit to* an approved blood test for the purpose of determining the alcoholic content of the blood or a blood test for the purpose of determining the presence of chemical substances or controlled substances as provided *in this section* ~~herein~~ if *there is reasonable cause to believe the person was driving or in actual physical control of a motor vehicle while under the influence of alcoholic beverages or chemical or controlled substances and the* ~~such~~ person appears for treatment at a hospital, clinic, or other medical facility and the administration of a breath or urine test is impractical or impossible. *As used in this paragraph, the term "other medical facility" includes an ambulance or other medical emergency vehicle.* The blood test shall be performed in a reasonable manner. Any person who is incapable of refusal by reason of unconsciousness or other mental or physical condition *is* ~~shall be~~ deemed not to have withdrawn his or her consent to such test. A blood test may be administered whether or not *the* ~~such~~ person is told that his or her failure to submit to such a blood test will result in the suspension of the person's privilege to operate a motor vehicle upon the public highways of this state. Any person who is capable of refusal shall be told that his or her failure to submit to such a blood test will result in the suspension of the person's privilege to operate a motor vehicle for a period of 1 year for a first refusal, or for a period of 18 months if the driving privilege of *the* ~~such~~ person has been suspended previously as a result of a refusal to submit to such a test or tests. The refusal to submit to a blood test upon the request of a law enforcement officer *is* ~~shall be~~ admissible in evidence in any criminal proceeding.

(e)1. By applying for a driver's license and by accepting and using a driver's license, the person holding the driver's license is deemed to have expressed his or her consent to the provisions of this section.

2. A nonresident or any other person driving in a status exempt from the requirements of the driver's license law, by his or her act of driving in such exempt status, is deemed to have expressed his or her consent to the provisions of this section.

3. A warning of the consent provision of this section shall be printed above the signature line on each new or renewed driver's license ~~issued after the effective date of this act~~.

(f)1. The tests determining the weight of alcohol in the defendant's blood or breath shall be administered at the request of a law enforcement officer substantially in accordance with rules *of* ~~and regulations that have been adopted by~~ the Department of Law Enforcement. Such rules *must* ~~and regulations shall be adopted after public hearing, shall~~ specify precisely the test or tests that are approved by the Department of Law Enforcement for reliability of result and *ease* ~~facility~~ of administration, and *must* ~~shall~~ provide an approved method of administration which *must* ~~shall~~ be followed in all such tests given under this section. However, the failure of a law enforcement officer to request the withdrawal of blood does not affect the admissibility of a test of blood withdrawn for medical purposes.

2. Only a physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, acting at the request of a law enforcement officer, may withdraw blood for the purpose of determining *its* ~~the~~ alcoholic content ~~thereof~~ or the presence of chemical substances or controlled substances therein. However, the failure of a law enforcement officer to request the withdrawal of blood does not affect the admissibility of a test of blood withdrawn for medical purposes.

3. The person tested may, at his or her own expense, have a physician, registered nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, or other person of his or her own choosing administer *an independent* ~~a~~ test in addition to the test administered at the direction of the law enforcement officer for the purpose of determining the amount of alcohol in the person's blood or breath or the presence of chemical substances or controlled substances at the time alleged, as shown by chemical analysis of his or her blood or urine, or by chemical or physical test of his or her breath. The failure or inability to obtain an *independent* ~~additional~~ test by a person does not preclude the admissibility in evidence of the test taken at the direction of the law enforcement officer. *The law enforcement officer shall not interfere with the person's opportunity to obtain the independent test and shall provide the person with timely telephone access to secure the test, but the burden is on the person to arrange and secure the test at the person's own expense.*

4. Upon the request of the person tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to the person or his or her attorney.

5. *A* ~~No~~ hospital, clinical laboratory, medical clinic, or similar medical institution or physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, or other person assisting a law enforcement officer *does not* ~~shall~~ incur any civil or criminal liability as a result of the withdrawal or analysis of a blood or urine specimen, or the chemical or physical test of a person's breath pursuant to accepted medical standards when requested by a law enforcement officer, regardless of whether or not the subject resisted administration of the test.

Section 3. Subsections (1), (2), and (5) of section 316.1934, Florida Statutes, are amended to read:

316.1934 Presumption of impairment; testing methods.—

(1) It is unlawful and punishable as provided in chapter 322 and in s. 316.193 for any person who is under the influence of alcoholic beverages or controlled substances, when affected to the extent that the person's normal faculties are impaired *or to the extent that the person is deprived of full possession of normal faculties*, to drive or be in actual physical control of any motor vehicle within this state. Such normal faculties include, but are not limited to, the ability to see, hear, walk, talk, judge distances, drive an automobile, make judgments, act in emergencies, and, in general, normally perform the many mental and physical acts of daily life.

(2) *At* ~~Upon~~ the trial of any civil or criminal action or proceeding arising out of acts alleged to have been committed by any person while driving, or in actual physical control of, a vehicle while under the influence of alcoholic beverages or controlled substances, when affected to the extent that the person's normal faculties were impaired or to the extent that he or she was deprived of full possession of his or her normal faculties, the results of any test administered in accordance with s. 316.1932 or s. 316.1933 and this section *are* ~~shall be~~ admissible into evidence when otherwise admissible, and the amount of alcohol in the person's blood or breath at the time alleged, as shown by chemical analysis of the person's blood, or by chemical or physical test of the person's breath, *gives* ~~shall give~~ rise to the following presumptions:

(a) If there was at that time *a blood-alcohol level or breath-alcohol level of* 0.05 ~~percent~~ or less ~~by weight of alcohol in the person's blood or breath~~, it *is* ~~shall be~~ presumed that the person was not under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(b) If there was at that time *a blood-alcohol level or breath-alcohol level* in excess of 0.05 ~~percent~~ but less than 0.08 ~~percent by weight of alcohol in the person's blood or breath~~, *that* ~~such~~ fact *does* ~~shall~~ not give rise to any presumption that the person was or was not under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired~~,~~ but ~~such fact~~ may be considered with other competent evidence in determining whether the person was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(c) If there was at that time *a blood-alcohol level or breath-alcohol level of* 0.08 ~~percent~~ or *higher* ~~more by weight of alcohol in the person's blood or breath~~, that fact *is* ~~shall be~~ prima facie evidence that the person was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired. Moreover, such person who has a *blood-alcohol level* ~~blood~~ or *breath-alcohol* ~~breath alcohol~~ level of 0.08 ~~percent~~ or *higher* ~~above~~ is guilty of driving, or being in actual physical control of, a motor vehicle, with an unlawful *blood-alcohol level* ~~blood~~ or *breath-alcohol* ~~breath alcohol~~ level.

The presumptions provided in ~~the foregoing provisions of~~ this subsection *do* ~~shall~~ not *limit* ~~be construed as limiting~~ the introduction of any other competent evidence bearing upon the question *of* whether the person

was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(5) An affidavit containing the results of any test of a person's blood or breath to determine its alcohol content, as authorized by s. 316.1932 or s. 316.1933, is admissible in evidence under the exception to the hearsay rule in s. 90.803(8) for public records and reports. Such affidavit is admissible without further authentication and is presumptive proof of the results of an authorized test to determine alcohol content of the blood or breath if the affidavit discloses:

(a) The type of test administered and the procedures followed;

(b) The time of the collection of the blood or breath sample analyzed;

(c) The numerical results of the test indicating the alcohol content of the blood or breath;

(d) The type and status of any permit issued by the Department of Law Enforcement *which* ~~that~~ was held by the person who performed the test; and

(e) If the test was administered by means of a breath testing instrument, the date of performance of the most recent required maintenance on such instrument.

The Department of Law Enforcement shall provide a form for the affidavit. Admissibility of the affidavit does not abrogate the right of the person tested to subpoena the person who administered the test for examination as an adverse witness at a civil or criminal trial or other proceeding.

Section 4. Subsection (2) of section 322.26, Florida Statutes, is amended to read:

322.26 Mandatory revocation of license by department.—The department shall forthwith revoke the license or driving privilege of any person upon receiving a record of such person's conviction of any of the following offenses:

(2) Driving a motor vehicle or being in actual physical control thereof, or entering a plea of nolo contendere, said plea being accepted by the court and said court entering a fine or sentence to a charge of driving, while under the influence of alcoholic beverages or a substance controlled under chapter 893, or being in actual physical control of a motor vehicle while under the influence of alcoholic beverages or a substance controlled under chapter 893. *In any case where DUI manslaughter occurs, the revocation of the license or driving privilege shall be permanent, except as provided for in s. 322.271(4).*

Section 5. Subsection (4) of section 322.271, Florida Statutes, is amended to read:

322.271 Authority to modify revocation, cancellation, or suspension order.—

(4) Notwithstanding the provisions of s. 322.28(2)(e), a person whose driving privilege has been permanently revoked because he or she has been convicted four times of violating s. 316.193 or former s. 316.1931 or because he or she has been convicted of *DUI* manslaughter *in violation of* ~~resulting from the operation of a motor vehicle or vehicular homicide and has been convicted of violating~~ s. 316.193 ~~or former s. 316.1931,~~ may, upon the expiration of 5 years after the date of such revocation *or the expiration of 5 years after the termination of any term of incarceration under s. 316.193 or former s. 316.1931, whichever date is later*, petition the department for reinstatement of his or her driving privilege.

(a) Within 30 days after the receipt of such a petition, the department shall afford the petitioner an opportunity for a hearing. At the hearing, the petitioner must demonstrate to the department that he or she:

1. Has not been arrested for a drug-related offense during the 5 years preceding the filing of the petition;

2. Has not driven a motor vehicle without a license for at least 5 years prior to the hearing;

3. Has been drug-free for at least 5 years prior to the hearing; and

4. Has completed a DUI program licensed by the department.

(b) At such hearing, the department shall determine the petitioner's qualification, fitness, and need to drive. Upon such determination, the department may, in its discretion, reinstate the driver's license of the petitioner. Such reinstatement must be made subject to the following qualifications:

1. The license must be restricted for employment purposes for not less than 1 year; and

2. Such person must be supervised by a DUI program licensed by the department and report to the program for such supervision and education at least four times a year or additionally as required by the program for the remainder of the revocation period. Such supervision shall include evaluation, education, referral into treatment, and other activities required by the department.

(c) Such person must assume the reasonable costs of supervision. If such person fails to comply with the required supervision, the program shall report the failure to the department, and the department shall cancel such person's driving privilege.

(d) If, after reinstatement, such person is convicted of an offense for which mandatory revocation of his or her license is required, the department shall revoke his or her driving privilege.

(e) The department shall adopt rules regulating the providing of services by DUI programs pursuant to this section.

Section 6. Paragraphs (a) and (e) of subsection (2) of section 322.28, Florida Statutes, are amended to read:

322.28 Period of suspension or revocation.—

(2) In a prosecution for a violation of s. 316.193 or former s. 316.1931, the following provisions apply:

(a) Upon conviction of the driver, the court, along with imposing sentence, shall revoke the driver's license or driving privilege of the person so convicted, *effective on the date of conviction,* and shall prescribe the period of such revocation in accordance with the following provisions:

1. Upon a first conviction for a violation of the provisions of s. 316.193, except a violation resulting in death, the driver's license or driving privilege shall be revoked for not less than 180 days or more than 1 year.

2. Upon a second conviction within a period of 5 years from the date of a prior conviction for a violation of the provisions of s. 316.193 or former s. 316.1931 or a combination of such sections, the driver's license or driving privilege shall be revoked for not less than 5 years.

3. Upon a third conviction within a period of 10 years from the date of conviction of the first of three or more convictions for the violation of the provisions of s. 316.193 or former s. 316.1931 or a combination of such sections, the driver's license or driving privilege shall be revoked for not less than 10 years.

For the purposes of this paragraph, a previous conviction outside this state for driving under the influence, driving while intoxicated, driving with an unlawful blood alcohol level, or any other alcohol-related or drug-related traffic offense similar to the offense of driving under the influence as proscribed by s. 316.193 will be considered a previous conviction for violation of s. 316.193, and a conviction for violation of former s. 316.028, former s. 316.1931, or former s. 860.01 is considered a conviction for violation of s. 316.193.

(e) The court shall permanently revoke the driver's license or driving privilege of a person who has been convicted four times for violation of s. 316.193 or former s. 316.1931 or a combination of such sections. *The court shall permanently revoke the driver's license or driving privilege of any* ~~or a~~ person who has been convicted of *DUI* manslaughter *in* ~~resulting from the operation of a motor vehicle or vehicular homicide and who has been convicted of a~~ violation of s. 316.193 ~~or former s. 316.193~~. If the court has not permanently revoked such license or privilege within 30 days after imposing sentence, the department shall permanently revoke

the license or privilege pursuant to this paragraph. No driver's license or driving privilege may be issued or granted to any such person. This paragraph applies only if at least one of the convictions for violation of s. 316.193 or former s. 316.1931 was for a violation that occurred after July 1, 1982. For the purposes of this paragraph, a conviction for violation of former s. 316.028, former s. 316.1931, or former s. 860.01 is also considered a conviction for violation of s. 316.193. Also, a conviction of driving under the influence, driving while intoxicated, driving with an unlawful blood alcohol level, or any other similar alcohol-related or drug-related traffic offense outside this state is considered a conviction for the purposes of this paragraph.

Section 7. Subsections (1), (2), and (3) of subsection 322.095, Florida Statutes, are amended to read:

322.095 Traffic law and substance abuse education program for driver's license applicants.—

(1) The Department of Highway Safety and Motor Vehicles must approve ~~a~~ traffic law and substance abuse education *courses* ~~course~~ that must be completed by applicants for a Florida driver's license. The *curriculums* ~~curriculum~~ for the *courses* ~~course~~ must provide instruction on the physiological and psychological consequences of the abuse of alcohol and other drugs, the societal and economic costs of alcohol and drug abuse, the effects of alcohol and drug abuse on the driver of a motor vehicle, and the laws of this state relating to the operation of a motor vehicle. All instructors teaching *the courses* ~~this course~~ shall be certified by the department.

(2) The department shall contract for an independent evaluation of the *courses* ~~course~~, and shall provide documentation to the Legislature by October 1, 2000, measuring course effectiveness. Local DUI programs authorized under s. 316.193(5) and certified by the department or a driver improvement school may offer *a* ~~the~~ traffic law and substance abuse education course. However, prior to offering the course, the course provider must obtain certification from the department that the course complies with the requirements of this section. The course provider must offer the approved course at locations reasonably accessible to most applicants and must issue a certificate to those persons successfully completing the course.

(3) The completion of *a* ~~the~~ course does not qualify a person for the reinstatement of a driver's license which has been suspended or revoked.

Section 8. *The Department of Highway Safety and Motor Vehicles is authorized to process and approve any application for a traffic law and substance abuse education course pursuant to s. 322.095, Florida Statutes, which was pending before the department on May 1, 1996. This authority is granted notwithstanding the passage or non-passage of Committee Substitute for House Bills 173, 1851, and 2547, Senate Bill 2940, or similar legislation.*

Section 9. Paragraph (a) of subsection (1) of section 322.2615, Florida Statutes, is amended to read:

322.2615 Suspension of license; right to review.—

(1)(a) A law enforcement officer or correctional officer shall, on behalf of the department, suspend the driving privilege of a person who has been arrested by a law enforcement officer for a violation of s. 316.193, relating to unlawful *blood-alcohol level or breath-alcohol* ~~blood alcohol~~ level, or of a person who has refused to submit to a breath, urine, or blood test authorized by s. 316.1932. The officer shall take the person's driver's license and issue the person a 30-day temporary permit if the person is otherwise eligible for the driving privilege and shall issue the person a notice of suspension. If a blood test has been administered, the results of which are not available to the officer at the time of the arrest, the agency employing the officer shall transmit such results to the department within 5 days after receipt of the results. If the department then determines that the person was arrested for a violation of s. 316.193 and that the person had a *blood-alcohol level or breath-alcohol* ~~blood alcohol~~ level of 0.08 or higher, the department shall suspend the person's driver's license pursuant to subsection (3).

Section 10. Paragraph (b) of subsection (2) of section 322.62, Florida Statutes, is amended to read:

322.62 Driving under the influence; commercial motor vehicle operators.—

(2)

(b) In addition to the penalty provided in subsection (1), a person who violates this section and who has *a blood-alcohol level of 0.04 or more grams of alcohol per 100 milliliters of blood, or a breath-alcohol level of 0.04 or more grams of alcohol per 210 liters of breath is* ~~an alcohol concentration of .04 percent or higher shall be~~ subject to the penalty provided in s. 322.61.

Section 11. Paragraph (a) of subsection (1) of section 322.64, Florida Statutes, is amended to read:

322.64 Holder of commercial driver's license; driving with unlawful blood alcohol level; refusal to submit to breath, urine, or blood test.—

(1)(a) A law enforcement officer or correctional officer shall, on behalf of the department, disqualify from operating any commercial motor vehicle a person who while operating or in actual physical control of a commercial motor vehicle is arrested for a violation of s. 316.193, relating to unlawful *blood-alcohol level or breath-alcohol* ~~blood alcohol~~ level, or a person who has refused to submit to a breath, urine, or blood test authorized by s. 322.63 arising out of the operation or actual physical control of a commercial motor vehicle. Upon disqualification of the person, the officer shall take the person's driver's license and issue the person a 30-day temporary permit if the person is otherwise eligible for the driving privilege and shall issue the person a notice of disqualification. If the person has been given a blood, *breath, or urine* test, the results of which are not available to the officer at the time of the arrest, the agency employing the officer shall transmit such results to the department within 5 days after receipt of the results. If the department then determines that the person was arrested for a violation of s. 316.193 and that the person had a *blood-alcohol level or breath-alcohol* ~~blood alcohol~~ level of 0.08 ~~percent~~ or higher, the department shall disqualify the person from operating a commercial motor vehicle pursuant to subsection (3).

Section 12. Effective October 1, 1996, section 782.071, Florida Statutes, is amended to read:

782.071 Vehicular homicide.—

~~(1)~~ "Vehicular homicide" is the killing of a human being by the operation of a motor vehicle by another in a reckless manner likely to cause the death of, or great bodily harm to, another. Vehicular homicide is*:*

(1) A felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) ~~Any person who commits vehicular homicide and willfully fails to stop or comply with the requirements of s. 316.027(1) is guilty of~~ A felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, *if:*~~.~~

(a) At the time of the accident, the person knew, or should have known, that the accident occurred; and

(b) The person failed to give information and render aid as required by s. 316.062.

This subsection does not require that the person knew that the accident resulted in injury or death.

Section 13. Effective October 1, 1996, section 782.072, Florida Statutes, is amended to read:

782.072 Vessel homicide.—

~~(1)~~ "Vessel homicide" is the killing of a human being by the operation of a vessel as defined in s. 327.02 by another in a reckless manner likely to cause the death of, or great bodily harm to, another. Vessel homicide is*:*

(1) A felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084

(2) ~~Any person who commits vessel homicide and willfully fails to stop or comply with the requirements of s. 327.30(4) is guilty of~~ A felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, *if:*~~.~~

(a) At the time of the accident, the person knew, or should have known, that the accident occurred; and

(b) The person failed to give information and render aid as required by s. 327.30(1).

This subsection does not require that the person knew that the accident resulted in injury or death.

Section 14. Section 327 30, Florida Statutes, is amended to read:

327.30 Collisions, accidents, and casualties.—

(1) It *is* ~~shall be~~ the duty of the operator of a vessel involved in a collision, accident, or other casualty, so far as he or she can do so without serious danger to the operator's own vessel, crew, and passengers, if any, to render to other persons affected by the collision, accident, or other casualty such assistance as *is* ~~may be~~ practicable and ~~as may be~~ necessary in order to save them from or minimize any danger caused by the collision, accident, or other casualty, and also to give his or her name, address, and identification of his or her vessel in writing to any person injured and to the owner of any property damaged in the collision, accident, or other casualty. The operator of a vessel involved in an accident with an unattended vessel shall take all reasonable steps to locate and notify the owner or person in charge of such vessel of the ~~foregoing~~ accident, furnishing to such owner his or her name, address, and registration number and reporting as required under this section.

(2) In the case of collision, accident, or other casualty involving a vessel in or upon or entering into or exiting from the water, including capsizing, collision with another vessel or object, sinking, personal injury *requiring medical treatment beyond immediate first aid*, death, disappearance of any person from on board under circumstances which indicate the possibility of death or injury, or damage to any vessel or other property in an apparent *aggregate* amount of at least $500, the operator shall *without delay, by the quickest means available give notice of the* ~~immediately, or as soon as practicable, report such~~ accident to *one of the following agencies:* the Division of Law Enforcement~~, which shall notify the sheriff of the county wherein such accident occurred, and to~~ the Game and Fresh Water Fish Commission*; the sheriff of the county within which the accident occurred; or the police chief of the municipality within which the accident occurred, if applicable.* ~~However, when an investigating officer has made a written report of the accident, no report need be made by the operator of the vessel to the Division of Law Enforcement.~~

(3) *The statutory duty of a person to make a report or give information to a law enforcement officer making a written report relating to an accident does not extend to information that would violate the privilege of such person against self-incrimination.* ~~All accident reports required by this section made by persons involved in accidents shall be without prejudice to the individual so reporting. No report shall be used as evidence in any trial, civil or criminal, arising out of an accident.~~

(4) Each coroner or other official performing like functions, upon learning of the death of a person in his jurisdiction as a result of a boating accident, shall immediately notify the nearest office of the Department of Law Enforcement.

(5)~~(4)~~ It is unlawful for a person operating a vessel involved in an accident or injury to leave the scene of the accident or injury without giving all possible aid to *all* persons involved, *and* ~~or without~~ making a reasonable effort to locate the owner or persons affected and subsequently complying with and notifying the appropriate law enforcement official as required under this section. Any person who violates this subsection with respect to an accident resulting in personal injury *commits* ~~is guilty of~~ a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Any person who violates this subsection with respect to an accident resulting in property damage only *commits* ~~is guilty of~~ a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(6)~~(5)~~ Any law enforcement officer who *investigates* ~~makes an investigation at or about the scene of~~ a boating collision or accident may arrest *or cite* the operator of any vessel involved in the accident or collision when, based upon personal investigation, the officer has probable cause to believe that the operator has committed any offense in connection with the accident or collision. ~~The investigating officer shall file an accident report with the Division of Law Enforcement as soon as practicable upon completion of the investigation. Copies of the accident report shall be transmitted to the appropriate sheriff and Game and Fresh Water Fish Commission office.~~

Section 15. Section 327.301, Florida Statutes, is created to read:

327.301 Written reports of accidents.—

(1) The operator of a vessel that is in any manner involved in an accident resulting in bodily injury, death, or disappearance of any person or damage to any vessel or other property in an apparent aggregate amount of at least $500 shall, within the time limits specified in 33 C.F.R. s. 173.55, forward a written report of the accident to the division. Whenever the operator of the vessel is physically incapable of making a written report, the owner of the vessel shall, within the time limits specified in 33 C.F.R. s. 173.55, make the report not made by the operator. However, when the investigating officer has made a written report of the accident pursuant to subsection (3), a written report need not be forwarded to the division by the operator.

(2) The division may require any operator of a vessel involved in an accident of which written report must be made as provided in this section to file supplemental written reports whenever the original report is insufficient in the opinion of the division, and may require any witness to the accident to render a report to the division.

(3) Every law enforcement officer who in the regular course of duty investigates a boating accident that resulted in bodily injury, death, or disappearance of any person or damage to any vessel or other property in an apparent aggregate amount of at least $500 shall, within 24 hours after completing the investigation, forward a written report of the accident to the division. However, in every case in which an accident report is required by this section and a written report by a law enforcement officer is not prepared, the law enforcement officer shall provide each party involved in the accident a short-form report, prescribed by the division, to be completed by the party. The short-form report must include, but is not limited to: the date, time, and location of the accident; a description of the vessels involved; the names and addresses of the parties involved; the names and addresses of witnesses; and the name, badge number, and law enforcement agency of the officer investigating the accident. Accident reports made by law enforcement officers may not be used for commercial solicitation purposes; however, use of an accident report for purposes of publication in a newspaper or other news periodical or a radio or television broadcast shall not be construed as a "commercial purpose."

(4) Except as specified in this subsection, each accident report made by a person involved in an accident and any statement made by such person to a law enforcement officer for the purpose of completing an accident report required by this section is without prejudice to the individual reporting. Such report or statement may not be used as evidence in any trial, civil or criminal. However, subject to the applicable rules of evidence, a law enforcement officer who is a witness in a criminal trial may testify as to any statement made to the officer by the person involved in the accident if that person's privilege against self-incrimination is not violated. The results of breath, urine, and blood tests administered as provided in s. 327.352 or s. 327.353 are not confidential and shall be admissible into evidence in accordance with the provisions of s. 327.354. Accident reports made by persons involved in accidents may not be used for commercial solicitation purposes; however, use of an accident report for purposes of publication in a newspaper or other news periodical or a radio or television broadcast shall not be construed as a "commercial purpose."

(5) For the purposes of this section, a written report includes a report generated through the use of information technology resources as defined in s. 282.303.

(6) Any operator failing to file the written report required under subsection (1) or a supplemental written report when required by the division under subsection (2) is guilty of a noncriminal infraction.

Section 16. Section 327.31, Florida Statutes, is amended to read:

327.31 Transmittal of information.—In accordance with any request made by an authorized official or agency of the United States, any information compiled or otherwise available to the Division of *Law Enforcement* ~~Marine Resources~~ concerning *boating* accidents or other data shall

be transmitted to *that* ~~said~~ official or agency of the United States and annual statistics shall be assembled as required by federal law.

Section 17. Section 327.35, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 327.35, F.S., for present text.)

327.35 Boating under the influence; penalties.—

(1) A person is guilty of the offense of boating under the influence and is subject to punishment as provided in subsection (2) if the person is operating a vessel within this state and:

(a) The person is under the influence of alcoholic beverages, any chemical substance set forth in s. 877.111, or any substance controlled under chapter 893, when affected to the extent that the person's normal faculties are impaired;

(b) The person has a blood-alcohol level of 0.08 or more grams of alcohol per 100 milliliters of blood; or

(c) The person has a breath-alcohol level of 0.08 or more grams of alcohol per 210 liters of breath.

(2)(a) Except as provided in paragraph (b), subsection (3), or subsection (4), any person who is convicted of a violation of subsection (1) shall be punished:

1. By a fine of:

a. Not less than $250 or more than $500 for a first conviction.

b. Not less than $500 or more than $1,000 for a second conviction.

c. Not less than $1,000 or more than $2,500 for a third conviction; and

2. By imprisonment for:

a. Not more than 6 months for a first conviction.

b. Not more than 9 months for a second conviction.

c. Not more than 12 months for a third conviction.

(b) Any person who is convicted of a fourth or subsequent violation of this section is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084; however, the fine imposed for such fourth or subsequent violation may not be less than $1,000.

(3) Any person:

(a) Who is in violation of subsection (1);

(b) Who operates a vessel; and

(c) Who, by reason of such operation, causes:

1. Damage to the property or person of another commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

2. Serious bodily injury to another, as defined in s. 316.1933, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

3. The death of any human being commits BUI manslaughter, and commits:

a. A felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

b. A felony of the first degree, punishable as provided in s. 775 082, s. 775.083, or s. 775.084, if:

(I) At the time of the accident, the person knew, or should have known, that the accident occurred; and

(II) The person failed to give information and render aid as required by s. 316.062.

This sub-subparagraph does not require that the person knew that the accident resulted in injury or death.

(4) Any person who is convicted of a violation of subsection (1) and who has a blood-alcohol level or breath-alcohol level of 0.20 or higher, or any person who is convicted of a violation of subsection (1) and who at the time of the offense was accompanied in the vessel by a person under the age of 18 years, shall be punished:

(a) By a fine of:

1. Not less than $500 or more than $1,000 for a first conviction.

2. Not less than $1,000 or more than $2,000 for a second conviction.

3. Not less than $2,000 or more than $5,000 for a third conviction.

(b) By imprisonment for:

1. Not more than 9 months for a first conviction.

2. Not more than 12 months for a second conviction.

3. Not more than 12 months for a third conviction.

For the purposes of this subsection, only the instant offense is required to be a violation of subsection (1) by a person who has a blood-alcohol level or breath-alcohol level of 0.20 or higher.

(5) In addition to any sentence or fine, the court shall place any offender convicted of violating this section on monthly reporting probation and shall require attendance at a substance abuse course specified by the court; and the agency conducting the course may refer the offender to an authorized service provider for substance abuse evaluation and treatment, in addition to any sentence or fine imposed under this section. The offender shall assume reasonable costs for such education, evaluation, and treatment, with completion of all such education, evaluation, and treatment being a condition of reporting probation. Treatment resulting from a psychosocial evaluation may not be waived without a supporting psychosocial evaluation conducted by an agency appointed by the court and with access to the original evaluation. The offender shall bear the cost of this procedure. The term "substance abuse" means the abuse of alcohol or any substance named or described in Schedules I through V of s. 893.03.

(6) With respect to any person convicted of a violation of subsection (1), regardless of any other penalty imposed:

(a) For the first conviction, the court shall place the defendant on probation for a period not to exceed 1 year and, as a condition of such probation, shall order the defendant to participate in public service or a community work project for a minimum of 50 hours. The total period of probation and incarceration may not exceed 1 year.

(b) For the second conviction for an offense that occurs within a period of 5 years after the date of a prior conviction for violation of this section, the court shall order imprisonment for not less than 10 days. At least 48 hours of confinement must be consecutive.

(c) For the third or subsequent conviction for an offense that occurs within a period of 10 years after the date of a prior conviction for violation of this section, the court shall order imprisonment for not less than 30 days. At least 48 hours of confinement must be consecutive.

(d) In addition to any other penalty imposed, the court shall also order the impoundment or immobilization of the vessel that was operated by, or in the actual physical control of, the offender. The period of impoundment or immobilization is 10 days, or, for the second conviction within 3 years, 30 days, or, for the third conviction within 5 years, 90 days and may not be concurrent with probation or imprisonment. If the vessel is leased or rented, the period of impoundment or immobilization may not extend beyond the expiration of the lease or rental agreement. Within 7 business days after the date that the court issues the order of impoundment or immobilization, the clerk of the court shall send notice by certified mail, return receipt requested, to the registered owner of the vessel if the registered owner is a person other than the offender and to each person of record claiming a lien against the vessel. All costs and fees for the impoundment or immobilization, including the cost of notification, must be paid by the owner of the vessel or, if the vessel is leased or rented, by the person leasing or renting the vessel. The person who owns

a vessel that is impounded or immobilized under this paragraph, or a person who has a lien of record against such a vessel, may, within 10 days after the date that person has knowledge of the location of the vessel, file a complaint in the county in which the owner resides to determine whether the vessel was wrongfully taken or withheld from the owner or lienholder. Upon the filing of a complaint, the owner or lienholder may have the vessel released by posting with the court a bond or other adequate security equal to the amount of the costs and fees for impoundment or immobilization, including towing or storage, to ensure the payment of the costs and fees if the owner or lienholder does not prevail. When the bond is posted and the fee is paid as set forth in s. 28.24, the clerk of the court shall issue a certificate releasing the vessel. At the time of release, after reasonable inspection, the owner or lienholder must give a receipt to the towing or storage company indicating any loss or damage to the vessel or to the contents of the vessel.

(e) A defendant, in the court's discretion, may be required to serve all or any portion of a term of imprisonment to which the defendant has been sentenced pursuant to this section in a residential alcoholism treatment program or a residential drug abuse treatment program. Any time spent in such a program must be credited by the court toward the term of imprisonment.

For the purposes of this section, any conviction for a violation of s. 316.193, a previous conviction for the violation of former s. 316.1931, former s. 860.01, or former s. 316.028, or a previous conviction outside this state for driving under the influence, driving while intoxicated, driving with an unlawful blood-alcohol level, driving with an unlawful breath-alcohol level, or any other similar alcohol-related or drug-related traffic offense, is also considered a previous conviction for violation of this section.

(7) A conviction under this section does not bar any civil suit for damages against the person so convicted.

(8) A person who is arrested for a violation of this section may not be released from custody:

(a) Until the person is no longer under the influence of alcoholic beverages, any chemical substance set forth in s. 877.111, or any substance controlled under chapter 893 and affected to the extent that his or her normal faculties are impaired;

(b) Until the person's blood-alcohol level or breath-alcohol level is less than 0.05; or

(c) Until 8 hours have elapsed from the time the person was arrested.

Section 18. *Sections 327.351 and 327.3521, Florida Statutes, as amended by chapter 95-148, Laws of Florida, are repealed.*

Section 19. Section 327.352, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 327.352, F.S., for present text.)

327.352 Breath, blood, and urine tests for alcohol, chemical substances, or controlled substances; implied consent; right to refuse.—

(1)(a) Any person who accepts the privilege extended by the laws of this state of operating a vessel within this state is, by so operating such vessel, deemed to have given his or her consent to submit to an approved chemical test or physical test including, but not limited to, an infrared light test of his or her breath for the purpose of determining the alcoholic content of his or her blood or breath, and to a urine test for the purpose of detecting the presence of chemical substances as set forth in s. 877.111 or controlled substances, if the person is lawfully arrested for any offense allegedly committed while the person was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances. The chemical or physical breath test must be incidental to a lawful arrest and administered at the request of a law enforcement officer who has reasonable cause to believe such person was operating the vessel within this state while under the influence of alcoholic beverages. The urine test must be incidental to a lawful arrest and administered at a detention facility or any other facility, mobile or otherwise, which is equipped to administer such tests at the request of a law enforcement officer who has reasonable cause to believe such person was operating a vessel within this state while under the influence of controlled substances. The urine test shall be administered at a detention facility or any other facility, mobile or otherwise, which is equipped to administer such tests in a reasonable manner that will ensure the accuracy of the specimen and maintain the privacy of the individual involved. The administration of one type of test does not preclude the administration of another type of test. The person shall be told that his or her failure to submit to any lawful test of his or her breath or urine, or both, is admissible into evidence in any criminal proceeding.

(b)1. The blood-alcohol level must be based upon grams of alcohol per 100 milliliters of blood. The breath-alcohol level must be based upon grams of alcohol per 210 liters of breath.

2. An analysis of a person's breath, in order to be considered valid under this section, must have been performed substantially according to methods approved by the Department of Law Enforcement. For this purpose, the department may approve satisfactory techniques or methods. Any insubstantial differences between approved techniques and actual testing procedures in any individual case do not render the test or test results invalid.

(c) Any person who accepts the privilege extended by the laws of this state of operating a vessel within this state is, by operating such vessel, deemed to have given his or her consent to submit to an approved blood test for the purpose of determining the alcoholic content of the blood or a blood test for the purpose of determining the presence of chemical substances or controlled substances as provided in this section if there is reasonable cause to believe the person was operating a vessel while under the influence of alcoholic beverages or chemical or controlled substances and the person appears for treatment at a hospital, clinic, or other medical facility and the administration of a breath or urine test is impractical or impossible. As used in this paragraph, the term "other medical facility" includes an ambulance or other medical emergency vehicle. The blood test shall be performed in a reasonable manner. Any person who is incapable of refusal by reason of unconsciousness or other mental or physical condition is deemed not to have withdrawn his or her consent to such test.

(d) If the arresting officer does not request a chemical or physical breath test of the person arrested for any offense allegedly committed while the person was operating a vessel while under the influence of alcoholic beverages or controlled substances, the person may request the arresting officer to have a chemical or physical test made of the arrested person's breath or a test of the urine or blood for the purpose of determining the alcoholic content of the person's blood or breath or the presence of chemical substances or controlled substances; and, if so requested, the arresting officer shall have the test performed.

(e)1. The tests determining the weight of alcohol in the defendant's blood or breath shall be administered at the request of a law enforcement officer substantially in accordance with rules of the Department of Law Enforcement. Such rules must specify precisely the test or tests that are approved by the Department of Law Enforcement for reliability of result and ease of administration, and must provide an approved method of administration which must be followed in all such tests given under this section. However, the failure of a law enforcement officer to request the withdrawal of blood does not affect the admissibility of a test of blood withdrawn for medical purposes.

2. Only a physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, acting at the request of a law enforcement officer, may withdraw blood for the purpose of determining its alcoholic content or the presence of chemical substances or controlled substances therein. However, the failure of a law enforcement officer to request the withdrawal of blood does not affect the admissibility of a test of blood withdrawn for medical purposes.

3. The person tested may, at his or her own expense, have a physician, registered nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, or other person of his or her own choosing administer an independent test in addition to the test administered at the direction of the law enforcement officer for the purpose of determining the amount of alcohol in the person's blood or breath or the presence of chemical substances or controlled substances at the time alleged, as shown by chemical analysis of his or her blood or urine, or by chemical or physical test of his or her breath. The failure or inability to obtain an independent test by a person does not preclude the admissibility in evidence of the test taken at the direction of the law enforcement officer. The law enforcement officer

shall not interfere with the person's opportunity to obtain the independent test and shall provide the person with timely telephone access to secure the test, but the burden is on the person to arrange and secure the test at the person's own expense.

4. Upon the request of the person tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to the person or his or her attorney.

5. A hospital, clinical laboratory, medical clinic, or similar medical institution or physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, or other person assisting a law enforcement officer does not incur any civil or criminal liability as a result of the withdrawal or analysis of a blood or urine specimen, or the chemical or physical test of a person's breath pursuant to accepted medical standards when requested by a law enforcement officer, regardless of whether or not the subject resisted administration of the test.

(2) The results of any test administered pursuant to this section for the purpose of detecting the presence of any controlled substance shall not be admissible as evidence in a criminal prosecution for the possession of a controlled substance.

(3) Notwithstanding any provision of law pertaining to the confidentiality of hospital records or other medical records, information relating to the alcoholic content of the blood or breath or the presence of chemical substances or controlled substances in the blood obtained pursuant to this section shall be released to a court, prosecuting attorney, defense attorney, or law enforcement officer in connection with an alleged violation of s. 327.35 upon request for such information.

Section 20. Section 327.353, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 327.353, F.S., for present text.)

327.353 Blood test for impairment or intoxication in cases of death or serious bodily injury; right to use reasonable force.—

(1) Notwithstanding any recognized ability to refuse to submit to the tests provided in s. 327.352 or any recognized power to revoke the implied consent to such tests, if a law enforcement officer has probable cause to believe that a vessel operated by a person under the influence of alcoholic beverages, any chemical substances, or any controlled substances has caused the death or serious bodily injury of a human being, the person shall submit, upon the request of a law enforcement officer, to a test of the person's blood for the purpose of determining the alcoholic content thereof or the presence of chemical substances as set forth in s. 877.111 or any substance controlled under chapter 893. The law enforcement officer may use reasonable force if necessary to require the person to submit to the administration of the blood test. The blood test shall be performed in a reasonable manner. The term "serious bodily injury" means an injury to any person, including the operator, which consists of a physical condition that creates a substantial risk of death, serious personal disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

(2)(a) Only a physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, acting at the request of a law enforcement officer, may withdraw blood for the purpose of determining the alcoholic content thereof or the presence of chemical substances or controlled substances therein. However, the failure of a law enforcement officer to request the withdrawal of blood shall not affect the admissibility of a test of blood withdrawn for medical purposes.

(b) A chemical analysis of the person's blood to determine the alcoholic content thereof must have been performed substantially in accordance with methods approved by the Department of Law Enforcement and by an individual possessing a valid permit issued by the department for this purpose. The Department of Law Enforcement may approve satisfactory techniques or methods, ascertain the qualifications and competence of individuals to conduct such analyses, and issue permits that are subject to termination or revocation at the discretion of the department. Insubstantial differences between approved methods or techniques and actual testing procedures, or any insubstantial defects concerning the permit issued by the department, in any individual case, do not render the test or test results invalid.

(c) A hospital, clinical laboratory, medical clinic, or similar medical institution or physician, certified paramedic, registered nurse, licensed practical nurse, other personnel authorized by a hospital to draw blood, or duly licensed clinical laboratory director, supervisor, technologist, or technician, or other person assisting a law enforcement officer shall not incur any civil or criminal liability as a result of the withdrawal or analysis of a blood specimen pursuant to accepted medical standards when requested by a law enforcement officer, regardless of whether or not the subject resisted administration of the test.

(3)(a) Any criminal charge resulting from the incident giving rise to the officer's demand for testing shall be tried concurrently with a charge of any violation arising out of the same incident, unless, in the discretion of the court, such charges should be tried separately. If the charges are tried separately, the fact that the person refused, resisted, obstructed, or opposed testing is admissible at the trial of the criminal offense which gave rise to the demand for testing.

(b) The results of any test administered pursuant to this section for the purpose of detecting the presence of any controlled substance is not admissible as evidence in a criminal prosecution for the possession of a controlled substance.

(4) Notwithstanding any provision of law pertaining to the confidentiality of hospital records or other medical records, information relating to the alcoholic content of the blood or the presence of chemical substances or controlled substances in the blood obtained pursuant to this section shall be released to a court, prosecuting attorney, defense attorney, or law enforcement officer in connection with an alleged violation of s. 327.35 upon request for such information.

Section 21. Section 327.354, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 327.354, F.S., for present text.)

327.354 Presumption of impairment; testing methods.—

(1) It is unlawful and punishable as provided in s. 327.35 for any person who is under the influence of alcoholic beverages or controlled substances, when affected to the extent that the person's normal faculties are impaired or to the extent that the person is deprived of full possession of normal faculties, to operate any vessel within this state. Such normal faculties include, but are not limited to, the ability to see, hear, walk, talk, judge distances, drive an automobile, make judgments, act in emergencies, and, in general, normally perform the many mental and physical acts of daily life.

(2) At the trial of any civil or criminal action or proceeding arising out of acts alleged to have been committed by any person while operating a vessel while under the influence of alcoholic beverages or controlled substances, when affected to the extent that the person's normal faculties were impaired or to the extent that he or she was deprived of full possession of his or her normal faculties, the results of any test administered in accordance with s. 327.352 or s. 327.353 and this section are admissible into evidence when otherwise admissible, and the amount of alcohol in the person's blood or breath at the time alleged, as shown by chemical analysis of the person's blood, or by chemical or physical test of the person's breath, gives rise to the following presumptions:

(a) If there was at that time a blood-alcohol level or breath-alcohol level of 0.05 or less, it is presumed that the person was not under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(b) If there was at that time a blood-alcohol level or breath-alcohol level in excess of 0.05 but less than 0.08, that fact does not give rise to any presumption that the person was or was not under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired but may be considered with other competent evidence in determining whether the person was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(c) If there was at that time a blood-alcohol level or breath-alcohol level of 0.08 or higher, that fact is prima facie evidence that the person was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired. Any person who operates a vessel and

who has a blood-alcohol level or breath-alcohol level of 0.08 or higher is guilty of operating a vessel with an unlawful blood-alcohol level or breath-alcohol level.

The presumptions provided in this subsection do not limit the introduction of any other competent evidence bearing upon the question of whether the person was under the influence of alcoholic beverages to the extent that his or her normal faculties were impaired.

(3) A chemical analysis of a person's blood to determine alcoholic content or a chemical or physical test of a person's breath, in order to be considered valid under this section, must have been performed substantially in accordance with methods approved by the Department of Law Enforcement and by an individual possessing a valid permit issued by the department for this purpose. Insubstantial differences between approved techniques and actual testing procedures or insubstantial defects concerning the permit issued by the department, in any individual case do not render the test or test results invalid. The Department of Law Enforcement may approve satisfactory techniques or methods, ascertain the qualifications and competence of individuals to conduct such analyses, and issue permits subject to termination or revocation in accordance with rules adopted by the department.

(4) Any person charged with a violation of s. 327.35 is entitled to trial by jury according to the Florida Rules of Criminal Procedure.

(5) An affidavit containing the results of any test of a person's blood or breath to determine its alcohol content, as authorized by s. 327.352 or s. 327.353, is admissible in evidence under the exception to the hearsay rule in s. 90.803(8) for public records and reports. The affidavit is admissible without further authentication and is presumptive proof of the results of an authorized test to determine alcohol content of the blood or breath if the affidavit discloses:

(a) The type of test administered and the procedures followed;

(b) The time of the collection of the blood or breath sample analyzed;

(c) The numerical results of the test indicating the alcohol content of the blood or breath;

(d) The type and status of any permit issued by the Department of Law Enforcement which was held by the person who performed the test; and

(e) If the test was administered by means of a breath testing instrument, the date of performance of the most recent required maintenance on such instrument.

The Department of Law Enforcement shall provide a form for the affidavit. Admissibility of the affidavit does not abrogate the right of the person tested to subpoena the person who administered the test for examination as an adverse witness at a civil or criminal trial or other proceeding.

Section 22. Section 327.36, Florida Statutes, is amended to read:

327.36 Mandatory adjudication; prohibition against accepting plea to lesser included offense.—

(1) Notwithstanding the provisions of s. 948.01, no court may suspend, defer, or withhold adjudication of guilt or imposition of sentence for any violation of *s. 327.35* ~~s. 327.351~~, for manslaughter resulting from the operation of a vessel, or for vessel homicide.

(2)(a) No trial judge may accept a plea of guilty to a lesser offense from a person who is charged with a violation of *s. 327.35* ~~s. 327.351~~, manslaughter resulting from the operation of a vessel, or vessel homicide and who has been given a breath or blood test to determine blood or breath alcohol content, the results of which show a blood or breath alcohol content by weight of *0.16* ~~.20~~ percent or more.

(b) *A* ~~No~~ trial judge may *not* accept a plea of guilty to a lesser offense from a person charged with a felony violation of *s. 327.35* ~~s. 327.351(2)~~, manslaughter resulting from the operation of a vessel, or vessel homicide.

Section 23. Paragraphs (e), (g), and (h) of subsection (3) of section 921.0012, Florida Statutes, are amended to read:

921.0012 Sentencing guidelines offense levels; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(e) LEVEL 5
316.027(1)(a)	3rd	Accidents involving personal injuries, failure to stop; leaving scene.
316.1935(3)	3rd	Aggravated fleeing or eluding.
322.34(3)	3rd	Careless operation of motor vehicle with suspended license, resulting in death or serious bodily injury.
327.30(5)	*3rd*	*Vessel accidents involving personal injury; leaving scene.*
381.0041(11)(b)	3rd	Donate blood, plasma, or organs knowing HIV positive.
790.01(2)	3rd	Carrying a concealed firearm.
790.162	2nd	Threat to throw or discharge destructive device.
790.163	2nd	False report of deadly explosive.
790.164(1)	2nd	False report of deadly explosive or act of arson or violence to state property.
790.165(2)	3rd	Manufacture, sell, possess, or deliver hoax bomb.
790.221(1)	2nd	Possession of short-barreled shotgun or machine gun.
790.23	2nd	Felons in possession of firearms or electronic weapons or devices.
806.111(1)	3rd	Possess, manufacture, or dispense fire bomb with intent to damage any structure or property.
812.019(1)	2nd	Stolen property; dealing in or trafficking in.
817.034(4)(a)2.	2nd	Communications fraud, value $20,000 to $50,000.
827.071(4)	2nd	Possess with intent to promote any photographic material, motion picture, etc., which includes sexual conduct by a child.
843.01	3rd	Resist officer with violence to his person; resist arrest with violence.
893.13(1)(a)1.	2nd	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).
893.13(1)(c)2.	2nd	Sell, manufacture, or deliver cannabis (or other s. 893.03 (1)(c), (2)(c), (3), or (4) drugs) within 1,000 feet of a school.
893.13(1)(d)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03 (1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs) within 200 feet of university, public housing facility, or public park.
893.13(4)(b)	2nd	Deliver to minor cannabis (or other s. 893.03(1)(c), (2)(c), (3), or (4) drugs).
944.35(3)	3rd	Inflicting cruel or inhuman treatment on an inmate resulting in great bodily harm.
951.075	2nd	Prisoner commits assault or battery.
		(g) LEVEL 7
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
327.35(3)(c)2.	*3rd*	*Vessel BUI resulting in serious bodily injury.*
494.0018(2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded $50,000 and there were five or more victims.
782.07	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).
782.071*(1)*	3rd	Killing of human being by the operation of a motor vehicle in a reckless manner (vehicular homicide).
782.072(1)	3rd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).

Florida Statute	Felony Degree	Description
784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
784.08(2)(a)	1st	Aggravated battery of a person 65 years of age or older.
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
790.16(1)	1st	Discharge of a machine gun under specified circumstances.
796.03	2nd	Procuring any person under 16 years for prostitution.
800.04	2nd	Handle, fondle, or assault child under 16 years in lewd, lascivious, or indecent manner.
806.01(2)	2nd	Maliciously damage structure by fire or explosive.
810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
810.02(3)*(d)*~~(e)~~	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
812.014(2)(a)	1st	Property stolen, valued at $100,000 or more; 1st degree grand theft.
812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
825.102(2)	3rd	Abusing or neglecting an elderly person or disabled adult.
825.103(2)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at $20,000 or more, but less than $100,000.
827.04(1)	3rd	Deprive child of necessities causing great bodily harm or disfigurement.
893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs) within 1,000 feet of a school.
893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).
893.135(1)(a)1.	1st	Trafficking in cannabis, more than 100 lbs., less than 2,000 lbs.
893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
		(h) LEVEL 8
316.193(3)(c)3.	2nd	DUI manslaughter.
327.35(3)(c)3.	*2nd*	*Vessel BUI manslaughter.*
777.03(2)(a)	1st	Accessory after the fact, capital felony.
782.04(4)	2nd	Killing of human without design when engaged in act or attempt of any felony other than arson, sexual battery, robbery, burglary, kidnapping, aircraft piracy, or unlawfully discharging bomb.
782.071(2)	2nd	Committing vehicular homicide and ~~willfully~~ failing to *render aid or give information* ~~stop; leaving scene~~.
782.072(2)	2nd	Committing vessel homicide and ~~willfully~~ failing to *render aid or give information* ~~stop; leaving scene~~.
790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
794.011(5)	2nd	Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.
806.01(1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
810.02(2)(a)	1st,PBL	Burglary with assault or battery.
810.02(2)(b)	1st,PBL	Burglary; armed with explosives or dangerous weapon.
812.13(2)(b)	1st	Robbery with a weapon.
812.135(2)	1st	Home-invasion robbery.
825.102(1)	2nd	Abusing or neglecting an elderly person or disabled adult and causes harm, disfigurement, or disability.
825.103(2)(a)	1st	Exploiting an elderly person or disabled adult and property is valued at $100,000 or more.
827.03(2)	2nd	Commits aggravated battery on a child.
860.121(2)(c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.
860.16	1st	Aircraft piracy.
893.13(1)(b)	1st	Sell or deliver in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.13(6)(c)	1st	Possess in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
893.135(1)(b)1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
893.135(1)(c)1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
893.135(1)(d)2.	1st	Trafficking in phencyclidine, more than 200 grams, less than 400 grams.
893.135(1)(e)2.	1st	Trafficking in methaqualone, more than 5 kilograms, less than 25 kilograms.
893.135(1)(f)2.	1st	Trafficking in amphetamine, more than 28 grams, less than 200 grams.
895.03(1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
895.03(2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
895.03(3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.

Section 24. Subsection (2) of section 550.24055, Florida Statutes, is amended to read:

550.24055 Use of controlled substances or alcohol prohibited; testing of certain occupational licensees; penalty; evidence of test or action taken and admissibility for criminal prosecution limited.—

(2) The ~~aforementioned~~ occupational licensees, by applying for and holding such licenses, are deemed to have given their consents to submit to an approved chemical test of their breath for the purpose of determining the alcoholic content of their blood and to a urine or blood test for the purpose of detecting the presence of controlled substances. Such tests shall only be conducted upon reasonable cause that a violation has occurred as shall be determined solely by the stewards at a horseracing meeting or the judges or board of judges at a dogtrack or jai alai meet. The failure to submit to such test may result in a suspension of *the* ~~such~~ person's occupational license for a period of 10 days or until ~~such time as the provisions of~~ this section *has* ~~have~~ been complied with, whichever ~~period of time~~ is longer.

(a) If there was at the time of the ~~giving of such~~ test 0.05 percent or less by weight of alcohol in the person's blood, the person is presumed not to have been under the influence of alcoholic beverages to the extent that the person's normal faculties were impaired, and no action of any sort may be taken by the stewards, judges, or board of judges or the division.

(b) If there was at the time of ~~taking~~ the test an excess of 0.05 percent but less than 0.10 percent by weight of alcohol in the person's blood, that fact does not give rise to any presumption that the person was or was not under the influence of alcoholic beverages to the extent that the person's faculties were impaired, but the stewards, judges, or board of judges may consider *that fact* ~~such factor~~ in determining whether or not *the* ~~such~~ person will be allowed to officiate or participate in any given race or jai alai game.

(c) If there was at the time of the ~~taking of the~~ test 0.10 percent or more by weight of alcohol in the person's blood, that fact is prima facie evidence that the person was under the influence of alcoholic beverages to the extent that the person's normal faculties were impaired, and the stewards or judges may take action as set forth *in this section* ~~herein~~, but the person may not officiate at or participate in any race or jai alai game on the day of such test.

All tests relating to alcohol must be performed in a manner substantially similar, or identical, to the provisions of *s. 316.1934* ~~s. 316.1934(3)~~ and rules adopted pursuant to that section. Following a test of the urine or blood to determine the presence of a controlled substance as defined in chapter 893, if a controlled substance is found to exist, the stewards, judges, or board of judges may take such action as is permitted *in this section* ~~herein~~.

Section 25. Except as otherwise specifically provided herein, this act shall take effect July 1, 1996.

And the title is amended as follows:

On page 51, line 6 through page 54, line 21, delete all of said lines and insert: A bill to be entitled An act relating to criminal penalties related to driving or operating a vehicle or vessel; amending ss. 316.193, 782.071, and 782.072, F.S.; providing an enhanced penalty for the offense of DUI manslaughter that is the result of operating a motor vehicle or vessel if the person knew, or should have known, that the accident occurred and failed to give information and render aid; amending s. 90.803, F.S.; pertaining to admissibility of evidence; revising a cross reference to conform to changes made by the act; amending s. 316.193, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; revising the penalty for a third or subsequent conviction for operating a vehicle while under the influence; extending the time period for penalty provisions; providing for a minimum period of consecutive incarceration; amending s. 316.1932, F.S.; providing for implied consent to submit to a blood test to detect chemical substances or controlled substances; providing that a blood test may be conducted in an ambulance or similar vehicle; amending s. 316.1934, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for presumptions relating to impairment to be based on blood-alcohol level or breath-alcohol level; amending s. 322.26, F.S.; providing for the permanent revocation of the driver license or driving privilege of a person who drives or is in actual physical control of a motor vehicle while under the influence of alcoholic beverages or controlled substances when manslaughter or the death of any person occurs as a result of such operation; providing exceptions; deleting obsolete references; amending s. 322.271, F.S.; providing for the reinstatement of a driver license or driving privilege under certain circumstances; deleting obsolete references; amending s. 322.28, F.S.; clarifying that driver license revocation is effective on the date of conviction; conforming to the act; deleting obsolete references; amending s. 322.095, F.S.; authorizing more than one course; authorizing approval of certain applications for a traffic law and substance abuse education courses; amending s. 322.2615, F.S.; providing for suspension of a driver's license for an unlawful breath-alcohol level; amending s. 322.62, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for measurements of blood-alcohol level or breath-alcohol level of commercial motor vehicle operators; amending s. 322.64, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for transmission of breath or urine test results; disqualifying operators of commercial motor vehicles under certain circumstances; amending s. 327.30, F.S.; clarifying and conforming provisions relating to reporting collisions, accidents, and casualties to federal requirements; creating s. 327.301, F.S.; providing for written reports of boating accidents; conforming procedures to those used for motor vehicle accident reports; amending s. 327.31, F.S.; clarifying and conforming provisions relating to transmittal of information; removing an obsolete reference to the Division of Marine Resources; amending s. 327.35, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; revising the penalties for subsequent convictions within specified periods for the offense of operating a vessel while under the influence; extending the time period for penalty provisions; providing for a minimum period of consecutive incarceration; clarifying and conforming provisions relating to boating under the influence to those for driving under the influence; providing penalties; repealing s. 327.351, F.S., relating to operation of a vessel while intoxicated; amending s. 327.352, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; clarifying and conforming provisions relating to tests for boating under the influence to those for driving under the influence; repealing s. 327.3521, F.S., relating to failure to take a test for boating under the influence; amending s. 327.353, F.S.; clarifying and conforming provisions relating to blood tests for boating under the influence in cases of death or serious bodily injury to those for driving under the influence; amending s. 327.354, F.S.; specifying the blood-alcohol level or breath-alcohol level that constitutes a crime; providing for presumptions relating to impairment to be based on blood-alcohol level or breath-alcohol level; clarifying and conforming provisions relating to presumptions of impairment in boating under the influence to those for driving under the influence; amending s. 327.36, F.S.; replacing an obsolete cross reference; conforming provisions relating to blood or breath alcohol level; amending s. 921.0012, F.S.; providing for assignment of certain felony vehicle and vessel offenses in the sentencing guidelines offense severity ranking chart; amending s. 550.24055, F.S., pertaining to certain pari-mutuel wagering licensees; revising a cross reference to conform to changes made by the act; providing effective dates.

On motion by Senator Burt, the Senate concurred in the House amendment to the Senate amendment.

CS for HB's 173, 1851 and 2547 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has returned as requested CS for HB 605.

John B. Phelps, Clerk

CS for HB 605—A bill to be entitled An act relating to aquaculture; amending s. 1.01, F.S.; clarifying the definition of "agriculture" for aquaculture purposes; amending s. 253.67, F.S.; revising the definition of "aquaculture"; amending s. 253.68, F.S., relating to authority to lease submerged land and water column; declaring legislative intent to promote aquaculture production and development; urging the Congress of the United States to recognize aquaculture as agriculture for certain purposes; amending s. 253.69, F.S., relating to application to lease submerged land and water column; amending s. 253.71, F.S.; providing special lease conditions; amending s. 258.42, F.S., relating to maintenance of aquatic preserves; authorizing aquaculture leases; requiring the Department of Environmental Protection to establish rules for freshwater and urban aquatic preserves; amending s. 322.01, F.S.; revising definition of "farmer" as used in the chapter on drivers' licenses to include aquacultural products; amending s. 327.41, F.S.; requiring uniform marking of aquaculture leaseholds; amending s. 370.021, F.S.; providing for revocation of certain licenses for taking aquaculture species raised at a certified facility; amending s. 370.027, F.S.; exempting certain marine aquaculture products from resource management rules; amending s. 370.06, F.S.; providing an exemption from saltwater products licensing; authorizing special activity licenses in certain instances; amending s. 370.071, F.S.; authorizing the licensure of aquaculture facilities under certain circumstances; creating s. 370.26, F.S., relating to marine aquaculture products and producers; providing duties of the Department of Environmental Protection; providing for establishment of aquaculture general permits and fees; providing for establishment of grant programs; amending s. 372.65, F.S.; providing exemption from certain licensure; deleting a fee requirement; amending s. 373.046, F.S.,

relating to interagency agreements; providing regulatory responsibilities of the Department of Environmental Protection and water management districts for aquaculture activities; creating s. 373.1131, F.S.; providing for consolidated action on permits; amending s. 373.4145, F.S., relating to the Northwest Florida Water Management District; providing for establishment of exemptions and general permits for dredging and filling; amending s. 403.814, F.S.; providing for the establishment of certain general permits; providing for delegation of authority; amending s. 403.927, F.S.; exempting aquaculture water management systems from exceptions to certain regulation of types of agriculture; amending s. 570.02, F.S.; clarifying the definition of "agriculture"; amending s. 581.145, F.S.; providing for issuance of permits for exporting waterhyacinths; amending s. 597.0015, F.S.; providing definitions relating to aquaculture; amending s. 597.002, F.S.; revising declaration of public policy respecting aquaculture; amending s. 597.0021, F.S.; revising provisions relating to legislative intent; amending s. 597.003, F.S.; revising powers and duties of the Department of Agriculture and Consumer Services with regard to aquaculture; creating s. 597.004, F.S.; providing for an aquaculture certification of registration; providing for fees and deposit thereof; providing for identification, labeling, and sale of aquaculture products; creating s. 597.0041, F.S.; providing prohibited acts and penalties; amending s. 597.005, F.S.; revising membership and responsibilities of the Aquaculture Review Council; amending s. 812.014, F.S.; imposing a fine against persons stealing aquaculture species raised at a certified aquaculture facility; amending s. 932.701, F.S.; subjecting persons stealing aquaculture species from certified aquaculture facilities to the Florida Contraband Forfeiture Act; amending s. 932.703, F.S.; requiring any authorized agency to seize aquaculture contraband when used in violation of the Florida Contraband Forfeiture Act; requiring the establishment of specified positions; repealing s. 597.007, F.S., relating to the delegation of permitting; providing an effective date.

RECONSIDERATION OF BILL

On motion by Senator Bronson, the Senate reconsidered the vote by which **CS for HB 605** as amended passed May 1.

On motion by Senator Bronson, by two-thirds vote the Senate reconsidered the vote by which **CS for HB 605** was read the third time.

On motion by Senator Bronson, the Senate reconsidered the vote by which **Amendment 1** was adopted. **Amendment 1** failed.

On motion by Senator Bronson, by two-thirds vote **CS for HB 605** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36 Nays—None

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has amended Senate Amendment 1 and concurred in same as amended, and passed CS for HB 2241 as further amended and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for HB 2241—A bill to be entitled An act relating to coastal construction; amending s. 161.053, F.S.; authorizing the Department of Environmental Protection to exempt construction proposed for location seaward of a coastal construction control line and landward of existing armoring from certain siting and design criteria under limited conditions; delaying the date for establishing interim lines of jurisdiction for coastal construction control lines; authorizing the department to grant areawide permits under certain circumstances; authorizing the department to grant general permits for specified projects; prohibiting use of general permits for multi-family habitable structures; authorizing use of general permits for single-family habitable structures under certain conditions; providing procedures to be followed in obtaining general permits; providing a penalty; requiring applicants for general permits to provide certain notice of projects; authorizing the department to revoke or suspend the use of general or areawide permits in certain situations; granting access to the permitted project or activity; creating s. 161.0531, F.S.; authorizing the department to enter into development agreements under certain circumstances; defining "development agreement" for purposes of this section; specifying items to be included in each development agreement; requiring periodic inspections of land subject to a development agreement; requiring recording of development agreements; specifying that development agreements constitute final agency action; prohibiting property owners who have been refused a development agreement from challenging such refusal; amending s. 161.161, F.S.; providing legislative intent with respect to procedure for approval of beach management plan projects; providing an effective date.

House Amendment 1 to Senate Amendment 1—On page 3, lines 24-28, delete all of said lines and insert: *part. However, the provisions of this subsection shall not apply to projects undertaken pursuant to s. 373.4137. Where a permit is required under this part to implement any project endorsed by the department or a water management district, all necessary permits must have been issued prior to the acceptance of any cash donation. After*

On motion by Senator Burt, the Senate concurred in the House amendment to the Senate amendment.

CS for HB 2241 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—39 Nays—None

RETURNING MESSAGES—FINAL ACTION

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 434, SB 606, CS for SB 910, SB 970, SB 1134, SB 1172, CS for SB 1252, SB 1754, CS for SB 1986, SB 2654, SB 2808, CS for SB 2810, CS for SB 2812, CS for SB 2954, SB 3084, SB 3086, SB 3104, SB 3116, SB 3118, SB 3120 and SB 3122.

John B. Phelps, Clerk

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has failed, reconsidered and passed SB 1218.

John B. Phelps, Clerk

The bills contained in the foregoing messages were ordered enrolled.

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed HB 2745, as amended.

John B. Phelps, Clerk

ROLL CALLS ON SENATE BILLS

CS for SB's 14, 30, 516 and 596

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

SB 66—Amendment 3

Yeas—17

Dantzler	Holzendorf	Latvala	Weinstein
Dyer	Jenne	Meadows	Wexler
Forman	Johnson	Rossin	
Gutman	Jones	Silver	
Hargrett	Kurth	Turner	

Nays—23

Mr. President	Casas	Harden	Myers
Bankhead	Childers	Harris	Ostalkiewicz
Beard	Crist	Horne	Sullivan
Bronson	Diaz-Balart	Jennings	Thomas
Brown-Waite	Dudley	Kirkpatrick	Williams
Burt	Grant	McKay	

SB 66
Motion to Read Third Time

Yeas—27

Mr. President	Childers	Hargrett	Latvala
Bankhead	Crist	Harris	Myers
Beard	Dantzler	Horne	Ostalkiewicz
Bronson	Diaz-Balart	Jennings	Sullivan
Brown-Waite	Dudley	Johnson	Thomas
Burt	Grant	Kirkpatrick	Williams
Casas	Harden	Kurth	

Nays—12

Dyer	Holzendorf	Meadows	Turner
Forman	Jenne	Rossin	Weinstein
Gutman	Jones	Silver	Wexler

SB 66

Yeas—28

Mr. President	Childers	Gutman	Kurth
Bankhead	Crist	Harden	Latvala
Beard	Dantzler	Harris	McKay
Bronson	Diaz-Balart	Horne	Myers
Brown-Waite	Dudley	Jennings	Ostalkiewicz
Burt	Dyer	Johnson	Thomas
Casas	Grant	Kirkpatrick	Williams

Nays—12

Forman	Jenne	Rossin	Turner
Hargrett	Jones	Silver	Weinstein
Holzendorf	Meadows	Sullivan	Wexler

CS for SB 200

Yeas—37

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

Nays—None

CS for SB 222

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Holzendorf

CS for SB 222
Final Passage

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Wexler
Crist	Harris	McKay	Williams
Dantzler	Holzendorf	Meadows	

Nays—None

CS for SB 246

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Forman

CS for SB's 386, 732 and 1208

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Dyer, Harden

CS for SB 424

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Holzendorf

SB 556

Yeas—32

Mr. President	Dantzler	Holzendorf	Rossin
Bankhead	Dudley	Horne	Silver
Beard	Dyer	Jennings	Sullivan
Bronson	Forman	Johnson	Thomas
Brown-Waite	Grant	Jones	Turner
Casas	Gutman	Latvala	Weinstein
Childers	Harden	McKay	Wexler
Crist	Harris	Ostalkiewicz	Williams

Nays—None

Vote after roll call:

Yea—Jenne, Meadows

CS for SB 624

Yeas—39

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

Nays—None

SB 660

Yeas—39

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

Nays—None

CS for CS for SB 770

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Kurth

CS for SJR 978

Yeas—39

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

Nays—None

CS for SB's 1038 and 2178

Yeas—38

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

Nays—None

CS for SB 1258

Yeas—39

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

Silver	Thomas	Weinstein	Williams
Sullivan	Turner	Wexler	

Nays—None

CS for CS for SB 1282

Yeas—36

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

Nays—None

CS for SB 1312

Yeas—33

Mr. President	Dudley	Jenne	Sullivan
Bankhead	Dyer	Jennings	Thomas
Beard	Forman	Johnson	Turner
Bronson	Grant	Jones	Weinstein
Brown-Waite	Gutman	Latvala	Wexler
Casas	Harden	McKay	Williams
Childers	Harris	Meadows	
Crist	Holzendorf	Ostalkiewicz	
Dantzler	Horne	Silver	

Nays—None

Vote after roll call:

Yea—Hargrett, Kirkpatrick, Rossin

SB 1316

Yeas—39

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

Nays—None

CS for SB 1692

Yeas—37

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

Nays—1

Holzendorf

Vote after roll call:

Yea—Jenne

Nay—Hargrett

SB 1860

Yeas—38

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

Nays—None

SB 2184

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Latvala

SB 2206

Yeas—38

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

Nays—None

SB 2262

Yeas—36

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

Nays—2

Turner Weinstein

SB 2296

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

SB 2506

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Hargrett, Jenne

SB 2550

Yeas—38

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

Nays—1

Latvala

CS for SB 2810

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Dyer, Holzendorf

CS for SB 2812

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Dyer

CS for SB 2822

Yeas—38

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

Nays—None

CS for CS for SB 2922

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Holzendorf

ROLL CALLS ON HOUSE BILLS

CS for HB 5

Yeas—37

Bankhead	Burt	Dantzler	Forman
Beard	Casas	Diaz-Balart	Grant
Bronson	Childers	Dudley	Gutman
Brown-Waite	Crist	Dyer	Harden

Hargrett	Jones	Ostalkiewicz	Weinstein
Harris	Kirkpatrick	Rossin	Wexler
Holzendorf	Kurth	Silver	Williams
Horne	Latvala	Sullivan	
Jenne	McKay	Thomas	
Johnson	Meadows	Turner	

Nays—None

CS for HB 21

Yeas—37

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

Nays—None

CS for HB 151

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Holzendorf

CS for HB's 173, 1851 and 2547

Yeas—39

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

Nays—None

CS for HB 175

Yeas—37

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

Nays—None

CS for HB 347

Yeas—37

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

Nays—2

Weinstein Wexler

CS for HB 395

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Forman, Gutman, Harris

HB 397

Yeas—39

Mr. President	Diaz-Balart	Horne	Ostalkiewicz
Bankhead	Dudley	Jenne	Rossin
Beard	Dyer	Jennings	Silver
Bronson	Forman	Johnson	Sullivan
Brown-Waite	Grant	Jones	Thomas
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:

Yea—Myers

CS for HB 407

Yeas—36

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

Kurth	Meadows	Rossin	Weinstein
Latvala	Myers	Sullivan	Wexler
McKay	Ostalkiewicz	Thomas	Williams

Nays—1

Turner

CS for HB 437

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

HB 469

Yeas—39

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

Nays—None

CS for HB 479

Yeas—39

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

Nays—None

CS for HB 499

Yeas—39

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

Nays—None

HB 557

Yeas—35

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

Nays—4

Dantzler	Forman	McKay	Thomas

Vote after roll call:

Yea—Beard

CS for HB 605

Yeas—36

Bankhead	Dyer	Jenne	Ostalkiewicz
Beard	Forman	Jennings	Rossin
Bronson	Grant	Johnson	Silver
Brown-Waite	Gutman	Jones	Sullivan
Burt	Harden	Kirkpatrick	Thomas
Childers	Hargrett	Kurth	Turner
Crist	Harris	Latvala	Weinstein
Dantzler	Holzendorf	McKay	Wexler
Dudley	Horne	Meadows	Williams

Nays—None

CS for HB 767

Yeas—37

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

Nays—1

Wexler

CS for CS for HB 843

Yeas—40

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

Rossin	Sullivan	Turner	Wexler
Silver	Thomas	Weinstein	Williams

Nays—None

CS for HB 905

Yeas—38

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

Nays—None

CS for HB 965

Yeas—39

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

Nays—None

HB 1041

Yeas—29

Bankhead	Diaz-Balart	Holzendorf	Ostalkiewicz
Bronson	Dudley	Horne	Rossin
Brown-Waite	Dyer	Jennings	Sullivan
Burt	Grant	Johnson	Thomas
Casas	Gutman	Kirkpatrick	Williams
Childers	Harden	Kurth	
Crist	Hargrett	Latvala	
Dantzler	Harris	McKay	

Nays—4

Forman	Jenne	Silver	Weinstein

Vote after roll call:

Nay—Wexler

CS for HB 1105

Yeas—39

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

Nays—None

CS for HB 1127

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Holzendorf

HB 1129

Yeas—38

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

Nays—None

HB 1143

Yeas—39

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

Nays—None

CS for HB 1165

Yeas—40

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

Rossin	Sullivan	Turner	Wexler
Silver	Thomas	Weinstein	Williams

Nays—None

CS for HB 1239

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Jenne

CS for HB 1307

Yeas—37

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

Nays—None

CS for HB 1309

Yeas—38

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

Nays—None

CS for HB 1363

Yeas—39

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

Nays—None

HB 1387

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

CS for HB 1411

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

CS for HB 1853

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Holzendorf

HB 1877

Yeas—19

Mr. President	Casas	Gutman	Myers
Bankhead	Childers	Harden	Ostalkiewicz
Beard	Dantzler	Harris	Thomas
Brown-Waite	Diaz-Balart	Horne	Williams
Burt	Grant	Jennings	

Nays—13

Bronson	Forman	Jenne	Kurth
Crist	Hargrett	Johnson	Latvala
Dudley	Holzendorf	Jones	Turner
Dyer			

CS for HB 2133

Yeas—38

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

Nays—1

Holzendorf

EXPLANATION OF VOTE

Although the above bill and its amendments do not inure to my special private gain or the special gain of any of my firm's clients because it applies to virtually all of the hospitals licensed in this state, in an abundance of caution pursuant to Senate Rule 1.39, I am nevertheless disclosing that I am the General Counsel of, and my law firm represents a public hospital.

I voted on CS for HB 2133 and its amendments during the amendatory process and request that you file this disclosure in the Senate Journal immediately following the record of the vote on the measure.

Kenneth C. Jenne II, 29th District

CS for HB 2241

Yeas—39

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

Nays—None

CS for HB 2389

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Kirkpatrick

HB 2653

Yeas—36

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

Nays—None

HB 2745

Yeas—40

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	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

Nays—None

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 1 was corrected and approved.

RECESS

On motion by Senator Jennings, the Senate recessed at 10:32 p.m. to reconvene at 9:30 a.m., Friday, May 3.