



# Journal of the Senate

Number 4—Regular Session

Wednesday, March 12, 1997

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## CALL TO ORDER

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

Madam President	Crist	Holzendorf	Meadows
Bankhead	Dantzer	Horne	Myers
Bronson	Diaz-Balart	Jenne	Ostalkiewicz
Brown-Waite	Dudley	Jones	Rossin
Burt	Dyer	Kirkpatrick	Scott
Campbell	Forman	Klein	Silver
Casas	Grant	Kurth	Sullivan
Childers	Gutman	Latvala	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams

## PRAYER

The following prayer was offered by the Rev. Abe Brown, Pastor, First Baptist Church of College Hill, Tampa:

Dear gracious Father, we thank you for the many blessings that you have bestowed upon this state and this great nation. We truly have much to be thankful for; and in obedience to your word that we should pray for the government, we do lift up the House of Representatives, the Senate, the Cabinet of the Governor and, last but not least, we do lift up the Governor of this great State.

Father, we do have much to be thankful for. As we look around at other states and the problems that have come naturally and some that are unnatural, again we do have much to be thankful for. We pray now that the decisions that will be made by this body will be prudent and prayerful and will be decisions of peace.

We do ask that you would create within us a clean heart, blot out all of our transgressions and renew within us the right spirit. Bless these men and these women that they might be a blessing to others. We do thank you. We do praise you, and we ask it all in your name. Amen.

## PLEDGE

Senate Pages, Brittany Bass of Winter Springs and John Fosgate of Orlando, led the Senate in the pledge of allegiance to the flag of the United States of America.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Bankhead, by two-thirds vote **SB 568** was withdrawn from the Committee on Ways and Means and referred to the Committee on Executive Business, Ethics and Elections.

On motion by Senator Sullivan, by two-thirds vote **SB 68, SB 154, CS for SB 178, SB 222, CS for SB 236, SB 244, CS for SB 300, SB 332, SB 356, SB 386, CS for SB 402** and **SB 486** were withdrawn from the Committee on Ways and Means.

On motion by Senator Bankhead, by two-thirds vote **SB 1722** was withdrawn from the Committees on Commerce and Economic Opportunities; Education; and Ways and Means; and referred to the Committees on Regulated Industries; Education; and Ways and Means.

## MOTIONS

On motion by Senator Bankhead, a deadline of 10:00 a.m. Thursday, March 13, was set for filing amendments to Bills on Third Reading to be considered that day.

## SPECIAL ORDER CALENDAR

Consideration of **SB 92** was deferred.

On motion by Senator Gutman—

**SB 156**—A bill to be entitled An act relating to the Violent Crime Emergency Account; amending ss. 943.031, 943.042, F.S.; changing terminology to conform to the renaming of the Violent Crime Investigative Emergency Account as the Violent Crime Emergency Account by ch. 94-215, Laws of Florida; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 156** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gutman—

**SB 316**—A bill to be entitled An act relating to criminal prosecutions; creating s. 918.18, F.S.; authorizing accused persons to be witnesses in their own behalf; providing for the examination of such persons in the same manner as other witnesses; providing limitations; providing responsibility of prosecuting attorneys; creating s. 918.19, F.S.; prescribing rights of the prosecution in closing arguments; providing an effective date.

—was read the second time by title.

The Committee on Criminal Justice recommended the following amendment which was moved by Senator Gutman and adopted:

**Amendment 1 (with title amendment)**—On page 1, line 31, delete that line and insert:

Section 3. *Rule 3.250, Florida Rules of Criminal Procedure, is repealed.*

Section 4. This act shall take effect July 1, 1997, but section 3 of this act shall take effect only if this act is enacted by a two-thirds vote of the membership of each house of the Legislature.

And the title is amended as follows:

On page 1, line 10, delete that line and insert: closing arguments; repealing Rule 3.250, Florida Rules of Criminal Procedure, relating to the accused as a witness and being entitled to concluding arguments before the jury; providing a contingent effective date.

Pursuant to Rule 4.19, **SB 316** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bronson—

**CS for SB 288**—A bill to be entitled An act relating to money transmitters; amending s. 560.103, F.S.; redefining terms; amending s. 560.111, F.S.; providing that violations of certain statutes of other jurisdictions by money transmitters and money transmitter-affiliated parties are unlawful in this state; providing penalties; amending s. 560.114, F.S.; prescribing additional grounds for disciplinary action against persons registered as money transmitters or money transmitter-affiliated parties; amending s. 560.118, F.S.; revising standards for examinations and audits of money transmitters and authorized vendors; amending s. 560.128, F.S.; authorizing the Department of Banking and Finance to require money transmitters to display their registration; amending s. 560.205, F.S.; requiring additional information from applicants for registration; providing an effective date.

—was read the second time by title.

Senator Bronson moved the following amendment which was adopted:

**Amendment 1**—On page 2, line 11, after “*person*” insert: *who becomes involved in a similar capacity with a money transmitter registered in this state*

Senator Bronson moved the following amendment:

**Amendment 2 (with title amendment)**—On page 10, between lines 10 and 11, insert:

Section 7. Subsection (4) of section 560.309, Florida Statutes, is amended to read:

560.309 Rules.—

(4) Exclusive of the direct costs of verification which shall be established by department rule, no check casher shall:

(a) Charge fees, except as otherwise provided by this part, in excess of 5 percent of the face amount of the payment instrument, or 6 percent without the provision of identification, or \$5, whichever is greater.;

(b) Charge fees in excess of 3 percent of the face amount of the payment instrument, or 4 percent without the provision of identification, or \$5, whichever is greater, if such payment instrument is the payment of any kind of state public assistance or federal social security benefit payable to the bearer of such payment instrument.;

(c) Charge fees for personal checks or money orders in excess of 12 1/2 percent of the face amount of those payment instruments, or \$5, whichever is greater.

(d) As used in this subsection, “identification” means, and is limited to, an unexpired and otherwise valid driver license, a state identification card issued by any state of the United States or its territories or the District of Columbia, and showing a photograph and signature, a United States Government Resident Alien Identification Card, a United States Passport, or a United States Military identification card.

(Renumber subsequent section.)

And the title is amended as follows:

On page 1, line 20, after the semicolon (;) insert: amending s. 560.309, F.S., relating to allowable fees for check cashers; increasing the percentage that may be charged for personal checks or money orders;

On motion by Senator Bronson, further consideration of **CS for SB 288** with pending **Amendment 2** was deferred.

On motion by Senator Crist—

**SB 258**—A bill to be entitled An act relating to parole; amending ss. 947.16, 947.174, 947.1745, F.S., relating to eligibility for parole, parole interviews, and the establishment of a parole release date; providing for

the Parole Commission to review an inmate’s presumptive parole release date less frequently; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 2, line 30, on page 3, line 19, and on page 4, line 15, before “within” insert: *once*

**Amendment 2**—On page 3, lines 1 and 20, before “every” insert: *once*

Pursuant to Rule 4.19, **SB 258** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz-Balart, by two-thirds vote—

**CS for SB 794**—A bill to be entitled An act relating to property insurance; amending s. 627.351, F.S.; providing standards for membership in the Florida Windstorm Underwriting Association; providing exclusions from membership; providing definitions; requiring retention of surplus; providing for participation in regular assessments by member insurers; authorizing credits from assessments for taking policies out of the Residential Property and Casualty Joint Underwriting Association; providing for membership on the board of directors; providing for term of office of certain board members; providing for regular assessments; prohibiting credits, exemptions, limitations, deferment, or other relief from participation in emergency assessments collected from policyholders; conforming references; creating a limitation upon an assessment; providing for participation in emergency assessments; requiring the Department of Insurance to verify calculations of emergency assessments; specifying purpose of financing mechanisms; providing for the financing of bond issues or other indebtedness; providing for market equalization surcharges; authorizing local government to issue bonds and pay for fund reimbursement; authorizing limited apportionment for companies writing a specified percentage of the total countrywide property insurance premiums in this state; providing for rates of the association; requiring underwriting criteria; providing standards for eligibility of new and covered risks; providing for establishment of operational procedures; revising the notice requirements for cancellation of association policies; providing for a notice to be placed in the association policy; providing legislative intent that the rate and premium structure of the association be actuarially sound and noncompetitive; authorizing the establishment of a partnership, a trust, and a limited liability company; providing for certain powers; authorizing issuance of bonds and other indebtedness in the absence of a hurricane; providing legislative intent; providing for the protection of creditors; providing immunity from liability; applying such prohibition to pending applications; providing standards for membership in the Residential Property and Casualty Joint Underwriting Association; providing definitions; providing for the payment of regular assessments; requiring participation in emergency assessments collected from policyholders without credit, limitation, deferment, or exemption; requiring the Department of Insurance to verify the calculations of emergency assessments; specifying purpose of financing mechanisms; creating a limitation upon an assessment; providing technical corrections; providing for agent commissions; revising notice requirement for cancellation of association policies; providing for a market equalization surcharge; authorizing different eligibility requirements and operational procedures of operation; providing for rates; revising the mobile home rate requirements for the association; authorizing local governments to issue bonds; limiting credits, limitations, exemptions, or deferments from regular assessments for a period of time; authorizing the sale of revenue bonds; revising the standards and scope of the immunity from causes of action provided to board members and others; providing for protection of creditors; amending s. 627.3511, F.S.; providing for the cancellation of policies; providing terms for the payment for the removal of policies; providing definitions; allowing for deduction of acquisition costs; providing for exemptions and credits for a limited period of time from regular assessments but not emergency assessments; providing terms for replacement of policies; making technical corrections; providing for the ownership of escrow accounts; expanding the condominium association take-out plan to all commercial residential policies; providing terms for the take-out plan; providing terms for the assumption of policies; providing for the calculation of regular and emergency assessments for certain insurers; creating s. 627.3513, F.S.; establishing

requirements for the sale of bonds and the selection of financial services providers and underwriters by the Florida Windstorm Underwriting Association and the Residential Property and Casualty Joint Underwriting Association; prohibiting the engagement of the services of certain persons; requiring the disclosure of certain information; providing that failure to comply does not affect validity of bond issue but is a violation of the Insurance Code; amending s. 624.4071, F.S.; providing that policyholders of special purpose homeowner insurance companies are subject to emergency assessments; amending s. 624.424, F.S.; prescribing a time period for insurers to use certain accountants; amending s. 626.752, F.S.; deleting the role of the market assistance plan in the removal of policies from the Residential Property and Casualty Joint Underwriting Association; amending s. 627.701, F.S.; providing for certain offers up to a specified deductible; conforming cross-references; providing an effective date.

—was read the second time by title.

Senators Diaz-Balart, Jenne and Burt offered the following amendments which were moved by Senator Diaz-Balart and adopted:

**Amendment 1**—On page 16, line 15, delete “FWUA” and insert: *association*

**Amendment 2**—On page 20, line 26, delete “governors” and insert: *directors*

Senators Diaz-Balart, Jenne and Burt offered the following amendment which was moved by Senator Diaz-Balart:

**Amendment 3 (with title amendment)**—On page 22, between lines 6 and 7, insert:

*(e) Notwithstanding any other provision of this subsection, the areas eligible for coverage by the association may not be expanded beyond the geographical boundaries of the areas determined by order of the department to be eligible areas as of the effective date of this act, regardless of any petition or request for expansion or eligibility which has been filed before the effective date of this act and which has not yet been determined by final order of the department before such date.*

And the title is amended as follows:

On page 2, line 19, after the semicolon (;) insert: prohibiting expansion of the geographical boundaries of the association after the effective date of this act; applying such prohibition to pending applications;

Senators Diaz-Balart and Jenne offered the following amendment to **Amendment 3** which was moved by Senator Diaz-Balart and adopted:

**Amendment 3A**—On page 1, line 19, after “subsection,” insert: *until October 1, 1998*

**Amendment 3** as amended was adopted.

Senators Diaz-Balart, Jenne and Burt offered the following amendment which was moved by Senator Diaz-Balart and adopted:

**Amendment 4**—On page 61, line 17, following “s. 627.351(6)(b)3.d.” insert: *For the sole purpose of levying and collecting emergency assessments, special purpose homeowner insurance companies shall be considered member insurers of the Florida Windstorm Underwriting Association and the Florida Residential Property and Casualty Joint Underwriting Association.*

Senator Silver moved the following amendment:

**Amendment 5 (with title amendment)**—On page 64, line 27 through page 67, line 27, delete those lines and insert: Florida Statutes, 1996 Supplement, are amended, and subsection (8) is added to that section, to read:

627.701 Liability of insureds; coinsurance; deductibles.—

(3)(a) A policy of residential property insurance shall include a deductible amount applicable to hurricane or wind losses no lower than \$500 and no higher than 2 percent of the policy dwelling limits with respect to personal lines residential risks, and no higher than 3 percent of the policy limits with respect to commercial lines residential risks; however, if a risk was covered on August 24, 1992, under a policy having

a higher deductible than the deductibles allowed by this paragraph, a policy covering such risk may include a deductible no higher than the deductible in effect on August 24, 1992. Notwithstanding the other provisions of this paragraph, a personal lines residential policy covering a risk valued at \$50,000 or less may include a deductible amount attributable to hurricane or wind losses no lower than \$250, and a personal lines residential policy covering a risk valued at \$100,000 or more may include a deductible amount attributable to hurricane or wind losses no higher than 5 percent of the policy limits unless subject to a higher deductible on August 24, 1992; however, no maximum deductible is required with respect to a personal lines residential policy covering a risk valued at more than \$500,000. An insurer may require a higher deductible, provided such deductible is the same as or similar to a deductible program lawfully in effect on June 14, 1995. In addition to the deductible amounts authorized by this paragraph, an insurer may also offer policies with a copayment provision under which, after exhaustion of the deductible, the policyholder is responsible for 10 percent of the next \$10,000 of insured hurricane or wind losses.

(b)1. Except as otherwise provided in this paragraph, prior to issuing a personal lines residential property insurance policy on or after April 1, 1996, or prior to the first renewal of a residential property insurance policy on or after April 1, 1996, the insurer must offer alternative deductible amounts applicable to hurricane or wind losses equal to \$500 and 2 percent of the policy dwelling limits, unless the 2 percent deductible is less than \$500. The written notice of the offer shall specify the hurricane or wind deductible to be applied in the event that the applicant or policyholder fails to affirmatively choose a hurricane deductible. The insurer must provide such policyholder with notice of the availability of the deductible amounts specified in this paragraph in a form specified by the department in conjunction with each renewal of the policy. The failure to provide such notice constitutes a violation of this code but does not affect the coverage provided under the policy.

2. This paragraph does not apply with respect to a deductible program lawfully in effect on June 14, 1995, or to any similar deductible program, if the deductible program requires a minimum deductible amount of no less than 2 percent of the policy limits.

3. With respect to a policy covering a risk with dwelling limits of at least \$100,000, but less than \$250,000, the insurer may, in lieu of offering a policy with a \$500 hurricane or wind deductible as required by subparagraph 1., offer a policy that the insurer guarantees it will not nonrenew for reasons of reducing hurricane loss for one renewal period and that contains up to a the 2 percent hurricane or wind deductible as required by subparagraph 1.

4. With respect to a policy covering a risk with dwelling limits of \$250,000 or more, the insurer need not offer the \$500 hurricane or wind deductible as required by subparagraph 1., but must, except as otherwise provided in this subsection, offer the 2 percent hurricane or wind deductible as required by subparagraph 1.

(c) In order to provide for the transition from wind deductibles to hurricane deductibles as required by this subsection, an insurer is required to provide wind deductibles meeting the requirements of this subsection until the effective date of the insurer’s first rate filing made after January 1, 1997, and is thereafter required to provide hurricane deductibles meeting the requirements of this subsection.

(7)(a) The Legislature finds that property insurance coverage has become unaffordable for a significant number of mobile home owners, as evidenced by reports that up to 100,000 mobile home owners have terminated their insurance coverage because they cannot afford to pay approved rates charged in the voluntary or residual markets. The Legislature further finds that additional flexibility in available coverages will enable mobile home owners to obtain affordable insurance and increase capacity.

(b) Notwithstanding the provisions of subsection (3), with respect to mobile home policies:

1. The deductible for hurricane coverage may not exceed 10 percent of the property value if the property is not subject to any liens and may not exceed 5 percent of the property value if the property is subject to any liens.

2. The insurer need not make the offers required by paragraph (3)(b) ~~(3)(a)~~.

(8) *Notwithstanding any other provisions of this section or any other law, but only as to hurricane coverage as defined in s. 627.4025:*

(a) *An insurer is not required to offer deductible amounts of less than 2 percent of the policy dwelling limits as to personal lines residential property insurance coverage; in addition to any other deductibles allowed by law, insurers may also offer deductibles as to such coverage not exceeding 5 percent on a residential property policy.*

(b) *As to commercial lines, residential property insurers may offer deductibles applicable only to hurricane coverage in amounts not exceeding 10 percent, if, at the time of such offer, the insurer also offers to the policyholder a deductible of 3 percent.*

*All of the forms by which the offers authorized in this section are made or required to be made must be adopted or approved by the department.*

And the title is amended as follows:

On page 4, line 23, following the first semicolon (;) insert: prescribing additional guidelines with respect to deductibles offered on hurricane coverage;

Senator Silver moved the following amendment to **Amendment 5** which was adopted:

**Amendment 5A**—On page 4, lines 20-31, delete those lines and insert: *defined in s. 627.4025, as to commercial lines, residential property insurers may offer deductibles applicable only to hurricane coverage in amounts not exceeding 10 percent, if at the time of such offer, and at each renewal, the insurer also offers to the policyholder a deductible of 3 percent.*

**Amendment 5** as amended was adopted.

Senator Silver moved the following amendment which failed:

**Amendment 6**—On page 15, line 20 through page 16, line 11, delete those lines and insert:

*e. It is the intent of the Legislature that the rates*

Pursuant to Rule 4.19, **CS for SB 794** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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

**CS for SB 288**—A bill to be entitled An act relating to money transmitters; amending s. 560.103, F.S.; redefining terms; amending s. 560.111, F.S.; providing that violations of certain statutes of other jurisdictions by money transmitters and money transmitter-affiliated parties are unlawful in this state; providing penalties; amending s. 560.114, F.S.; prescribing additional grounds for disciplinary action against persons registered as money transmitters or money transmitter-affiliated parties; amending s. 560.118, F.S.; revising standards for examinations and audits of money transmitters and authorized vendors; amending s. 560.128, F.S.; authorizing the Department of Banking and Finance to require money transmitters to display their registration; amending s. 560.205, F.S.; requiring additional information from applicants for registration; providing an effective date.

—which was previously considered and amended this day. Pending **Amendment 2** by Senator Bronson was withdrawn.

Pursuant to Rule 4.19, **CS for SB 288** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Sullivan—

**SB 92**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding flunitrazepam, gamma-hydroxybutyrate, alpha-ethyltryptamine, 2-amino-5-phenyl-2-oxazoline, 4-bromo-2, 5-dimethoxyphenethylamine, and methcathinone to the list of Schedule I controlled substances; adding fenfluramine to Schedule IV; eliminating flunitrazepam from the list of Schedule IV controlled substances; amending s. 893.13, F.S.; eliminating language with respect to penalties for the use of flunitrazepam; revising language with respect to

combinations of certain controlled substances; amending s. 893.135, F.S.; providing penalties for trafficking in flunitrazepam; amending s. 921.0012, F.S.; conforming the sentencing guidelines to the act; providing an effective date.

—was read the second time by title.

#### MOTION

On motion by Senator Bankhead, the rules were waived and time of recess was extended until consideration of **SB 92** and **CS for SB 788**.

Senator Sullivan moved the following amendment which was adopted:

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

Section 1. Paragraphs (a) and (c) of subsection (1), paragraph (a) of subsection (2), and subsection (4) of section 893.03, Florida Statutes, 1996 Supplement, are amended to read:

893.03 Standards and schedules.—The substances enumerated in this section are controlled by this chapter. The controlled substances listed or to be listed in Schedules I, II, III, IV, and V are included by whatever official, common, usual, chemical, or trade name designated. The provisions of this section shall not be construed to include within any of the schedules contained in this section any excluded drugs listed within the purview of 21 C.F.R. s. 1308.22, styled “Excluded Substances”; 21 C.F.R. s. 1308.24, styled “Exempt Chemical Preparations”; 21 C.F.R. s. 1308.32, styled “Exempted Prescription Products”; or 21 C.F.R. s. 1308.34, styled “Exempt Anabolic Steroid Products.”

(1) SCHEDULE I.—A substance in Schedule I has a high potential for abuse and has no currently accepted medical use in treatment in the United States and in its use under medical supervision does not meet accepted safety standards. The following substances are controlled in Schedule I:

(a) Unless specifically excepted or unless listed in another schedule, any of the following substances, including their isomers, esters, ethers, salts, and salts of isomers, esters, and ethers, whenever the existence of such isomers, esters, ethers, and salts is possible within the specific chemical designation:

1. Acetyl-alpha-methylfentanyl.
2. Acetylmethadol.
3. Allylprodine.
4. Alphacetylmethadol (except levo-alphacetylmethadol, also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM).
5. Alphamethadol.
6. Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl) ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine).
7. Alpha-methylthiofentanyl.
8. Alphameprodine.
9. Benzethidine.
10. Benzylfentanyl.
11. Betacetylmethadol.
12. Beta-hydroxyfentanyl.
13. Beta-hydroxy-3-methylfentanyl.
14. Betameprodine.
15. Betamethadol.
16. Betaprodine.
17. Clonitazene.
18. Dextromoramide.
19. Diampromide.

- 20. Diethylthiambutene.
- 21. Difenoxin.
- 22. Dimenoxadol.
- 23. Dimepheptanol.
- 24. Dimethylthiambutene.
- 25. Dioxaphetyl butyrate.
- 26. Dipipanone.
- 27. Ethylmethylthiambutene.
- 28. Etonitazene.
- 29. Etoxadine.
- 30. *Flunitrazepam*.
- ~~31.30.~~ Furethidine.
- ~~32.31.~~ Hydroxypethidine.
- ~~33.32.~~ Ketobemidone.
- ~~34.33.~~ Levomoramide.
- ~~35.34.~~ Levophenacylmorphan.
- ~~36.35.~~ 1-Methyl-4-Phenyl-4-Propionoxypiperidine (MPPP).
- ~~37.36.~~ 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide).
- ~~38.37.~~ 3-Methylthiofentanyl.
- ~~39.38.~~ 3, 4-Methylenedioxyamphetamine (MDMA).
- ~~40.39.~~ Morpheridine.
- ~~41.40.~~ Noracymethadol.
- ~~42.41.~~ Norlevorphanol.
- ~~43.42.~~ Normethadone.
- ~~44.43.~~ Norpipanone.
- ~~45.44.~~ Para-Fluorofentanyl.
- ~~46.45.~~ Phenadoxone.
- ~~47.46.~~ Phenampromide.
- ~~48.47.~~ Phenomorphan.
- ~~49.48.~~ Phenoperidine.
- ~~50.49.~~ 1-(2-Phenylethyl)-4-Phenyl-4-Acetyloxypiperidine (PEPAP).
- ~~51.50.~~ Piritramide.
- ~~52.51.~~ Proheptazine.
- ~~53.52.~~ Properidine.
- ~~54.53.~~ Propiram.
- ~~55.54.~~ Racemoramide.
- ~~56.55.~~ Thenylfentanyl.
- ~~57.56.~~ Thiofentanyl.
- ~~58.57.~~ Tilidine.
- ~~59.58.~~ Trimeperidine.

(c) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following hallucinogenic substances or which contains any of their salts, isomers, and salts of isomers, whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- 1. *Alpha-ethyltryptamine*.
- 2. 2-Amino-4-methyl-5-phenyl-2-oxazoline (4-methylaminorex).

- 3. *2-Amino-5-phenyl-2-oxazoline (Aminorex)*.
- ~~4.2.~~ 4-Bromo-2,5-dimethoxyamphetamine.
- 5. *4-Bromo-2, 5-dimethoxyphenethylamine*.
- ~~6.3.~~ Bufotenine.
- ~~7.4.~~ Cannabis.
- ~~8.5.~~ Cathinone.
- ~~9.6.~~ Diethyltryptamine.
- ~~10.7.~~ 2,5-Dimethoxyamphetamine.
- ~~11.8.~~ 2,5-Dimethoxy-4-ethylamphetamine (DOET).
- ~~12.9.~~ Dimethyltryptamine.
- ~~13.10.~~ N-Ethyl-1-phenylcyclohexylamine (PCE) (Ethylamine analog of phencyclidine).
- ~~14.11.~~ N-Ethyl-3-piperidyl benzilate.
- ~~15.12.~~ N-ethylamphetamine.
- ~~16.13.~~ Fenethylamine.
- ~~17.14.~~ N-Hydroxy-3,4-methylenedioxyamphetamine.
- ~~18.15.~~ Ibogaine.
- ~~19.16.~~ Lysergic acid diethylamide (LSD).
- ~~20.17.~~ Mescaline.
- 21. *Methcathinone*.
- ~~22.18.~~ 5-Methoxy-3,4-methylenedioxyamphetamine.
- ~~23.19.~~ 4-methoxyamphetamine.
- ~~24.20.~~ 4-Methyl-2,5-dimethoxyamphetamine.
- ~~25.21.~~ 3,4-Methylenedioxy-N-ethylamphetamine.
- ~~26.22.~~ 3,4-Methylenedioxyamphetamine.
- ~~27.23.~~ N-Methyl-3-piperidyl benzilate.
- ~~28.24.~~ N,N-dimethylamphetamine.
- ~~29.25.~~ Parahexyl.
- ~~30.26.~~ Peyote.
- ~~31.27.~~ N-(1-Phenylcyclohexyl)-pyrrolidine (PCPY) (Pyrrolidine analog of phencyclidine).
- ~~32.28.~~ Psilocybin.
- ~~33.29.~~ Psilocyn.
- ~~34.30.~~ Tetrahydrocannabinols.
- ~~35.31.~~ 1-[1-(2-Thienyl)-cyclohexyl]-piperidine (TCP) (Thiophene analog of phencyclidine).
- ~~36.32.~~ 3,4,5-Trimethoxyamphetamine.

(2) SCHEDULE II.—A substance in Schedule II has a high potential for abuse and has a currently accepted but severely restricted medical use in treatment in the United States, and abuse of the substance may lead to severe psychological or physical dependence. The following substances are controlled in Schedule II:

(a) Unless specifically excepted or unless listed in another schedule, any of the following substances, whether produced directly or indirectly by extraction from substances of vegetable origin or independently by means of chemical synthesis:

1. Opium and any salt, compound, derivative, or preparation of opium, except nalmefene or isoquinoline alkaloids of opium, including, but not limited to the following:

- a. Raw opium.
- b. Opium extracts.

- c. Opium fluid extracts.
- d. Powdered opium.
- e. Granulated opium.
- f. Tincture of opium.
- g. Codeine.
- h. Ethylmorphine.
- i. Etorphine hydrochloride.
- j. Hydrocodone.
- k. Hydromorphone.
- l. Levo-alphaacetylmethadol (also known as levo-alpha-acetylmethadol, levomethadyl acetate, or LAAM).
- m. Metopon (methyldihydromorphinone).
- n. Morphine.
- o. Oxycodone.
- p. Oxymorphone.
- q. Thebaine.
2. Any salt, compound, derivative, or preparation of a substance which is chemically equivalent to or identical with any of the substances referred to in subparagraph 1., except that these substances shall not include the isoquinoline alkaloids of opium.
3. Any part of the plant of the species *Papaver somniferum*, L.
4. Cocaine or ecgonine, including any of their stereoisomers, and any salt, compound, derivative, or preparation of cocaine or ecgonine.
5. Dronabinol (synthetic THC) in sesame oil and encapsulated in a soft gelatin capsule in a U.S. Food and Drug Administration approved drug product.
6. *Gamma-hydroxy-butyrate (GHB)*.
- (4) SCHEDULE IV.—A substance in Schedule IV has a low potential for abuse relative to the substances in Schedule III and has a currently accepted medical use in treatment in the United States, and abuse of the substance may lead to limited physical or psychological dependence relative to the substances in Schedule III. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation, are controlled in Schedule IV:
- (a) Alprazolam.
- (b) Barbitol.
- (c) Bromazepam.
- (d) Camazepam.
- (e) Cathine.
- (f) Chloral betaine.
- (g) Chloral hydrate.
- (h) Chlordiazepoxide.
- (i) Clobazam.
- (j) Clonazepam.
- (k) Clorazepate.
- (l) Clotiazepam.
- (m) Cloxazolam.
- (n) Delorazepam.
- (o) Dextropropoxyphene (dosage forms).
- (p) Diazepam.
- (q) Diethylpropion.
- (r) Estazolam.
- (s) Ethchlorvynol.
- (t) Ethinamate.
- (u) Ethyl loflazepate.
- (v) Fencamfamin.
- (w) *Fenfluramine*.
- (x)(w) Fenproporex.
- (y)(x) Fludiazepam.
- (y) ~~Flunitrazepam~~.
- (z) Flurazepam.
- (aa) Halazepam.
- (bb) Haloxazolam.
- (cc) Ketazolam.
- (dd) Loprazolam.
- (ee) Lorazepam.
- (ff) Lormetazepam.
- (gg) Mazindol.
- (hh) Mebutamate.
- (ii) Medazepam.
- (jj) Mefenorex.
- (kk) Meprobamate.
- (ll) Methohexital.
- (mm) Methylphenobarbital.
- (nn) Midazolam.
- (oo) Nimetazepam.
- (pp) Nitrazepam.
- (qq) Nordiazepam.
- (rr) Oxazepam.
- (ss) Oxazolam.
- (tt) Paraldehyde.
- (uu) Pemoline.
- (vv) Pentazocine.
- (ww) Phenobarbital.
- (xx) Phentermine.
- (yy) Pinazepam.
- (zz) Pipradrol.
- (aaa) Prazepam.
- (bbb) Propylhexedrine, excluding any patent or proprietary preparation containing propylhexedrine, unless otherwise provided by federal law.
- (ccc) Quazepam.
- (ddd) Tetrazepam.
- (eee) SPA[(-)-1 dimethylamino-1, 2 diphenylethane].
- (fff) Temazepam.
- (ggg) Triazolam.
- (hhh) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit.

Section 2. Paragraph (b) of subsection (1), paragraph (b) of subsection (2), paragraph (c) of subsection (6), and subsection (12) of section 893.13, Florida Statutes, 1996 Supplement, are amended to read:

893.13 Prohibited acts; penalties.—

(1)

(b) Except as provided in this chapter, it is unlawful to sell or deliver in excess of 10 grams of any substance named or described in s. 893.03(1)(a) or (1)(b), or any mixture containing any substance named or described in s. 893.03(1)(a) or (1)(b), or any combination thereof. Any person who violates this paragraph commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2)

(b) Except as provided in this chapter, it is unlawful to purchase in excess of 10 grams of any substance named or described in s. 893.03(1)(a) or (1)(b), or any mixture containing any substance named or described in s. 893.03(1)(a) or (1)(b), or any combination thereof. Any person who violates this paragraph commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(6)

(c) Except as provided in this chapter, it is unlawful to possess in excess of 10 grams of any substance named or described in s. 893.03(1)(a) or (1)(b), or any mixture containing any substance named or described in s. 893.03(1)(a) or (1)(b), or any combination thereof. Any person who violates this paragraph commits a felony of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

~~(12) Notwithstanding any provision of the laws of this state to the contrary, any unauthorized activity under this section which involves flunitrazepam shall be subject to the same penalties as are provided for in this section for violations involving controlled substances named or described in s. 893.03(1)(a).~~

Section 3. Paragraph (g) is added to subsection (1) of section 893.135, Florida Statutes, 1996 Supplement, to read:

893.135 Trafficking; mandatory sentences; suspension or reduction of sentences; conspiracy to engage in trafficking.—

(1) Except as authorized in this chapter or in chapter 499 and notwithstanding the provisions of s. 893.13:

(g)1. Any person who knowingly sells, purchases, manufactures, delivers, or brings into this state, or who is knowingly in actual or constructive possession of, 4 grams or more of flunitrazepam or any mixture containing flunitrazepam as described in s. 893.03(1)(a) commits a felony of the first degree, which felony shall be known as "trafficking in flunitrazepam." If the quantity involved:

a. Is 4 grams or more but less than 14 grams, such person shall be sentenced pursuant to the sentencing guidelines and pay a fine of \$50,000.

b. Is 14 grams or more but less than 28 grams, such person shall be sentenced pursuant to the sentencing guidelines and pay a fine of \$100,000.

c. Is 28 grams or more but less than 30 kilograms, such person shall be sentenced to a mandatory minimum term of imprisonment of 25 calendar years and pay a fine of \$500,000.

2. Any person who knowingly sells, purchases, manufactures, delivers, or brings into this state or who is knowingly in actual or constructive possession of 30 kilograms or more of flunitrazepam or any mixture containing flunitrazepam as described in s. 893.03(1)(a) commits the first-degree felony of trafficking in flunitrazepam. A person who has been convicted of the first-degree felony of trafficking in flunitrazepam under this subparagraph shall be punished by life imprisonment and is ineligible for any form of discretionary early release except pardon or executive clemency or conditional medical release under s. 947.149. However, if the court determines that, in addition to committing any act specified in this paragraph:

a. The person intentionally killed an individual or counseled, commanded, induced, procured, or caused the intentional killing of an individual and such killing was the result; or

b. The person's conduct in committing that act led to a natural, though not inevitable, lethal result,

such person commits the capital felony of trafficking in flunitrazepam, punishable as provided in ss. 775.082 and 921.142. Any person sentenced for a capital felony under this paragraph shall also be sentenced to pay the maximum fine provided under subparagraph 1.

Section 4. Paragraphs (g) and (h) of subsection (3) of section 921.0012, Florida Statutes, 1996 Supplement, are 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.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
409.920(2)	3rd	Medicaid provider fraud.
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(1)	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).
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.
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
784.081(1)	1st	Aggravated battery on specified official or employee.
784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
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.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.	782.072(2)	2nd	Committing vessel homicide and failing to render aid or give information.
810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.	790.161(3)	1st	Discharging a destructive device which results in bodily harm or property damage.
810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.	794.011(5)	2nd	Sexual battery, victim 12 years or over, offender does not use physical force likely to cause serious injury.
812.014(2)(a)	1st	Property stolen, valued at \$100,000 or more; property stolen while causing other property damage; 1st degree grand theft.	806.01(1)	1st	Maliciously damage dwelling or structure by fire or explosive, believing person in structure.
812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.	810.02(2)(a)	1st,PBL	Burglary with assault or battery.
812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.	810.02(2)(b)	1st,PBL	Burglary; armed with explosives or dangerous weapon.
825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.	810.02(2)(c)	1st	Burglary of a dwelling or structure causing structural damage or \$1,000 or more property damage.
825.1025(2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.	812.13(2)(b)	1st	Robbery with a weapon.
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.	812.135(2)	1st	Home-invasion robbery.
827.03(3)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.	825.102(2)	2nd	Aggravated abuse of an elderly person or disabled adult.
827.04(4)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.	825.103(2)(a)	1st	Exploiting an elderly person or disabled adult and property is valued at \$100,000 or more.
872.06	2nd	Abuse of a dead human body.	827.03(2)	2nd	Aggravated child abuse.
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.	860.121(2)(c)	1st	Shooting at or throwing any object in path of railroad vehicle resulting in great bodily harm.
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).	860.16	1st	Aircraft piracy.
893.135(1)(a)1.	1st	Trafficking in cannabis, more than 50 lbs., less than 2,000 lbs.	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).
893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.	893.13(2)(b)	1st	Purchase in excess of 10 grams of any substance specified in s. 893.03(1)(a) or (b).
893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.	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)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.	893.135(1)(a)2.	1st	Trafficking in cannabis, more than 2,000 lbs., less than 10,000 lbs.
893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.	893.135(1)(b)1.b.	1st	Trafficking in cocaine, more than 200 grams, less than 400 grams.
893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.	893.135(1)(c)1.b.	1st	Trafficking in illegal drugs, more than 14 grams, less than 28 grams.
893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.	893.135(1)(d)2.	1st	Trafficking in phencyclidine, more than 200 grams, less than 400 grams.
		(h) LEVEL 8	893.135(1)(e)2.	1st	Trafficking in methaqualone, more than 5 kilograms, less than 25 kilograms.
316.193(3)(c)3.a.	2nd	DUI manslaughter.	893.135(1)(f)2.	1st	Trafficking in amphetamine, more than 28 grams, less than 200 grams.
327.35(3)(c)3.	2nd	Vessel BUI manslaughter.	893.135(1)(g)1.b.	1st	Trafficking in flunitrazepam, 14 grams or more, less than 28 grams.
777.03(2)(a)	1st	Accessory after the fact, capital felony.	895.03(1)	1st	Use or invest proceeds derived from pattern of racketeering activity.
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.	895.03(2)	1st	Acquire or maintain through racketeering activity any interest in or control of any enterprise or real property.
782.071(2)	2nd	Committing vehicular homicide and failing to render aid or give information.	895.03(3)	1st	Conduct or participate in any enterprise through pattern of racketeering activity.

Section 5. (1) Paragraph (w) of subsection (4) of section 893.03, Florida Statutes, 1996 Supplement, as amended by this act, is repealed.

(2) Subsection (1) shall not take effect unless the substance known as fenfluramine is removed from the schedules of controlled substances in 21 C.F.R. s. 1308. If the substance known as fenfluramine is removed from the schedules of controlled substances in 21 C.F.R. s. 1308, subsection (1) shall take effect on the day that such removal takes effect.

Section 6. 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 controlled substances; amending s. 893.03, F.S.; adding flunitrazepam, alpha-ethyltryptamine, 2-amino-5-phenyl-2-oxazoline, 4-bromo-2, 5-dimethoxyphenethylamine, and methcathinone to the list of Schedule I controlled substances; adding gamma-hydroxy-butyrate to the list of Schedule II controlled substances; adding fenfluramine to Schedule IV; eliminating flunitrazepam from the list of Schedule IV controlled substances; amending s. 893.13, F.S.; eliminating language with respect to penalties for the use of flunitrazepam; revising language with respect to combinations of certain controlled substances; amending s. 893.135, F.S.; providing penalties for trafficking in flunitrazepam; amending s. 921.0012, F.S.; conforming the sentencing guidelines to the act; repealing s. 893.03(4)(w), F.S.; providing for the removal of fenfluramine from the schedule of controlled substances; providing a conditional effective date and an effective date.

Pursuant to Rule 4.19, **SB 92** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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

**CS for SB 788**—A bill to be entitled An act relating to water resources; creating the Apalachicola-Chattahoochee-Flint River Basin Compact; providing for enactment by certain state legislatures and the United States Congress; providing purposes; providing scope; providing parties; providing definitions; providing for legal viability; creating the Apalachicola-Chattahoochee-Flint River Basin Commission; providing for appointments, organization, powers, and duties; providing for development of an allocation formula for the equitable apportionment of surface waters; providing for termination of the compact; providing for completion of certain water resource studies; providing for relationship of the compact to other laws; providing for public participation; providing for funding of the commission's operations; providing procedures for resolution of disputes; providing for enforcement actions; providing for inapplicability to other stream systems; preserving certain water-use rights within a member state; providing agreements regarding water quality; providing for effect of underuse of a state's water allocation; providing severability; providing for notice of ratifications; requiring signatures to and recording of compact; providing an effective date.

—was read the second time by title.

Senator Thomas moved the following amendment which was adopted:

**Amendment 1**—Delete everything after the enacting clause and insert:

Section 1. **APALACHICOLA-CHATTAHOOCHEE-FLINT RIVER BASIN COMPACT**

*The states of Alabama, Florida and Georgia and the United States of America hereby agree to the following compact which shall become effective upon enactment of concurrent legislation by each respective state legislature and the Congress of the United States.*

**SHORT TITLE**

*This Act shall be known and may be cited as the "Apalachicola-Chattahoochee-Flint River Basin Compact" and shall be referred to hereafter in this document as the "ACF Compact" or "Compact."*

**ARTICLE I  
COMPACT PURPOSES**

*This Compact among the states of Alabama, Florida and Georgia and the United States of America has been entered into for the purposes of promoting interstate comity, removing causes of present and future controversies, equitably apportioning the surface waters of the ACF, engaging in water planning, and developing and sharing common data bases.*

**ARTICLE II  
SCOPE OF THE COMPACT**

*This Compact shall extend to all of the waters arising within the drainage basin of the ACF in the states of Alabama, Florida and Georgia.*

**ARTICLE III  
PARTIES**

*The parties to this Compact are the states of Alabama, Florida and Georgia and the United States of America.*

**ARTICLE IV  
DEFINITIONS**

*For the purposes of this Compact, the following words, phrases and terms shall have the following meanings:*

(a) "ACF Basin" or "ACF" means the area of natural drainage into the Apalachicola River and its tributaries, the Chattahoochee River and its tributaries, and the Flint River and its tributaries. Any reference to the rivers within this Compact will be designated using the letters "ACF" and when so referenced will mean each of these three rivers and each of the tributaries to each such river.

(b) "Allocation formula" means the methodology, in whatever form, by which the ACF Basin Commission determines an equitable apportionment of surface waters within the ACF Basin among the three states. Such formula may be represented by a table, chart, mathematical calculation or any other expression of the Commission's apportionment of waters pursuant to this compact.

(c) "Commission" or "ACF Basin Commission" means the Apalachicola-Chattahoochee-Flint River Basin Commission created and established pursuant to this Compact.

(d) "Ground waters" means waters within a saturated zone or stratum beneath the surface of land, whether or not flowing through known and definite channels.

(e) "Person" means any individual, firm, association, organization, partnership, business, trust, corporation, public corporation, company, the United States of America, any state, and all political subdivisions, regions, districts, municipalities, and public agencies thereof.

(f) "Surface waters" means waters upon the surface of the earth, whether contained in bounds created naturally or artificially or diffused. Water from natural springs shall be considered "surface waters" when it exits from the spring onto the surface of the earth.

(g) "United States" means the executive branch of the government of the United States of America, and any department, agency, bureau or division thereof.

(h) "Water Resource Facility" means any facility or project constructed for the impoundment, diversion, retention, control or regulation of waters within the ACF Basin for any purpose.

(i) "Water resources," or "waters" means all surface waters and ground waters contained or otherwise originating within the ACF Basin.

**ARTICLE V  
CONDITIONS PRECEDENT TO LEGAL VIABILITY OF THE COMPACT**

*This Compact shall not be binding on any party until it has been enacted into law by the legislatures of the states of Alabama, Florida and Georgia and by the Congress of the United States of America.*

**ARTICLE VI  
ACF BASIN COMMISSION CREATED**

(a) There is hereby created an interstate administrative agency to be known as the "ACF Basin Commission." The Commission shall be comprised of one member representing the state of Alabama, one member representing the state of Florida, one member representing the state of Georgia, and one non-voting member representing the United States of America. The state members shall be known as "State Commissioners" and the federal member shall be known as the "Federal Commissioner." The ACF Basin Commission is a body politic and corporate, with succession for the duration of this Compact.

(b) *The Governor of each of the states shall serve as the State Commissioner for his or her state. Each State Commissioner shall appoint one or more alternate members and one of such alternates as designated by the State Commissioner shall serve in the State Commissioner's place and carry out the functions of the State Commissioner, including voting on Commission matters, in the event the State Commissioner is unable to attend a meeting of the Commission. The alternate members from each state shall be knowledgeable in the field of water resources management. Unless otherwise provided by law of the state for which an alternate State Commissioner is appointed, each alternate State Commissioner shall serve at the pleasure of the State Commissioner. In the event of a vacancy in the office of an alternate, it shall be filled in the same manner as an original appointment.*

(c) *The President of the United States of America shall appoint the Federal Commissioner who shall serve as the representative of all federal agencies with an interest in the ACF. The President shall also appoint an alternate Federal Commissioner to attend and participate in the meetings of the Commission in the event the Federal Commissioner is unable to attend meetings. When at meetings, the alternate Federal Commissioner shall possess all of the powers of the Federal Commissioner. The Federal Commissioner and alternate appointed by the President shall serve until they resign or their replacements are appointed.*

(d) *Each state shall have one vote on the ACF Basin Commission and the Commission shall make all decisions and exercise all powers by unanimous vote of the three State Commissioners. The Federal Commissioner shall not have a vote, but shall attend and participate in all meetings of the ACF Basin Commission to the same extent as the State Commissioners.*

(e) *The ACF Basin Commission shall meet at least once a year at a date set at its initial meeting. Such initial meeting shall take place within ninety days of the ratification of the Compact by the Congress of the United States and shall be called by the chairman of the Commission. Special meetings of the Commission may be called at the discretion of the chairman of the Commission and shall be called by the chairman of the Commission upon written request of any member of the Commission. All members shall be notified of the time and place designated for any regular or special meeting at least five days prior to such meeting in one of the following ways: by written notice mailed to the last mailing address given to the Commission by each member, by facsimile, telegram or by telephone. The Chairmanship of the Commission shall rotate annually among the voting members of the Commission on an alphabetical basis, with the first chairman to be the State Commissioner representing the State of Alabama.*

(f) *All meetings of the Commission shall be open to the public.*

(g) *The ACF Basin Commission, so long as the exercise of power is consistent with this Compact, shall have the following general powers:*

- (1) *to adopt bylaws and procedures governing its conduct;*
- (2) *to sue and be sued in any court of competent jurisdiction;*
- (3) *to retain and discharge professional, technical, clerical and other staff and such consultants as are necessary to accomplish the purposes of this Compact;*
- (4) *to receive funds from any lawful source and expend funds for any lawful purpose;*
- (5) *to enter into agreements or contracts, where appropriate, in order to accomplish the purposes of this Compact;*
- (6) *to create committees and delegate responsibilities;*
- (7) *to plan, coordinate, monitor, and make recommendations for the water resources of the ACF Basin for the purposes of, but not limited to, minimizing adverse impacts of floods and droughts and improving water quality, water supply, and conservation as may be deemed necessary by the Commission;*
- (8) *to participate with other governmental and non-governmental entities in carrying out the purposes of this Compact;*
- (9) *to conduct studies, to generate information regarding the water resources of the ACF Basin, and to share this information among the Commission members and with others;*

(10) *to cooperate with appropriate state, federal, and local agencies or any other person in the development, ownership, sponsorship, and operation of water resource facilities in the ACF Basin; provided, however, that the Commission shall not own or operate a federally-owned water resource facility unless authorized by the United States Congress;*

(11) *to acquire, receive, hold and convey such personal and real property as may be necessary for the performance of its duties under the Compact; provided, however, that nothing in this Compact shall be construed as granting the ACF Basin Commission authority to issue bonds or to exercise any right of eminent domain or power of condemnation;*

(12) *to establish and modify an allocation formula for apportioning the surface waters of the ACF Basin among the states of Alabama, Florida and Georgia; and*

(13) *to perform all functions required of it by this Compact and to do all things necessary, proper or convenient in the performance of its duties hereunder, either independently or in cooperation with any state or the United States.*

#### ARTICLE VII EQUITABLE APPORTIONMENT

(a) *It is the intent of the parties to this Compact to develop an allocation formula for equitably apportioning the surface waters of the ACF Basin among the states while protecting the water quality, ecology and biodiversity of the ACF, as provided in the Clean Water Act, 33 U.S.C. Sections 1251 et seq., the Endangered Species Act, 16 U.S.C. Sections 1532 et seq., the National Environmental Policy Act, 42 U.S.C. Sections 4321 et seq., the Rivers and Harbors Act of 1899, 33 U.S.C. Sections 401 et seq., and other applicable federal laws. For this purpose, all members of the ACF Basin Commission, including the Federal Commissioner, shall have full rights to notice of and participation in all meetings of the ACF Basin Commission and technical committees in which the basis and terms and conditions of the allocation formula are to be discussed or negotiated. When an allocation formula is unanimously approved by the State Commissioners, there shall be an agreement among the states regarding an allocation formula. The allocation formula thus agreed upon shall become effective and binding upon the parties to this Compact upon receipt by the Commission of a letter of concurrence with said formula from the Federal Commissioner. If, however, the Federal Commissioner fails to submit a letter of concurrence to the Commission within two hundred ten (210) days after the allocation formula is agreed upon by the State Commissioners, the Federal Commissioner shall within forty-five (45) days thereafter submit to the ACF Basin Commission a letter of nonconcurrence with the allocation formula setting forth therein specifically and in detail the reasons for nonconcurrence; provided, however, the reasons for nonconcurrence as contained in the letter of nonconcurrence shall be based solely upon federal law. The allocation formula shall also become effective and binding upon the parties to this Compact if the Federal Commissioner fails to submit to the ACF Basin Commission a letter of nonconcurrence in accordance with this Article. Once adopted pursuant to this Article, the allocation formula may only be modified by unanimous decision of the State Commissioners and the concurrence by the Federal Commissioner in accordance with the procedures set forth in this Article.*

(b) *The parties to this Compact recognize that the United States operates certain projects within the ACF Basin that may influence the water resources within the ACF Basin. The parties to this Compact further acknowledge and recognize that various agencies of the United States have responsibilities for administering certain federal laws and exercising certain federal powers that may influence the water resources within the ACF Basin. It is the intent of the parties to this Compact, including the United States, to achieve compliance with the allocation formula adopted in accordance with this Article. Accordingly, once an allocation formula is adopted, each and every officer, agency, and instrumentality of the United States shall have an obligation and duty, to the maximum extent practicable, to exercise their powers, authority, and discretion in a manner consistent with the allocation formula so long as the exercise of such powers, authority, and discretion is not in conflict with federal law.*

(c) *Between the effective date of this Compact and the approval of the allocation formula under this Article, the signatories to this Compact agree that any person who is withdrawing, diverting, or consuming water resources of the ACF Basin as of the effective date of this Compact, may*

continue to withdraw, divert or consume such water resources in accordance with the laws of the state where such person resides or does business and in accordance with applicable federal laws. The parties to this Compact further agree that any such person may increase the amount of water resources withdrawn, diverted or consumed to satisfy reasonable increases in the demand of such person for water between the effective date of this Compact and the date on which an allocation formula is approved by the ACF Basin Commission as permitted by applicable law. Each of the state parties to this Compact further agree to provide written notice to each of the other parties to this Compact in the event any person increases the withdrawal, diversion or consumption of such water resources by more than 10 million gallons per day on an average annual daily basis, or in the event any person, who was not withdrawing, diverting or consuming any water resources from the ACF Basin as of the effective date of this Compact, seeks to withdraw, divert or consume more than one million gallons per day on an average annual daily basis from such resources. This Article shall not be construed as granting any permanent, vested or perpetual rights to the amounts of water used between January 3, 1992 and the date on which the Commission adopts an allocation formula.

(d) As the owner, operator, licensor, permitting authority or regulator of a water resource facility under its jurisdiction, each state shall be responsible for using its best efforts to achieve compliance with the allocation formula adopted pursuant to this Article. Each such state agrees to take such actions as may be necessary to achieve compliance with the allocation formula.

(e) This Compact shall not commit any state to agree to any data generated by any study or commit any state to any allocation formula not acceptable to such state.

ARTICLE VIII

CONDITIONS RESULTING IN TERMINATION OF THE COMPACT

(a) This Compact shall be terminated and thereby be void and of no further force and effect if any of the following events occur:

(1) The legislatures of the states of Alabama, Florida and Georgia each agree by general laws enacted by each state within any three consecutive years that this Compact should be terminated.

(2) The United States Congress enacts a law expressly repealing this Compact.

(3) The States of Alabama, Florida and Georgia fail to agree on an equitable apportionment of the surface waters of the ACF as provided in Article VII(a) of this Compact by December 31, 1998, unless the voting members of the ACF Basin Commission unanimously agree to extend this deadline.

(4) The Federal Commissioner submits to the Commission a letter of nonconurrence in the initial allocation formula in accordance with Article VII(a) of the Compact, unless the voting members of the ACF Basin Commission unanimously agree to allow a single 45 day period in which the non-voting Federal Commissioner and the voting State Commissioners may renegotiate an allocation formula and the Federal Commissioner withdraws the letter of nonconurrence upon completion of this renegotiation.

(b) If the Compact is terminated in accordance with this Article it shall be of no further force and effect and shall not be the subject of any proceeding for the enforcement thereof in any federal or state court. Further, if so terminated, no party shall be deemed to have acquired a specific right to any quantity of water because it has become a signatory to this Compact.

ARTICLE IX

COMPLETION OF STUDIES PENDING ADOPTION OF ALLOCATION FORMULA

The ACF Basin Commission, in conjunction with one or more interstate, federal, state or local agencies, is hereby authorized to participate in any study in process as of the effective date of this Compact, including, without limitation, all or any part of the Alabama-Coosa-Tallapoosa/Apalachicola-Chattahoochee-Flint River Basin Comprehensive Water Resource Study, as may be determined by the Commission in its sole discretion.

ARTICLE X  
RELATIONSHIP TO OTHER LAWS

(a) It is the intent of the party states and of the United States Congress by ratifying this Compact, that all state and federal officials enforcing, implementing or administering other state and federal laws affecting the ACF Basin shall, to the maximum extent practicable, enforce, implement or administer those laws in furtherance of the purposes of this Compact and the allocation formula adopted by the Commission insofar as such actions are not in conflict with applicable federal laws.

(b) Nothing contained in this Compact shall be deemed to restrict the executive powers of the President in the event of a national emergency.

(c) Nothing contained in this Compact shall impair or affect the constitutional authority of the United States or any of its powers, rights, functions or jurisdiction under other existing or future laws in and over the area or waters which are the subject of the Compact, including projects of the Commission, nor shall any act of the Commission have the effect of repealing, modifying or amending any federal law. All officers, agencies and instrumentalities of the United States shall exercise their powers and authority over water resources in the ACF Basin and water resource facilities, and to the maximum extent practicable, shall exercise their discretion in carrying out their responsibilities, powers, and authorities over water resources in the ACF Basin and water resource facilities in the ACF Basin in a manner consistent with and that effectuates the allocation formula developed pursuant to this Compact or any modification of the allocation formula so long as the actions are not in conflict with any applicable federal law. The United States Army Corps of Engineers, or its successors, and all other federal agencies and instrumentalities shall cooperate with the ACF Basin Commission in accomplishing the purposes of the Compact and fulfilling the obligations of each of the parties to the Compact regarding the allocation formula.

(d) Once adopted by the three states and ratified by the United States Congress, this Compact shall have the full force and effect of federal law, and shall supersede state and local laws operating contrary to the provisions herein or the purposes of this Compact; provided, however, nothing contained in this Compact shall be construed as affecting or intending to affect or in any way to interfere with the laws of the respective signatory states relating to water quality, and riparian rights as among persons exclusively within each state.

ARTICLE XI  
PUBLIC PARTICIPATION

All meetings of the Commission shall be open to the public. The signatory parties recognize the importance and necessity of public participation in activities of the Commission, including the development and adoption of the initial allocation formula and any modification thereto. Prior to the adoption of the initial allocation formula, the Commission shall adopt procedures ensuring public participation in the development, review, and approval of the initial allocation formula and any subsequent modification thereto. At a minimum, public notice to interested parties and a comment period shall be provided. The Commission shall respond in writing to relevant comments.

ARTICLE XII  
FUNDING AND EXPENSES OF THE COMMISSION

Commissioners shall serve without compensation from the ACF Basin Commission. All general operational funding required by the Commission and agreed to by the voting members shall obligate each state to pay an equal share of such agreed upon funding. Funds remitted to the Commission by a state in payment of such obligation shall not lapse; provided, however, that if any state fails to remit payment within 90 days after payment is due, such obligation shall terminate and any state which has made payment may have such payment returned. Costs of attendance and participation at meetings of the Commission by the Federal Commissioner shall be paid by the United States.

ARTICLE XIII  
DISPUTE RESOLUTION

(a) In the event of a dispute between two or more voting members of this Compact involving a claim relating to compliance with the allocation formula adopted by the Commission under this Compact, the following procedures shall govern:

(1) Notice of claim shall be filed with the Commission by a voting member of this Compact and served upon each member of the Commission. The notice shall provide a written statement of the claim, including a brief narrative of the relevant matters supporting the claimant's position.

(2) Within twenty (20) days of the Commission's receipt of a written statement of a claim, the party or parties to the Compact against whom the complaint is made may prepare a brief narrative of the relevant matters and file it with the Commission and serve it upon each member of the Commission.

(3) Upon receipt of a claim and any response or responses thereto, the Commission shall convene as soon as reasonably practicable, but in no event later than twenty (20) days from receipt of any response to the claim, and shall determine if a resolution of the dispute is possible.

(4) A resolution of a dispute under this Article through unanimous vote of the State Commissioners shall be binding upon the state parties and any state party determined to be in violation of the allocation formula shall correct such violation without delay.

(5) If the Commission is unable to resolve the dispute within 10 days from the date of the meeting convened pursuant to subparagraph (a)(3) of this Article, the Commission shall select, by unanimous decision of the voting members of the Commission, an independent mediator to conduct a non-binding mediation of the dispute. The mediator shall not be a resident or domiciliary of any member state, shall not be an employee or agent of any member of the Commission, shall be a person knowledgeable in water resource management issues, and shall disclose any and all current or prior contractual or other relations to any member of the Commission. The expenses of the mediator shall be paid by the Commission. If the mediator becomes unwilling or unable to serve, the Commission by unanimous decision of the voting members of the Commission, shall appoint another independent mediator.

(6) If the Commission fails to appoint an independent mediator to conduct a non-binding mediation of the dispute within seventy-five (75) days of the filing of the original claim or within thirty (30) days of the date on which the Commission learns that a mediator is unwilling or unable to serve, the party submitting the claim shall have no further obligation to bring the claim before the Commission and may proceed by pursuing any appropriate remedies, including any and all judicial remedies.

(7) If an independent mediator is selected, the mediator shall establish the time and location for the mediation session or sessions and may request that each party to the Compact submit, in writing, to the mediator a statement of its position regarding the issue or issues in dispute. Such statements shall not be exchanged by the parties except upon the unanimous agreement of the parties to the mediation.

(8) The mediator shall not divulge confidential information disclosed to the mediator by the parties or by witnesses, if any, in the course of the mediation. All records, reports, or other documents received by a mediator while serving as a mediator shall be considered confidential. The mediator shall not be compelled in any adversary proceeding or judicial forum to divulge the contents of such documents or the fact that such documents exist or to testify in regard to the mediation.

(9) Each party to the mediation shall maintain the confidentiality of the information received during the mediation and shall not rely on or introduce in any judicial proceeding as evidence:

a. Views expressed or suggestions made by another party regarding a settlement of the dispute;

b. Proposals made or views expressed by the mediator; or

c. The fact that another party to the hearing had or had not indicated a willingness to accept a proposal for settlement of the dispute.

(10) The mediator may terminate the non-binding mediation session or sessions whenever, in the judgment of the mediator, further efforts to resolve the dispute would not lead to a resolution of the dispute between or among the parties. Any party to the dispute may terminate the mediation process at any time by giving written notification to the mediator and the Commission. If terminated prior to reaching a resolution, the party submitting the original claim to the Commission shall have no further

obligation to bring its claim before the Commission and may proceed by pursuing any appropriate remedies, including any and all judicial remedies.

(11) The mediator shall have no authority to require the parties to enter into a settlement of any dispute regarding the Compact. The mediator may simply attempt to assist the parties in reaching a mutually acceptable resolution of their dispute. The mediator is authorized to conduct joint and separate meetings with the parties to the mediation and to make oral or written recommendations for a settlement of the dispute.

(12) At any time during the mediation process, the Commission is encouraged to take whatever steps it deems necessary to assist the mediator or the parties to resolve the dispute.

(13) In the event of a proceeding seeking enforcement of the allocation formula, this Compact creates a cause of action solely for equitable relief. No action for money damages may be maintained. The party or parties alleging a violation of the Compact shall have the burden of proof.

(b) In the event of a dispute between any voting member and the United States relating to a state's noncompliance with the allocation formula as a result of actions or a refusal to act by officers, agencies or instrumentalities of the United States, the provisions set forth in paragraph (a) of this Article (other than the provisions of subparagraph (a)(4)) shall apply.

(c) The United States may initiate dispute resolution under paragraph (a) in the same manner as other parties to this Compact.

(d) Any signatory party who is affected by any action of the Commission, other than the adoption or enforcement of or compliance with the allocation formula, may file a complaint before the ACF Basin Commission seeking to enforce any provision of this Compact.

(1) The Commission shall refer the dispute to an independent hearing officer or mediator, to conduct a hearing or mediation of the dispute. If the parties are unable to settle their dispute through mediation, a hearing shall be held by the Commission or its designated hearing officer. Following a hearing conducted by a hearing officer, the hearing officer shall submit a report to the Commission setting forth findings of fact and conclusions of law, and making recommendations to the Commission for the resolution of the dispute.

(2) The Commission may adopt or modify the recommendations of the hearing officer within 60 days of submittal of the report. If the Commission is unable to reach unanimous agreement on the resolution of the dispute within 60 days of submittal of the report with the concurrence of the Federal Commissioner in disputes involving or affecting federal interests, the affected party may file an action in any court of competent jurisdiction to enforce the provisions of this Compact. The hearing officer's report shall be of no force and effect and shall not be admissible as evidence in any further proceedings.

(e) All actions under this Article shall be subject to the following provisions:

(1) The Commission shall adopt guidelines and procedures for the appointment of hearing officers or independent mediators to conduct all hearings and mediations required under this Article. The hearing officer or mediator appointed under this Article shall be compensated by the Commission.

(2) All hearings or mediations conducted under this article may be conducted utilizing the Federal Administrative Procedures Act, the Federal Rules of Civil Procedure, and the Federal Rules of Evidence. The Commission may also choose to adopt some or all of its own procedural and evidentiary rules for the conduct of hearings or mediations under this Compact.

(3) Any action brought under this Article shall be limited to equitable relief only. This Compact shall not give rise to a cause of action for money damages.

(4) Any signatory party bringing an action before the Commission under this Article shall have the burdens of proof and persuasion.

#### ARTICLE XIV ENFORCEMENT

The Commission may, upon unanimous decision, bring an action against any person to enforce any provision of this Compact, other than the adoption or enforcement of or compliance with the allocation formula, in any court of competent jurisdiction.

ARTICLE XV  
IMPACTS ON OTHER STREAM SYSTEMS

*This Compact shall not be construed as establishing any general principle or precedent applicable to any other interstate streams.*

ARTICLE XVI  
IMPACT OF COMPACT ON USE OF WATER  
WITHIN THE BOUNDARIES OF THE COMPACTING STATES

*The provisions of this Compact shall not interfere with the right or power of any state to regulate the use and control of water within the boundaries of the state, providing such state action is not inconsistent with the allocation formula.*

ARTICLE XVII  
AGREEMENT REGARDING WATER QUALITY

(a) *The States of Alabama, Florida, and Georgia mutually agree to the principle of individual State efforts to control man-made water pollution from sources located and operating within each State and to the continuing support of each State in active water pollution control programs.*

(b) *The States of Alabama, Florida, and Georgia agree to cooperate, through their appropriate State agencies, in the investigation, abatement, and control of sources of alleged interstate pollution within the ACF River Basin whenever such sources are called to their attention by the Commission.*

(c) *The States of Alabama, Florida, and Georgia agree to cooperate in maintaining the quality of the waters of the ACF River Basin.*

(d) *The States of Alabama, Florida, and Georgia agree that no State may require another state to provide water for the purpose of water quality control as a substitute for or in lieu of adequate waste treatment.*

ARTICLE XVIII  
EFFECT OF OVER OR UNDER DELIVERIES UNDER THE  
COMPACT

*No state shall acquire any right or expectation to the use of water because of any other state's failure to use the full amount of water allocated to it under this Compact.*

ARTICLE XIX  
SEVERABILITY

*If any portion of this Compact is held invalid for any reason, the remaining portions, to the fullest extent possible, shall be severed from the void portion and given the fullest possible force, effect, and application.*

ARTICLE XX  
NOTICE AND FORMS OF SIGNATURE

*Notice of ratification of this Compact by the legislature of each state shall promptly be given by the Governor of the ratifying state to the Governors of the other participating states. When all three state legislatures have ratified the Compact, notice of their mutual ratification shall be forwarded to the Congressional delegation of the signatory states for submission to the Congress of the United States for ratification. When the Compact is ratified by the Congress of the United States, the President, upon signing the federal ratification legislation, shall promptly notify the Governors of the participating states and appoint the Federal Commissioner. The Compact shall be signed by all four Commissioners as their first order of business at their first meeting and shall be filed of record in the party states.*

Section 2. This act shall take effect upon becoming a law.

Pursuant to Rule 4.19, **CS for SB 788** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**REPORTS OF COMMITTEES**

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 12, 1997: SB 92, SB 156, SB 316, CS for SB 288, SB 258, CS for SB 794, CS for SB 788, CS for SB 186, CS for SB 8, CS for SB 284, SB 416, SB

418, SB 420, SB 422, SB 424, SB 428, SB 430, SB 432, SB 434, SB 436, SB 438, SB 440, SB 326

Respectfully submitted,  
*Mario Diaz-Balart, Vice Chairman*

The Committee on Criminal Justice recommends the following pass: SB 246 with 3 amendments

**The bill was referred to the Committee on Community Affairs under the original reference.**

The Committee on Community Affairs recommends the following pass: SB 864

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

The Committee on Children, Families and Seniors recommends the following pass: SB 354 with 3 amendments

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 596 with 1 amendment

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

The Committee on Community Affairs recommends the following pass: SB 528 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 168

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

The Committee on Agriculture recommends the following pass: SB 854

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

The Committee on Criminal Justice recommends the following pass: SB 46 with 1 amendment

**The bill was referred to the Committee on Rules and Calendar under the original reference.**

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 882

The Committee on Community Affairs recommends the following pass: SB 52, SB 392 with 1 amendment, CS for SB's 404 and 414, SB 820

The Committee on Criminal Justice recommends the following pass: SB 152, SB 162, SB 164, SB 182, SB 198, SB 472, SB 796

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 568 with 1 amendment

The Committee on Governmental Reform and Oversight recommends the following pass: SB 382 with 1 amendment, SB 656

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

The Committee on Criminal Justice recommends the following pass: SB 132

The Committee on Governmental Reform and Oversight recommends the following pass: SB 240 with 3 amendments, SB 450, SB 702 with 1 amendment, SB 1010 with 1 amendment

The Committee on Judiciary recommends the following pass: CS for SB 138 with 1 amendment

The Committee on Regulated Industries recommends the following pass: SB 602

The Committee on Transportation recommends the following pass: SB 604, SB 732

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

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The Committee on Commerce and Economic Opportunities recommends committee substitutes for the following: SB 64, Senate Bills 780, 520 and 692

The Committee on Judiciary recommends a committee substitute for the following: SJR 298

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

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The Committee on Children, Families and Seniors recommends a committee substitute for the following: SB 888

**The bill with committee substitute attached was referred to the Committee on Governmental Reform and Oversight under the original reference.**

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The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SJR 482

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

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The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 330

**The bill with committee substitute attached was referred to the committee on Rules and Calendar under the original reference.**

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The Committee on Children, Families and Seniors recommends a committee substitute for the following: Senate Bills 628 and 978

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 614

The Committee on Community Affairs recommends a committee substitute for the following: SB 658

The Committee on Education recommends a committee substitute for the following: SB 178

The Committee on Judiciary recommends a committee substitute for the following: SB 134

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 794

The Committee on Children, Families and Seniors recommends committee substitutes for the following: SB 880, SB 962

The Committee on Education recommends a committee substitute for the following: SB 398

The Committee on Executive Business, Ethics and Elections recommends a committee substitute for the following: SB 752

The Committee on Health Care recommends a committee substitute for the following: SB 508

The Committee on Judiciary recommends a committee substitute for the following: SB 444

The Committee on Natural Resources recommends committee substitutes for the following: SB 550, SB 788

The Committee on Regulated Industries recommends a committee substitute for the following: SB 558

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Burt—

**SB 1080**—A bill to be entitled An act relating to bridge designations; designating an overpass bridge in New Smyrna Beach as the “Martin Luther King, Jr., Bridge”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Burt—

**SB 1082**—A bill to be entitled An act relating to sales tax exemptions; amending s. 212.0598, F.S.; establishing a sales tax exemption for certain businesses that create a large number of new jobs in urban areas; providing a limitation on the exemption; providing an expiration date; providing an effective date.

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

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By Senator Rossin—

**SB 1084**—A bill to be entitled An act relating to postsecondary student fees; amending ss. 239.117, 240.235, 240.35, F.S.; exempting children adopted from the Department of Children and Family Services from certain postsecondary student fees; providing an effective date.

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

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By Senator Dantzler—

**SB 1086**—A bill to be entitled An act relating to armories; amending s. 250.40, F.S.; providing for the disposition of money received from the rental of billeting operations at Camp Blanding Training Site; providing an effective date.

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

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By Senator Dantzler—

**SB 1088**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 215.20, F.S.; eliminat-

ing the General Revenue Fund service charge on the General Inspection Trust Fund and certain other collections; amending s. 215.22, F.S.; providing for the exemption of certain trust funds administered by the department from the service charge imposed by s. 215.20, F.S.; providing an effective date.

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

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By Senator Dantzler—

**SB 1090**—A bill to be entitled An act relating to agriculture; creating s. 570.191, F.S.; creating the Agricultural Emergency Trust Fund; prescribing its uses; defining what constitutes an “agricultural emergency”; amending s. 570.20, F.S.; providing a service charge for deposit into the Agricultural Emergency Trust Fund; providing a cap on deposits into that fund; providing a conditional effective date.

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

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By Senator Dantzler—

**SB 1092**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; providing for territorial restrictions to be included in a court order providing residential responsibility for children; authorizing relocation of residence under certain circumstances; providing guidelines; providing an effective date.

—was referred to the Committee on Judiciary.

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By Senator Dantzler—

**SB 1094**—A bill to be entitled An act relating to environmental protection; amending s. 253.03, F.S.; prohibiting the control, regulation, permitting, or imposition of charges on certain severed materials; amending s. 369.20, F.S.; authorizing certain riparian owners to remove aquatic plants without certain permits under certain circumstances; authorizing the Department of Environmental Protection to issue certain permits; providing criteria; providing construction; exempting such permits from certain water pollution operation permit requirements; amending s. 403.813, F.S.; exempting installation and repair of certain piers and docking facilities from certain permitting requirements; providing an effective date.

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

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By Senator Dantzler—

**SB 1096**—A bill to be entitled An act relating to the disclosure of information by an employer; amending s. 768.095, F.S.; requiring that an employer disclose information about a current or former employee to a law enforcement agency that is conducting a background investigation for purposes of employment; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Dantzler—

**SB 1098**—A bill to be entitled An act relating to secondhand dealers; amending s. 538.06, F.S.; prescribing fee to be charged in a title loan transaction; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Dantzler—

**SB 1100**—A bill to be entitled An act relating to the learner’s driver’s license; amending s. 322.1615, F.S.; extending the nighttime hours during which licenseholders of a specified age may drive; providing an effective date.

—was referred to the Committee on Transportation.

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By Senators Scott and Klein—

**SB 1102**—A bill to be entitled An act relating to educational finance; creating s. 236.08105, F.S.; requiring an advance distribution of Florida Education Finance Program funds under certain circumstances; providing an effective date.

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

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By Senator Dantzler—

**SB 1104**—A bill to be entitled An act relating to citrus canker; amending s. 602.065, F.S.; revising disposition of funds received from the Federal Government for eradication of citrus canker; providing an effective date.

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

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By Senator Burt—

**SB 1106**—A bill to be entitled An act relating to sexual offenders; creating the “Sex Offender Punishment and Supervision Act”; amending s. 775.084, F.S.; providing definitions; providing for a separate proceeding for court determination of whether a defendant is a “repeat sex offender” or “habitual sex offender,” as defined; providing penalties for such offenders, including mandatory minimum imprisonment, under specified circumstances; providing for appeal; providing legislative intent; providing an exception for capital felonies; creating s. 775.0871, F.S.; providing a mandatory minimum term of imprisonment of 10 years for commission of sexual battery upon a person 12 years of age or older, without that person’s consent, and in the process thereof using or threatening to use a deadly weapon or uses actual physical force likely to cause serious personal injury; providing a mandatory minimum term of imprisonment of 10 years for commission of lewd, lascivious, or indecent assault by committing a sexual battery upon a victim under 14 years of age, when the defendant was over 24 years of age; precluding claim of victim’s consent; amending s. 921.001, F.S., relating to the Sentencing Commission and sentencing guidelines, generally; prohibiting downward departure sentences for specified sexual battery offenses or offenses involving lewd, lascivious, or indecent assault or act upon or in presence of a child; providing legislative finding; amending s. 948.001, F.S.; defining “sex offender probation”; amending s. 948.03, F.S.; revising terms and conditions of probation or community control; providing terms and conditions of sex offender probation or sex offender community control; providing an effective date.

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

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By Senator Dudley—

**SB 1108**—A bill to be entitled An act relating to the uniform method for collecting non-ad valorem assessments; amending s. 197.3632, F.S.; authorizing the use of the uniform method to collect non-ad valorem assessments regardless of specified circumstances; providing legislative intent; ratifying certain ordinances; providing an effective date.

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

By Senator Myers—

**SB 1110**—A bill to be entitled An act relating to petroleum and petroleum products; amending s. 376.303, F.S.; prohibiting the Department of Environmental Protection from mandating certain secondary containment under certain circumstances; authorizing the department to adopt certain rules relating to secondary containment under certain circumstances; amending s. 403.767, F.S.; exempting certain persons from certified transporter requirements; providing an effective date.

—was referred to the Committee on Natural Resources.

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By Senator Myers—

**SB 1112**—A bill to be entitled An act relating to dentistry; amending s. 466.001, F.S.; revising purpose and providing additional legislative intent; amending s. 466.003, F.S.; expanding the definition of “dentistry”; amending s. 466.026, F.S.; declaring the practice of dentistry without a license issued pursuant to chapter 466, F.S., to be a public nuisance; providing for injunctive relief; amending s. 466.028, F.S.; revising and providing grounds for disciplinary action; providing penalties; amending s. 466.0285, F.S.; expanding provisions relating to proprietorship by nondentists, including applicability thereof to certain entities; providing penalties; providing that contracts and arrangements entered into or undertaken in violation of the section are void; providing an effective date.

—was referred to the Committee on Health Care.

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By Senator Myers—

**SB 1114**—A bill to be entitled An act relating to vehicular homicide; amending s. 782.071, F.S.; redefining the offense of “vehicular homicide” to include the killing of an unborn quick child by any injury to the mother which would be vehicular homicide if it resulted in the death of the mother; providing penalties; reenacting ss. 921.0012(3)(h) and 960.03(3), F.S., relating to the offense severity ranking chart and the definition of “crime” with respect to the Florida Crimes Compensation Act, respectively, to incorporate said amendment in references; amending s. 921.0012, F.S., relating to the offense severity ranking chart, to conform terminology; providing an effective date.

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

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By Senator Myers—

**SB 1116**—A bill to be entitled An act relating to trust funds; creating the Social Services Block Grant Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Myers—

**SB 1118**—A bill to be entitled An act relating to trust funds; creating the Operations and Maintenance Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Myers—

**SB 1120**—A bill to be entitled An act relating to trust funds; creating the Grants and Donations Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Myers—

**SB 1122**—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Myers—

**SB 1124**—A bill to be entitled An act relating to trust funds; creating the Administrative Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Jenne—

**SB 1126**—A bill to be entitled An act relating to grand juries; amending s. 905.01, F.S.; increasing the maximum number of persons which may be appointed to serve on a grand jury; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Jenne—

**SB 1128**—A bill to be entitled An act relating to superintendents of schools; providing limitations upon benefits that a superintendent of schools may receive upon termination of employment; providing an effective date.

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

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By Senator Latvala—

**SB 1130**—A bill to be entitled An act relating to gambling; amending s. 849.0935, F.S.; providing additional tax-exempt organizations which are authorized to conduct drawings by chance under said section, including civic organizations, employees’ associations, clubs, fraternal benefit societies, fraternal lodges, and armed forces and veterans’ organizations; amending s. 849.094, F.S., which regulates game promotions in connection with the sale of products or services; providing that specified provisions of said section do not apply to television or radio broadcasting companies licensed by the Federal Communications Commission; providing an effective date.

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

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By Senator Casas—

**SB 1132**—A bill to be entitled An act relating to foreign-licensed physicians; amending s. 498.3115, F.S.; providing a limitation on the development cost of examinations given to certain foreign-licensed physicians; authorizing the Board of Medicine and the Agency for Health Care Administration to modify the examinations; providing an effective date.

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

By Senator Lee—

**SB 1134**—A bill to be entitled An act relating to plant control; amending s. 369.252, F.S.; revising provisions relating to the Department of Environmental Protection program to achieve eradication or maintenance control of invasive exotic plants on public lands; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Lee—

**SB 1136**—A bill to be entitled An act relating to a durable power of attorney; amending s. 709.08, F.S.; authorizing certain corporations to act as an attorney in fact; providing a limitation; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Casas—

**SB 1138**—A bill to be entitled An act relating to food products; amending s. 500.10, F.S.; revising provisions related to the sale of candy that contains alcohol; amending s. 500.12, F.S.; revising inspection requirements relating to the sale of such candy; providing an effective date.

—was referred to the Committees on Agriculture and Regulated Industries.

By Senator Klein—

**SB 1140**—A bill to be entitled An act relating to prescription drugs; requiring pharmacies to advertise their prescription drug retail price with a comparison reference; providing for adoption of rules; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Klein—

**SB 1142**—A bill to be entitled An act relating to community service education; creating s. 233.615, F.S.; providing legislative findings; authorizing school districts to require 100 hours of community service education as a condition for high school graduation; providing exceptions; providing components for high school community service education programs; providing an effective date.

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

By Senators Williams and Sullivan—

**SB 1144**—A bill to be entitled An act relating to state planning and budgeting; amending s. 216.011, F.S.; defining the terms "disincentive" and "incentive" for purposes of budgeting and state fiscal affairs; amending s. 216.0166, F.S.; revising guidelines and requirements for state agencies to submit performance-based budget requests; providing for

inclusion of incentives and disincentives in budget documentation; amending s. 216.0172, F.S.; revising the schedule for submission of performance-based program budget legislative budget requests; amending s. 216.0235, F.S.; requiring additional information to be included in program budget instructions; amending s. 216.031, F.S.; revising information to be contained in legislative budget requests; amending s. 216.163, F.S.; prescribing additional incentives and disincentives that may be included in the Governor's recommended budget; amending s. 216.292, F.S.; repealing a limitation on transfer of moneys to or from performance-based programs; amending s. 186.021, F.S.; revising requirements for state agency strategic plans; amending s. 121.051, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

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

By Senator Williams—

**SB 1146**—A bill to be entitled An act relating to property rights; amending s. 70.001, F.S.; providing retroactive applicability of the Bert J. Harris, Jr., Private Property Rights Act; providing a cause of action for certain inordinate burdens imposed on real property resulting from the application of any law, rule, regulation, or ordinance; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Dudley—

**SB 1148**—A bill to be entitled An act relating to legal holidays; creating s. 683.22, F.S.; designating the first Wednesday in May of each year as "Law Day"; providing an effective date.

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

By Senator Williams—

**SB 1150**—A bill to be entitled An act relating to mastectomies; amending s. 627.6417, F.S.; specifying certain deductible and benefits criteria; providing additional criteria for purposes of a definition; providing an effective date.

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

By Senator Williams—

**SB 1152**—A bill to be entitled An act relating to pest control; amending s. 482.051, F.S.; establishing rulemaking standards for treating new construction building sites; amending s. 482.071, F.S.; authorizing a duplicate licensure document fee; amending s. 482.111, F.S.; authorizing a certified pest control operator to be a certified applicator under ch. 487, F.S.; amending s. 482.211, F.S.; exempting the pest control treatment of seeds or raw agricultural products; creating s. 553.785, F.S.; creating the Florida Termite Advisory Council; amending s. 482.155, F.S.; specifying persons for whom limited certification categories are to be established; providing an effective date.

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

By Senator Williams—

**SB 1154**—A bill to be entitled An act relating to growth management; declaring the intent of the Legislature to revise growth management laws; providing an effective date.

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

By Senator Williams—

**SB 1156**—A bill to be entitled An act relating to surface waters or wetlands mitigation; amending s. 373.414, F.S.; revising conditions for the acceptance of money as mitigation in certain permitted projects; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Williams—

**SB 1158**—A bill to be entitled An act relating to the Department of Revenue; amending ss. 20.04, 20.21, F.S., relating to the internal structure of the department; amending ss. 189.412, 195.087, 195.096, 195.097, 200.068, 200.0684, 213.015, 213.053, 213.2201, 409.2599, F.S., relating to powers and duties of the department; repealing s. 213.0451, F.S., relating to duties of division directors in the department; restoring those sections to the language and form in which they existed before their amendment by ss. 15-27, ch. 95-272, Laws of Florida; providing an effective date.

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

By Senator Williams—

**SB 1160**—A bill to be entitled An act relating to historic preservation boards; repealing parts II, IV, V, VI, VII and VIII of chapter 266, F.S.; eliminating the Historic St. Augustine Preservation Board of Trustees, the Historic Tallahassee Preservation Board of Trustees, the Historic Florida Keys Preservation Board of Trustees, the Historic Palm Beach County Preservation Board of Trustees, and the Historic Tampa-Hillsborough Preservation Board of Trustees; redesignating part III of chapter 266, F.S., the Historic Pensacola Preservation Board of Trustees as part II of said chapter; amending s. 267.061, F.S., relating to state policy and responsibilities with respect to historic properties; providing that the Division of Historical Resources of the Department of State shall establish regional offices for the purpose of assisting in the delivery of historic preservation services; providing locations at which regional offices are to be established; providing for the establishment of citizen support organizations; requiring the Department of State to contract with specified nonprofit corporations for the purpose of continuing work performed by specified historic preservation boards; providing for use of proceeds from the management of state-owned properties by such corporations; providing for the transfer of specified funds to such corporations; providing legislative intent with respect to the 1997-1998 General Appropriations Act; providing an effective date.

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

By Senators Williams and Thomas—

**SB 1162**—A bill to be entitled An act relating to air carriers; amending s. 206.9825, F.S.; providing for a credit or refund of the aviation fuel tax to certain suppliers; directing the Department of Management Services to evaluate the state contract for air carrier service; requiring a report to the Legislature; providing an effective date.

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

By Senator Williams—

**SB 1164**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining when a member of the system reaches the "normal retirement date"; providing an effective date.

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

By Senator Williams—

**SB 1166**—A bill to be entitled An act relating to landscape architecture; amending s. 481.303, F.S.; defining the term "planting design"; amending s. 481.329, F.S.; providing an exemption from licensure for certain persons engaging in planting design; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senators Silver, Brown-Waite and Jenne—

**SB 1168**—A bill to be entitled An act relating to health care service programs; amending s. 641.28, F.S.; providing for the award of attorney's fees and court costs in civil actions in specified circumstances; amending s. 641.315, F.S.; providing that certain contracts between health maintenance organizations and providers may not prohibit providers from imparting certain information to patients; amending s. 641.3917, F.S.; providing for standing to bring a civil action against a health maintenance organization; providing requirements and procedures; providing for liability for damages and attorney's fees; prohibiting punitive damages except in certain circumstances; requiring the advance posting of discovery costs; providing that medical malpractice and certain other types of suits must be brought under legal provisions other than this section; amending s. 641.3903, F.S.; adding to the list of unfair or deceptive acts or practices; amending s. 440.11, F.S.; establishing exclusive liability of health maintenance organizations; providing application; providing a legislative declaration that this act will fulfill an important state interest; providing an appropriation; authorizing positions; providing an effective date.

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

By Senator Gutman—

**SB 1170**—A bill to be entitled An act relating to taxation; amending s. 196.012, F.S.; redefining the term "educational institution," for purposes of the exemption of such institutions from ad valorem taxation, to include certain schools providing postgraduate dental education; providing an effective date.

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

By Senator Gutman—

**SB 1172**—A bill to be entitled An act relating to insurance fraud; amending s. 626.989, F.S.; granting to specified investigators of the Division of Insurance Fraud of the Department of Insurance felony and misdemeanor arrest powers and the powers of deputy sheriffs; amending s. 626.9891, F.S.; requiring the submission of an anti-fraud plan or the creation of an anti-fraud special investigation unit by health maintenance organizations; amending s. 641.30, F.S.; requiring health maintenance organizations to comply with s. 626.9891, F.S.; amending s. 817.234, F.S.; establishing penalty levels, defining terms, and prescribing time limitations for prosecution of these offenses; providing an effective date.

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

By Senator Gutman—

**SB 1174**—A bill to be entitled An act relating to ad valorem taxation; amending s. 193.011, F.S.; including historic preservation ordinances within certain factors to consider in determining highest and best use of property for purposes of deriving just valuation; creating s. 193.503, F.S.; providing for classification and assessment of eligible property as historic property used for commercial or certain nonprofit purposes, for purposes of taxes levied by a county or municipality which adopts an ordinance authorizing such assessment; providing procedures and re-

quirements; specifying the factors applicable to such classification; providing for appeals to the value adjustment board; providing that the owner is liable for deferred tax liability for prior years in which such classification and assessment was granted if the property fails to meet qualifying criteria; amending ss. 194.011, 194.032, 194.037, 195.073, 195.096, F.S., relating to procedures of the value adjustment boards and classification of real property, to conform; creating s. 196.1961, F.S.; providing procedures and requirements for counties and municipalities to adopt an ordinance granting partial exemption for certain historic property used for commercial or nonprofit purposes; specifying qualifications for such exemption; providing an effective date and a contingent effective date.

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

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By Senator Gutman—

**SB 1176**—A bill to be entitled An act relating to corporate income tax; creating s. 220.185, F.S.; providing findings and purpose; authorizing a credit against such tax equal to a percentage of the costs of restoration of a historic building used for commercial purposes; providing limitations; providing for carryover of the credit; providing eligibility requirements for historic buildings and improvements thereto; providing application requirements; requiring a resolution by the local government; providing duties of the Division of Historical Resources, Department of State, and Department of Revenue regarding administration and monitoring of exemptions; amending s. 220.02, F.S.; providing order of credits against the tax; providing an effective date.

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

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By Senator Gutman—

**SB 1178**—A bill to be entitled An act relating to marriage licenses; creating s. 741.0305, F.S.; requiring a premarital orientation course as a condition precedent to obtaining a marriage license; providing course contents; providing a family responsibility component; providing for the establishment of a registry of course sites and course providers; providing a fee; providing for the publishing and dissemination of a handbook on marital rights, responsibilities, and requirements; amending s. 741.04, F.S., to conform; providing a penalty; providing an effective date.

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

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By Senator Gutman—

**SB 1180**—A bill to be entitled An act relating to the Florida Retirement System; repealing s. 121.031(5), F.S., relating to the confidentiality of the names and addresses of retirees; providing an effective date.

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

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By Senator Meadows—

**SB 1182**—A bill to be entitled An act relating to spring training franchises; amending s. 288.1162, F.S.; defining “retained spring training franchise”; providing for certification of a retained spring training franchise facility by the Office of Tourism, Trade, and Economic Development, upon determination that certain requirements have been met; providing the uses that such facility may make of funds provided pursuant to s. 212.20, F.S.; amending s. 212.20, F.S.; providing for a monthly distribution of a portion of the revenues of the tax on sales, use, and other transactions to a certified facility for a specified period; providing an effective date.

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

By Senator Meadows—

**SB 1184**—A bill to be entitled An act relating to creation of the Florida Community Outreach Partnership Act of 1997; directing the Secretary of Community Affairs to carry out a demonstration program to determine the feasibility of facilitating partnerships between state universities and communities to solve urban problems; authorizing grants to state universities to establish Florida Community Outreach Partnership Centers; providing responsibilities of such centers; providing selection criteria for grant recipients; providing requirements regarding the state and nonstate share of grants; providing for a state advisory council and state clearinghouse; specifying use of funds made available for this program; requiring reports; providing an effective date.

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

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By Senator Meadows—

**SB 1186**—A bill to be entitled An act relating to local government audits; amending s. 11.45, F.S.; requiring auditors to notify members of the governing body of a local governmental entity under certain circumstances; providing additional duties of the Auditor General under circumstances of potential financial emergency for a local governmental entity; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Meadows—

**SB 1188**—A bill to be entitled An act relating to funding of public education; creating s. 215.155, F.S.; providing for annual funding of public education at a specified percentage of total appropriations, not including lottery proceeds or federal funds; providing the basis for such percentage; providing conditions for temporary suspension of such requirement; providing applicability; providing an effective date.

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

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By Senator Meadows—

**SB 1190**—A bill to be entitled An act relating to juvenile proceedings; amending s. 39.01, F.S.; redefining “abandoned” with respect to ch. 39, F.S., relating to juvenile proceedings, to include a child in need of services or a family in need of services, under specified circumstances; amending s. 39.442, F.S., relating to court powers of disposition with respect to families or children in need of services, and reenacting s. 39.424(1), F.S., relating to services to families in need of services, to incorporate said amendment in a reference thereto; providing for commitment of child in need of services to the temporary legal custody of the Department of Juvenile Justice for placement in residential facility, according to specified criteria and conditions; providing guidelines and time limits relating to placement of child in need of services in residential facility; providing for judicial review; providing for payment to the Department of Children and Family Services or deposit of certain child support moneys; amending s. 39.446, F.S., relating to departmental consent to medical treatment of child, to conform a cross-reference; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Criminal Justice; and Ways and Means.

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By Senator Meadows—

**SB 1192**—A bill to be entitled An act relating to violations involving checks; amending s. 832.07, F.S., relating to prima facie evidence of identity with regard to prosecution of bad check charges; removing “race” as a required element of establishing the identity of the person presenting the check; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Latvala—

**SB 1194**—A bill to be entitled An act relating to lottery revenues; amending ss. 24.115, 24.121, and 240.40, F.S.; providing for deposit of unclaimed state lottery prize money and a percentage of the revenue from the sale of lottery tickets in the State Student Financial Assistance Trust Fund; amending s. 240.402, F.S.; providing that such funds shall be annually appropriated to fund the Florida Undergraduate Scholars' Program; providing an effective date.

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

By Senator Campbell—

**SB 1196**—A bill to be entitled An act relating to domestic violence remedies; amending s. 28.101, F.S.; increasing the amount of a charge relating to a petition for dissolution of marriage; providing for the proceeds of the charge to be deposited into the Domestic Violence Trust Fund and used as specified; replacing references to the defunct Department of Health and Rehabilitative Services with references to the Department of Children and Family Services; amending s. 741.282, F.S.; providing for a fee to be imposed upon a batterer and for the proceeds to be deposited into the Domestic Violence Trust Fund and used as specified; prohibiting offsetting this fee against any fee assessed under s. 945.76, F.S.; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families and Seniors; and Ways and Means.

By Senator Campbell—

**SB 1198**—A bill to be entitled An act relating to tobacco products; requiring cigarette, snuff, and chewing tobacco manufacturers to file an annual report with the Department of Health; providing for the contents of the report; providing exceptions; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Campbell—

**SB 1200**—A bill to be entitled An act relating to tobacco products; amending s. 210.04, F.S.; revising an exemption to the cigarette tax to restrict the give away of free cigarettes to certain persons at certain events; amending s. 386.208, F.S.; revising the penalty provision of the Florida Clean Indoor Air Act to authorize law enforcement officers to issue a notice to appear; authorizing the court to issue a *caus* when a person fails to appear; amending s. 569.007, F.S.; providing that vending machines that dispense tobacco products may only be placed in certain establishments; directing the Division of Alcoholic Beverages and Tobacco to take certain actions with respect to violations of the chapter relating to the sale of tobacco products to minors; creating s. 569.155, F.S.; prohibiting the sale or other disposition of imitation tobacco products; providing a penalty; creating s. 569.17, F.S.; prohibiting the advertising of tobacco products in certain establishments; providing a penalty; providing an effective date.

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

By Senator Campbell—

**SB 1202**—A bill to be entitled An act relating to voluntary trial resolution; creating s. 44.1051, F.S.; permitting the written agreement by two or more parties in a civil dispute to submit the controversy to binding voluntary trial resolution in lieu of litigation when no constitutional issue is involved; providing duties of the clerk of the court and guidelines relating to application for voluntary trial resolution; providing for fees; providing for tolling of statutory limitations period; providing for court appointment of a member of The Florida Bar to act as trial resolution judge; providing qualifications and authority of trial resolution judge;

providing for subpoenas and court orders compelling attendance and production of certain evidence; providing for hearing and appeal; providing for applicability of the Florida Evidence Code; providing for issuance and enforcement through contempt powers of court orders carrying out the trial resolution judge's decision; providing for nonapplicability of voluntary trial resolution to certain disputes involving child custody, visitation, or support or rights of third parties not participating in voluntary trial resolution; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Lee—

**SB 1204**—A bill to be entitled An act relating to economic development areas; providing legislative findings and intent; providing definitions; authorizing counties and municipalities to create economic development areas for certain purposes; providing criteria; providing for review by local planning agencies and the Department of Community Affairs; authorizing county or municipal governing bodies to provide consolidated, streamlined approval processes, to invest in certain infrastructure, and to waive certain development costs under certain circumstances; providing an effective date.

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

By Senator Lee—

**SB 1206**—A bill to be entitled An act relating to liens; amending s. 713.02, F.S.; providing an exemption from the Construction Lien Law for certain improvements; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Lee—

**SB 1208**—A bill to be entitled An act relating to civil remedies for drug offenses; creating s. 893.139, F.S.; providing a civil right of action for damages resulting from an act in violation of chapter 893, F.S., relating to drug abuse prevention and control; providing that the person who has suffered injury or damage as a result of such offense has a civil cause of action against the offender as the person responsible and liable for damages; providing for recovery of compensatory and punitive damages for infliction of emotional distress, personal injury, and loss of property value resulting from the drug offense, or from an act of violence occurring as part of the same criminal conduct or criminal episode as the drug offense; providing for injunctive relief; providing for cumulative remedies; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Silver—

**SB 1210**—A bill to be entitled An act relating to civil penalties for traffic infractions; amending s. 318.21, F.S.; revising the formula for distributing civil penalties assessed for traffic infractions under chapter 318, F.S.; amending s. 318.121, F.S.; providing for a specified court cost to be added to civil penalties in conformance to changes made by the act; amending s. 318.14, F.S.; providing for an additional fee to be assessed for court costs; providing for distribution of the fee; amending s. 318.18, F.S.; increasing the amount of a dismissal fee imposed for certain non-moving traffic violations; providing for distribution of the fee; providing an effective date.

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

By Senator Rossin—

**SB 1212**—A bill to be entitled An act relating to adoption of foster children; amending s. 39.469, F.S.; allowing communication or contact between a foster child and specified persons after termination of parental rights; amending s. 63.022, F.S.; providing for continuing postadoption contact and communication between a foster child and specified persons; creating s. 63.0426, F.S.; providing that a foster child subject to a petition for adoption has a right to continued communication or contact with siblings; providing for attorney's fees and court costs; providing for a rehearing if a petition is filed alleging that continuing communication or contact with a specified person is not in the best interest of an adopted child; providing that sealed adoption records may be opened to conduct court reviews; creating s. 63.0427, F.S.; providing for an agreement for continued communication or contact between the foster child and specified persons; providing that the agreement may be open for modification; providing for attorney's fees and court costs; providing an effective date.

—was referred to the Committees on Judiciary; and Children, Families and Seniors.

By Senator Forman—

**SB 1214**—A bill to be entitled An act relating to guardianship; amending s. 744.3145, F.S.; specifying education requirements for a professional guardian; amending s. 744.351, F.S.; requiring a professional guardian to post a blanket fiduciary bond; amending s. 744.3675, F.S.; requiring the applicable physician's report to be included in the annual guardianship plan within a specified time before the beginning of the reporting period; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Silver—

**SB 1216**—A bill to be entitled An act relating to wine manufacturers; amending s. 561.24, F.S.; prohibiting the licensure of wine manufacturers as distributors or registered exporters; providing an exception; providing an effective date.

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

By Senator Dudley—

**SB 1218**—A bill to be entitled An act relating to assessments on health care entities; amending s. 395.7015, F.S.; providing for a free-standing radiation therapy center that provides cancer treatment for Medicaid patients to receive a credit against the annual assessment imposed to fund medical services for indigent persons; providing for calculating the reimbursement rate; providing an effective date.

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

By Senators Campbell and Forman—

**SB 1220**—A bill to be entitled An act relating to forensic client services; amending s. 40.29, F.S., relating to estimated amount of pay for expert witnesses, to conform a reference; creating s. 393.112, F.S.; providing for a court order involuntarily admitting a mentally retarded or autistic defendant to a specialized involuntary residential training program; providing departmental responsibilities, procedures, and guidelines relating to court petition and hearing thereon, notice, examination of defendant, continuing jurisdiction, and appeal; providing for fees of examining committee; providing for appointment of public defender or other counsel for the defendant or appointment of guardian ad litem; amending and reorganizing ch. 916, F.S., the Forensic Client Services Act; creating pt. I of ch. 916, F.S.; providing general provisions of the chapter; amending s. 916.105, F.S.; revising legislative intent; amending

s. 916.106, F.S.; revising definitions with respect to the chapter; redefining "department" to refer to the Department of Children and Family Services in lieu of the Department of Health and Rehabilitative Services; amending s. 916.107, F.S.; revising state policy with respect to the rights of forensic clients, and conforming terminology; amending and renumbering s. 916.175, F.S., relating to criminal escape by client; prohibiting escape or attempted escape from a facility or program by a client under specified circumstances, and providing penalties therefor; amending and renumbering s. 916.178, F.S.; prohibiting the introduction of certain articles into or upon, or the taking or attempt to take or send certain articles from, facility grounds, under specified circumstances, and providing penalties therefor; providing for enforcement by institutional security personnel or law enforcement officers; amending and renumbering s. 916.19, F.S.; providing for client protection and security; renumbering s. 916.20, F.S., relating to departmental rulemaking; creating pt. II of ch. 916, F.S., relating to forensic services for persons who are mentally ill; amending and renumbering s. 916.108, F.S.; providing for evaluation of defendant for competency to proceed or for sanity, under specified circumstances; amending and renumbering s. 916.11, F.S.; revising time limits and guidelines relating to appointment of experts; amending s. 916.12, F.S.; providing duties of examining experts and guidelines with respect to reports on defendant's mental competence to proceed and recommended treatment for defendant to attain competence to proceed; amending s. 916.13, F.S.; providing criteria for involuntary commitment of defendant adjudicated incompetent to proceed due to mental illness; providing for admission to a mental health facility; amending s. 916.14, F.S.; providing for inapplicability of statute of limitations and former jeopardy under specified circumstances when defendant is incompetent to proceed; amending s. 916.145, F.S.; revising time limits and guidelines with respect to dismissal of charges against a defendant adjudicated incompetent to proceed; providing for dismissal without prejudice under specified circumstances; amending s. 916.15, F.S., relating to involuntary commitment of defendant adjudicated not guilty by reason of insanity; conforming terminology; providing for mandatory departmental retention and treatment of defendant; reenacting s. 394.467(7)(a), F.S., relating to procedure for continued involuntary placement, to incorporate said amendment in a reference; amending s. 916.16, F.S.; providing for retention of jurisdiction by committing court over a defendant hospitalized as incompetent to proceed or because of a finding of not guilty by reason of insanity or a defendant placed on conditional release; amending s. 916.17, F.S.; revising procedures and guidelines relating to conditional release and modification of release conditions, including filing requirements for plans for outpatient treatment; creating pt. III of ch. 916, F.S., relating to forensic persons who are mentally retarded or autistic; creating s. 916.301, F.S.; providing for appointment of experts who are mental retardation or autism professionals, under specified circumstances; providing for certain witness fees and evaluator fees as court costs; providing for reimbursement of certain travel and per diem expenses of state employees; creating s. 916.3012, F.S.; providing for determination of incompetence to proceed when the defendant's suspected mental condition is mental retardation or autism; creating s. 916.302, F.S.; providing for involuntary commitment of defendant determined to be incompetent to proceed due to mental retardation or autism; requiring the department to notify the court of transfer of a defendant; creating s. 916.3025, F.S.; providing for retention of jurisdiction over certain defendants found incompetent to proceed and ordered into a secure facility for mentally retarded or autistic defendants; creating s. 916.303, F.S.; providing for dismissal of charges without prejudice or involuntary admission to residential services or a training program under specified circumstances when the defendant is found incompetent to proceed due to mental retardation or autism; creating s. 916.304, F.S.; providing for conditional release based on an approved plan for providing continuing community-based training of defendant; providing for modification of release conditions or termination of jurisdiction under specified circumstances; requiring certain written notice of the involuntarily admitted defendant's right to petition for writ of habeas corpus; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families and Seniors; and Ways and Means.

By Senator Campbell—

**SB 1222**—A bill to be entitled An act relating to local government comprehensive planning; amending s. 163.3177, F.S.; requiring the inclusion of a public school's element in a local government's comprehen-

sive plan; amending s. 163.3180, F.S.; providing that public school facilities are subject to the concurrency requirement on a statewide basis; providing an effective date.

—was referred to the Committees on Community Affairs and Education.

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By Senators Campbell and Meadows—

**SM 1224**—A memorial to the Congress of the United States, urging Congress to reauthorize the Older Americans Act.

—was referred to the Committee on Rules and Calendar.

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By Senator Gutman—

**SB 1226**—A bill to be entitled An act relating to the Miami River Authority; creating the Miami River Authority; providing for the appointment of the members of the Miami River Authority; providing the purposes of the act and the powers of the authority; providing for the receipt of federal, state, private, and other funds and aid; providing an effective date.

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

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By Senator Lee—

**SB 1228**—A bill to be entitled An act relating to private investigative, private security, and repossession services; amending s. 493.6101, F.S.; redefining the term "private investigation" and defining the term "felony"; amending s. 493.6102, F.S.; revising language with respect to inapplicability of ch. 493, F.S., to certain local, state, and federal officers; amending s. 493.6105, F.S.; revising firearms training requirements for applicants for a Class "G" license; amending s. 493.6108, F.S.; authorizing physicians licensed under similar law of other states to certify the physical fitness of Class "G" applicants; authorizing rather than requiring the department to deny a Class "G" license to certain persons; amending s. 493.6115, F.S.; revising a provision relating to the firearms certain licensees may carry; providing that certain licensees may carry a 9 millimeter semiautomatic pistol while performing security-related services; providing training criteria for Class "G" applicants; amending s. 493.6118, F.S.; revising language with respect to grounds for disciplinary action relating to criminal convictions; amending s. 493.6121, F.S.; providing for compliance with certain subpoenas; amending s. 493.6201, F.S.; providing that certain licensees may perform bodyguard services; amending s. 493.6301, F.S.; providing that certain licensees may be designated as managers of certain agencies or branch offices; amending s. 493.6305, F.S.; requiring return of uniforms and certain other equipment by licensees upon resignation or termination; amending s. 493.6404, F.S.; providing that United States Postal Service proof of mailing is sufficient for notification to debtors of the intent to dispose of their property; providing an effective date.

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

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By Senator Brown-Waite—

**SB 1230**—A bill to be entitled An act relating to elder services; creating the "Elder Services District of the Local County Act"; authorizing creation of independent special districts by local ordinance; requiring a referendum; specifying certain contents of ordinances; providing for district boundaries; providing for levy of ad valorem taxes; providing for cooperative agreements among districts; providing for combinations of districts by ordinance; specifying responsibilities and powers of district governing boards; requiring certain reports to the governing body of the county; authorizing fees; providing for employees and for contracts for services; providing for appointment of board members; providing for per diem and travel expenses; providing for members' terms and for bylaws; requiring a bond; providing for meetings and records; providing for indemnification of certain persons; providing procedures and limitations

on levy and assessment of ad valorem taxes; requiring publication of an annual financial statement; providing for tax enforcement, delinquencies, and penalties; providing a tax exemption for bonds issued under the act; authorizing issuance of bond anticipation notes; providing for short-term borrowing; providing procedures; authorizing issuance of revenue bonds and general obligation bonds; providing for retirement of bonds and other obligations; requiring an annual report to the board of county commissioners and legislative delegation; requiring certain financial and compliance reporting; providing for dissolution of districts; providing severability; providing an effective date.

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

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By Senator Brown-Waite—

**SB 1232**—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; providing that a person found guilty of, or pleading guilty or nolo contendere to, the offense of driving under the influence or a related offense must pay the cost of the breath, blood, or urine test administered; amending s. 316.1933, F.S.; providing that the driver of a motor vehicle that has caused the death or serious bodily injury of another must submit to a blood test; providing an effective date.

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

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By Senator Dudley—

**SB 1234**—A bill to be entitled An act relating to condominiums and cooperatives; amending s. 718.112, F.S.; revising procedures relating to written complaints by unit owners; amending s. 718.1255, F.S.; redefining the term "dispute"; adding mediation to the dispute resolution process; revising the arbitration process; amending s. 718.501, F.S.; providing limitations on certain fines and civil penalties against associations; providing a venue for hearings in connection with certain disputes; providing for the certification of mediators; providing an effective date.

—was referred to the Committees on Regulated Industries and Judiciary.

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By Senator Dudley—

**SJR 1236**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to assessment of property for purposes of taxation.

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

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By Senator Lee—

**SB 1238**—A bill to be entitled An act relating to motor vehicle license plates; amending s. 316.515, F.S.; changing exemptions from maximum width, height, and length requirements for wreckers; amending s. 320.01, F.S.; providing definitions; amending s. 320.06, F.S.; requiring the word "wrecker" to be printed on certain license plates; amending s. 320.08, F.S.; revising license tax requirements for wreckers; creating s. 320.0821, F.S.; providing requirements for wrecker license plates; amending s. 206.877, F.S., to conform a cross-reference; providing an effective date.

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

By Senator Lee—

**SB 1240**—A bill to be entitled An act relating to road designations; designating a portion of State Road 37 as W.S. Badcock Boulevard; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Dudley—

**SB 1242**—A bill to be entitled An act relating to the administration of estates; amending s. 733.707, F.S.; providing liability of certain trusts for paying expenses of administering a decedent's estate and enforceable claims of creditors, to the extent that the estate is insufficient to pay such claims; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Myers—

**SB 1244**—A bill to be entitled An act relating to the Department of Health; transferring certain powers, duties, functions, and assets of the Department of Children and Family Services with respect to child abuse and child protection to the Department of Health; transferring certain powers, duties, functions, and assets of the Department of Business and Professional Regulation with respect to regulating public food service establishments to the Department of Health; transferring certain powers, duties, functions, and assets of the Department of Children and Family Services with respect to substance abuse and mental health to the Department of Health; amending s. 20.165, F.S.; renaming the Division of Hotels and Restaurants; providing that the Divisions of Mental Health and Substance Abuse in the Department of Health will be under the supervision of a Deputy Secretary for Behavioral Health Care; creating s. 381.0074, F.S.; providing for a mobile food dispensing registry; prescribing guidelines for temporary food service events; creating s. 381.00742, F.S.; prescribing rights of food service establishments; creating s. 381.00744, F.S.; providing for admission of, and ejection of, undesirable guests; providing rights and duties of operators and guests of establishments; creating s. 381.00746, F.S.; providing rules and guidelines with respect to theft of property; providing penalties; amending s. 391.051, F.S.; revising qualifications for Director for Children's Medical Services; amending ss. 20.19, 20.43, 381.006, 381.0072, 381.0101, 394.453, 394.455, 394.457, 394.4615, 394.4674, 394.4781, 394.480, 394.50, 394.60, 394.66, 394.67, 394.675, 394.73, 394.74, 394.75, 394.76, 394.78, 394.79, 397.311, 397.321, 397.427, 397.706, 397.753, 397.754, 397.801, 397.821, 397.901, 399.01, 509.013, 159.27, 316.1955, 404.056, 500.12, 717.1355, 877.24, 509.032, 509.035, 509.072, 509.091, 509.092, 509.101, 509.141, 509.142, 509.151, 509.162, 509.191, 509.211, 509.2112, 509.215, 509.221, 509.241, 509.251, 509.261, 509.281, 509.291, 509.302, F.S., to conform to the changes made by the act; providing for the continued effect of rules; providing for the continuation of judicial and administrative proceedings; transferring and renumbering s. 509.213, F.S., relating to emergency first aid; transferring and renumbering s. 509.214, F.S., relating to notification of automatic gratuity charge; transferring and renumbering s. 509.232, F.S., relating to school carnivals and fairs; transferring and renumbering s. 509.292, F.S., relating to misrepresenting food or food products; repealing s. 509.036, F.S., relating to food service inspector standardization; repealing s. 509.039, F.S., relating to food service manager certification; repealing s. 509.049, F.S., relating to food service employee training; providing for appointment of transition advisory committees; providing effective dates.

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

By Senator Dudley—

**SB 1246**—A bill to be entitled An act relating to state minimum building codes; amending s. 553.73, F.S.; restricting the contents of State Minimum Building Codes; providing an effective date.

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

By Senator Dudley—

**SB 1248**—A bill to be entitled An act relating to firesafety; prescribing uniform criteria for operation of independent special fire control districts; preempting certain special acts and general acts of local application; providing for the election of district boards of commissioners; providing for officers of such boards; providing for commissioners' compensation and expenses; providing general and special powers of districts; exempting district assets and property from state taxation; providing for ad valorem taxes, non-ad valorem assessments, user charges, bonds, and impact fees; providing for referenda; providing for intergovernmental coordination; providing for expansion and merger of such districts; amending s. 316.072, F.S.; providing penalties for failure to obey orders or directions of fire department members at the scene of rescue operations or other emergencies; providing an effective date.

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

By Senator Dudley—

**SB 1250**—A bill to be entitled An act relating to postsecondary education; creating s. 240.4027, F.S.; establishing the Florida Supplemental Student Grant and Loan Program; providing for administration and rules; providing for student eligibility; providing for amount of awards; providing for student charges to fund the program; providing for deposit and investment of funds; authorizing refund of student charges; requiring the adoption of loan repayment schedules; providing an effective date.

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

By Senator Cowin—

**SB 1252**—A bill to be entitled An act relating to water quality; amending s. 376.307, F.S.; providing that certain persons may be entitled to subsidies or filters from the Water Quality Assurance Trust Fund under certain circumstances; amending s. 373.309, F.S.; authorizing the Department of Environmental Protection to establish criteria for the acceptance of certain water quality testing results; providing an effective date.

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

By Senators Cowin, Brown-Waite, Clary, Bronson, Lee, Horne, Holzendorf, Harris, Crist, Ostalkiewicz, Burt, Kurth, Bankhead and Gutman—

**SB 1254**—A bill to be entitled An act relating to domestic violence; amending s. 90.404, F.S.; authorizing evidence of other crimes, wrongs, or acts to be admitted into evidence in criminal cases involving domestic violence; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Cowin—

**SB 1256**—A bill to be entitled An act relating to liability of nonpublic schools; creating s. 768.37, F.S.; providing for nonliability of a nonpublic

school for an incident or occurrence involving students during unsupervised nonschool activities during school hours; providing an effective date.

—was referred to the Committees on Education and Judiciary.

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By Senator Diaz-Balart—

**SB 1258**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for film, paper, art, and other supplies used to produce printed matter for resale; providing an effective date.

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

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By Senator Diaz-Balart—

**SB 1260**—A bill to be entitled An act relating to the Florida turnpike system; amending s. 338.227, F.S.; providing for the discontinuance of certain tolls; providing for the disposition of all revenues in excess of revenue pledged to debt service; amending s. 338.2275, F.S.; reducing the number of approved turnpike projects; amending s. 338.232, F.S., to conform to the act; providing an effective date.

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

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By Senator Bronson—

**SB 1262**—A bill to be entitled An act relating to land sales and acquisitions; amending s. 253.022, F.S.; providing an additional member of the Land Management Advisory Council; amending s. 259.032, F.S.; requiring the Board of Trustees of the Internal Improvement Trust Fund to consider certain soil and water conservation districts to monitor certain acquired interests in land; requiring a conservation agreement and an approved conservation plan for purchase and management of certain state lands; providing for referencing approved conservation plans within certain management plans; requiring a report, a prospectus, and plans; increasing the amount of funds earmarked in the Conservation and Recreation Lands Trust Fund for land management; amending s. 373.59, F.S.; requiring water management district governing boards to consider certain soil and water conservation districts to monitor certain acquired interests in land; amending s. 704.06, F.S.; prohibiting conservation easements from operating to prevent construction of certain linear facilities; providing an effective date.

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

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By Senators Lee, Cowin and Myers—

**SB 1264**—A bill to be entitled An act relating to nursing homes; amending s. 400.023, F.S.; specifying and limiting persons who may bring an action to enforce the rights of a resident; deleting authority for recovery of attorney's fees and costs; restricting liability for a physician's medical negligence to services rendered by a medical director acting in that capacity; specifying experience required by a physician or nurse who provides a statement verifying deprivation or infringement of adequate and appropriate health care; providing conditions for waiver of the verified statement requirement when the nursing home fails to provide records; revising conditions for award of punitive damages and limiting the amount of such awards; providing the claimant's burden of proving an injury was caused by the nursing home; providing a statute of limitation; specifying information required to be included in the complaint and providing for amendments thereto; prohibiting certain discovery or introduction of other evidence; providing for dismissal of complaints; providing for effect of an unintentional lack of documentation that at service was provided; providing an effective date.

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

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By Senator Bronson—

**SJR 1266**—A joint resolution proposing amendments to Section 6 of Article IV and Section 1 of Article VII of the State Constitution, relating to executive departments and taxation.

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

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By Senator Bronson—

**SB 1268**—A bill to be entitled An act relating to water management; amending s. 20.02, F.S.; providing for an increase in the reference to the constitutional limitation on executive departments; creating ss. 20.44, 20.45, 20.46, 20.47, 20.48, F.S.; creating the Department of Northwest Florida Water Management, the Department of Suwannee River Water Management, the Department of St. Johns River Water Management, the Department of Southwest Florida Water Management, and the Department of South Florida Water Management; providing a contingent effective date.

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

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By Senator Bronson—

**SB 1270**—A bill to be entitled An act relating to hospital licensing and regulation; amending s. 395.0163, F.S.; requiring certain outpatient facilities to submit plans and specifications for agency review; exempting certain outpatient facilities that meet specified standards from certain construction reviews; providing exceptions; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt rules related to construction requirements for new facilities or additions to existing facilities; providing an effective date.

—was referred to the Committee on Health Care.

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By Senator Williams—

**SB 1272**—A bill to be entitled An act relating to plats subdividing land; amending s. 177.101, F.S.; providing for the appropriate governing body to have the authority to vacate a prior plat on its own initiative when it is discovered that a developer has caused lands previously platted to be embraced in a second plat and when it is discovered that a developer has caused lands previously subdivided to be again and subsequently differently subdivided under another plat of the same and identical lands or a part thereof; providing that plats may be vacated by the appropriate governing body; deleting the requirement that, to vacate a parcel located within the corporate limits of an incorporated city or town, a county commission be furnished with a copy of a resolution of the town council or city commission showing that it has already vacated the plat; providing jurisdiction to vacate plats; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Williams—

**SB 1274**—A bill to be entitled An act relating to voluntary annexation; amending s. 171.044, F.S.; deleting the requirement that legal descriptions of property to be voluntarily annexed be by metes and bounds; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Williams—

**SB 1276**—A bill to be entitled An act relating to local government planning; amending s. 163.3184, F.S., which provides procedures for adoption of a local government's comprehensive plan or plan amendment; revising the definition of "affected person"; removing a restriction

on alleging a new issue as a reason to find a plan or plan amendment not in compliance in certain administrative pleadings; reenacting s. 163.3191(12)(f), F.S., relating to petitions by affected persons for review of the state land planning agency's action with respect to a written agreement with certain local governments regarding requirements for evaluation and appraisal of their comprehensive plans, and s. 163.3244(4) and (5)(a), F.S., relating to petitions by affected persons for review of a local government's compliance with an agreement designating it as a sustainable community or review of comprehensive plan amendments by a local government so designated, to incorporate the amendment to s. 163.3184, F.S., in references thereto; creating s. 163.3190, F.S.; prohibiting any ex parte communication to the Department of Community Affairs regarding a comprehensive plan or plan amendment under review by the department; providing duties of a departmental employee who receives such a communication; providing for rebuttal of such communication; providing a penalty; amending s. 235.193, F.S.; providing requirements with respect to challenge by an affected person of a local government's determination of a proposed public educational facility's consistency with the local comprehensive plan and land development regulations under certain conditions; providing an effective date.

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

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By Senator Williams—

**SB 1278**—A bill to be entitled An act relating to insurance; creating s. 627.0917, F.S.; providing for calculation of workers' compensation premiums for clients of employee leasing companies; requiring employee leasing companies to maintain and make available specified information; amending s. 626.022, F.S.; clarifying that contracts between leasing companies and their clients involve the sale of insurance; providing an effective date.

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

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By Senator Williams—

**SB 1280**—A bill to be entitled An act relating to stormwater management system permitting and review; creating s. 373.4132, F.S.; providing conditions under which a county may remove itself from the jurisdiction of the water management district with respect to permitting and review of such systems; providing a limitation on fees; providing an effective date.

—was referred to the Committees on Community Affairs and Natural Resources.

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By Senator Burt—

**SB 1282**—A bill to be entitled An act relating to imposition of adult sanctions upon children; amending s. 39.059, F.S., relating to community control or commitment of children prosecuted as adults; removing a requirement that a decision by the court to impose adult sanctions upon certain offenders must be in writing; providing for a presumption that the sentence imposing adult sanctions is appropriate; reenacting s. 39.052(3)(a), F.S., relating to transfer of a child for prosecution as an adult, to incorporate said amendment in references; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Criminal Justice.

By Senator Childers—

**SB 1284**—A bill to be entitled An act relating to athlete agents; amending s. 468.453, F.S.; exempting members of The Florida Bar from regulations imposed on athlete agents; providing an effective date.

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

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By Senator Rossin—

**SB 1286**—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.727, F.S.; providing a presumption in favor of insurers and their agents and employees that coverage has been rejected or reduced by an insured who signs a form prescribed by the Department of Insurance; amending s. 627.728, F.S.; providing for electronic notice of cancellation and nonrenewals; amending s. 627.7288, F.S.; providing that deductibles in a policy that provides comprehensive coverage provided to an insured by an authorized insurer do not apply to motor vehicle glass deductibles; creating s. 627.72951, F.S.; permitting temporary binding of coverage; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Rossin—

**SB 1288**—A bill to be entitled An act relating to local governments and special districts; amending s. 11.45, F.S.; directing the Auditor General to notify governing body members of deteriorating financial conditions; requiring local governmental entities to respond to requests for clarification of financial condition; directing the Auditor General to notify the Governor and Joint Legislative Auditing Committee of financial emergencies; amending s. 125.901, F.S.; correcting a reference; amending s. 165.041, F.S.; eliminating a method for merger of local governmental entities; amending s. 189.403, F.S.; defining the term "public facilities" and redefining the terms "special district" and "dependent special district"; amending s. 189.4031, F.S.; removing provisions relating to applicability to certain dependent special districts; requiring independent special district charters to contain certain information; amending s. 189.404, F.S.; deleting a requirement that the law creating an independent special district provide a method for dissolving the district; specifying that only the Legislature may create an independent special district, except as otherwise authorized by law; requiring a status statement in a district charter; amending s. 189.4041, F.S.; providing requirements for creation of dependent special districts by county or municipal ordinance; amending s. 189.4042, F.S.; providing merger and dissolution requirements for special districts; amending s. 189.4044, F.S.; providing procedures and requirements for declaration that a district is inactive; amending s. 189.4045, F.S.; revising provisions relating to financial allocations upon merger or dissolution; amending s. 189.405, F.S.; revising election procedures and requirements for special districts; providing method of qualifying and providing for fees; amending s. 189.4051, F.S.; revising the special requirements and procedures for elections for districts with governing boards elected on a one-acre/one-vote basis; amending s. 189.412, F.S.; revising provisions relating to the duties of the Special District Information Program; amending s. 189.415, F.S.; revising requirements relating to special districts' public facilities reports and providing for annual notice of changes thereto; amending s. 189.4155, F.S.; revising requirements relating to consistency of special district facilities with local government comprehensive plans and providing that such requirements do not apply to certain spoil disposal sites or deepwater ports; amending s. 189.416, F.S.; revising the time for designation of a registered office and agent; amending s. 189.417, F.S.; requiring publication of special district meeting schedules; amending s. 189.421, F.S.; revising provisions relating to initiation of enforcement proceedings; amending s. 189.422, F.S.; revising provisions which authorize department action if a district is determined to be inactive or if failure to file reports is determined to be volitional; amending s. 189.425, F.S.; revising provisions relating to rulemaking authority; creating s. 189.428, F.S.; establishing an oversight review process for special districts and providing requirements with respect thereto; specifying who should carry out the review; providing review criteria; providing for a final report and providing requirements for a plan for merger or dissolution of a district under review; repealing s. 189.4043, F.S., relating to

dissolution procedures; providing for retroactive application; providing effective dates.

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

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By Senator Holzendorf—

**SB 1290**—A bill to be entitled An act relating to children and families; creating s. 415.531, F.S.; providing legislative intent; directing the Department of Children and Family Services to establish and operate the Relative Caretaker Program; providing for financial assistance and support services to relatives caring for children; providing for support services for such children's parents; providing eligibility of such children for certain medical coverage and college tuition waivers; providing for funding; providing a limitation; providing for rules; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By Senator Holzendorf—

**SB 1292**—A bill to be entitled An act relating to public records; creating s. 741.465, F.S.; providing an exemption from public records requirements for certain personal information about program participants in the Address Confidentiality Program for Victims of Domestic Violence; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Governmental Reform and Oversight.

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By Senator Holzendorf—

**SB 1294**—A bill to be entitled An act relating to welfare reform; creating s. 414.225, F.S.; directing the Department of Children and Family Services to establish a program under which certain surplus vehicles may be leased or sold to participants or former participants in the WAGES Program; providing requirements and limitations; authorizing certain contracts and agreements; authorizing adoption of rules; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Children, Families and Seniors; and Ways and Means.

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By Senator Holzendorf—

**SB 1296**—A bill to be entitled An act relating to medical examiners; amending s. 406.11, F.S., relating to examinations, investigations, and autopsies required of medical examiners; requiring notification and approval of next of kin if a procedure of the medical examiner on a dead human body is primarily for purposes of medical research; providing an effective date.

—was referred to the Committee on Criminal Justice.

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By Senator Campbell—

**SB 1298**—A bill to be entitled An act relating to health care; amending ss. 408.706, 627.419, F.S.; creating s. 641.3151, F.S.; deleting provisions governing recruitment and retention of health care providers in a community health purchasing alliance district; providing free choice to subscribers to certain health care plans, and to persons covered under certain health insurance policies or contracts, in the selection of specified health care providers; prohibiting coercion of provider selection; specifying conditions under which any health care provider must be permitted to provide services under a health care plan or health insurance policy or contract; amending s. 627.6577, F.S.; creating ss.

636.0165, 641.3155, F.S.; providing for freedom of choice for dental patients; providing limitations; providing for civil penalties; providing application; providing an effective date.

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

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By Senator McKay—

**SB 1300**—A bill to be entitled An act relating to public employment; prohibiting severance pay, as defined; providing exemptions from the prohibition; providing an effective date.

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

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By Senator McKay—

**SB 1302**—A bill to be entitled An act relating to rental property; amending s. 212.031, F.S.; exempting from taxation the portion of guaranteed wharfage charges that are actually paid; providing an effective date.

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

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By Senator McKay—

**SB 1304**—A bill to be entitled An act relating to aggravated battery; creating s. 784.078, F.S.; defining "facility"; defining the offense of aggravated battery by throwing, tossing, or expelling certain fluids or materials on an employee of a correctional facility of the state or local government or a secure facility operated and maintained by the Department of Corrections or the Department of Juvenile Justice, so as to cause or attempt to cause such employee to come into contact with the fluid or material; providing penalties; providing for placement of an offender on a management meal program under specified circumstances; providing an effective date.

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

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By Senator Latvala—

**SB 1306**—A bill to be entitled An act relating to brownfields redevelopment; creating s. 376.77, F.S.; providing a short title; creating s. 376.78, F.S.; providing legislative intent; creating s. 376.79, F.S.; defining terms; creating s. 376.80, F.S.; providing for a brownfield program administration process; creating s. 376.81, F.S.; providing for brownfield site contamination cleanup criteria; creating s. 376.82, F.S.; providing for eligibility criteria and liability protection; creating s. 376.83, F.S.; providing penalties; providing for pilot projects; providing appropriations; providing an effective date.

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

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By Senator Horne—

**SB 1308**—A bill to be entitled An act relating to medical practice; creating s. 458.351, F.S.; requiring licensure of physicians, resident or nonresident, who provide certain medical services to residents of this state through electronic means; providing an exception; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Horne—

**SB 1310**—A bill to be entitled An act relating to firesafety; amending s. 633.537, F.S.; revising continuing education requirements with respect to certificates issued by the State Fire Marshal to certain contractors; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Clary—

**SB 1312**—A bill to be entitled An act relating to medical transportation services; amending s. 401.291, F.S.; revising legislative intent with respect to automatic external defibrillators; revising requirements with respect to training and qualifications to use an automatic or semiautomatic defibrillator; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Clary—

**SB 1314**—A bill to be entitled An act relating to fire safety; amending s. 633.021, F.S.; redefining the term "preengineered system"; amending s. 633.061, F.S.; limiting the number of licenses a person may hold; revising requirements for trainees; deleting certain rulemaking authority of the Fire Marshal; amending s. 633.071, F.S.; requiring fire extinguishers and preengineered systems to be tagged and establishing qualifications; amending s. 633.511, F.S.; revising qualifications for Florida Fire Safety Board membership; amending s. 633.514, F.S.; providing permitholders with standing before the Florida Fire Safety Board; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Clary—

**SB 1316**—A bill to be entitled An act relating to campaign contributions by the gaming industry; creating s. 106.081, F.S.; prohibiting contributions by applicants for and holders of casino gambling licenses and their affiliated organizations and employees to candidates, political committees supporting or opposing candidates, committees of continuous existence, and state and county executive committees of a political party; prohibiting a candidate, political committees, committees of continuous existence, and executive committees of political parties from soliciting or accepting such contributions; providing a penalty; amending s. 921.0012, F.S.; designating violations under offense severity level 4 of the sentencing guidelines; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Regulated Industries.

By Senator Williams—

**SB 1318**—A bill to be entitled An act relating to postsecondary education; amending s. 240.1201, F.S.; providing that certain students taking courses in airport rescue and firefighting, or related courses are classified as residents for tuition purposes; providing an effective date.

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

By Senator McKay—

**SB 1320**—A bill to be entitled An act relating to value adjustment boards; amending s. 194.032, F.S.; revising the time for notice to a petitioner of the scheduled time of appearance before the board; providing an effective date.

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

By Senator Gutman—

**SB 1322**—A bill to be entitled An act relating to inspections of records; amending s. 119.07, F.S.; providing exemptions from the public records law for specified persons; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

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

By Senators Diaz-Balart, Silver, Forman, Myers, Holzendorf, Rossin, Jenne and Jones—

**SB 1324**—A bill to be entitled An act relating to the International Motorsports Museum facility; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to such facility; creating s. 288.11695, F.S.; providing criteria for certification of the International Motorsports Museum facility; prescribing duties with respect thereto of the Office of Tourism, Trade, and Economic Development; requiring certain findings; requiring a certain amount of advertising; providing for audits by the Department of Revenue; requiring periodic recertification; providing an effective date.

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

By Senator Gutman—

**SB 1326**—A bill to be entitled An act relating to insurance; amending s. 627.736, F.S.; authorizing insurers to contract with preferred providers to provide personal injury protection benefits; providing for a reduced premium rate; providing coverage; providing an election form; providing a presumption; authorizing the Department of Insurance to adopt rules; providing definitions; specifying procedures; providing an effective date.

—was referred to the Committee on Banking and Insurance.

**SR 1328**—Not referenced.

By Senator Holzendorf—

**SB 1330**—A bill to be entitled An act relating to the responsibilities of Enterprise Florida, Inc.; amending ss. 288.9015, 288.903, 288.906, 288.9620, F.S.; providing for the responsibilities of Enterprise Florida, Inc., with respect to workforce development to include participants in the WAGES Program; providing additional requirements for the annual report of Enterprise Florida, Inc.; requiring the workforce development board to include participants in the WAGES Program within populations selected for resources, guidance, or services; providing an effective date.

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

By Senator Holzendorf—

**SB 1332**—A bill to be entitled An act relating to motor vehicle emissions and safety inspections; amending s. 325.202, F.S.; defining the term "owner" for the purposes of the Clean Outdoor Air Law; amending s. 325.203, F.S.; providing for biennial emissions inspections; amending s. 325.214, F.S.; providing for a biennial inspection fee; providing an effective date.

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

By Senator McKay—

**SB 1334**—A bill to be entitled An act relating to the Florida Education Finance Program; amending s. 236.081, F.S.; removing the maximum enrollment ceiling on adult education programs; providing an effective date.

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

By Senator Latvala—

**SB 1336**—A bill to be entitled An act relating to bingo; amending s. 849.0931, F.S.; revising provisions which regulate the conduct of bingo; providing findings and intent; providing definitions; providing for administration and enforcement by the Division of Pari-mutuel Wagering and county sheriffs and municipal police; providing powers and duties of the division; requiring an annual report; providing requirements for the conduct of bingo by charitable organizations, associational organizations, and authorized organizations; requiring such organizations to obtain a license or certificate; requiring lessors of premises for the conduct of bingo to be licensed; providing requirements relating to such lessors; providing application requirements for licenses and certificates; providing for fees; providing for processing of applications by the division; specifying license and certificate time periods; providing conditions under which licenses or certificates may be suspended or revoked; providing restrictions on use of the proceeds; providing requirements for deposit of proceeds; requiring reports; providing minimum standards for the conduct of bingo; providing for administrative fines and criminal penalties; specifying that the act does not prevent any county from adopting the same or stricter regulations; providing an effective date.

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

By Senator Latvala—

**SB 1338**—A bill to be entitled An act relating to water resources; amending s. 212.08, F.S.; providing a sales tax exemption for equipment used to build a desalination or reverse osmosis water facility; providing a sales tax exemption for electricity used in a desalination or reverse osmosis water facility; amending s. 373.1962, F.S.; providing for regional water supply authorities to develop alternative water supply sources; creating s. 373.1964, F.S.; directing the Southwest Florida Water Management District to develop a plan to develop alternative water supply sources; providing an effective date.

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

By Senator Latvala—

**SB 1340**—A bill to be entitled An act relating to vessel registration; amending s. 327.11, F.S.; requiring that two decals be placed on each vessel registered in this state; amending s. 327.25, F.S.; increasing the registration fees; providing an effective date.

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

**SR 1342**—Not referenced.

By Senator Bronson—

**SB 1344**—A bill to be entitled An act relating to citrus; amending ss. 601.02, 601.15, F.S.; clarifying the use of funds collected under s. 601.15, F.S.; amending s. 601.28, F.S.; providing for fresh citrus fruit inspection rates fees to be set by hourly equivalents to per-box fees; amending s. 601.67, F.S.; authorizing the Department of Agriculture and Consumer

Services to impose a fine and suspend the license of a fruit dealer who commingles fresh citrus fruit; providing an effective date.

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

By Senator Bronson—

**SB 1346**—A bill to be entitled An act relating to insurance; amending s. 626.321, F.S.; authorizing persons who hold a limited license for credit insurance to hold certain additional licenses; amending s. 627.6785, F.S.; requiring the Department of Insurance to adopt prima facie rates; providing a presumption as to such rates; providing criteria; amending s. 627.682, F.S.; revising requirements for credit life and disability insurance; authorizing the Department of Insurance to disapprove certain forms under certain circumstances; providing criteria; providing an effective date.

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

By Senator Hargrett—

**SB 1348**—A bill to be entitled An act relating to environmental equity; creating s. 760.854, F.S.; creating the Center for Environmental Equity and Justice; providing purpose of the center; requiring each state agency to include an environmental justice element in its agency functional plan; requiring the establishment of specified tracking systems and registries by the Department of Health and county health departments for the purpose of providing data to the Center for Environmental Equity and Justice; amending s. 382.008, F.S.; requiring specified additional information to be included on certain certificates of death for the purpose of providing data to the Center for Environmental Equity and Justice; amending s. 120.525, F.S.; requiring state agencies to provide notice of certain proposed agency action via specified media; providing effective dates.

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

By Senator Hargrett—

**SB 1350**—A bill to be entitled An act relating to tax payments; amending s. 213.755, F.S.; prescribing criteria for requiring taxpayers to remit taxes by electronic funds transfer; authorizing reimbursement of a taxpayer who remits taxes by electronic funds transfer for the cost of establishing a separate bank account; providing an effective date.

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

By Senator Turner—

**SB 1352**—A bill to be entitled An act relating to governmental purchasing; reviving, readopting, and amending ss. 235.31, 287.093, F.S.; providing for certain local government entities to set aside certain funds allocated for contracts with small businesses; providing for the use of such set-asides; providing an effective date.

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

By Senator Turner—

**SB 1354**—A bill to be entitled An act relating to environmental equity and justice; requesting the creation of the Center for Environmental Equity and Justice; requiring each state agency to put an environmental justice element in its functional plan; directing the Department of Health and the Department of Environmental Protection to perform certain duties to assess the impact of pollution on the health of the

citizens of the state; providing for public notice and participation; providing for community awareness; providing for the use of fines and penalties; amending s. 382.008, F.S.; revising requirements for death certificates; providing an effective date.

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

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By Senator Turner—

**SB 1356**—A bill to be entitled An act relating to preferences in government contracts; amending s. 235.31, F.S.; providing for a district school board or community college contracting for educational facilities to give a preference to a contractor that has its principal place of business in this state in certain circumstances; amending s. 287.084, F.S.; providing for an entity of government acquiring personal property to give preference to a contractor that has its principal place of business in this state in certain circumstances; providing an effective date.

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

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By Senator Gutman—

**SB 1358**—A bill to be entitled An act relating to acupuncture; amending s. 457.105, F.S.; revising qualifications for certification to practice acupuncture; revising fees; revising provisions relating to the purchase of the examination; amending s. 457.107, F.S.; revising the renewal fee; amending s. 457.1085, F.S.; revising requirements on the adoption of rules relating to infection control and on the use of acupuncture needles; amending ss. 457.109, 457.116, F.S., relating to disciplinary grounds and actions and prohibited acts and penalties, to conform; providing an effective date.

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

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By Senator Holzendorf—

**SB 1360**—A bill to be entitled An act relating to elderly affairs; creating s. 430.071, F.S.; establishing the “Respite for Elders Living in Everyday Families” (RELIEF) program to be administered by the Office of Volunteer and Community Services in the Department of Elderly Affairs; providing for the screening, selection, and training of volunteers; providing other duties for the office; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By Senator Thomas—

**SB 1362**—A bill to be entitled An act relating to propane gas; creating ss. 527.20-527.29, F.S.; creating the Florida Propane Gas Education, Safety, and Research Act; providing legislative purpose; providing definitions; establishing the Florida Propane Gas Education, Safety, and Research Council; providing for membership, duties, and responsibilities; providing referendum requirements; providing for industry assessments; providing for rules; providing for investigations; providing penalties for violations; providing for the effect of conflicts with other laws; providing an effective date.

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

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By Senator Myers—

**SB 1364**—A bill to be entitled An act relating to reimbursement for health care services; amending ss. 409.906, 409.908, F.S.; authorizing the Agency for Health Care Administration to pay for certain services

provided by a registered nurse first assistant; providing an effective date.

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

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By Senators Clary and Kirkpatrick—

**SB 1366**—A bill to be entitled An act relating to road designations; designating State Road 293 (Mid-Bay Bridge Road) from the south portion of the bridge toward U.S. Highway 98 in Destin as “Danny Wuerffel Way”; providing for the erection of markers; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Clary—

**SB 1368**—A bill to be entitled An act relating to water or wastewater systems; amending s. 367.021, F.S.; defining “environmental compliance costs”; limiting certain determinations of the Florida Public Service Commission; amending s. 367.022, F.S.; providing a regulatory exemption for nonpotable irrigation water, under certain circumstances; amending s. 367.081, F.S.; revising procedure in commission rate proceedings for determinations regarding recovery of utility property investments; providing for recovery of environmental compliance costs; amending s. 367.171, F.S.; providing application of the act; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Kirkpatrick—

**SB 1370**—A bill to be entitled An act relating to game and fresh water fish; amending s. 212.04, F.S.; providing an admissions tax exemption for freshwater fishing tournaments; amending s. 372.0222, F.S.; authorizing the Game and Fresh Water Fish Commission to advertise and promote wildlife diversity and recreational opportunities and to collect certain fees for services and information; authorizing the commission to adopt rules for purchasing advertising and promotional contractual services; amending s. 372.16, F.S.; increasing the private game preserve license fee; amending s. 372.561, F.S.; increasing permit fees; amending s. 372.57, F.S.; eliminating the license exemption for residents 65 years of age or older; increasing resident hunting and fishing license fees; creating a reptile and amphibian collectors’ license and fee; creating a senior sportsman’s license and fee; providing for a management area permit on land leased from nongovernmental owners; providing for an adjustment in all recreational license fees every 2 years beginning on July 1, 1999, based on an average cost-of-living index; amending ss. 372.5715, 372.573, F.S.; conforming statutory cross-references; amending s. 372.574, F.S.; providing for the establishment of a subagent fee; increasing a permit fee; creating s. 372.579, F.S.; creating a processing fee for no-cost licenses and permits; amending s. 372.661, F.S.; increasing the private hunting preserve license fee; amending s. 372.87, F.S.; increasing the poisonous reptile license fee; amending ss. 372.921, 372.922, F.S.; providing for the payment of expenses when wildlife is seized by the commission; revising fees and classifications for wildlife; amending s. 375.315, F.S.; increasing the fee for off-road vehicles; providing an effective date.

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

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By Senator Myers—

**SB 1372**—A bill to be entitled An act relating to prescriptions of medicinal drugs; amending s. 458.345, F.S.; authorizing resident physicians to prescribe drugs appearing on schedules of controlled substances under certain circumstances; providing an effective date.

—was referred to the Committee on Health Care.

By Senators Holzendorf and McKay—

**SB 1374**—A bill to be entitled An act relating to economic development; creating s. 212.097, F.S.; creating the Urban High-Crime Area Job Tax Credit Program; amending ss. 220.02, 220.13, F.S.; conforming provisions; creating s. 220.189, F.S.; allowing credit for the Urban High-Crime Area Job Tax Credit Program; providing an effective date.

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

By Senator Cowin—

**SB 1376**—A bill to be entitled An act relating to education; amending s. 230.03, F.S.; conforming a cross-reference; repealing s. 230.105(9), F.S., relating to ballot proposition wording for single-member representation for district school boards; amending s. 230.22, F.S.; revising provisions relating to general powers of school boards; repealing s. 230.2215, F.S., relating to a plan for school board member professional development; amending s. 230.23, F.S.; revising provisions relating to powers and duties of school boards; amending s. 230.2301, F.S.; revising provisions relating to parent meetings with school district personnel; amending s. 230.2303, F.S.; revising provisions relating to the Florida First Start Program; deleting provisions relating to evaluation, monitoring, and coordination; amending s. 230.2305, F.S.; revising provisions relating to the prekindergarten early intervention program; deleting provisions relating to plans, plan approval, monitoring, and annual reports; repealing s. 230.23135, F.S., relating to the Florida Council on Student Services; amending s. 230.2316, F.S.; revising provisions relating to dropout prevention; deleting definitions, certain program criteria, and provisions requiring program plans and staff development; amending s. 230.23161, F.S.; conforming a cross-reference; repealing s. 230.2317(2), (3), (4), (5), and (6), F.S., relating to a multiagency service network for severely emotionally disturbed students; amending s. 230.2318, F.S.; authorizing school resource officer programs; deleting program plan requirements; repealing s. 230.23185, F.S., relating to a statewide crime watch program; amending s. 230.303, F.S., and repealing subsection (6), relating to a leadership development and performance compensation program for school superintendents; deleting obsolete language; amending s. 230.33, F.S.; revising provisions relating to duties and responsibilities of superintendents; amending s. 230.331, F.S., relating to reproduction and destruction of district school records; amending s. 230.35, F.S., relating to schools under the control of the school board and superintendent; repealing ss. 230.59, 230.643, 230.655, and 230.71, F.S., relating to educational communications systems, transcripts for vocational-technical center students, education programs in correctional facilities, and intergenerational school volunteer programs; amending s. 232.01, F.S., and repealing ss. 232.04 and 232.045, F.S.; combining provisions relating to school attendance requirements; amending s. 232.021, F.S.; conforming provisions; amending s. 232.0225, F.S.; revising provisions relating to absence for religious instruction or holidays; repealing s. 232.023, F.S., relating to falsification of attendance records; amending s. 232.03, F.S.; conforming cross-references; repealing s. 232.032(2) and 232.034, F.S., relating to an investigation of tuberculosis incidence and a medical exemption for transporting students; amending s. 232.06, F.S.; revising provisions relating to school attendance certificates of exemption; amending s. 232.09, F.S.; conforming a cross-reference; repealing ss. 232.10, 232.13, and 232.165, F.S., relating to explanation of student absence, reports of exceptional children, and nonissuance or suspension of driver's license based on student enrollment; amending s. 232.17, F.S.; revising provisions relating to enforcement of school attendance; deleting reference to attendance assistants; amending s. 232.19, F.S.; conforming provisions; repealing ss. 232.245(2) and (3) and 232.2452, F.S., relating to requirements for school district programs for pupil progression and report cards; amending s. 232.246, F.S.; conforming cross-references; repealing s. 232.2461, F.S., relating to model curriculum standards; amending s. 232.2462, F.S.; deleting attendance requirements for receipt of high school credit; amending s. 232.2465, F.S.; revising a requirement for qualification as a Florida Academic Scholar; repealing s. 232.2468, F.S., relating to graduation, habitual truancy, and dropout rates; amending s. 228.041, F.S.; defining the terms "graduation rate," "habitual truancy rate," and "dropout rate"; repealing ss. 232.257 and 232.258, F.S., relating to the School Safety Program and school and community resource grants; amending s. 232.271, F.S.; conforming provisions; repealing ss. 232.276, 232.3015, 232.303, and 232.304, F.S., relating to parenting workshops, outreach programs, interagency student services, and multiagency coordinating councils; repealing s.

233.011, F.S., relating to accountability in curriculum, instructional materials, and testing; amending s. 233.061, F.S.; revising provisions relating to required instruction; creating s. 233.0612, F.S.; providing authorized instruction; repealing ss. 233.0615, 233.06411, 233.0645, 233.065, 233.0661, 233.0662, 233.0663(2), (3), (4), (5), (6), and (7), 233.067, 233.0671, 233.0672, and 233.068(3) and (4), F.S., relating to a character development and law education program, a free enterprise and consumer education program, voting instruction, patriotic programs, certain requirements of the drug abuse and resistance education program, comprehensive health education and substance abuse prevention, courses of study in the care of nursing home patients, instruction in acquired immune deficiency syndrome, and planning and implementation of a career development and applied technology program; amending s. 233.07, F.S.; deleting obsolete language; amending s. 234.021, F.S.; revising requirements relating to hazardous walking conditions; renumbering s. 234.041, F.S., relating to school buses; repealing s. 234.0515, F.S., relating to transportation of students by private transportation companies; repealing ss. 234.061 and 234.091, F.S., relating to designation of routes and school bus driver qualifications, to conform; amending and renumbering s. 234.302, F.S., relating to school crossing guards; amending ss. 24.121, 39.01, 228.053, 228.061, 228.121, 229.0535, 229.565, 229.58, 229.592, 229.594, 229.8055, 231.085, 231.095, 231.1725, 231.381, 236.013, 236.081, 236.0811, 236.0812, 236.1228, 239.101, 239.229, 397.405, 402.22, 415.5015, 450.121, 493.6102, and 561.025, F.S.; conforming cross-references and conforming provisions; repealing s. 236.0842, F.S., relating to approval for dropout prevention programs, to conform; providing an effective date.

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

By Senator Hargrett—

**SJR 1378**—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections, eliminating the disqualification of convicted felons to vote.

—was referred to the Committees on Executive Business, Ethics and Elections; and Rules and Calendar.

By Senator Hargrett—

**SB 1380**—A bill to be entitled An act relating to election of county commissioners; requiring county commissioners to be elected from single-member districts in certain counties; authorizing certain boards of county commissioners to increase their membership; providing for election of county commissioners in such counties; providing applicability; providing for transition to such method of election; providing an effective date.

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

By Senator Hargrett—

**SB 1382**—A bill to be entitled An act relating to distribution of surplus food; providing legislative intent; providing application; requiring certain persons and organizations to make reasonable efforts to provide, collect, transport, and distribute certain excess or surplus food; amending s. 768.136, F.S.; providing definitions; clarifying application; providing an effective date.

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

By Senator Diaz-Balart—

**SB 1384**—A bill to be entitled An act relating to education; amending s. 230.2316, F.S., relating to dropout prevention; providing that second chance schools may include residential academies; providing criteria for

establishment, operation, and funding of residential academies; providing criteria for participation; providing an effective date.

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

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By Senator Hargrett—

**SB 1386**—A bill to be entitled An act relating to elections; amending s. 97.041, F.S.; providing that a convicted felon who is incarcerated or who is on probation, parole, or community control may not vote; providing for automatic restoration of right to vote on a specified date after completion of sentence; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

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By Senators Dyer and Latvala—

**SB 1388**—A bill to be entitled An act relating to water policy; amending s. 367.081, F.S.; directing the Public Service Commission to consider additional factors in setting water utility rates; authorizing conservation rates; amending s. 373.016, F.S.; adding to the legislative declaration of water policy; providing for the role of various levels of government in water supply development and water resource development; amending s. 373.019, F.S.; defining the terms “water resource implementation rule,” “Florida water plan,” “district water management plan,” “regional water supply plan,” “water resource development,” and “water supply development”; amending s. 373.036, F.S.; eliminating the state water use plan and providing guidelines for the development of the Florida water plan and district water management plans; creating s. 373.0361, F.S.; providing standards for regional water supply plans; creating s. 373.038, F.S.; establishing responsibilities for water resource development and water supply development; amending s. 373.046, F.S.; providing for regulatory responsibilities by interagency agreement; amending s. 373.536, F.S.; directing the Executive Office of the Governor to analyze water management district budgets under revised criteria; providing for the coordination of the Public Service Commission, the Department of Environmental Protection, and the water management districts in the regulation of certain water utilities; repealing ss. 373.039, 373.026(10), 403.061(33), F.S., relating to the Florida water plan and state water policy; providing an effective date.

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

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By Senator Grant—

**SB 1390**—A bill to be entitled An act relating to dietetics and nutrition practice; amending s. 468.505, F.S.; repealing an exemption from licensure for certain persons employed in the dietetic departments of health care facilities; providing an effective date.

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

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By Senator Jones—

**SB 1392**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.06, F.S.; providing an exemption for tangible personal property donated by a dealer to a nonprofit organization that holds a current certificate of exemption; providing that no tax imposed by ch. 212, F.S., before the effective date of the act and not actually collected on transactions qualified for such exemption shall be due from any person; providing an effective date.

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

By Senator Jones—

**SB 1394**—A bill to be entitled An act relating to trust funds; creating the Medical Quality Assurance Trust Fund within the Department of Health; providing for sources of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

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By Senator Cowin—

**SB 1396**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing an exemption from public records requirements for a videotaped statement of a minor who is the victim of specified crimes involving sexual battery, lewd acts, or other sexual misconduct which reveals personal identifying information about the victim; authorizing access by certain state or federal agencies; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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

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By Senators Cowin, Brown-Waite, Williams, Clary, Lee, Horne, Bronson, Ostalkiewicz, Grant, Casas, Diaz-Balart, Dudley, Harris and McKay—

**SB 1398**—A bill to be entitled An act relating to termination of pregnancies; amending s. 390.011, F.S.; defining “partial-birth abortion”; amending s. 390.001, F.S.; prohibiting partial-birth abortion; providing a penalty; providing civil liability; providing for relief; providing an effective date.

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

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By Senator McKay—

**SB 1400**—A bill to be entitled An act relating to members of the Legislature; amending s. 112.313, F.S.; prohibiting members from receiving certain consulting fees; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Rules and Calendar.

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By Senator Hargrett—

**SB 1402**—A bill to be entitled An act relating to premium finance companies and agreements; amending s. 627.828, F.S.; revising the net worth requirements for an applicant for a premium finance company license; authorizing a surety bond with a reduced net worth requirement; requiring that premium finance companies maintain Errors and Omissions Coverage; amending s. 627.848, F.S.; requiring unearned premiums on a canceled insurance contract to be refunded by a premium finance company to the insured in the case of personal lines insurance and to the insured or agent or both for the benefit of the insured in the case of commercial insurance; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Grant—

**SB 1404**—A bill to be entitled An act relating to postsecondary education readiness; amending s. 229.595, F.S.; requiring the inclusion of student postsecondary preparedness information in manuals and handbooks; amending s. 229.601, F.S.; providing for recommended high school coursework information; creating s. 232.2466, F.S.; providing requirements for a college-ready diploma program; requiring a task force

to recommend incentives for pursuit of a college-ready diploma; amending s. 239.301, F.S.; deleting conflicting provisions; amending s. 240.1161, F.S.; requiring implementation strategies for reducing the incidence of postsecondary remediation; requiring an assessment of activities and the presentation of outcomes; providing for the promotion of "tech prep" activities; amending s. 240.117, F.S.; requiring the administration of the common placement test or an equivalent test during the tenth grade; requiring the administration of an institutionally developed test in lieu of the common placement test as an exit exam from remedial instruction; clarifying language regarding the offering of college-preparatory instruction; amending s. 240.321, F.S.; applying entrance requirements to all degree programs; permitting a demonstration of competency as an alternative degree program admission requirement; providing an exemption from the testing requirement under certain circumstances; requiring the establishment of institutional policies regarding alternatives to traditional college-preparatory instructional methods; providing an effective date.

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

By Senators Dantzler, Dyer, Klein, Campbell, Jenne, Silver and Kurth—

**SB 1406**—A bill to be entitled An act relating to elections; creating s. 101.621, F.S.; providing a limitation on the solicitation and collection of absentee ballots; amending s. 104.271, F.S.; conforming provisions; amending s. 106.011, F.S.; providing a definition; amending s. 106.107, F.S.; prescribing information to be included in campaign contribution reports; amending s. 106.075, F.S.; prohibiting candidates making certain loans; amending s. 106.08, F.S.; providing penalties for making unlawful contributions; amending s. 106.085, F.S.; providing notice requirements for independent expenditures; including political parties among persons required to give notice; providing conditions for giving notice of political advertisements; amending s. 106.141, F.S.; prohibiting a candidate's reimbursement from his campaign account for reported contributions by the candidate to the campaign; amending s. 106.143, F.S.; prescribing information to be included in any political advertisement; creating s. 106.1431, F.S.; providing for disclosure of telephone solicitation; amending s. 106.19, F.S.; authorizing the commission to bring a civil action to recover civil penalties against specified persons for contribution violations; amending s. 106.22, F.S.; requiring the Division of Elections of the Department of State to report to the commission any failure to file a report or information required by ch. 106, F.S.; amending s. 106.23, F.S.; abolishing certain powers and duties of the Division of Elections; amending s. 106.24, F.S.; providing powers and duties of the commission; amending s. 106.25, F.S.; providing for the commission to investigate and determine violations of ch. 106, F.S.; providing for the reporting of alleged violations to the commission; providing procedures; providing for an expedited hearing under certain conditions; amending s. 106.26, F.S.; conforming provisions; amending s. 106.295, F.S.; expanding and clarifying the prohibition of leadership funds; providing an effective date.

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

By Senator Burt—

**SB 1408**—A bill to be entitled An act relating to juvenile justice facilities; creating ss. 125.01091, 163.3198, 166.0446, F.S.; providing that for local zoning and comprehensive plan purposes, the operation of a juvenile justice facility constitutes a valid public purpose and does not require any special exemption or waiver; providing an effective date.

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

By Senator Forman—

**SB 1410**—A bill to be entitled An act relating to taxation; creating s. 197.4155, F.S.; authorizing county tax collectors to implement an installment payment program for delinquent personal property taxes; providing conditions under which the program is available to delinquent per-

sonal property taxpayers; providing requirements for applying; providing for a tax collector to prescribe an installment payment plan within a specified time period; allowing flexibility; prescribing limitations upon the duration of an installment plan; providing that tax warrants are unenforceable in certain circumstances; authorizing a tax collector to use all legally available enforcement methods if taxes due under an installment plan are not paid in full; creating s. 197.4315, F.S.; providing for issuing tax certificates for delinquent property taxes to a county in specified circumstances; providing for the use of tax certificates as collateral to borrow for county programs; amending s. 197.432, F.S.; relating to the sale of tax certificates; providing an exception for counties that enact ordinances under this act; providing an effective date.

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

By Senator McKay—

**SB 1412**—A bill to be entitled An act relating to water management; amending s. 373.073, F.S.; providing for a pilot project establishing additional guidelines for appointment to a water management district governing board; amending s. 373.079, F.S.; requiring the appointment of district executive directors by the Governor; providing for duties and training of water management district employees; authorizing the employment of an ombudsman; requiring reconfirmation of district executive directors every 4 years; amending s. 373.139, F.S.; authorizing the use of land for multiple purposes; creating s. 373.537, F.S.; establishing a cap on water management district millage rates; creating the Water Management District Employee Compensation Study Commission; requiring a report to the Governor and the Legislature; providing an effective date.

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

By Senators Dyer and Grant—

**SB 1414**—A bill to be entitled An act relating to the State University System; creating the "State University System Management Efficiency Act"; amending s. 110.131, F.S.; deleting certain recordkeeping and reporting requirements for the Board of Regents with respect to other-personal-services employees; amending s. 235.055, F.S.; deleting authorization of the Board of Regents to construct facilities on leased property; amending s. 235.195, F.S.; deleting a requirement that a certain portion of the cost of certain construction projects be included in a budget request; deleting a limitation upon the number of such construction projects allowed to an educational agency; amending s. 240.205, F.S.; revising the authority of the Board of Regents to acquire property, commodities, and contractual services; amending s. 240.209, F.S.; authorizing the Board of Regents to adopt rules for administering an acquisition program; providing additional powers and duties of the Board of Regents with respect to purchasing property; amending s. 240.214, F.S.; revising the accountability process of the State University System; deleting requirements for an annual accountability report to the Legislature; amending s. 240.227, F.S.; providing additional powers and duties for university presidents with respect to contracts; increasing the maximum amount allowed for a contract; amending s. 240.298, F.S.; authorizing the universities to accept credit card payments; prohibiting the imposition of a service fee or surcharge for credit card payments; amending s. 243.151, F.S.; providing additional authority for a university to construct educational facilities; amending s. 287.012, F.S.; clarifying that the Board of Regents and the State University System are not state agencies of the executive branch of government; repealing ss. 240.225, 240.247, 240.4988(4), 287.017(3), F.S., relating to the delegation of certain duties of the Department of Management Services to the State University System, programs to eradicate discrimination on the basis of sex or race, rulemaking authority of the Board of Regents with respect to the Theodore R. and Vivian M. Johnson Scholarship Program, and the application of certain rules for purchasing to the State University System; providing an effective date.

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

By Senators Williams, Thomas and Kirkpatrick—

**SB 1416**—A bill to be entitled An act relating to small counties; amending s. 163.05, F.S.; increasing the population threshold under which a county may qualify for the Small County Technical Assistance Program; amending s. 163.3177, F.S.; increasing the population threshold at which a county must include a mass-transit element and plans for port, aviation, and related facilities in its comprehensive plan; amending s. 163.3191, F.S.; increasing the population threshold under which the state land planning agency may allow a county to focus on selected issues or elements when updating its comprehensive plan; amending s. 212.055, F.S.; increasing the population threshold under which a county may use the proceeds of a local government infrastructure surtax for long-term maintenance costs associated with closing certain landfills; amending s. 218.075, F.S.; increasing the population threshold for a county under which the Department of Environmental Protection and the water management districts are required to reduce or waive processing fees for permits following certification by the county that the fee is a fiscal hardship; amending s. 218.65, F.S.; increasing the population threshold at which a county may be eligible to receive a distribution from the Local Government Half-cent Sales Tax Clearing Trust Fund; amending s. 252.373, F.S.; increasing the population threshold at which a county need not have a full-time program director in order to receive funds from the Emergency Management, Preparedness, and Assistance Trust Fund; amending s. 259.032, F.S.; deleting a requirement that a county levy a specified ad valorem tax in order to receive moneys from the Conservation and Recreation Lands Trust Fund as payment for tax losses incurred as a result of acquisitions under the Florida Preservation 2000 Program; amending s. 373.441, F.S.; increasing the population threshold at which the Department of Environmental Protection may delegate to a county the environmental resource permit program; amending s. 373.59, F.S.; providing for counties under a specified population, and school boards within such counties, to receive payments in lieu of taxes for lands designated areas of critical state concern; deleting a provision limiting such payments to counties that have incurred tax losses as a result of acquisitions under the Preservation 2000 Program; amending s. 403.706, F.S.; increasing the population threshold under which a county may provide its residents with the opportunity to recycle in lieu of achieving certain goals for reducing solid waste; amending s. 403.7095, F.S.; increasing the population threshold at which a county is eligible to receive a grant under the solid waste management grant program; deleting a time limitation for the program; repealing s. 327 of ch. 96-410, Laws of Florida, relating to an extension of the population threshold of a county for purposes of qualifying to receive certain specified assistance, fee waivers, exemptions, and tax distributions; providing an effective date.

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

By Senator Burt—

**SB 1418**—A bill to be entitled An act relating to the Florida Martin Luther King, Jr., Institute for Nonviolence; amending s. 240.631, F.S.; providing that the institute is created as a corporation not for profit; providing institute's mission and powers and duties; providing definitions; providing membership of the board of directors; providing for appointment of directors; providing for removal of directors for cause; providing for reimbursement of members for per diem and travel expenses; assigning the institute to the Florida Agricultural and Mechanical University for administrative and fiscal accountability purposes; providing for election of a president and employment of a combined vice president/secretary and staff; providing contracting authority of the institute; providing legislative findings; providing for board meetings; providing for adoption of bylaws and policies, procedures, and standards; providing for the university to withhold public funds from the institute under certain circumstances; providing for inclusion of the institute's budget within the university's budget; providing for assessment and waiver of fees and costs for programs and publications of the institute; providing for fellowship awards for certain studies addressing nonviolent conflict resolution; requiring development of a strategic plan; requiring a report; repealing s. 240.632, F.S., relating to creation of the institute; repealing s. 240.633, F.S., relating to powers and duties of the institute; repealing s. 240.634, F.S., relating to institute fellowships; providing for replacement of the institute by the corporation; providing that then-existing officers and directors shall become officers and directors of the new corporation; providing for transfer of assets to the new

corporation; directing the existing institute to provide for incorporation of the new institute; providing effective dates.

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

By Senator Campbell—

**SB 1420**—A bill to be entitled An act relating to the Florida Pawnbroking Act; amending s. 539.001, F.S.; providing substantive and procedural changes to the act; modifying definitions; modifying requirements for eligibility for license; requiring the Division of Consumer Services of the Department of Agriculture and Consumer Services to adopt a standardized pawnbroker transaction form; modifying recordkeeping and reporting requirements; requiring pawnbrokers to insure pledged goods in an amount not less than the actual value of the pledged goods; prohibiting a pawnbroker from refusing to allow a claimant who seeks to obtain pledged or purchased goods claimed to be misappropriated to inspect pawnbroker transaction forms or receipts under certain conditions; deleting requirement that notice be made by certified mail; providing that a person who engages in business as a pawnbroker without a license is guilty of a first degree misdemeanor; repealing s. 539.003, F.S., relating to confidentiality of records relating to pawnbroker transactions delivered to law enforcement officers; providing an effective date.

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

By Senator Dyer—

**SB 1422**—A bill to be entitled An act relating to building code administrators and inspectors; amending s. 468.603, F.S.; providing an additional definition; amending s. 468.609, F.S.; providing a limitation in certain postsecondary education requirements; providing additional eligibility to take a certification examination; authorizing certain newly employed persons to perform plans examiner or inspector duties under certain circumstances; amending s. 468.617, F.S.; providing for local governments to contract for plans examinations; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Jones—

**SB 1424**—A bill to be entitled An act relating to state uniform traffic control; creating the "Chief Richard B. and Nina Wardlow Highway Safety Act"; creating s. 316.0891, F.S.; providing lower speed limits for trucks with three or more axles and noncommercial buses on certain highways; prohibiting such vehicles from operating in the left lane or left two lanes on certain highways; amending s. 316.0895, F.S.; revising language with respect to following too closely; directing the Department of Highway Safety and Motor Vehicles to erect signs within a certain time period; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Kirkpatrick—

**SB 1426**—A bill to be entitled An act expressing legislative intent to revise the laws relating to state computers and "the year 2000 date problem."

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

By Senator Latvala—

**SB 1428**—A bill to be entitled An act relating to water resources development; amending s. 373.016, F.S.; making declarations of water policy; amending s. 373.019, F.S.; defining the terms "water resource

development," "water supply development," "public water utility," and "natural system"; creating s. 373.038, F.S.; directing the water management districts to establish water resource development programs; amending s. 373.042, F.S.; revising minimum flows and levels requirements; creating s. 373.0421, F.S.; providing guidelines for establishing and implementing minimum flows and levels; amending s. 373.223, F.S.; revising conditions for obtaining consumptive use permits; repealing s. 373.019(16), F.S., relating to state water policy; repealing s. 373.026(10), F.S., relating to a state water policy rule; repealing s. 373.036, F.S., relating to the state water use plan; repealing s. 373.039, F.S., relating to the Florida water plan; repealing s. 403.061(33), F.S., relating to a state water policy rule; providing an effective date.

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

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By Senator Dyer—

**SB 1430**—A bill to be entitled An act relating to water resources; amending s. 373.083, F.S.; providing authority for the water management districts to accept funds for the planning and implementation of district undertakings and delegations; providing an effective date.

—was referred to the Committee on Natural Resources.

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By Senator Childers—

**SB 1432**—A bill to be entitled An act relating to title loan transactions; creating the "Florida Title Loan Act"; providing definitions; requiring licensure by the Division of Consumer Services of the Department of Agriculture and Consumer Services to be in the business as a title loan lender; providing for eligibility for licensure; providing for application; providing for suspension or revocation of license; providing a net worth requirement; providing for a title loan transaction form; providing for recordkeeping and reporting and safekeeping of property; providing for title loan charges; providing a holding period when there is a failure to redeem; providing for attempts at collection; providing for the disposal of pledged property; providing for disposition of excess proceeds; prohibiting certain acts; providing for the right to redeem; providing for lost title loan transaction forms; providing for a title loan lenders lien; providing for criminal penalties; providing for certain records from the Department of Law Enforcement; providing for subpoenas, enforcement of actions, and rules; providing a fine; providing for investigations and complaints; providing an appropriation; providing legislative intent; providing an effective date.

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

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By Senator Dyer—

**SB 1434**—A bill to be entitled An act relating to education finance; creating the "Capital Improvement Millage Reform Act"; amending s. 236.25, F.S., relating to district school tax; raising the maximum millage a school district may levy for capital outlay purposes; authorizing the use of additional funds for certain lease-purchase agreements by school districts with high student growth; defining high student growth and providing for calculation; providing an expenditure requirement; amending s. 235.435, F.S., relating to funds for comprehensive educational plant needs; revising the allocation of funds; providing an effective date.

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

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By Senator Dyer—

**SB 1436**—A bill to be entitled An act relating to school district expenditures; amending s. 237.081, F.S.; requiring the inclusion of specified information in the advertisement of a school board's tentative budget; providing an effective date.

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

By Senators Silver, Forman, Myers, Holzendorf, Rossin, Jenne, Harris, Klein, Sullivan, Burt, Dyer, Diaz-Balart, Turner, McKay, Gutman, Jones, Meadows, Childers, Casas, Horne, Williams and Brown-Waite—

**SB 1438**—A bill to be entitled An act relating to professional sports franchises; amending s. 288.1162, F.S.; redefining the term "new sports franchise"; prescribing criteria for certifying an applicant as a facility for new professional sports franchise; increasing the number of franchises that may be certified; providing an effective date.

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

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By Senator Klein—

**SB 1440**—A bill to be entitled An act relating to sale of fireworks; amending s. 791.001, F.S.; specifying enforcement authority; amending s. 791.01, F.S.; revising definitions; amending s. 791.012, F.S.; conforming a cross-reference; amending s. 791.013, F.S.; increasing criminal penalties for certain violations; amending s. 791.015, F.S.; revising registration requirements for manufacturers, distributors, and wholesalers of sparklers or fireworks; requiring certain fees; creating ss. 791.016, 791.017, 791.018, 791.019, F.S.; providing procedures for cease and desist orders; providing for administrative fines; specifying grounds for suspension or revocation of registration; providing for duration of suspension or revocation; amending s. 791.02, F.S.; prohibiting sale or delivery of sparklers or fireworks to certain persons; creating s. 791.021, F.S.; prohibiting sale or solicitation to sell sparklers under certain circumstances; requiring maintenance of records and sales of sparklers; providing requirements; amending s. 791.04, F.S.; authorizing the sale at wholesale of fireworks under certain circumstances; providing requirements; creating s. 791.041, F.S.; prohibiting sale or solicitation to sell fireworks under certain circumstances; requiring maintenance of records and sales of fireworks; providing requirements; amending s. 791.05, F.S.; providing for seizure, forfeiture, and disposal of certain fireworks and sparklers under certain circumstances; providing procedures; providing requirements; authorizing assessments to cover certain costs; amending s. 791.055, F.S.; specifying a rule governing the storage of sparklers or fireworks; amending s. 791.06, F.S.; increasing criminal penalties for certain violations; creating ss. 791.061 and 791.062, F.S.; providing for injunctive relief for certain violations; protecting certain municipal and county ordinances, rules, and regulations; amending s. 791.07, F.S.; providing for use of fireworks in certain agricultural works or fisheries operations; providing requirements; providing procedures; providing a penalty; providing an effective date.

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

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By Senator Forman—

**SB 1442**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Florida Companion Animal license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

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

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By Senator Grant—

**SB 1444**—A bill to be entitled An act relating to postsecondary distance learning; creating s. 240.65, F.S.; providing a short title; providing legislative intent; creating the Institute on Public Postsecondary Distance Learning; providing for a governing board of the institute; assigning the institute to the Florida Gulf Coast University for purposes of administration; specifying duties of the institute; creating s. 240.66, F.S.; directing the State Board of Community Colleges to establish the Florida Community College Distance Learning Consortium; providing for consortium membership; providing duties of the consortium; providing an effective date.

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

By Senator Forman—

**SB 1446**—A bill to be entitled An act relating to motor vehicle insurance; creating s. 627.06501, F.S.; authorizing motor vehicle insurers to offer premium reductions when the principal driver of an insured vehicle has completed an approved driver improvement course; prescribing conditions and limits on such offer; amending s. 318.1451, F.S.; providing for an assessment fee to be paid by persons taking such a course; providing an effective date.

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

By Senator Kurth—

**SB 1448**—A bill to be entitled An act relating to weapons and firearms; creating s. 790.233, F.S.; prohibiting a person who has been issued a final injunction against committing acts of domestic violence or repeat violence from possessing any firearm or ammunition; providing a penalty; amending s. 741.30, F.S.; requiring that a final injunction for protection against domestic violence indicate that possessing any firearm or ammunition is prohibited; amending s. 741.31, F.S.; providing that it is a first-degree misdemeanor to possess a firearm or ammunition following actual notice of the injunction; amending s. 784.046, F.S.; requiring that an injunction for protection against repeat violence indicate that the injunction is enforceable by law enforcement officers in all counties; requiring that a final injunction for protection against repeat violence indicate that possessing any firearm or ammunition is prohibited; amending s. 784.047, F.S.; providing that it is a first-degree misdemeanor to possess a firearm or ammunition following actual notice of the injunction; reenacting s. 901.15(6), F.S., relating to lawful arrest by a law enforcement officer without a warrant, to incorporate the amendments to ss. 741.31, 784.047, F.S. in references thereto; amending s. 790.06, F.S.; providing that the Department of State may issue a license to carry a concealed weapon or firearm if the applicant has not had adjudication of guilt withheld or imposition of sentence suspended for committing a violent misdemeanor; authorizing the department to issue such a license if the applicant has not been issued a final injunction against committing acts of domestic violence or acts of repeat violence; requiring that the department suspend such a license, or the processing of a license application, if the licensee or applicant is issued a final injunction against committing acts of domestic violence or acts of repeat violence; amending s. 790.065, F.S.; requiring that the Department of Law Enforcement determine if a potential buyer or transferee of a firearm has been convicted of a violent misdemeanor or had adjudication of guilt withheld or imposition of sentence suspended for committing a violent misdemeanor; providing an effective date.

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

By Senator Silver—

**SB 1450**—A bill to be entitled An act relating to investment securities and leases under the Uniform Commercial Code; revising chapter 678, F.S.; revising part I, relating to general matters; providing a short title; providing definitions; providing rules for determining whether certain obligations and interests are securities or financial assets; providing for acquisition of security or financial assets or interests; providing for notice of adverse claim; providing for control of certain securities; providing for effect of certain actions; providing for warranties in direct holding; providing for warranties in indirect holding; providing for applicability of law; providing clearing corporation rules; providing for creditor's legal process; providing for inapplicability of statute of frauds; providing for evidentiary rules concerning certificated securities; providing for nonliability to adverse claimant under certain circumstances; providing for securities intermediary as purchaser for value; revising part II, relating to issue and issuer; providing a definition of issuer; providing for issuer's responsibilities and defenses; providing for notice; specifying staleness as notice of defect or defense; providing effect of issuer's restriction on transfer; providing for effect of unauthorized signatures; providing for completion or alteration of security certificates; providing rights and duties of issuer with respect to registered owners; providing for effect of signature of certain persons; providing for issuer's liens; specifying conditions of overissue; revising part III, relating to transfer of certificated

and uncertificated securities; providing for delivery of certain securities; providing for rights of purchaser; providing for protected purchasers; providing for indorsement; providing for certain instructions; providing for effect of guaranteeing certain actions; providing purchaser's right to certain requisites; revising part IV, relating to registration; providing duties of issuer to register transfers; requiring certain assurance of effectiveness of certain actions; providing for demand that issuer not register transfer; providing for liability for wrongful registration; providing for replacement of certain certificates; providing for obligation to notify issuer of certain certificates; providing for authenticating certain persons; revising part V, relating to security entitlements; providing for securities accounts; providing for acquisition of security entitlement from a securities intermediary; providing for assertion of adverse claim against entitlement holder; providing for property interest of entitlement holder in certain assets; providing duties of securities intermediary; providing for certain rights of purchaser of security entitlement; providing priority among security interests and entitlement holders; amending s. 679.103, F.S.; providing for perfection of security interests relating to investment property; amending ss. 679.105 and 679.106, F.S., to conform; creating s. 679.115, F.S.; providing for perfection of security interests in certain investment properties; providing definitions; providing criteria; providing procedures; creating s. 679.116, F.S.; providing for perfection of security interests arising in purchase or delivery of financial interests; amending ss. 679.203, 679.301, 679.302, 679.303, 679.304, 679.305, 679.306, 679.309, and 679.312, F.S., to conform; amending ss. 671.105, 671.206, 674.104, and 675.114, F.S., to conform; providing for applicability; amending s. 680.1031, F.S.; redefining the terms "consumer lease" and "finance lease"; amending s. 680.1041, F.S.; revising language with respect to other statutes to which leases are subject; amending s. 680.303, F.S.; revising language with respect to the alienability of a party's interest under a lease contract or of a lessor's residual interest in goods; amending s. 680.304, F.S.; revising language with respect to the subsequent lease of goods by the lessor; amending s. 680.307, F.S.; revising language with respect to priority of liens arising by attachment or levy on security interests in and other claims to goods; amending s. 680.309, F.S.; revising language with respect to lessor's and lessee's rights when goods become fixtures; creating s. 680.32, F.S.; providing that nothing in chapter 680, F.S., prevents subordination by agreement by any person entitled to priority; amending s. 680.501, F.S.; revising language with respect to the procedure governing default; amending s. 680.503, F.S.; revising language with respect to modification or impairment of rights and remedies; amending s. 680.507, F.S.; revising language with respect to proof of market rent; amending s. 680.508, F.S.; revising language with respect to lessee's remedies; amending s. 680.516, F.S.; revising language with respect to the effect of acceptance of goods, notice of default, the burden of establishing default after acceptance, and notice of claim or litigation to persons answerable over; amending s. 680.518, F.S.; revising language with respect to cover and substitute goods; amending s. 680.519, F.S.; revising language with respect to lessee's damages for nondelivery, repudiation, default, or breach of warranty in regard to accepted goods; amending s. 680.523, F.S.; revising language with respect to lessor's remedies; amending s. 680.524, F.S.; revising language with respect to lessor's right to identify goods to lease contract; amending s. 680.525, F.S.; revising language with respect to lessor's right to possession of goods; amending s. 680.527, F.S.; revising language with respect to lessor's rights to dispose of goods; amending s. 680.528, F.S.; revising language with respect to lessor's damages for nonacceptance or repudiation; amending s. 680.529, F.S.; revising language with respect to lessor's action for rent; amending s. 680.532, F.S.; revising language with respect to lessor recovery for loss of residual interest; providing for the application of the act; repealing ss. 610.011, 610.021, 610.031, 610.041, 610.051, 610.061, 610.071, 610.081, 610.091, 610.101, 610.111, and 671.304(2)(b), F.S., relating to the Uniform Act for Simplification of Fiduciary Security Transfers; repealing ss. 678.101, 678.102, 678.103, 678.104, 678.105, 678.106, 678.107, 678.108, 678.201, 678.202, 678.203, 678.204, 678.205, 678.206, 678.207, 678.208, 678.301, 678.302, 678.303, 678.304, 678.305, 678.306, 678.307, 678.308, 678.309, 678.310, 678.311, 678.312, 678.313, 678.314, 678.315, 678.316, 678.317, 678.318, 678.319, 678.320, 678.321, 678.401, 678.402, 678.403, 678.404, 678.405, 678.406, 678.407, 678.408, F.S., relating to investment securities under the Uniform Commercial Code; providing an effective date.

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

By Senator Lee—

**SB 1452**—A bill to be entitled An act relating to motor vehicle inspections; amending s. 325.203, F.S.; changing the effective date of an exemption of new vehicles from inspection; extending the time new vehicles may be exempt; providing an effective date.

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

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By Senator Kirkpatrick—

**SB 1454**—A bill to be entitled An act relating to local pollution control programs; amending s. 403.182, F.S.; providing that a change in a program rule is not applicable to an installation or source permitted or under construction at the time of the change; providing an effective date.

—was referred to the Committees on Natural Resources and Community Affairs.

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By Senator Williams—

**SB 1456**—A bill to be entitled An act relating to insurance; amending s. 627.311, F.S.; providing civil immunity for certain persons associated with the Florida Joint Underwriting Association; providing an exception; amending s. 627.351, F.S.; providing civil immunity for certain persons associated with the Florida Windstorm Joint Underwriting Association; providing an exception; providing an effective date.

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

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By Senators Harris and Scott—

**SB 1458**—A bill to be entitled An act relating to nonprofit private schools; amending s. 159.27, F.S.; redefining the term “educational facility” to include certain nonprofit private schools; amending s. 623.13, F.S.; authorizing financing under the Florida Industrial Development Financing Act or by industrial development authorities; providing an effective date.

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

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By Senator Turner—

**SB 1460**—A bill to be entitled An act relating to court costs in domestic violence cases; creating s. 741.282, F.S.; providing for imposition of an additional mandatory court cost upon a person found to have committed an act of domestic violence; providing for waiver of the court cost; providing for collection by the clerk of the court; providing for deposit of such court costs in the Domestic Violence Trust Fund; providing for certain disbursements in accordance with specified provisions relating to funding of domestic violence centers; providing an effective date.

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

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By Senator Myers—

**SB 1462**—A bill to be entitled An act relating to trust funds; creating the Division of Medical Quality Assurance Professional Regulatory Trust Fund in that division of the Department of Health; providing uses of moneys in the fund; prescribing sources of revenues for the fund; providing a contingent effective date.

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

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By Senator Diaz-Balart—

**SB 1464**—A bill to be entitled An act relating to workers' compensation; amending s. 440.49, F.S.; providing for barring the filing of a claim for reimbursement against the Special Disability Trust Fund under certain circumstances; amending s. 631.915, F.S.; providing for retroactive coverage of claims by the Florida Self-Insurance Fund Guaranty Association; providing an effective date.

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

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By Senator Dyer—

**SB 1466**—A bill to be entitled An act relating to the Department of Community Affairs; amending s. 380.051, F.S.; deleting certain rule-making duties of the department with respect to the Florida Keys area of critical state concern; amending s. 380.06, F.S.; deleting certain rule-making duties of the department with respect to areawide developments of regional impact; requiring an evaluation of statutory provisions relating to evaluation and appraisal of comprehensive plans; providing an effective date.

—was referred to the Committees on Community Affairs and Natural Resources.

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By Senator Dyer—

**SB 1468**—A bill to be entitled An act relating to water resources; amending s. 373.414, F.S.; imposing a time limitation on action by a water management district in granting or denying a petition for exemption; providing an effective date.

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

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By Senator Dyer—

**SB 1470**—A bill to be entitled An act relating to crime prevention assistance; repealing ss. 426.001, 426.002, 426.003, 426.004, 426.005, 426.006, 426.007, 426.008, 426.009, F.S., relating to crime prevention assistance; amending ss. 775.0836, 939.015, F.S., to conform; providing an effective date.

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

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By Senator Dyer—

**SB 1472**—A bill to be entitled An act relating to funeral processions; amending s. 316.1974, F.S.; providing definitions; providing requirements for funeral procession vehicles; providing rights-of-way for funeral procession vehicles; providing restrictions on rights-of-way for non-funeral procession vehicles; providing limitations on liability of funeral home establishments, directors, and employees, with exceptions; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

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By Senator Dyer—

**SB 1474**—A bill to be entitled An act designating the president's residence at the University of Central Florida as “The Burnett House”; providing an effective date.

—was referred to the Committee on Education.

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By Senator Williams—

**SB 1476**—A bill to be entitled An act relating to air pollution; amending s. 403.0872, F.S.; providing procedures, time frames, and revised requirements for major source air operation permits; revising enforcement conditions for local ordinances; providing notice requirements for Title V sources; requiring the Department of Environmental Protection to revise major source air operation permits by a certain date; providing an effective date.

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

By Senator Williams—

**SB 1478**—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; providing that the fee schedules adopted under chapter 440, F.S., are the maximum fees allowed under a workers' compensation managed care arrangement; specifying circumstances under which an additional fee may be paid to a health care provider as part of a risk-sharing arrangement; revising requirements for the Agency for Health Care Administration in adopting practice parameters; amending s. 440.134, F.S.; providing definitions; prohibiting the agency from adopting rules that give a preference to any type of organization; providing additional procedures for handling informal and formal grievances; providing certain time limitations; requiring that a workers' compensation managed care arrangement notify its employees of the right to file a petition for benefits with the Division of Workers' Compensation of the Department of Labor and Employment Security; providing an effective date.

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

By Senators Dyer, Williams, Bronson, Grant, Dudley, Ostalkiewicz and Childers—

**SB 1480**—A bill to be entitled An act relating to environmental improvement; providing definitions; creating the Environmental Improvement Program; providing for environmental self-audits; providing a purpose; providing procedures for admission to the program; providing a limited exemption for certain information from discovery or introduction as evidence under certain circumstances; prohibiting the compelling of testimony under certain circumstances; prohibiting certain civil or administrative enforcement actions under certain circumstances; providing requirements for reports of violations of environmental laws; providing construction; providing for future repeal and review by the Legislature; providing criteria for review; providing procedures; protecting certain rights from the effect of repeal; providing for nonenforcement of certain provisions to the extent of conflict with federal law; providing an effective date.

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

By Senator Dyer—

**SB 1482**—A bill to be entitled An act relating to the University of Central Florida; designating the School of Communication as The Anthony J. Nicholson School of Communication; authorizing the university to erect suitable markers; providing an effective date.

—was referred to the Committee on Education.

By Senator Gutman—

**SB 1484**—A bill to be entitled An act relating to lodging and food service establishments; amending s. 509.032, F.S.; providing standards for rules adopted by the Division of Hotels and Restaurants of the De-

partment of Business and Professional Regulation; providing an effective date.

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

By Senator Dyer—

**SB 1486**—A bill to be entitled An act relating to Lake Apopka restoration; amending s. 373.461, F.S.; providing for cost-sharing by the state, Zellwood Drainage and Water Control District, and the St. Johns River Water Management District; providing an appropriation; providing an effective date.

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

By Senator Dyer—

**SB 1488**—A bill to be entitled An act relating to Lake Apopka restoration; providing an appropriation for purchasing lands described in s. 373.461(5)(a), F.S., and their related facilities; providing an effective date.

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

By Senators Campbell, Meadows, Forman, Holzendorf and Latvala—

**SB 1490**—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.003, F.S.; defining the term "inoperative"; providing an effective date.

—was referred to the Committee on Transportation.

By Senators Meadows, Forman, Jones, Latvala, Clary and Lee—

**SB 1492**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating an Adopt Greyhounds license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

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

By Senator Dyer—

**SB 1494**—A bill to be entitled An act relating to real estate appraisals; amending s. 475.25, F.S.; providing disciplinary action for violations of the Uniform Standards of Professional Appraisal Practice; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Harris—

**SB 1496**—A bill to be entitled An act relating to museums; providing legislative intent; providing definitions; providing obligations of museums to lenders; providing for notice to lenders by museums; providing for termination of loans; providing conditions under which a museum gains title to property; providing for conservation or disposal of loaned property by a museum; providing an effective date.

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

By Senator Harris—

**SB 1498**—A bill to be entitled An act relating to Museum of Florida History programs; amending s. 267.072, F.S.; requiring the Division of Historical Resources of the Department of State to establish and administer a program to recognize and record achievements of certain Floridians; providing criteria; providing requirements; providing for nominations and selection; authorizing the division to undertake certain recording and marketing activities; authorizing the division to collect a charge for providing certain materials; providing for deposit of such charges; providing an effective date.

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

By Senator Harris—

**SB 1500**—A bill to be entitled An act relating to public officers and employees; amending s. 112.3173, F.S., which provides for the forfeiture of retirement benefits by a public officer or employee convicted of specified felony offenses involving breach of the public trust or whose office or employment is terminated by reason of his or her commission or aiding in the commission of such offense; specifying additional offenses for which such forfeiture is required; requiring such forfeiture when the officer or employee is found to have committed such offense in a proceeding conducted under the Administrative Procedure Act; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Governmental Reform and Oversight.

By Senator Harris—

**SB 1502**—A bill to be entitled An act relating to taxation of sales, use, and other transactions; amending s. 212.11, F.S.; revising guidelines for remission of taxes by electronic funds transfer; providing an effective date.

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

By Senator Thomas—

**SB 1504**—A bill to be entitled An act relating to the City of Tallahassee and the Leon County School Board; providing for the relief of Dena Sheryl Steels; providing for an appropriation by the City of Tallahassee and the Leon County School Board to compensate her for the wrongful death of Kenneth Michael Pyles, her son, resulting from the negligence of the City of Tallahassee and the Leon County School Board; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Forman—

**SB 1506**—A bill to be entitled An act relating to Broward County; providing for the relief of Tirini S. Riley, a minor, for injuries sustained arising out of an accident that occurred while she was a patient of the South Broward Hospital District d/b/a Memorial Hospital; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Harris—

**SB 1508**—A bill to be entitled An act relating to the Department of State; transferring the Department of Highway Safety and Motor Vehi-

cles to the Department of State; amending s. 20.10, F.S.; providing for additional divisions in the Department of State; repealing s. 20.24, F.S., relating to the Department of Highway Safety and Motor Vehicles; amending ss. 316.003, 318.13, F.S.; conforming to the act; directing the Division of Statutory Revision to prepare a reviser's bill; providing an effective date.

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

By Senator Silver—

**SB 1510**—A bill to be entitled An act relating to local government finances; amending s. 218.31, F.S.; defining the term "financial condition"; creating s. 218.3201, F.S.; directing the Department of Banking and Finance to establish procedures to monitor and evaluate the financial condition of local governmental entities; providing for notification of deteriorating financial conditions; providing an effective date.

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

By Senator Dantzler—

**SB 1512**—A bill to be entitled An act relating to children and family services; amending s. 20.19, F.S.; amending the list of responsibilities of health and human services boards with respect to district programs and services; providing for the boards to approve the district plan for the use of productivity-enhancement funding; providing that the boards shall determine, in consultation with the district administrator, how services will be delivered to each target client group under a performance-based, target-client-group budget, if the Legislature adopts such a budget; providing a restriction that the Secretary of Children and Family Services must observe in choosing a district administrator; providing for certain flexible budget and personnel policies to be exercised by the department; requiring periodic reports of transfers between budget entities within a district; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

By Senator Dantzler—

**SB 1514**—A bill to be entitled An act renaming the Polk Parkway as the Lawton Chiles Parkway; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Dantzler—

**SB 1516**—A bill to be entitled An act relating to tobacco products; creating s. 569.11, F.S.; prohibiting the possession of tobacco products by certain minors; providing for the removal of such products from the possession of the minor; authorizing the detention of a minor in violation of the act; providing an effective date.

—was referred to the Committees on Regulated Industries and Criminal Justice.

By Senator Gutman—

**SM 1518**—A memorial to the Congress of the United States urging the economic protection of elderly or cognitively disabled legal residents who were lawful recipients of Supplementary Security Income on August 22, 1996, the date when the Welfare Reform Law of 1996 became law.

—was referred to the Committee on Rules and Calendar.

By Senator Grant—

**SB 1520**—A bill to be entitled An act relating to education; requiring students in community control programs to attend public education adult and community night school education programs if available; requiring employment; requiring disclosure of certain information if a student attends day school; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

By Senator Holzendorf—

**SB 1522**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Fraternal Order of Police license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

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

By Senator Crist—

**SB 1524**—A bill to be entitled An act relating to pharmacy; amending s. 465.004, F.S.; increasing the membership of the Board of Pharmacy; revising membership qualifications; providing an effective date.

—was referred to the Committee on Health Care.

By Senator Cowin—

**SB 1526**—A bill to be entitled An act relating to access to the courts for vulnerable elders; providing legislative findings and intent; defining the term "elder"; requesting the Judicial Management Council or another court committee to evaluate the accessibility of the courts to elders and make recommendations to improve the responsiveness of the courts; providing an effective date.

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

By Senator Harris—

**SB 1528**—A bill to be entitled An act relating to building designations; naming three residence halls at the Sarasota Campus of New College at the University of South Florida; providing an effective date.

—was referred to the Committee on Education.

By Senator Grant—

**SB 1530**—A bill to be entitled An act relating to insurance; amending s. 627.736, F.S., specifying the time when personal injury protection benefits are overdue; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Holzendorf—

**SB 1532**—A bill to be entitled An act relating to regulation of professions and occupations; amending s. 455.213, F.S., relating to general licensing provisions; providing for direct payment of organization-related or vendor-related fees associated with the examination to the organization or vendor; providing that passing a required examination does not entitle a person to licensure if the person is not otherwise qualified; amending s. 455.217, F.S., relating to examinations; authorizing the contracting for examinations and services related to examinations; providing requirements with respect to examinations developed

by the department or a contracted vendor and to national examinations; amending s. 455.225, F.S.; providing that complaints or actions against unlicensed persons or persons operating outside their scope of practice are not confidential; amending s. 489.109, F.S.; revising language relating to fees applicable to regulation of construction contracting, to conform to changes authorizing contracted examinations; amending s. 489.113, F.S.; authorizing a local construction regulation board to deny, suspend, or revoke the authority of a certified contractor to obtain a building permit or limit such authority to obtaining a permit or permits with specific conditions; providing for notices of noncompliance for minor violations of regulatory law; amending s. 489.114, F.S., relating to evidence of workers' compensation coverage; conforming terminology; amending s. 489.115, F.S.; providing for licensure by endorsement reciprocity with other jurisdictions; providing for rules covering requirements relating to the content of continuing education courses and standards for approval of continuing education providers; requiring submission of a credit report reflecting financial responsibility as a prerequisite to the initial issuance of a certificate; amending s. 489.119, F.S.; requiring business organizations other than sole proprietorships to secure a certificate of authority rather than registration or certification; amending s. 489.127, F.S., relating to prohibitions and penalties; including reference to certificates of authority; specifying that a local occupational license issued under authority of chapter 205, F.S., is not a license for purposes of part I of chapter 489, F.S., relating to construction contracting; amending s. 489.129, F.S., relating to disciplinary proceedings; including reference to certificates of authority; prohibiting issuance or renewal of licensure until restitution is paid in full, if restitution has been ordered, or until all terms and conditions of the final order have been satisfied; amending s. 489.131, F.S.; providing applicability of the part to the authority of local authorities to issue and the requirement of specified contractors to obtain local occupational license tax certificates; providing for payment of local bonds into the Construction Industry Recovery Fund; providing for issuance of notices of noncompliance for minor violations of regulatory law; amending s. 489.132, F.S., relating to prohibited acts by unlicensed principals; conforming terminology; creating s. 489.1455, F.S.; providing requirements for local reciprocity of licensed journeymen; providing for a fee; creating s. 489.146, F.S.; requiring privatization of services of the Department of Business and Professional Regulation; providing requirements and rulemaking authority for such purpose; amending s. 466.007, F.S.; conforming a cross-reference; providing effective dates.

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

By Senator Klein—

**SB 1534**—A bill to be entitled An act relating to nursing home facilities; amending s. 400.022, F.S.; revising language with respect to residents' rights; providing additional rights; amending s. 400.0255, F.S.; redefining the terms "transfer" and "discharge"; amending s. 400.141, F.S.; requiring licensed facilities to perform additional duties; creating s. 400.147, F.S.; requiring facilities to assist residents in contacting physicians; amending s. 400.19, F.S.; providing additional responsibilities of the Agency for Health Care Administration; amending s. 400.23, F.S.; providing a minimum personnel requirement; amending s. 400.0075, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Klein—

**SB 1536**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.12, F.S.; authorizing a dealer's credit on amounts in excess of \$1,200 collected by a tax collector or tax collector's branch office acting as direct collection agent for the state; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1538**—A bill to be entitled An act relating to the Florida Distance Learning Network; repealing ss. 364.509, 364.510, 364.511, 364.512, 364.513, 364.514, F.S.; abolishing the Florida Distance Learning Network in its extant form; providing an effective date.

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

By Senator Grant—

**SB 1540**—A bill to be entitled An act relating to health care; amending s. 240.5121, F.S.; allowing the Florida Cancer Control and Research Advisory Council either to purchase or to develop a written summary of cancer treatment alternatives for prostate cancer; providing an appropriation to the council for developing or purchasing and for distributing a pamphlet and for developing and implementing an education program on prostate cancer; providing an effective date.

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

By Senator Grant—

**SB 1542**—A bill to be entitled An act relating to public school parental choice; amending s. 228.057, F.S.; requiring school districts with a controlled open enrollment program to afford unrestricted access to the program to parents of students in multiple session schools; providing an effective date.

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

By Senator Horne—

**SB 1544**—A bill to be entitled An act relating to taxation; amending ss. 95.091, 193.062, 193.063, 194.192, 197.172, 199.052, 199.057, 199.062, 199.133, 199.143, 199.185, 199.282, 201.16, 201.17, 205.053, 212.02, 212.05, 212.06, 212.08, 212.12, 213.04, 220.211, 220.222, 220.34, 220.723, 220.737, 220.801, 220.809, 221.02, F.S.; creating ss. 199.252, 199.2825, 212.125, 220.8051, F.S.; amending certain statutes of limitation; eliminating the tolling of the statute of limitations for specified causes; prescribing circumstances for the tolling of the statute of limitations as a result of administrative or judicial proceedings; limiting the period for which additional penalties and interest may be imposed; prescribing dates for filing returns for specified taxes; increasing the maximum length of time for which an extension to file a tangible-personal-property tax return may be granted; postponing the regular filing deadline for certain tax returns; amending certain interest rates on delinquent taxes and on penalties; providing interest on refunds owed to taxpayers and setting the interest rate thereon; exempting from the tax imposed under s. 199.133, F.S., certain documents pertaining to transfers in conjunction with a dissolution of marriage; prescribing a maximum amount for the intangibles tax on certain obligations; defining the term "a residence of the borrower" for purposes of placing restrictions on paying nonrecurring taxes; increasing the amounts of certain exemptions from the annual and nonrecurring taxes on certain property; allowing extensions of deadlines for providing certain annual tax information reports; increasing the minimum amount of taxes that must be owed before a tax return must be filed; allowing an extension of the deadline by which a corporation must elect to pay the annual tax on behalf of its stockholders and specifying conditions for making such election; exempting taxpayers from paying certain taxes upon a showing of reasonable cause, for so long as the reasonable cause applies; providing exceptions to payment of certain taxes or penalties; allowing certain penalties to be waived; providing for payment on interest by the state with respect to overpayments of taxes; prescribing limitations upon the assessment of back taxes; prescribing penalties for failing to pay taxes; providing exemptions from specified taxes; providing for the establishment of a cost-price amount for the purpose of sales and use taxation; limiting the aggregate amount of certain penalties that may be imposed; providing that a federal extension of the deadline for paying certain taxes acts as a state extension, under specified conditions; deleting the requirement

to pay interest on certain penalties; providing for credits for emergency excise taxes to be carried over; providing an effective date.

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

By Senator Horne—

**SB 1546**—A bill to be entitled An act expressing legislative intent to revise the laws relating to public school financial reporting.

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

By Senator Horne—

**SB 1548**—A bill to be entitled An act relating to education capital outlay; providing for alternative construction techniques; providing for the use of construction funds.

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

By Senator Rossin—

**SB 1550**—A bill to be entitled An act relating to court costs; providing legislative intent; creating chapter 970, F.S.; providing for certain mandatory costs in all cases; providing for certain mandatory costs in specific types of cases; providing for mandatory costs as authorized by local governmental entities; providing discretionary costs in specific types of cases; providing miscellaneous provisions; creating s. 970.01, F.S., relating to certain additional costs deposited in Additional Court Cost Clearing Trust Fund; conforming terminology and references; amending and renumbering s. 960.20, F.S., relating to assessment of certain additional costs deposited in Crimes Compensation Trust Fund; conforming terminology; creating s. 970.05, F.S., relating to certain additional court costs in special local government trust fund for criminal justice purposes; conforming terminology and references; providing for certain additions to fines imposed under s. 316.193, F.S., relating to fines and other penalties for driving under the influence, and amending s. 316.193, F.S., to conform; renumbering and amending s. 939.015, F.S., relating to certain additional costs in cases in which victim is handicapped or elderly; conforming terminology; amending and renumbering s. 775.0836, F.S., relating to certain surcharges in cases in which victim is handicapped or elderly; conforming terminology; renumbering s. 939.017, F.S., relating to certain additional costs for misdemeanor convictions involving drugs or alcohol; creating s. 970.15, F.S., relating to certain assessments for criminal justice education for local government; conforming terminology; amending and renumbering s. 775.0833, F.S., relating to certain fines for county delinquency prevention; conforming terminology; amending and renumbering s. 39.019, F.S., relating to certain costs for teen court operation and maintenance; conforming terminology; amending and renumbering s. 893.16, F.S., relating to certain additional assessments for alcohol and other drug abuse programs; conforming terminology and references; renumbering s. 939.01, F.S., relating to judgment for costs on conviction; amending and renumbering s. 27.56, F.S., relating to lien for payment of attorney's fees and costs in connection with certain legal assistance; providing for incorporation of references to the new chapter or subdivisions thereof; providing for construction; repealing s. 893.13(8), F.S., relating to additional assessments against certain violators for alcohol and other drug abuse programs; repealing s. 27.3455(1), (2), (3), F.S., relating to certain additional court costs in special local government trust fund for criminal justice purposes; repealing s. 943.25(3), (13), F.S., relating to certain additional costs deposited in Additional Court Cost Clearing Trust Fund and to certain assessments for criminal justice education for local government; providing an effective date.

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

By Senator Turner—

**SB 1552**—A bill to be entitled An act relating to safety standards for cheerleaders; creating s. 232.433, F.S.; requiring that the State Board

of Education adopt statewide uniform safety standards for student cheerleaders; specifying the standards to be adopted; providing an effective date.

—was referred to the Committee on Education.

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By Senator Turner—

**SB 1554**—A bill to be entitled An act relating to education; creating s. 233.059, F.S.; requiring education in “family life and parenthood”; establishing components of the the curriculum; providing an effective date.

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

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By Senator Turner—

**SB 1556**—A bill to be entitled An act relating to administrative review of property taxes; amending s. 194.013, F.S.; increasing the maximum amount of the filing fee for a petition to a value adjustment board; providing a limitation on joint filing fees for certain petitions to value adjustment boards; providing an effective date.

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

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By Senator Turner—

**SB 1558**—A bill to be entitled An act relating to school pesticide safety; creating s. 232.365, F.S.; providing definitions; requiring a school pest management plan; requiring notification to students, parents, and staff of pesticide application; providing notice requirements; requiring a school pesticide registry; requiring records and reports; providing an effective date.

—was referred to the Committee on Education.

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By Senator Turner—

**SB 1560**—A bill to be entitled An act relating to art therapy; creating part XV of chapter 468, F.S., the Art Therapy Practice Act; providing a short title and purpose; providing definitions; requiring art therapists to be licensed by the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling; providing rulemaking authority to the board for purposes of regulating art therapists; creating the Art Therapy Council to assist the board in such regulation; providing licensure requirements; providing for a licensure examination; providing for licensure by endorsement; providing disciplinary measures and the actions to which they may be applied; providing for license renewal, including continuing education requirements; providing for fees; prohibiting certain acts; providing penalties; specifying persons and practices not affected; providing an effective date.

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

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By Senator Bronson—

**SB 1562**—A bill to be entitled An act relating to water management; amending s. 373.016, F.S.; declaring legislative policy and its construction or application; creating s. 373.0421, F.S.; providing for the establishment and implementation of minimum flows and levels; amending s. 373.0693, F.S.; conforming a statutory cross-reference; amending s. 373.073, F.S.; revising the process for the appointment and terms of water management district governing boards; amending s. 373.079, F.S.; directing the Governor to appoint governing board executive directors from recommendations by the board; authorizing a governing board to employ an ombudsman; providing for duties of legal staff; creating s. 373.0831, F.S.; providing governing board responsibilities for water resources development; amending s. 373.233, F.S.; providing conditions for

the transport of ground or surface water; amending s. 373.236, F.S.; establishing standards for consumptive use permits; amending s. 373.507, F.S.; revising requirements for budgets and postaudits of districts and basins; amending s. 373.536, F.S.; revising certain notice requirements for district budgets and hearings; providing for review of proposed budgets; repealing s. 373.0735, F.S., effective January 1, 1999, relating to the Southwest Florida Water Management District governing board; providing an effective date.

—was referred to the Committees on Agriculture and Natural Resources.

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By Senator Silver—

**SB 1564**—A bill to be entitled An act relating to random drug testing of public middle and high school students; requiring the Department of Education to adopt rules for administering random drug tests to public school students; providing for the method of drug tests and the frequency of drug tests to be established by rule; requiring that the Department of Highway Safety and Motor Vehicles withhold issuing a driver's license to a student younger than a specified age unless the student meets certain requirements; requiring the Department of Education to adopt, by rule, procedures for establishing a student's eligibility for a driver's license; requiring the Department of Highway Safety and Motor Vehicles to withhold issuance of or revoke the driver's license of a student younger than a specified age who is found guilty of or delinquent for, or has adjudication withheld for, any violation of ch. 893, F.S., relating to drug offenses; providing an effective date.

—was referred to the Committees on Education and Transportation.

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By Senator Burt—

**SB 1566**—A bill to be entitled An act relating to the representation of persons sentenced to death; amending s. 27.701, F.S.; providing for the office of capital collateral representative to be replaced by three capital collateral regional counsels appointed within the northern, middle, and southern regions of the state; requiring the Governor to appoint the regional counsels; providing for terms of office; prohibiting a regional counsel from running for or accepting appointment to a state office for a specified period after leaving office; specifying the duties of the capital collateral regional counsel; requiring the regional counsel to provide certain reports to the President of the Senate and the Speaker of the House of Representatives; amending s. 27.703, F.S.; providing for the appointment of substitute counsel in instances of conflict of interest; establishing a rate of compensation for attorney's fees in such cases; amending s. 27.704, F.S.; authorizing the capital collateral regional counsel to appoint assistant counsel, investigators, and support personnel; providing employment qualifications for certain positions; amending s. 27.705, F.S.; providing for the capital collateral counsel to be paid under the General Appropriations Act; providing for the payment of office and travel expenses; requiring the regional counsel to submit a pay plan each year to the Justice Administrative Commission; amending s. 27.706, F.S.; prohibiting the capital collateral regional counsel and full-time assistants from engaging in the private practice of law; amending s. 27.707, F.S.; authorizing investigators employed by the capital collateral regional counsel to serve subpoenas and court orders; amending s. 27.708, F.S.; providing for access to persons sentenced to death who are incarcerated; requiring the regional counsel to approve requests for public records made by assistant counsel or appointed counsel; creating the Joint Legislative Committee on the Administration of Justice in Capital Cases; providing for membership; requiring the joint committee to review the management of the regional offices of capital collateral counsel; requiring that the joint committee hear complaints regarding the practice of any such office; amending s. 16.01, F.S.; requiring that the Attorney General act as co-counsel in capital collateral proceedings; amending s. 924.051, F.S.; limiting collateral and postconviction relief in any capital case to motions that allege newly discovered evidence or a change in the law; prohibiting the testimony of an expert witness in any such case unless approved by the court; providing recommendations for the Supreme Court; providing an effective date.

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

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By Senator Latvala—

**SB 1568**—A bill to be entitled An act relating to traffic control; amending s. 316.003, F.S.; defining the term “traffic-infraction detector”; amending s. 316.008, F.S.; authorizing a county or municipality to enact an ordinance that provides for the use of a traffic-infraction detector to enforce traffic laws that require the driver of a vehicle to stop when facing a steady red traffic signal; providing for authorization of a traffic-infraction detector officer; requiring the Department of Transportation to develop standards for traffic-infraction detector officers; requiring public notice prior to the use of a traffic-infraction detector; providing for fines; requiring that a person be required to attend a driver improvement course following a second violation of the ordinance; providing that an emergency medical transportation vehicle is exempt from the ordinance; providing for a portion of the proceeds of the fines imposed under the ordinance to be deposited into the Highway Safety Operating Trust Fund of the Department of Highway Safety and Motor Vehicles; providing for the remainder of the proceeds to be used to fund positions for law enforcement officers and correctional officers; amending s. 316.0745, F.S.; requiring that a traffic-infraction detector meet requirements established by the Department of Highway Safety and Motor Vehicles; providing for testing such detectors; creating s. 316.1971, F.S.; providing procedures for imposing a fine for violations of an ordinance that provides for the use of a traffic-infraction detector; providing a procedure under which the operator of a vehicle may establish that the vehicle was in the care, custody, or control of another person at the time of the violation; providing for the violation to be contested; providing that an image produced by a traffic-infraction detector is prima facie evidence that the violation occurred; amending s. 320.03, F.S.; requiring the tax collector to withhold issuing a license plate or revalidation sticker if a person’s name appears on a list of outstanding fines; requiring that a county or municipality that operates a traffic-infraction detector report to the Department of Highway Safety and Motor Vehicles; providing for a summary of such reports to be submitted to the Governor and the Legislature; providing an effective date.

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

By Senators Williams, Crist and Bronson—

**SJR 1570**—A joint resolution proposing an amendment to Section 1 of Article VII of the State Constitution exempting from taxation sales of food and medicine.

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

By Senator Silver—

**SB 1572**—A bill to be entitled An act relating to used manufactured or mobile homes; providing for the establishment of minimum standards of habitability and safety for and the inspection of used manufactured or mobile homes by the Bureau of Mobile Home Construction of the Department of Highway Safety and Motor Vehicles; providing for the licensing of inspectors; providing for inspection decals; providing for fees for licenses and decals; providing penalties; providing an effective date.

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

By Senator Turner—

**SB 1574**—A bill to be entitled A act relating to state certification of music therapists.

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

By Senator Turner—

**SB 1576**—A bill to be entitled An act relating to the Commission on Ethics; amending s. 112.321, F.S.; revising the membership of the commission; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Grant—

**SB 1578**—A bill to be entitled An act relating to charter schools; amending s. 228.056, F.S.; revising procedures for appeal to the State Board of Education; revising student eligibility criteria; providing for the distribution of funds; authorizing the Commissioner of Education to adopt rules; providing an effective date.

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

By Senator Bronson—

**SB 1580**—A bill to be entitled An act relating to public records; amending s. 828.30, F.S.; providing an exemption from public records requirements for information contained in a rabies vaccination certificate; authorizing disclosure to certain public agencies and to other persons under certain conditions; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was referred to the Committee on Agriculture.

By Senator Grant—

**SB 1582**—A bill to be entitled An act relating to negligence; amending s. 768.125, F.S.; providing civil liability for injury or damage resulting from intoxication under certain circumstances with respect to certain persons who negligently provide alcoholic beverages to visibly intoxicated persons; providing a cap on noneconomic damages under certain circumstances; providing for the award of punitive damages to be used to provide financial assistance to the survivors of law enforcement officers killed in the line of duty by persons under the influence of alcoholic beverages; providing a procedure for payment; providing an effective date.

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

By Senator Thomas—

**SB 1584**—A bill to be entitled An act relating to drug-free workplace program requirements; amending s. 440.102, F.S.; amending definitions; allowing employers to conduct onsite initial drug testing of employees; providing requirements and procedures for conducting such tests and for reporting and preserving the results; providing an effective date.

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

By Senator Burt—

**SB 1586**—A bill to be entitled An act relating to the representation of persons sentenced to death; amending s. 16.01, F.S.; requiring that the Attorney General act as co-counsel in capital collateral proceedings; amending s. 27.51, F.S., relating to duties of the public defender; providing for the court to appoint the public defender or private counsel to represent a defendant in capital cases; deleting provisions that specify the responsibilities of the capital collateral representative; amending s. 27.59, F.S.; requiring that the public defender approve any request for public records in a postconviction capital proceeding; creating s. 27.592, F.S.; providing for appointment of substitute counsel in cases that involve a conflict of interest; providing for payment of substitute counsel

from funds appropriated to the Justice Administrative Commission; specifying an hourly rate of compensation; amending s. 924.051, F.S.; limiting collateral and postconviction relief in any capital case to motions that allege newly discovered evidence or a change in the law; prohibiting the testimony of an expert witness in any such case unless approved by the court; amending s. 925.035, F.S., relating to the appointment and compensation of counsel in capital cases; providing additional qualifications for an attorney appointed as lead counsel; amending s. 925.036, F.S.; establishing an hourly rate for attorney's fees in capital cases; repealing ss. 27.7001, 27.701, 27.702, 27.703, 27.704, 27.705, 27.706, 27.707, 27.708, F.S.; abolishing the office of the capital collateral representative; amending ss. 43.16, 112.0455, 121.055, 216.011, 790.25, F.S., relating, respectively, to the Justice Administrative Commission, the Drug-Free Workplace Act, the Florida Retirement System, definitions relating to fiscal affairs of the state, and possession and use of firearms, in order to delete references to the capital collateral representative; providing recommendations for the Supreme Court; providing an effective date.

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

By Senator Kirkpatrick—

**SB 1588**—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S., relating to the Florida Prepaid Postsecondary Education Expense Program; restricting direction of investment; authorizing the purchase of advance payment contracts by members and employees of the Prepaid Postsecondary Education Expense Board; authorizing rules for maintenance of tax exempt status; providing technical revisions; authorizing the board to construct contracts for dormitory residence; providing for exemption from securities transactions laws; providing for refunds associated with the conversion of registration plans; restricting the use of funds; repealing s. 42, ch. 91-201, Laws of Florida; abrogating the repeal of the Florida Prepaid Tuition Scholarship Program; providing an effective date.

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

By Senator Jones—

**SB 1590**—A bill to be entitled An act relating to regulation of health care practitioners; creating part II of chapter 455, F.S., to provide regulatory provisions applicable to the Department of Health that are separate from those applicable to the Department of Business and Professional Regulation; creating ss. 455.401, 455.402, 455.403, 455.404, 455.405, 455.406, 455.407, 455.408, 455.409, 455.411, 455.412, 455.414, 455.415, 455.416, 455.417, 455.418, 455.419, 455.421, 455.422, 455.424, 455.427, 455.428, 455.429, 455.431, 455.432, 455.433, 455.436, 455.437, 455.438, 455.439, 455.441, 455.442, 455.443, 455.444, 455.445, 455.446, 455.447, 455.448, 455.449, 455.451, 455.452, 455.453, 455.457, 455.458, 455.461, 455.465, 455.466, 455.467, 455.468, and 455.469, F.S., to conform; providing intent; providing for a procedure for updating boards on major public health policy; providing for appointment of a task force to develop uniform procedures to standardize the validation of health care practitioner credentials; providing for changes in the consumer membership of boards; providing requirements with respect to examinations, including requirements for national, contracted, and shared examinations and translations of examinations; restricting board meetings to those determined to be in the public interest; providing for appointment of nonboard members to board committees under certain circumstances; requiring applicants for initial licensure to submit a full set of fingerprints; providing additional grounds for disciplinary action relating to keeping legible records, payments on federally or state guaranteed educational loans or service-conditional scholarships, providing proper identification to patients, and reporting of disciplinary actions of another jurisdiction; revising provisions relating to ownership and control of patient records; transferring s. 455.247, F.S., to conform; transferring and amending ss. 455.2055, 455.2141, 455.2142, 455.2173, 455.222, 455.2224, 455.241, 455.2415, 455.2416, 455.244, 455.2455, and 455.2456, F.S., to conform; amending ss. 455.01, 455.017, 455.10, 455.203, 455.205, 455.207, 455.208, 455.209, 455.211, 455.213, 455.214, 455.217, 455.2175, 455.218, 455.219, 455.2205, 455.221, 455.2228,

455.225, 455.227, 455.2273, 455.2275, 455.228, 455.2285, 455.229, 455.232, 455.26, 455.261, and 455.273, F.S., to conform; transferring and amending ss. 455.2185, 455.24, 455.242, 455.243, and 455.245, F.S., relating to veterinary medical practice, to conform; repealing s. 455.220, F.S., relating to fees required by the boards to cover the costs of regulation, to conform; repealing s. 455.2226, F.S., relating to instruction on human immunodeficiency virus and acquired immune deficiency syndrome; creating part I of the remaining provisions of chapter 455, F.S., as amended, to conform; amending ss. 120.80, 212.08, 215.37, 240.215, 310.102, 337.162, 381.0039, 383.32, 395.0193, 395.0197, 395.3025, 400.491, 408.061, 408.704, 415.1055, 415.5055, 415.51, 440.13, 457.103, 458.307, 458.3115, 458.331, 458.343, 458.347, 459.004, 459.015, 459.019, 459.022, 460.404, 460.4061, 461.004, 461.013, 463.003, 463.016, 464.004, 465.004, 465.006, 466.004, 466.007, 466.018, 466.022, 466.028, 468.1135, 468.1145, 468.1185, 468.1295, 468.1665, 468.1755, 468.1756, 468.205, 468.219, 468.364, 468.365, 468.402, 468.4315, 468.453, 468.456, 468.4571, 468.506, 468.507, 468.513, 468.523, 468.526, 468.532, 468.535, 468.703, 468.707, 468.711, 468.719, 469.009, 470.003, 470.036, 471.008, 471.015, 471.033, 472.015, 473.3035, 473.308, 473.311, 473.323, 474.204, 474.214, 474.2145, 475.021, 475.181, 475.25, 475.624, 476.204, 477.029, 480.044, 481.2055, 481.213, 481.225, 481.2251, 481.306, 481.311, 481.325, 483.805, 483.807, 483.901, 484.014, 484.042, 484.056, 486.023, 486.115, 486.172, 489.129, 489.533, 490.004, 490.009, 490.015, 491.004, 491.009, 491.015, 492.103, 492.113, 627.668, 627.912, 636.039, 641.27, 641.55, 766.106, 766.305, 766.308, 766.314, and 937.031, F.S.; conforming cross-references and terminology, to conform; amending ss. 20.43, 381.81, 400.211, 402.48, 457.102, 458.305, 459.003, 460.403, 461.003, 462.01, 463.002, 465.003, 466.003, 467.003, 468.1125, 468.1655, 468.352, 468.518, 468.701, 478.42, 480.033, 483.803, 484.002, 484.003, 484.041, 484.042, 484.051, 486.021, 490.003, and 491.003, F.S.; conforming cross-references and definitions, to conform; providing an effective date.

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

By Senator McKay—

**SB 1592**—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; revising definitions; amending s. 651.013, F.S.; specifying application of additional laws to providers of continuing care; amending s. 651.015, F.S.; revising certain filing fee provisions; amending s. 651.022, F.S.; deleting certain escrow agreement requirements; limiting the Department of Insurance's authority to approve certain applications; amending s. 651.023, F.S.; clarifying provisions for applications for certificates of authority; revising criteria for granting certain mortgages; limiting department authority to approve certain applications; deleting certain provisions for renewal of certificates of authority; amending s. 651.0235, F.S.; providing for continuing validity of certificates of authority; amending s. 651.026, F.S.; requiring a filing fee for annual reports; providing requirements for financial reports and information; amending s. 651.033, F.S.; revising investment criteria for escrow accounts; revising criteria for managing and administering escrow accounts; amending s. 651.035, F.S.; clarifying minimum liquid reserve requirements; decreasing certain escrow operating reserve requirements; requiring providers to maintain a renewal and replacement reserve in escrow; providing criteria; providing requirements for use of such reserves; amending s. 651.051, F.S.; requiring certain notice before removal of certain assets and records from the state; amending s. 651.055, F.S.; requiring submittal to and approval by the department of all continuing care contracts and addenda; revising continuing care agreement provisions to apply to continuing care contracts; amending s. 651.061, F.S.; providing criteria and requirements for certain refunds to residents upon termination of contracts; amending s. 651.065, F.S.; applying certain waiver provisions to continuing care contracts; amending s. 651.071, F.S.; applying preferred claims provisions to continuing care contracts in receivership; amending s. 651.091, F.S.; requiring providers to make available for review certain master plans and plans for expansion or development; requiring providers to furnish residents a copy of resident's rights; requiring filing of certain information with the department; amending s. 651.095, F.S.; requiring department approval of certain provider advertising; limiting certain provider advertising; amending s. 651.105, F.S.; applying examination and inspection provisions to continuing care contracts; amending s. 651.106, F.S.; providing additional grounds for refusal, suspension, or revocation of certificates of authority; providing continuing requirements for pro-

viders after revocation of a certificate; amending s. 651.107, F.S.; clarifying status of certificates of authority not reinstated; creating s. 651.1081, F.S.; specifying remedies in cases of unlawful sales by providers; amending s. 651.111, F.S.; broadening the department's inspection authority; amending s. 651.114, F.S.; applying delinquency proceedings and remedial rights provisions to continuing care contracts; clarifying certain notice requirements relating to release of certain escrow funds; amending s. 651.1151, F.S.; requiring accessibility by residents or resident organizations to management services contracts; amending s. 651.118, F.S.; clarifying a receivership provision; amending s. 651.121, F.S.; requiring the Continuing Care Advisory Council to assist the department in certain actions; repealing s. 651.041, F.S., relating to use of reserves for investment purposes; providing an effective date.

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

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By Senators Thomas, Williams, Bronson and Kirkpatrick—

**SB 1594**—A bill to be entitled An act relating to outdoor power equipment; creating ss. 686.60-686.614, F.S.; regulating sales and distribution of, and dealer relationships relating to, outdoor power equipment; providing a short title; providing legislative findings and intent; providing definitions; providing application; providing for warranty agreements; providing for claims and compensation of dealers; providing for parts availability and return; providing for repurchase of inventory under certain circumstances; providing for compensation for inventory under certain circumstances; providing for indemnification of dealers under certain legal actions; specifying unlawful acts and practices; specifying unenforceable contracts or agreements; providing remedies; providing for effect on other remedies; providing an effective date.

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

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By Senator Kurth—

**SB 1596**—A bill to be entitled An act relating to residential insurance coverage; amending s. 627.4025, F.S.; defining such coverage to include cooperative unit owner's coverage and cooperative association coverage; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senators Kurth and Kirkpatrick—

**SB 1598**—A bill to be entitled An act relating to underground facility damage prevention and safety; amending s. 556.106, F.S.; providing that an excavator who excavates with hand tools is liable for any damage to an operator's underground facilities which occurs during the excavation; amending s. 556.108, F.S.; revising exemptions to the requirement to give notice before excavating; providing an effective date.

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

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By Senator Crist—

**SB 1600**—A bill to be entitled An act relating to taxation of homes for the aged; amending s. 196.1976, F.S.; providing that the provisions of s. 196.1975, F.S., relating to the ad valorem tax exemption for nonprofit homes for the aged, are severable, rather than nonseverable; creating s. 196.1977, F.S.; providing an exemption for each apartment in certain continuing care facilities occupied by a person who makes the apartment his or her permanent home and who is not eligible for homestead exemption; providing procedures and requirements; providing legislative intent; providing an effective date.

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

By Senator Grant—

**SB 1602**—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S.; providing an exception to safety belt use; deleting a provision that requires enforcement of the act only as a secondary action; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

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By Senator Grant—

**SB 1604**—A bill to be entitled An act relating to education; amending s. 120.81, F.S.; providing for exceptions to rule requirements, notice requirements, and filing requirements; providing for certain exemptions for educational units; providing for retroactive effect; amending s. 120.545, F.S.; conforming a cross-reference; amending ss. 228.041, 231.1725, 232.246, 233.067 and 236.081, F.S.; renaming home economics courses as family and consumer sciences courses; amending s. 239.105, F.S.; revising definitions of the terms "adult secondary education," "basic literacy," and "functional literacy"; defining the terms "beginning literacy" and "family literacy"; amending s. 239.205, F.S.; deleting a rulemaking requirement regarding career education programs; amending s. 239.213, F.S.; revising provisions relating to standards of basic skills mastery; providing for the use of adult basic education to meet certain needs; amending s. 239.229, F.S.; requiring the identification of vocational standards related to work experience; requiring the development of additional program standards and benchmarks; amending s. 239.305, F.S., relating to adult literacy; conforming provisions to revised definitions; removing a State Board of Education rule requirement; removing specific annual reporting requirements; providing for status reports in lieu of annual reports; deleting a requirement for the submission of a plan to the Commissioner of Education; repealing ss. 240.3575(5), 240.3815(1), 240.382(5), F.S., relating to annual reports of economic development centers, annual reports of community college campus crime statistics, and rules for the operation of child development training centers; providing effective dates.

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

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By Senator Holzendorf—

**SB 1606**—A bill to be entitled An act relating to community punishment; providing legislative intent to replace regular community supervision programs with a continuum of community punishment sanctions that are appropriate to the individual offender, the needs of the victim, and the needs of the community; providing legislative intent to remove all statutory and case law limitations, other than questions of constitutionality, that have been barriers to an effective system of community punishment and victim services; providing legislative intent to authorize enhanced community punishment sentences with greatly expanded conditions that can be administratively imposed; requiring the Department of Corrections to provide, by January 1, 1998, a plan to reorganize its Probation and Parole Program Office into an organizational unit focusing on community punishment and victim services under an assistant secretary, in accordance with the intent of the act; providing an effective date.

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

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By Senators Jenne and Dyer—

**SB 1608**—A bill to be entitled An act relating to trust funds; creating the Florida Lottery School Construction Trust Fund within the Department of Education; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

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

By Senators Kurth and Forman—

**SB 1610**—A bill to be entitled An act relating to motorcycle safety education; amending s. 215.22, F.S.; providing an exemption from a required deduction for that portion of the Highway Safety Operating Trust Fund funded by the motorcycle safety education fee; amending s. 322.0255, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to purchase and maintain motorcycles, equipment, and materials for use in motorcycle safety courses; deleting a limitation on the reimbursement of certain fees; amending s. 322.21, F.S.; increasing the motorcycle endorsement fee; providing an effective date.

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

By Senator Sullivan—

**SB 1612**—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1614**—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1616**—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1618**—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1620**—A bill to be entitled An act creating a trust fund; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1622**—A bill to be entitled An act revising provisions of law relating to Medicaid and human services so that they can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1624**—A bill to be entitled An act revising provisions of law relating to education so that they can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1626**—A bill to be entitled An act revising provisions of law relating to criminal justice so that they can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1628**—A bill to be entitled An act revising provisions of law relating to governmental operations so that they can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Sullivan—

**SB 1630**—A bill to be entitled An act revising provisions of law relating to regulatory programs so that they can be efficiently administered within amounts appropriated; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Myers—

**SB 1632**—A bill to be entitled An act relating to regulation of professions; dividing ch. 455, F.S., into parts; transferring those provisions of ch. 455, F.S., that pertain to health-related professions into the second part; duplicating publication of extant provisions affecting both health-related professions and other professions in the second part; amending s. 11, ch. 96-403, Laws of Florida; transferring certain functions from the Agency for Health Care Administration to the Department of Health; amending s. 20.43, F.S.; prescribing guidelines for appointments to boards within the Department of Health; amending ss. 455.01, 455.203, 455.205, 455.207, 455.208, 455.209, 455.211, 455.213, 455.214, 455.217, 455.2175, 455.218, 455.2185, 455.221, 455.2226, 455.2228, 455.223, 455.224, 455.225, 455.227, 455.2273, 455.2275, 455.228, 455.2285, 455.229, 455.232, 455.24, 455.242, 455.245, F.S.; conforming those sections to the transfer of regulatory authority over health-related professions from the Agency for Health Care Administration to the Department of Health; conforming those sections to the subdivision of ch. 455, F.S.; creating s. 455.501, F.S.; providing definitions; creating s. 455.504, F.S.; providing applicability; creating s. 455.507, F.S.; providing for continuing licensure of members of the Armed Forces; creating s. 455.511, F.S.; prohibiting disqualification from professional licensure on account of citizenship; creating s. 455.514, F.S.; providing for qualification of immigrants for professional licensure examination; creating s. 455.517, F.S.; providing legislative intent; creating s. 455.521, F.S.; prescribing powers and duties of the Department of Health; creating s. 455.524, F.S.; providing for long-range policy planning; creating s. 455.527, F.S.; providing method of contacting regulatory boards; renumbering s. 455.206, F.S., relating to conditions for board membership; creating s. 455.534, F.S.; providing for organization, meetings, compensation, and travel expense for boards; creating s. 455.537, F.S.; providing for publication of information; creating s. 455.541, F.S.; providing accountability and liability of board members; creating s. 455.544, F.S.; providing for board rules, final agency action, and challenges; creating s. 455.547, F.S.; providing requirements with respect to continuing education; creating s. 455.551, F.S.; providing for continued recognition of certain education programs; creating s. 455.554, F.S.; providing for consultation with post-secondary education boards; creating s. 455.561, F.S.; providing for limited licenses; renumbering and amending s. 455.2141, F.S., relating to general licensing provisions for health-related professions; prescribing additional guidelines with respect to continuing education; renumbering and amending s. 455.2142, F.S., relating to sexual misconduct by applicants for licensure; creating s. 455.571, F.S.; providing for use of professional testing services; renumbering and amending s. 455.2173, F.S., relating to examinations; prescribing additional powers and duties of the respective boards and the department; creating s. 455.577, F.S.; providing a penalty for theft or reproduction of an examination; creating s. 455.581, F.S.; prescribing additional provisions with respect to examination and licensure of foreign-trained professionals; creating s. 455.584,

F.S.; providing exemptions and limited license authorization for certain foreign professionals; renumbering and amending s. 455.220, F.S., relating to fees and receipts; prescribing additional powers and duties of the respective boards and the department; renumbering and amending s. 455.2205, F.S., relating to the Health Care Trust Fund; creating s. 455.594, F.S.; providing for legal and investigative services; renumbering and amending s. 455.222, F.S., relating to instruction on domestic violence; renumbering s. 455.2224, F.S., relating to hepatitis B and HIV carriers; creating s. 455.604, F.S.; providing for instruction on HIV and AIDS; creating s. 455.607, F.S.; providing for instruction on HIV and AIDS; creating s. 455.611, F.S.; providing for oaths, depositions, and subpoenas; creating s. 455.614, F.S.; providing for mediation; creating s. 455.617, F.S.; providing authority to issue citations; creating s. 455.621, F.S.; providing for disciplinary proceedings; creating s. 455.624, F.S.; providing grounds for discipline; prescribing penalties; creating s. 455.627, F.S.; providing disciplinary guidelines; creating s. 455.631, F.S.; prescribing a penalty for giving false information; creating s. 455.634, F.S.; providing for prosecution of criminal violations; creating s. 455.637, F.S.; providing sanctions against unlicensed practice of a profession; creating s. 455.641, F.S.; providing for enforcement of prohibition against unlicensed practice; providing a fee; creating s. 455.644, F.S.; requiring an annual report; creating s. 455.647, F.S.; providing for public inspection of certain information; creating s. 455.651, F.S.; providing a penalty for disclosure of confidential information; renumbering and amending s. 455.236, F.S., relating to financial arrangements between referring health care providers and providers of health care services; renumbering s. 455.237, F.S., relating to prohibiting kickbacks; renumbering and amending s. 455.239, F.S., relating to licensure of designated health care services; creating s. 455.664, F.S.; providing requirements with respect to advertising by health care providers; renumbering and amending s. 455.241, F.S., relating to patient records; renumbering and amending s. 455.2415, F.S., relating to confidential communications between a patient and a psychiatrist; renumbering s. 455.2416, F.S., relating to practitioner disclosure of confidential information; creating s. 455.677, F.S.; providing for disposition of records of deceased, relocated, or retired practitioners; renumbering and amending s. 455.243, F.S., relating to inspections; renumbering s. 455.244, F.S., relating to chiropractic and podiatric health care; creating s. 455.687, F.S.; providing for immediate suspension of certain licenses; renumbering s. 455.2455, F.S., relating to treatment of Medicare beneficiaries; renumbering and amending s. 455.2456, F.S., relating to financial responsibility; renumbering s. 455.247, F.S., relating to reports on professional liability claims; renumbering s. 455.25, F.S., relating to disclosure of certain financial interests; renumbering and amending s. 455.26, F.S., relating to the Impaired Practitioners Committee; renumbering and amending s. 455.261, F.S., relating to the treatment program for impaired practitioners; creating s. 455.711, F.S.; providing for inactive and delinquent status; creating s. 455.714, F.S.; providing for renewal and cancellation notices; creating s. 455.717, F.S.; requiring an address of record; renumbering and amending s. 455.277, F.S., relating to the Health Care Community Antitrust Guidance Act; renumbering s. 455.2775, F.S., relating to information submitted in relation to antitrust issues; repealing s. 455.2055, F.S., relating to membership of practice boards, the provisions of which were incorporated into s. 20.43, F.S.; providing an effective date.

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

By Senators Grant, Klein, Forman, Meadows, Campbell and Harris—

**SB 1634**—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for patient records and other identifying information concerning a complainant involved in a complaint to the statewide or a district managed care ombudsman committee; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

By Senator Gutman—

**SB 1636**—A bill to be entitled An act relating to the Viatical Settlement Act; amending s. 626.9912, F.S.; prescribing information to be

included in an application for a viatical provider license; amending s. 626.9913, F.S.; authorizing licensees to execute a security bond; providing for a waiver by the Department of Insurance of the deposit requirement under specified conditions; amending ss. 626.9923, 626.9924, F.S.; modifying conditions for unconditional rescission of a viatical settlement contract; providing for a waiver of an unconditional rescission provision; providing for reciprocal licensure of viatical settlement providers with other states; prohibiting life and health insurers from entering into a viatical settlement contract under certain conditions; repealing s. 626.993, F.S., relating to viators with dependent children; providing an effective date.

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

By Senator McKay—

**SB 1638**—A bill to be entitled An act relating to education; creating a public-private partnership pilot program; providing intent and definitions; providing eligibility requirements for private schools, nonprofit organizations, and home education program parents; providing for flexibility in educating students; providing for payment of funds; requiring certain funds to be sent to a direct-support organization for specified use; providing student eligibility; providing for rules; requiring the Department of Education to establish a choice information center; requiring legislative review; requiring reports; providing for severability; providing an effective date.

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

By Senator Meadows—

**SB 1640**—A bill to be entitled An act relating to local government; creating s. 189.428, F.S.; establishing an oversight review process for special districts and providing requirements with respect thereto; specifying who should carry out the review; providing review criteria; providing for a final report and providing requirements for a plan for merger or dissolution of a district under review; amending s. 125.01, F.S.; revising provisions relating to county powers with respect to special districts within which municipal services and facilities are provided; amending s. 125.901, F.S.; correcting a reference; amending s. 165.041, F.S., relating to incorporation and merger of municipalities, to conform; amending s. 189.403, F.S.; defining "public facilities" under the Uniform Special District Accountability Act of 1989; amending s. 189.4031, F.S.; removing provisions relating to applicability to certain dependent special districts; requiring independent special district charters to contain certain information; amending s. 189.4035, F.S.; providing for preparation of the official list of special districts by the Special District Information Program and revising requirements with respect thereto; revising requirements relating to a district's authority to dispute its status on the list and respond thereto; amending s. 189.404, F.S.; deleting a requirement that the law creating an independent special district provide a method for dissolving the district; specifying that only the Legislature may create an independent special district, except as otherwise authorized by law; requiring a status statement in a district charter; amending s. 189.4041, F.S.; providing requirements for creation of dependent special districts by county or municipal ordinance; amending s. 189.4042, F.S.; providing merger and dissolution requirements for special districts; providing for a petition requesting an election in response to a proposal to involuntarily merge or dissolve certain special districts; repealing s. 189.4043, F.S., which provides special district dissolution procedures; amending s. 189.4044, F.S.; providing procedures and requirements for declaration that a district is inactive; amending s. 189.4045, F.S.; revising provisions relating to financial allocations upon merger or dissolution; amending s. 189.405, F.S.; revising election procedures and requirements for special districts; providing method of qualifying and providing for fees; amending s. 189.4051, F.S.; revising the special requirements and procedures for elections for districts with governing boards elected on a one-acre/one-vote basis; removing an exemption for certain single-purpose water control districts; amending s. 189.4085, F.S.; revising requirements for issuance of bonds by a special district when no referendum is required; providing limitations on the power of districts to issue general obligation bonds; amending s. 189.415, F.S.; revising requirements relating to special districts' public facilities reports and providing for annual notice of changes thereto; amending s. 189.4155,

F.S.; revising requirements relating to consistency of special district facilities with local government comprehensive plans and providing that such requirements do not apply to certain spoil disposal sites; amending s. 189.416, F.S.; revising the time for designation of a registered office and agent; amending s. 189.417, F.S.; requiring publication of special district meeting schedules; amending s. 189.419, F.S.; revising provisions relating to assessment of fines against districts that fail to file certain reports; amending s. 189.421, F.S.; revising provisions relating to initiation of enforcement proceedings against such districts; amending s. 189.422, F.S.; revising provisions which authorize department action if a district is determined to be inactive or if failure to file reports is determined to be volitional; amending s. 189.425, F.S.; revising provisions relating to rulemaking authority; creating s. 189.426, F.S.; providing salary and benefits limitations applicable to special district employees; authorizing special districts to provide for certain extra merit compensation for employees; providing exceptions; amending s. 189.427, F.S.; revising provisions relating to fees and amounts thereof; revising provisions relating to imposition of fines against districts that fail to remit required fees; amending s. 197.3632, F.S.; revising dates for provision of certain information, holding of public hearings, and certification of rolls with respect to the levy and collection of non-ad valorem assessments and providing for certification of rolls to the property appraiser; amending ss. 200.065 and 200.069, F.S.; providing for inclusion in the notice of proposed property taxes of a notice of adopted non-ad valorem assessments and providing requirements with respect thereto; providing effective dates.

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

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By Senator Meadows—

**SB 1642**—A bill to be entitled An act relating to district school system personnel; amending s. 231.40, F.S.; providing alternative payment for accumulated sick leave for certain personnel; providing that an employee of one school district is not considered a new hire when accepting an administrator position in another; providing an effective date.

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

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By Senator Kurth—

**SB 1644**—A bill to be entitled An act relating to protection of victims who apply for or receive public assistance; providing legislative findings with respect to protection of applicants and recipients of certain public assistance; providing for state adoption of specified Family Violence Option provisions of the Social Security Act; prescribing duties of the Department of Children and Family Services relating to identification of Temporary Assistance to Needy Families (TANF) assistance applicants and recipients who are victimized by or at risk of domestic violence; providing for waiver of certain program requirements; defining “victim of domestic violence”; providing for exercise of the state option to provide certain public assistance to such immigrants, including Temporary Assistance to Needy Families (TANF), Title XX social services, and Medicaid; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Ways and Means.

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By Senator Lee—

**SB 1646**—A bill to be entitled An act relating to the Underground Facility Damage Prevention and Safety Act; amending s. 556.101, F.S.; revising legislative intent; amending s. 556.102, F.S.; revising a definition; amending s. 556.103, F.S.; requiring membership in a specified corporation; amending s. 556.104, F.S.; requiring participation in a specified system; amending s. 556.110, F.S.; providing for monthly assessments for operating costs; exempting member operators from certain assessments under certain circumstances; repealing s. 556.106(2)(e),

F.S., relating to certain required duties of excavators relating to notice; providing an effective date.

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

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By Senator Rossin—

**SB 1648**—A bill to be entitled An act relating to public television and radio; prohibiting a public television or radio station funded by the state from merging with or allowing the use of its facilities by a private non-profit institution of higher learning; providing an effective date.

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

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By Senator Ostalkiewicz—

**SB 1650**—A bill to be entitled An act relating to notaries; amending s. 117.01, F.S.; increasing their required bond; providing an effective date.

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

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By Senator Ostalkiewicz—

**SB 1652**—A bill to be entitled An act relating to game and fish; creating s. 372.7015, F.S.; providing a fine for the illegal taking or killing of wildlife or game; providing for the disposition of the fine; creating s. 372.7016, F.S.; establishing a “Voluntary Authorized Hunter Identification Program”; providing that persons who hunt on private land enrolled in the program must have identification and authorization available while hunting when demanded by law enforcement officers; providing definitions; providing penalties for violations; amending s. 810.09, F.S.; providing that unauthorized persons shooting lethal projectiles across private land are guilty of trespassing; providing definitions; providing penalties; providing an effective date.

—was referred to the Committees on Natural Resources and Criminal Justice.

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By Senator Ostalkiewicz—

**SB 1654**—A bill to be entitled An act relating to religious nonpublic postsecondary institutions; amending s. 246.083, F.S.; providing legislative intent to establish authorization for religious nonpublic colleges that do not receive state or federal funding; establishing the requirements for religious authorization; providing guidelines for religious nonpublic colleges to qualify for religious authorization; amending s. 246.101, F.S.; providing exemptions from certain fees; repealing s. 246.021(7), (10), F.S., which defines the terms “ecclesiastical program or major” and “religious institution”; providing an effective date.

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

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By Senator Ostalkiewicz—

**SB 1656**—A bill to be entitled An act relating to confidentiality of records; amending s. 415.51, F.S.; providing an exception to the confidentiality of records and reports in cases of child abuse or neglect; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; and Governmental Reform and Oversight.

By Senator Ostalkiewicz—

**SB 1658**—A bill to be entitled An act relating to teaching hospitals; amending s. 766.1115, F.S.; abrogating the repeal of that section; providing legislative intent that the teaching hospitals must be protected so that they can provide indigent care and medical education; modifying definitions; modifying contract requirements between teaching hospitals and governmental contractors; providing that teaching hospitals under contract with the state may not be named as a defendant in an action arising out of medical care or treatment; requiring the Agency for Health Care Administration, the Department of Health, and the Department of Education to enter contracts with teaching hospitals to provide indigent health care services and medical education services under which the hospitals are agents of the state; providing applicability; amending ss. 766.112, 768.81, F.S.; including a teaching hospital's officers, agents, and employees in the apportionment of damages in an action for wrongful death or personal injury; providing an effective date.

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

By Senator Ostalkiewicz—

**SB 1660**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; revising the exemption for food and drinks; providing definitions; providing an exemption for certain foods, drinks, and other items provided to customers on a complimentary basis by a dealer who sells food products at retail; providing an exemption for foods and beverages donated by such dealers to certain organizations; revising provisions relating to the technical assistance advisory committee established to provide advice in determining taxability of foods and medicines; providing membership requirements; directing the Department of Revenue to develop guidelines for such determination and providing requirements with respect thereto; providing for use of the guidelines by the committee; providing for determination of the taxability of specific products by the department; authorizing the department to develop a central database with respect thereto; providing an effective date.

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

By Senator Ostalkiewicz—

**SB 1662**—A bill to be entitled An act relating to state government; providing legislative intent; providing duties of procuring agencies relating to procurement contracts; imposing certain duties on the Comptroller; providing application; providing an effective date.

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

By Senator Williams—

**SB 1664**—A bill to be entitled An act relating to water resources; amending s. 373.326, F.S.; providing an exemption from water well provisions with respect to certain small businesses and owners of duplex, triplex, and quadruplex housing units; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Ostalkiewicz—

**SB 1666**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.18, F.S.; abolishing the additional fee for a certificate of registration charged to specified dealers; providing an effective date.

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

By Senator Rossin—

**SB 1668**—A bill to be entitled An act relating to elections; amending s. 101.62, F.S.; providing for direct mailing of absentee ballots; prohibiting mailing of multiple absentee ballots to the same address; providing exceptions; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

By Senator Williams—

**SB 1670**—A bill to be entitled An act relating to Medicaid provider fraud; amending s. 409.910, F.S.; limiting the scope of liability for which Medicaid benefits must be repaid; amending s. 624.424, F.S.; conforming a cross-reference; barring certain civil actions; providing for retroactive application; providing an effective date.

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

By Senator Turner—

**SB 1672**—A bill to be entitled An act relating to midwifery; amending s. 467.003, F.S.; redefining the term "preceptor"; amending s. 467.009, F.S.; decreasing the number of women a student midwife must take care of and increasing the number she must observe during training; requiring certain facilities to establish observation programs; revising accreditation requirements for certain programs; amending s. 467.0125, F.S.; establishing credentialing requirements for licensure; deleting temporary certification provisions; amending s. 467.015, F.S.; revising certain midwife responsibilities regarding the administration of medication; amending s. 467.017, F.S.; requiring certain emergency care plan information to accompany licensure and renewal applications; providing an effective date.

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

By Senator Grant—

**SB 1674**—A bill to be entitled An act relating to the Construction Lien Law; amending s. 713.01, F.S.; revising certain definitions to include solid-waste removal; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Crist—

**SB 1676**—A bill to be entitled An act relating to regional perinatal intensive care centers; amending s. 383.19, F.S.; providing that the Department of Health may designate additional qualified centers as the department considers necessary; providing that, beyond a specified number of such centers, any additional center, and physicians' services performed in such additional centers, are ineligible for funding under s. 409.9112, F.S.; providing an effective date.

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

By Senator Williams—

**SB 1678**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.11, F.S.; revising provisions which require dealers who paid \$100,000 or more in tax in the prior year to make estimated tax payments; providing that certain dealers engaged in the sale of boats, motor vehicles, or aircraft may, in lieu of making

estimated tax payments, remit the tax for sales of \$100,000 or more at the time of sale; providing an effective date.

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

By Senator Jenne—

**SB 1680**—A bill to be entitled An act relating to tax administration; amending s. 195.096, F.S., relating to review of assessment rolls by the Department of Revenue; revising provisions which allow the department to combine a real property class with another class for assessment ratio studies or use the weighted average of other classes to calculate assessment levels under certain conditions; amending s. 197.253, F.S.; conforming provisions relating to an appeal to the value adjustment board of denial of homestead tax deferral to the time limitations specified in s. 194.011, F.S.; amending s. 199.052, F.S.; requiring banks and financial organizations filing annual intangible personal property tax returns for their customers to file information using machine-sensible media; creating s. 199.105, F.S.; providing for taxation of certain intangible personal property transferred to a person or entity outside the state and then repurchased to avoid taxation; providing that a grantor shall be treated as owning property that constitutes trust principal under certain conditions; amending s. 212.10, F.S.; providing that a corporation with an officer, director, or majority shareholder who was previously associated with a corporation that quit business and failed to file a final sales tax return or pay sales tax liability may be denied the right to engage in business until payment is made; amending s. 212.11, F.S.; providing requirements relating to sales tax returns filed through electronic data interchange; amending s. 212.12, F.S.; revising provisions relating to the dealer's credit for collecting sales tax; specifying that the credit is also for the filing of timely returns; authorizing the department to deny, rather than reduce, the credit if an incomplete return is filed; revising the definition of "incomplete return"; amending s. 212.17, F.S.; providing that the department shall prescribe the format for filing returns through electronic data interchange and specifying that failure to use the format does not relieve a dealer from the payment of tax; amending s. 213.755, F.S.; defining "return" and "payment" for purposes of revenue laws administered by the department; amending s. 213.053, F.S.; authorizing the department to provide certain information to the Department of Labor and Employment Security; amending s. 213.21, F.S.; revising provisions which authorize the department to delegate to the executive director authority to approve a settlement or compromise of tax liability, to increase the limit on the amount of tax reduction with respect to which such delegation may be made; specifying a time period for which the department may settle and compromise tax and interest due when a taxpayer voluntarily self-discloses a tax liability and authorizing further settlement and compromise under certain circumstances; creating s. 213.285, F.S.; authorizing the department to initiate a certified audits project under which taxpayers may hire qualified practitioners to review and report on their tax compliance; providing definitions; providing requirements for participation by such practitioners and taxpayers; providing requirements for the conduct of certified audits; providing status of the audit report; amending s. 213.053, F.S.; authorizing the department to provide certain information to the Board of Accountancy or to a court with respect to a certified public accountant participating in the project; amending s. 213.21, F.S.; authorizing settlement or compromise of penalties and abatement of interest for taxpayers who participate in the project; providing for repeal of the certified audit program; amending s. 213.67, F.S.; prohibiting disposition of assets of a delinquent taxpayer that come into the possession of another person after that person receives garnishment notice from the department for a specified period; requiring the garnishee to notify the department of such assets; providing that the garnishment notice remains in effect while a taxpayer's contest of an intended levy is pending; amending s. 215.26, F.S.; limiting the amount of tax that may be refunded when the law under which a tax was imposed is held invalid; providing that claims for less than \$25 shall not be the basis for membership in a class action seeking refund; specifying the statutes under which an action to contest the denial of a tax or fee refund may be brought and requiring denial of a refund application before such action may be initiated; requiring denial of a refund claim if a taxpayer has not contested or has unsuccessfully contested an administrative garnishment; providing effective dates.

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

By Senator Diaz-Balart—

**SB 1682**—A bill to be entitled An act relating to health insurance; amending s. 627.6406, F.S., relating to coverage for maternity care; prohibiting an insurer from imposing certain limitations on benefits, coverage, or reimbursement; amending s. 627.6425, F.S.; requiring an insurer that provides individual coverage to renew or continue coverage; providing certain exceptions; requiring an insurer to provide notice of discontinuation; authorizing an insurer to modify coverage; revising requirements for renewability of individual coverage; creating s. 627.6475, F.S.; providing for an individual reinsurance pool; providing purpose; providing definitions; providing applicability and scope; providing requirements for availability of coverage; requiring maintenance of records; providing an election for carriers; providing an election process; requiring operations of the program to be subject to the board of the Florida Small Employer Reinsurance Program; requiring the establishment of a separate account; providing for standards to assure fair marketing; authorizing the Department of Insurance to adopt rules; creating s. 627.6487, F.S.; providing for guaranteed availability of health insurance coverage to eligible individuals; prohibiting an insurer or health maintenance organization from declining coverage for eligible individuals or imposing preexisting conditions; providing definitions; providing certain exceptions; creating s. 627.64871, F.S.; providing for application of requirements for certification of coverage; providing exceptions; creating s. 627.6512, F.S.; exempting certain group health insurance policies from specified requirements with respect to excepted benefits; amending s. 627.6515, F.S.; requiring out-of-state groups to provide certain additional benefits; amending s. 627.6561, F.S., relating to exclusions for preexisting conditions; providing definitions; specifying circumstances under which an insurer may impose an exclusion for a preexisting condition; providing exceptions; providing requirements for creditable coverage; providing for an election of methods for calculating creditable coverage; requiring disclosure of certain elections; providing for establishing creditable coverage; providing exceptions; requiring an issuer to provide certification pursuant to rules adopted by the department; creating s. 627.65615, F.S.; providing for special enrollment periods for employees and dependents; specifying conditions for special enrollment periods; creating s. 627.65625, F.S.; prohibiting an insurer from discriminating against individual participants and beneficiaries based on health status; creating s. 627.6571, F.S.; specifying circumstances under which an insurer that issues group health insurance policies must renew or continue coverage; providing for notice of discontinuation; providing a process for notification; authorizing an insurer to modify coverage; amending s. 627.6574, F.S., relating to coverage for maternity care; prohibiting a group, blanket, or franchise policy from imposing certain limitations on enrolling or renewing coverage; prohibiting an insurer from imposing certain limitations on benefits, coverage, or reimbursement; prohibiting an insurer from providing monetary payments or rebates; amending s. 627.6675, F.S.; revising time limitations for application for and payment of a converted policy; revising the maximum premium rate for a converted policy; requiring an insurer to offer a standard health benefit plan; amending s. 627.6699, F.S., relating to the Employee Health Care Access Act; revising definitions; providing requirements for policies with respect to preexisting conditions; providing exceptions; requiring special enrollment periods; authorizing a small carrier to deny coverage under certain circumstances; revising requirements for renewing coverage; increasing membership of the board of the Small Employer Health Reinsurance Program; requiring a small employer to disclose certain information with respect to a health benefit plan; amending s. 641.31, F.S.; revising requirements for a health maintenance contract that provides coverage for maternity care; prohibiting a health maintenance organization from denying eligibility to enroll or to renew coverage; prohibiting such an organization from imposing certain limitations on benefits, coverage, or reimbursement; prohibiting such an organization from providing monetary payments or rebates; creating s. 641.31071, F.S., relating to exclusions for preexisting conditions; providing definitions; specifying circumstances under which a health maintenance organization may impose an exclusion for a preexisting condition; providing exceptions; providing requirements for creditable coverage; providing for an election of methods for calculating creditable coverage; requiring disclosure of certain elections; providing for establishing creditable coverage; providing exceptions; requiring a health maintenance organization to provide certification pursuant to rules adopted by the department; creating s. 641.31072, F.S.; requiring a health maintenance organization to provide for special enrollment periods under a contract for employees and dependents; providing conditions for special enrollment periods; creating s. 641.31073, F.S.; prohibiting a health maintenance organization from discriminating against individual participants and beneficiaries based

on health status; creating s. 641.31074, F.S.; requiring a health maintenance organization to renew or continue coverage of certain group health insurance contracts; requiring notice of discontinuation; prescribing a process for notification; authorizing a health maintenance organization to modify coverage; amending s. 641.3921, F.S.; clarifying circumstances under which a health maintenance organization may issue a converted contract; amending s. 641.3922, F.S.; revising the time limitation for applying for a converted contract; revising the maximum premium rate for a converted contract; requiring a health maintenance organization to offer a standard health benefit plan; repealing s. 627.6576, F.S., relating to a prohibition against discriminating against handicapped persons under policies of group, blanket, or franchise health insurance; providing for application of the act; providing for application of the act with respect to a plan or contract maintained pursuant to a collective bargaining agreement; providing an effective date.

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

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By Senator Crist—

**SB 1684**—A bill to be entitled An act relating to reports by school personnel of students' suspected unlawful acts; amending s. 232.277, F.S., relating to reports of suspected substance or alcohol abuse; creating the "1997 Student Drug and Alcohol Zero Tolerance Act"; providing legislative intent; requiring notification to law enforcement agencies of suspected unlawful acts involving use, possession, or sale of a controlled substance, counterfeit controlled substance, alcoholic beverage, or model glue; requiring notification to the reported student's parent, guardian, or legal custodian; providing an effective date.

—was referred to the Committee on Education.

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By Senator Meadows—

**SB 1686**—A bill to be entitled An act relating to risk assessment; creating the Science Advisory Board; providing qualifications for membership on the board; providing for the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint members to the board; providing for terms of appointment; providing for board members to be reimbursed for travel and per diem expenses; requiring the board to provide advice and guidance to state agencies in preparing risk impact statements and on risk assessment issues; requiring the board to report on each risk impact statement prepared by a state agency; requiring the board to maintain a list of experts for peer review of risk impact statements; requiring the board to update guidelines prepared by the Risk-Based Priority Council; requiring the board to recommend legislation; assigning the board, for administrative purposes, to the Administrative Procedures Committee; providing an effective date.

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

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By Senator Horne—

**SB 1688**—A bill to be entitled An act expressing legislative intent to revise the laws relating to adult education and postsecondary vocational education to provide for the delivery of services and for funding.

—was referred to the Committee on Ways and Means.

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By Senator Grant—

**SB 1690**—A bill to be entitled An act relating to Enterprise Florida, Inc.; directing the president of Enterprise Florida, Inc., to employ an infrastructure systems development director; providing duties of the director relating to recommendations regarding transportation and infrastructure and review of transportation plans; providing an annual appropriation; providing an effective date.

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

By Senator Grant—

**SB 1692**—A bill to be entitled An act relating to property taxation; amending s. 196.199, F.S.; providing that certain interests in property owned by a unit of government and subject to leasehold or other interest of a nongovernmental entity will be considered governmental, municipal, or public for purposes of the government property exemption from taxation; providing an effective date.

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

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By Senator Grant—

**SB 1694**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.11, F.S.; revising provisions which require dealers who paid \$100,000 or more in tax in the prior year to make estimated tax payments; reducing the percentage used to calculate estimated tax liability over a specified period and repealing said percentage January 1, 2003; providing that certain dealers engaged in the sale of boats, motor vehicles, or aircraft may, in lieu of making estimated tax payments, remit the tax for sales of \$100,000 or more within a specified period; providing an effective date.

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

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By Senator Horne—

**SB 1696**—A bill to be entitled An act relating to remedial education; providing definitions; providing program requirements; prescribing program length.

—was referred to the Committee on Ways and Means.

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By Senator Horne—

**SB 1698**—A bill to be entitled An act relating to the funding of post-secondary education; providing procedures; prescribing requirements; establishing schedules.

—was referred to the Committee on Ways and Means.

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By Senator Horne—

**SB 1700**—A bill to be entitled An act relating to education capital outlay; providing for public-private partnerships and for the use of facilities.

—was referred to the Committee on Ways and Means.

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By Senator Grant—

**SB 1702**—A bill to be entitled An act expressing legislative intent to revise the laws relating to distance learning.

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

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By Senator Grant—

**SB 1704**—A bill to be entitled An act expressing legislative intent to revise the laws relating to university student fees.

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

By Senator Crist—

**SB 1706**—A bill to be entitled An act relating to campaign financing; repealing ss. 106.30-106.36, F.S., the “Florida Election Campaign Financing Act”; amending ss. 99.092, 99.103, 105.031, F.S.; eliminating the transfer of a portion of filing fees to the trust fund and reducing filing fees accordingly, to conform; amending s. 99.093, F.S.; eliminating the transfer of a portion of municipal election assessments to the trust fund and reducing the municipal election assessment accordingly, to conform; amending s. 102.112, F.S.; providing for deposit of fines assessed for late county election returns into general revenue rather than the trust fund, to conform; amending ss. 106.04, 106.07, F.S.; providing for deposit of fines assessed for late campaign financing reports into general revenue rather than the trust fund, to conform; eliminating the separate reporting dates for candidates receiving contributions from the trust fund, to conform; amending s. 106.141, F.S.; eliminating deposit of surplus campaign funds into the trust fund, to conform; amending s. 106.22, F.S.; eliminating the required audits of campaign accounts of candidates receiving contributions from the trust fund, to conform; amending s. 106.265, F.S.; providing for deposit of civil penalties into general revenue instead of the trust fund, to conform; repealing ss. 199.052(14), 320.02(13), F.S., and amending ss. 322.08, 327.25, 607.1622, F.S., to eliminate provisions that authorize voluntary contributions to the trust fund, to conform; amending ss. 370.12, 732.9215, 732.9216, F.S.; conforming cross-references, to conform; providing an effective date.

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

By Senator Crist—

**SB 1708**—A bill to be entitled An act relating to elections; amending s. 106.17, F.S.; prohibiting state agencies and certain other governmental entities from soliciting pledges or authorizing or conducting polls or surveys relating to candidacies for public office; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Governmental Reform and Oversight.

By Senator Crist—

**SB 1710**—A bill to be entitled An act relating to time limitations upon commencement of criminal prosecutions; amending s. 775.15, F.S.; providing that prosecution is commenced upon filing of the charging document when the defendant has previously been arrested or served with summons on the charge; providing that, when the defendant charged by information or indictment with a crime in this state has not been so arrested or served, the failure to execute process or extradite the defendant in another state does not constitute unreasonable delay; providing for inapplicability of a limitation upon prosecution of a defendant who has been timely charged but not arrested due to absence from the state or not extradited, under specified circumstances; reenacting s. 119.011(3) and 517.302(4), F.S., relating to the definition of “criminal intelligence information” for purposes of public records, and criminal prosecution for offenses under chapter 517, the Florida Securities and Investor Protection Act, to incorporate said amendment in references; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Crist—

**SB 1712**—A bill to be entitled An act relating to motor vehicle liability insurance; amending s. 324.072, F.S.; requiring increased minimum limits of bodily injury coverage after DUI convictions; providing a penalty; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Williams—

**SB 1714**—A bill to be entitled An act relating to insurance; amending s. 624.424, F.S.; increasing the period within which certain insurers may use the same accountant; amending s. 627.311, F.S.; providing exemptions from public records requirements for underwriting files, open claim files, audit records for a specified time, matters reasonably encompassed in privileged attorney-client communications, licensed proprietary information made confidential by contract, certain employee medical records and employee assistance programs records, certain negotiation information for a specified time, minutes of closed meetings regarding underwriting files, and minutes of closed meetings regarding claims files for a specified time; providing requirements regarding sharing of confidential records; providing an exemption from public meetings requirements for meetings during which underwriting files or open claims files are discussed; providing requirements regarding such closed meetings and records thereof; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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

By Senator Crist—

**SB 1716**—A bill to be entitled An act relating to court enforcement; creating the “Comprehensive Court Enforcement Program Act”; providing for legislative findings and intent; providing for judicial oversight and jurisdiction; providing for the creation of the program by the Supreme Court; providing for staffing; providing for a notice to appear and a procedure; providing for the screening of cases for inclusion in the program; providing for hearings; providing for negotiated settlements; providing for alternatives to full payment; providing fees; providing a definition; providing alternatives to court-ordered financial obligations; providing penalties; providing for physical facilities and security; providing for the transfer of certain community service matters to the program for compliance sanctions; providing for hearing costs; providing for the deduction of money collected in the Comprehensive Court Enforcement Program Trust Fund; providing for the disbursement of collected funds; providing for the effective date of implementation of the program; providing an effective date.

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

By Senator Turner—

**SB 1718**—A bill to be entitled An act relating to education; amending s. 233.061, F.S.; encouraging school districts to provide instruction in the history of labor; providing an effective date.

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

By Senator Turner—

**SB 1720**—A bill to be entitled An act relating to education; amending ss. 228.041, 228.056, 230.23, 231.141, 231.15, and 121.091, F.S.; replacing the term “teacher aide” with the term “education paraprofessional”; requiring the State Board of Education to classify school services and prescribe rules; creating s. 231.143, F.S.; authorizing school districts to adopt a program for the career development of education paraprofessionals; specifying levels of achievement that paraprofessionals can attain through the program; providing restrictions; providing an effective date.

—was referred to the Committee on Education.

By Senator Turner—

**SB 1722**—A bill to be entitled An act relating to state lotteries; requiring the Department of the Lottery to conduct a special lottery pilot program for the enhancement of postsecondary education; providing for

deposit, distribution, and use of proceeds; authorizing rules; requiring recommendations; providing an effective date.

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

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By Senator Turner—

**SB 1724**—A bill to be entitled An act relating to Parkinson's disease; creating the "Morris K. Udall Parkinson's Research, Assistance, and Education Act of 1997"; providing purpose; providing for establishment of programs; creating an interagency coordinating committee; providing duties of the committee; providing membership; requiring an annual report; providing for grants to research and training centers; providing requirements; providing time limitations; providing for review; providing for data management and dissemination of information; providing for grants to scientific researchers; providing for a state education program; providing an appropriation; providing an effective date.

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

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By Senators Crist, Harris, Campbell and Thomas—

**SB 1726**—A bill to be entitled An act relating to public accountancy; amending s. 473.309, F.S.; revising practice requirements for partnerships, corporations, and limited liability companies; providing that business entities are practicing public accounting if their employees are practicing public accounting; amending s. 473.319, F.S.; restricting the prohibition on contingency fees to certain public accounting services; amending s. 473.3205, F.S.; prohibiting licensees from accepting or paying commissions or referral fees in connection with the sale or referral of certain public accounting services; requiring written disclosure to clients relating to the acceptance of certain commissions; amending s. 473.323, F.S.; providing that failing to provide any required written disclosure to a client or the public is a ground for disciplinary action; providing penalties; providing an effective date.

—was referred to the Committee on Regulated Industries.

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By Senator Kirkpatrick—

**SB 1728**—A bill to be entitled An act relating to military affairs; amending s. 250.10, F.S.; revising provisions relating to educational benefits for Florida National Guard members; authorizing payment of the full cost of tuition and fees by the Department of Military Affairs under certain circumstances; amending ss. 240.235 and 240.35, F.S.; conforming cross-references; providing an effective date.

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

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By Senator Kirkpatrick—

**SJR 1730**—A resolution proposing an amendment to Section 4 of Article IX of the State Constitution relating to school districts.

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

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By Senator Kirkpatrick—

**SB 1732**—A bill to be entitled An act relating to accessibility by handicapped persons; creating s. 553.5045, F.S.; providing an exception to the provisions of s. 553.504, F.S., for qualified historic buildings or facilities; providing that federal accessibility guidelines govern access to such buildings or facilities; creating s. 553.5125, F.S.; providing for the jurisdiction of local code enforcement boards to grant modifications and

waivers; providing for the creation of local handicapped-accessibility advisory councils; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Kirkpatrick—

**SB 1734**—A bill to be entitled An act relating to student report cards; requiring school districts to establish and publish policies for the content and regular issuance of student report cards depicting both academic and conduct performance by all students; prohibiting student exemption from academic performance requirements; requiring annual progress monitoring and reporting by the Department of Education; providing an effective date.

—was referred to the Committee on Education.

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By Senator Kirkpatrick—

**SB 1736**—A bill to be entitled An act relating to the Florida panther research and management program; providing an appropriation from the Florida Panther Research and Management Trust Fund for specified purposes; providing an effective date.

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

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By Senator Ostalkiewicz—

**SB 1738**—A bill to be entitled An act relating to department inspectors general; providing that the person who performs the duties of inspector general for the Department of Children and Family Services be appointed by the Attorney General and housed in the Department of Legal Affairs; amending ss. 20.19, 409.803, F.S., to conform; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Judiciary; and Ways and Means.

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By Senator Scott—

**SB 1740**—A bill to be entitled An act relating to the regulation of utilities; expressing legislative intent; providing an effective date.

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

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By Senator Silver—

**SB 1742**—A bill to be entitled An act relating to alcoholic beverages and tobacco; amending s. 20.165, F.S.; authorizing law enforcement officers certified under ch. 943, F.S., to make arrests and investigate, enforce, and prosecute violations of ss. 859.06-859.078, F.S., relating to the unlawful giving or selling of tobacco products; amending s. 210.04, F.S.; removing power of the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to authorize persons to give away certain free sample packages of cigarettes upon which the taxes have been paid; providing for the division to authorize distribution of certain free sample packages of cigarettes as provided in s. 859.075, F.S.; creating s. 561.707, F.S.; requiring licensees under the Beverage Law to use diligence in the management and supervision of the licensed premises and in the supervision and training of their employees, agents, officers, or servants; providing that certain acts are prima facie evidence of lack of due diligence; providing that qualification as a responsible vendor may be evidence that a licensee used due diligence; amending s. 562.11, F.S.; increasing the criminal penalty for giving alcoholic beverages to underage persons or allowing such persons to consume such beverages on a licensed premises; increasing the criminal penalty imposed on a person convicted of misrepresenting his or her age

or the age of another to induce a licensee to give or sell alcoholic beverages to an underage person; amending s. 562.111, F.S.; absolving persons lawfully engaged in the enforcement of any law or municipal ordinance relating to alcoholic beverages from civil or criminal liability; amending s. 569.007, F.S.; prohibiting the sale or delivery of tobacco products through a vending machine unless the device is located within premises where the dealer ensures that no minor is present or permitted to enter; amending s. 859.06, F.S.; increasing the criminal penalty for selling, delivering, or giving tobacco products or cigarette wrappers to minors; creating s. 859.071, F.S.; providing that the possession of cigarettes or tobacco products by a minor is unlawful; providing an exception; providing penalties; providing for the issuance of citations by law enforcement officers; creating s. 859.075, F.S.; providing that it is unlawful for persons licensed under chapters 210 or 569, F.S., to distribute or cause to be distributed free samples of cigarettes or other tobacco products; providing an exception; providing for revocation of the license of a violator; creating s. 859.078, F.S.; absolving persons with the duty to enforce the provisions of ch. 569, F.S., relating to tobacco, and persons assisting them from civil or criminal liability for their acts while lawfully engaged in their duties; providing an effective date.

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

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By Senator Silver—

**SB 1744**—A bill to be entitled An act relating to insurance; creating s. 624.4015, F.S.; requiring certain insurers to offer personal lines residential coverage; creating s. 627.3516, F.S.; requiring the placement of personal lines residential risks from the Residential Property and Casualty Underwriting Association to certain property and casualty insurers under certain circumstances; providing definitions and formulas; providing for the adoption of rules; providing a penalty; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Klein—

**SB 1746**—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.012, F.S.; providing that a specified use of real property that is owned by and leased from a deepwater port is an activity that serves a governmental, municipal, or public purpose or function; exempting such real property from ad valorem taxes; providing an effective date.

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

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By Senator Klein—

**SB 1748**—A bill to be entitled An act relating to the regulation of malt beverages; amending s. 563.06, F.S.; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to establish sizes of containers in which malt beverages may be packaged and sold or offered for sale in this state; deleting certain limitations on the size of the individual container in which malt beverages may be sold or offered for sale; recommending that, in establishing container sizes for packaging malt beverages, the division consider allowing malt beverages to be sold in containers of certain specified sizes; providing an effective date.

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

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By Senator Myers—

**SB 1750**—A bill to be entitled An act relating to Medicaid; amending s. 236.0812, F.S.; authorizing certified match for expanded school-based services; amending s. 409.904, F.S.; expanding Medicaid optional eligibility to include certain children and postpartum women; amending s.

409.905, F.S.; authorizing a preventive focus for Medicaid family planning services; amending s. 409.9071, F.S.; incorporating conforming revisions; amending s. 409.908, F.S.; modifying the Medicaid reimbursement for certified match services; amending s. 409.912, F.S.; authorizing Medicaid to enter prepaid contracts with provider service networks; amending s. 409.914, F.S.; modifying the provisions relating to the Medicaid buy-in program; reducing the income eligibility level under the program; directing the Agency for Health Care Administration to develop the buy-in program with other related programs; directing the agency to seek a federal waiver that will allow Medicaid funds to be used to pay premiums for certain insurance continuation coverage; directing the agency to seek a federal waiver for a specialized disproportionate share program; directing the agency, in conjunction with other parties, to develop programs designed to identify Medicaid eligible children who are not receiving services; directing the agency to seek a waiver to obtain Medicaid matching funds for children enrolled in the Florida Healthy Kids program; providing an effective date.

—was referred to the Committees on Health Care; Children, Families and Seniors; and Ways and Means.

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By Senator Harris—

**SB 1752**—A bill to be entitled An act relating to business promotion; expressing the legislative intent to promote Florida businesses.

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

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By Senator Harris—

**SB 1754**—A bill to be entitled An act relating to international trade; expressing the legislative intent to foster international trade.

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

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By Senator Harris—

**SB 1756**—A bill to be entitled An act relating to economic development; expressing the legislative intent to foster economic development.

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

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By Senator Crist—

**SB 1758**—A bill to be entitled An act relating to state-funded scholarships; providing that a person who is incarcerated in a state or county correctional facility or who has been convicted of a felony may not receive a state-funded college or graduate-level scholarship; providing an effective date.

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

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By Senators Harris and Brown-Waite—

**SB 1760**—A bill to be entitled An act relating to child welfare; amending s. 39.405, F.S.; revising certain guidelines relating to filing of affidavit of diligent search in dependency cases; removing requirement for appointment of guardian ad litem, under specified circumstances; amending s. 39.4051, F.S., relating to special procedures in dependency cases when identity or location of parent is unknown, and reenacting s. 39.01(27), F.S., relating to the definition of “diligent search,” and s. 39.462(1)(a), F.S., relating to process and service in proceedings and petitions to terminate parental rights, to incorporate amendments in references; revising duties of the Department of Children and Family Services with respect to diligent searches; providing for notice by publication under certain circumstances; creating s. 39.4052, F.S.; requiring

written notice to identified adult relatives of a child taken into care; creating s. 39.4053, F.S.; prescribing duties of the department and guidelines relating to due diligence in the identification and notification of parents, relatives, and custodians of a child in departmental custody; defining "next of kin"; creating s. 39.4054, F.S.; imposing an affirmative duty on a parent to disclose information on the child's relatives, under specified circumstances; amending s. 39.4625, F.S., relating to special procedures in termination of parental rights cases when identity or location of parent is unknown; revising guidelines relating to court inquiry and diligent search; amending s. 39.464, F.S., relating to grounds for termination of parental rights, and reenacting s. 39.4611(1)(a) and (b) and (2), to incorporate said amendment in references thereto; conforming provisions relating to diligent search; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Judiciary; and Ways and Means.

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By Senators Harris and Brown-Waite—

**SB 1762**—A bill to be entitled An act relating to adoption; amending s. 63.022, F.S.; declaring additional legislative intent; amending s. 63.032, F.S.; providing definitions applicable to laws regulating adoptions; renumbering and amending s. 63.207, F.S., relating to out-of-state placement; amending s. 63.042, F.S.; providing who may not adopt; amending s. 63.052, F.S.; providing that prospective adoptive parents become legal custodians of a child pending finalization of adoption; providing for removal of a child from an unsuitable home; amending s. 63.062, F.S.; prescribing certain obligations that must be met by the father of a prospective adoptee in order to preserve his right of consent in an adoption; providing certain requirements with respect to consent; creating s. 63.063, F.S.; providing for notice of adoption proceedings; creating s. 63.064, F.S.; providing for the content of notice and service; creating s. 63.065, F.S.; providing termination of rights hearing; creating s. 63.066, F.S.; providing for the identity or location of a parent unknown after filing of notice of adoption; amending s. 63.072, F.S.; providing for waiver of the requirement that the parent must consent to the adoption of a child in certain circumstances; amending s. 63.092, F.S.; revising requirements of the preliminary home study and for certain records checks; amending s. 63.097, F.S.; requiring court approval of certain fees of agencies; amending s. 63.102, F.S.; providing for filing a petition for adoption in the county in which an adoption intermediary is located; amending s. 63.112, F.S.; requiring certain information to be made part of, or to accompany, an adoption petition; amending s. 63.125, F.S.; changing the time for filing the written report of a final home investigation; amending s. 63.132, F.S.; requiring agencies to file reports of expenditures and receipts; amending s. 63.162, F.S.; requiring intermediaries and agencies to retain certain records and to provide notice prior to closing of the location of said records; amending s. 63.182, F.S.; revising time period for appeal; amending s. 63.085, F.S.; conforming a cross-reference; amending s. 63.212, F.S.; prohibiting persons from providing false or misleading information about themselves when providing information for completion of an adoption placement; prohibiting birth parents from contracting with, or accepting benefits from, more than one agency or intermediary; providing penalties; revising fees which intermediaries may charge; correcting cross references; creating s. 63.215, F.S.; providing for preplanned adoption arrangements; amending s. 39.01, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Judiciary; and Children, Families and Seniors.

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By Senator Harris—

**SB 1764**—A bill to be entitled An act relating to nonprofit corporations; providing a tax exemption for assets used for a charitable purpose; providing an effective date.

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

By Senator Ostalkiewicz—

**SB 1766**—A bill to be entitled An act relating to motor vehicles and vessels; amending s. 320.02, F.S.; providing for annualized voluntary contributions on motor vehicle registration application forms; amending s. 320.03, F.S.; providing for annualized fees on license registration and certain automobile and truck registrations; amending s. 320.04, F.S.; providing for annualized service charges on the issuance of license plates, mobile home stickers, validation stickers, or any registration certificate; amending s. 320.06, F.S.; providing for a registration period of up to 24 months; conforming fees; amending s. 320.07, F.S.; providing for optional biennial registration; amending ss. 320.0802, 320.0804, 320.083, 320.08046, 320.08047, 320.0805, 320.08056, F.S.; conforming references and fees; amending s. 320.15, F.S.; providing for a refund for biennial registration under certain circumstances; amending s. 325.203, F.S.; providing for biennial emissions testing; amending s. 327.23, F.S.; conforming provisions; amending s. 327.25, F.S.; providing for optional biennial registration for vessels; conforming fees; providing for a refund for biennial registration in certain circumstances; amending s. 327.28, F.S.; conforming fees; providing an effective date.

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

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By Senator Klein—

**SB 1768**—A bill to be entitled An act relating to public meetings; amending s. 286.011, F.S.; authorizing county staff members or consultants to attend private sessions to discuss settlement of litigation; providing an effective date.

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

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By Senator Williams—

**SB 1770**—A bill to be entitled An act relating to labor and retirement; creating the Workforce 2000 Study Commission; providing for membership; providing powers and duties of the commission; requiring reports; providing for staffing of the commission; providing an appropriation; providing an effective date.

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

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By Senator Jones—

**SB 1772**—A bill to be entitled An act relating to the Employee Health Care Access Act; amending s. 627.6699, F.S.; authorizing small employer carriers to impose additional conditions on offering health benefits through rural health networks; providing an effective date.

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

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By Senator Ostalkiewicz—

**SB 1774**—A bill to be entitled An act relating to civil actions; creating s. 45.063, F.S.; providing for introduction of evidence that a plaintiff is a habitual litigant; amending s. 95.11, F.S.; providing a 2-year limitation period for bringing certain actions; amending s. 768.73, F.S.; requiring punitive damages awarded by a court to be payable to the Public Education Capital Outlay and Debt Service Trust Fund; prohibiting attorney's fees based on punitive damages; amending s. 768.77, F.S.; conforming provisions; creating s. 768.731, F.S.; providing a limitation on noneconomic damages; providing for nonbinding arbitration; providing for reasonable attorney's fees and court costs; amending s. 768.81, F.S.; providing that a claimant's contributory fault in a negligence action bars recovery if it exceeds a specified percentage of the total fault; providing for the

abolition of joint and several liability in all civil cases; providing an effective date.

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

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By Senator Casas—

**SB 1776**—A bill to be entitled An act relating to thoroughbred horse taxes; delaying a scheduled repeal date for s. 550.09515, F.S., relating to thoroughbred horse taxes; providing an effective date.

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

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By Senator Burt—

**SB 1778**—A bill to be entitled An act relating to rental car companies; creating s. 768.092, F.S.; limiting liability for certain damages and injuries; providing an effective date.

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

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By Senator Bankhead—

**SB 1780**—A bill to be entitled An act relating to organization of the Department of Children and Family Services; amending s. 20.04, F.S.; abolishing offices and program offices as organizational units within the department; amending s. 20.19, F.S.; creating divisions within the department, to be headed by division deputy secretaries; prescribing functions of divisions and duties of division deputy secretaries; prescribing responsibilities for the Office of Standards and Evaluation; providing for appointment of division budget officers; providing for division master plans; creating Regional Community Services Administrators; creating a Department Coordinating Group and providing its powers and duties; prescribing intent with respect to state institutions; providing for establishment of an Office of Administration; abolishing districts of the department and providing for administration of departmental programs and services through regions defined by the department; providing for appointment of regional program administrators and for the duties of those appointees; establishing regional coordinating teams and providing their duties; revising membership of health and human services boards; revising membership of nominee qualifications review committees; providing for appointment of regional administrative services directors and prescribing their duties; creating a planning and legislative budget development workgroup; revising budgetary procedures; designating the head of each local service agency; requiring an implementation plan and status reports; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Governmental Reform and Oversight; and Ways and Means.

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By Senator Meadows—

**SB 1782**—A bill to be entitled An act relating to fathers; requiring the Legislature to enact legislation to encourage fathers to be responsible fathers; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Judiciary; and Ways and Means.

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By Senator Cowin—

**SB 1784**—A bill to be entitled An act relating to medical practice; amending s. 458.311, F.S.; providing for certain persons to take the licensure examination without applying for a license; providing fees; providing an effective date.

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

By Senator Campbell—

**SB 1786**—A bill to be entitled An act relating to homeowners' associations; amending s. 617.305, F.S.; providing homeowners' association members with a procedure for filing complaints with the association; providing for damages if action is not taken with respect to a complaint; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Campbell—

**SB 1788**—A bill to be entitled An act relating to pest control; amending s. 482.2267, F.S.; transferring from the Department of Agriculture and Consumer Services to the Department of Health the responsibility for maintaining a pesticide registry; providing an effective date.

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

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By Senator Jones—

**SB 1790**—A bill to be entitled An act relating to road construction; requiring road contractors to carry business interruption insurance to cover businesses that lose revenues because of delays in completion of a road construction contract; providing an effective date.

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

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By Senator Casas—

**SB 1792**—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; revising the definitions of "pharmacy" and "practice of the profession of pharmacy"; creating s. 465.0123, F.S.; providing for pharmacist practitioner licensure; providing for fees; providing for rules; amending s. 465.0125, F.S.; providing responsibilities of consultant pharmacists and doctors of pharmacy; providing for rules; amending s. 465.014, F.S.; revising tasks and duties delegated to a pharmacy technician; amending s. 465.0156, F.S.; revising information required for registration of nonresident pharmacies; amending s. 465.016, F.S.; revising disciplinary actions; increasing the administrative fine; providing penalties; amending s. 465.0196, F.S., relating to special pharmacy permits; conforming a cross-reference; amending s. 465.022, F.S.; requiring the Board of Pharmacy to adopt rules relating to the functions of a pharmacist in a community pharmacy; amending s. 465.035, F.S.; allowing the dispensing of controlled substances based on electronic facsimiles of the original prescriptions; amending s. 465.186, F.S.; providing for inclusion of certain products and over-the-counter proprietary drugs in the formulary of authorized medicinal drug products and dispensing procedures; amending s. 893.03, F.S.; adding butorphanol tartrate and carisoprodol as Schedule IV controlled substances; reenacting ss. 316.193(5), 327.35(5), 440.102(1)(b), 458.326(3), 817.563(1), 831.31(1)(a) and (2), 856.015(1)(d), 893.02(4), 893.08(1)(b), 893.13(1)(a), (c), and (d), (2)(a), (4)(b), and (5)(b), F.S., relating to driving under the influence, boating under the influence, drug-free workplace program requirements, authorized treatment of intractable pain, sales of substances in lieu of controlled substances, counterfeit controlled substances, open house parties, definitions applicable to regulation of controlled substance, exceptions to required prescription for distribution at retail, and prohibited acts relating to controlled substances, respectively, to incorporate the amendment to s. 893.03, F.S., in references thereto; providing an effective date.

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

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By Senator Burt—

**SB 1794**—A bill to be entitled An act relating to alarm system contracting; amending s. 489.505, F.S.; modifying a definition; amending s.

489.518, F.S.; providing exceptions to training and background check requirements; amending s. 489.529, F.S.; providing an exception to an alarm verification requirement; creating s. 489.5315, F.S.; clarifying occupational licensure requirements; providing an effective date.

—was referred to the Committees on Regulated Industries and Community Affairs.

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By Senator Bankhead—

**SB 1796**—A bill to be entitled An act relating to public lands; requiring specified agencies to conduct a study on alternative recreational uses of specified public lands; providing an effective date.

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

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By Senator Holzendorf—

**SB 1798**—A bill to be entitled An act relating to minority business enterprises; amending s. 287.0943, F.S.; providing a presumption for certain certification purposes; providing an exclusion; amending s. 288.703, F.S.; revising definitions; specifying application; providing an effective date.

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

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By Senator Williams—

**SB 1800**—A bill to be entitled An act relating to insurance; creating s. 627.41341, F.S.; providing for suspension or termination of agency contracts by property and casualty insurers; providing for renewal of residential property insurance contracts; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Hargrett—

**SB 1802**—A bill to be entitled An act relating to fire prevention; amending s. 633.061, F.S.; providing for licensing of fire equipment dealers; providing for training; amending s. 633.071, F.S.; providing standards for service tags on fire extinguishers and preengineered systems; amending s. 633.171, F.S.; changing categories of criminal penalties; amending s. 633.175, F.S.; revising claims investigation and immunity provisions; amending s. 633.30, F.S.; redefining the term “employing agency”; amending s. 633.35, F.S.; providing for training and certification; amending s. 633.511, F.S.; providing standards for appointment to the Florida Fire Safety Board; amending s. 633.514, F.S.; providing for duties of the board; amending s. 633.541, F.S.; providing for installation only by certified persons; changing a criminal penalty; amending s. 633.60, F.S.; changing a criminal penalty; providing an effective date.

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

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By Senator Kurth—

**SB 1804**—A bill to be entitled An act relating to assisted living facilities; amending s. 400.407, F.S.; modifying the number of monitoring visits that must be made by the Agency for Health Care Administration to an assisted living facility licensed to provide extended congregate care services; changing the requirements for admission to an assisted living facility licensed to provide extended congregate care services; amending s. 400.408, F.S.; requiring certain individuals with knowledge of unlicensed assisted living facility activity to be subject to disciplinary action; amending s. 400.426, F.S.; authorizing use of a certain assessment to fulfill medical examination requirements; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Health Care; and Ways and Means.

By Senator Clary—

**SB 1806**—A bill to be entitled An act relating to health maintenance organizations; amending s. 641.315, F.S.; requiring such organizations to reimburse certain hospital-based providers; providing an effective date.

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

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By Senator Kurth—

**SB 1808**—A bill to be entitled An act relating to Brevard County; creating the “City of Suntree Charter”; providing for the corporate name and purpose of the charter; establishing territorial boundaries of the municipality and authorizing annexations; providing powers of the municipality and of certain officers; providing for election of a city council, including the mayor and vice mayor, and providing for qualifications, powers, and duties of its membership, and a procedure for establishing their compensation and expense reimbursement; establishing circumstances which create vacancies in office and providing for filling vacancies and for forfeiture and recall; requiring independent financial audit; providing for council meetings, rules, recordkeeping, and voting at meetings; providing for nominations, elections, and terms of office of the mayor and council; providing for a city manager, city clerk, and city attorney and powers and duties of each; authorizing establishment of administrative departments; providing definitions; providing procedures for adoption of ordinances and resolutions and for handling finances; establishing fiscal year and annual budgets; providing procedures for initiative and referendum; providing for charter amendments and review; providing for severability; providing for transition, including initial election and terms, date of creation and establishment of the municipality, payment of certain revenues, and transitional comprehensive plan and land development regulations; entitling the city to state-shared and local option gas tax revenues; providing for contractual services and facilities; eliminating transition elements; providing a referendum.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Horne—

**SB 1810**—A bill to be entitled An act relating to job training; creating s. 446.609, F.S.; creating a school-to-work program entitled “Jobs for Florida’s Graduates”; providing definitions and intent; providing requirements for school and student participation; creating an endowment fund and providing for appropriations and gifts; providing for the investment and deposit of funds in an operating account; creating an endowment foundation as a direct-support organization; providing duties of the foundation and a foundation board of directors; providing for use of funds and startup funding; requiring an annual audit and report; providing for rules; requiring legislative review of the program; providing an effective date.

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

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By Senator Horne—

**SB 1812**—A bill to be entitled An act relating to public records; amending section 446.609, F.S.; providing an exemption from public records requirements for the identity of donors to the Florida Endowment Foundation for Florida’s Graduates; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

By Senator Jones—

**SB 1814**—A bill to be entitled An act relating to regulation of health care professions; amending s. 402.48, F.S., relating to health care services pools; increasing the period of registration; updating a definition and a provision relating to meeting financial responsibility requirements; amending s. 458.303, F.S.; eliminating references to physician's trained assistants; amending s. 458.305, F.S.; updating the definition of "department"; amending s. 458.307, F.S.; revising provisions relating to probable cause panels of the Board of Medicine; amending s. 455.206, F.S.; conforming a cross-reference, to conform; amending s. 458.311, F.S.; revising requirements for licensure of physicians by examination; revising an educational and postgraduate training requirement; allowing certain applicants to complete a specified fellowship to partially satisfy the licensing requirements; providing for additional remedial education or training upon failure to pass the licensing examination after a certain number of attempts; authorizing persons in certain training programs to take the examination under certain circumstances; amending s. 458.313, F.S.; revising requirements for licensure of physicians by endorsement; eliminating a provision authorizing oral examinations; providing for additional remedial education or training upon failure to pass the licensing examination after a certain number of attempts; authorizing additional requirements prior to certification of eligibility for licensure; conforming a cross-reference; eliminating a provision authorizing licensure under a period of supervision; providing conditions for reactivation of certain licenses issued by endorsement; amending s. 458.317, F.S., relating to limited licenses; eliminating the requirement that applicants for a limited license be retired from the practice of medicine; restricting certain limited licensees to noncompensated practice; requiring the payment of fees if a person receives compensation for the practice of medicine; amending s. 458.319, F.S.; clarifying requirements for renewal of license to practice medicine; revising recent-practice requirements; amending s. 458.320, F.S.; specifying circumstances under which physicians who are governmental officers, employees, or agents meet financial responsibility requirements for staff privileges at licensed facilities in this state; requiring physicians not carrying medical malpractice insurance to post notice and provide a written statement thereof; providing for acknowledgment that the patient has been so informed; amending s. 458.331, F.S.; revising and providing grounds for disciplinary action; providing penalties; creating s. 458.3312, F.S.; prohibiting physicians from falsely representing that they are board-certified specialists; amending s. 458.345, F.S., relating to registration of resident physicians, interns, and fellows; providing for designation of a person responsible at each hospital using such residents for the hospital's semiannual reports to the department; requiring certain notice to the executive director of the board; providing that registrants are subject to specified disciplinary provisions; providing requirements for the prescribing of medicinal drugs and controlled substances; amending s. 458.346, F.S.; providing for meetings of the Public Sector Physician Advisory Committee; amending ss. 458.347 and 459.022, F.S.; revising requirements for certification as a physician assistant; updating terminology; amending s. 458.3485, F.S.; requiring medical assistants to be under the direct supervision of a licensed physician; creating ss. 458.351 and 459.025, F.S.; requiring serious incident reports; providing for rules; creating s. 458.353, F.S.; requiring certain licensure to practice administrative medicine; amending s. 459.003, F.S.; updating the definition of "department"; providing that certain terms are equivalent; amending ss. 459.006 and 459.021, F.S.; revising terminology relating to osteopathic medicine and directing that a reviser's bill be prepared to conform terminology; revising provisions relating to registration of resident physicians, interns, and fellows; providing for designation of a person responsible at each hospital using such residents for the hospital's semiannual reports to the department; requiring certain notice to the executive director of the board; providing that registrants are subject to specified disciplinary provisions; amending s. 459.007, F.S., relating to licensure by endorsement; providing conditions for reactivation of certain licenses issued by endorsement; amending s. 459.0075, F.S., relating to limited licenses; eliminating the requirement that applicants for a limited license be retired from the practice of osteopathic medicine; restricting certain limited licensees to noncompensated practice; requiring the payment of fees if a person receives compensation for the practice of osteopathic medicine; amending s. 459.0085, F.S.; specifying circumstances under which physicians who are governmental officers, employees, or agents meet financial responsibility requirements for staff privileges at licensed facilities in this state; requiring osteopathic physicians not carrying medical malpractice insurance to post notice and provide a written statement thereof; providing for acknowledgment that the patient has been so informed; amending s. 459.015, F.S.; revising and

providing grounds for disciplinary action; providing penalties; creating s. 459.0152, F.S.; prohibiting osteopathic physicians from falsely representing that they are board-certified specialists; amending s. 460.403, F.S.; updating the definition of "department"; amending s. 460.413, F.S.; revising grounds for disciplinary action; providing penalties; providing criteria for determining the applicable penalty; providing certain evidentiary standards; providing authority and procedure to enjoin a chiropractor from providing medical services under certain circumstances; reenacting ss. 320.0848(9), 455.236(4)(g), and 766.111(2), F.S., relating to parking permits for disabled persons, prohibited referrals to home health agencies, and unnecessary diagnostic testing, to incorporate the amendment to s. 460.413, F.S., in references thereto; creating s. 460.4138, F.S.; authorizing subpoena of certain records deemed necessary and relevant to investigation of a complaint; amending s. 460.4165, F.S.; revising a provision relating to the fee accompanying applications to supervise chiropractic physician's assistants; amending s. 461.003, F.S.; updating the definition of "department"; amending s. 461.013, F.S.; revising a ground for disciplinary action; providing penalties; amending s. 461.018, F.S.; clarifying a provision relating to the limited practice of podiatry in designated areas of need; amending s. 464.003, F.S.; updating the definition of "department"; directing the preparation of a reviser's bill; amending s. 464.018, F.S.; revising grounds for disciplinary action; providing penalties; amending s. 464.019, F.S., relating to approval of nursing programs; providing for a program review fee; creating s. 464.0205, F.S.; providing for certification of retired volunteer nurses; providing requirements, qualifications, fees, and restrictions; amending s. 464.022, F.S.; providing an exemption from regulation relating to certain nurses accompanying and caring for patients temporarily residing in this state; amending s. 465.003, F.S.; updating the definition of "department"; amending s. 465.004, F.S.; increasing the membership of the Board of Pharmacy; revising membership qualifications; amending s. 465.014, F.S.; revising tasks and duties delegated to a pharmacy technician; increasing the number of pharmacy technicians who may be supervised by a licensed pharmacist; amending s. 465.0156, F.S.; revising information required for registration of nonresident pharmacies; amending s. 465.016, F.S.; revising a ground for disciplinary action; providing penalties; amending s. 465.035, F.S.; allowing the dispensing of controlled substances based on electronic facsimiles of the original prescriptions; amending s. 466.003, F.S.; updating the definition of "department"; amending s. 466.006, F.S., relating to the examination of dentists; revising prerequisites for certain applicants to take the examination; amending s. 466.017, F.S.; eliminating obsolete provisions relating to the utilization of general anesthesia and parenteral conscious sedation by licensed dentists; amending s. 466.028, F.S.; revising a ground for disciplinary action; providing penalties; amending s. 468.1115, F.S.; revising and providing exemptions from regulation as a speech-language pathologist or audiologist; amending s. 468.1125, F.S.; updating the definition of "department"; amending s. 468.1155, F.S.; revising provisional licensure requirements; providing requirements for cross-discipline licensure; amending s. 468.1185, F.S.; revising licensure requirements; conforming a reference; amending s. 468.1195, F.S.; revising continuing education requirements; providing for adoption of standards of approval of continuing education providers; creating s. 468.1201, F.S.; requiring instruction on human immunodeficiency virus and acquired immune deficiency syndrome as a condition of being granted a license or certificate to practice speech-language pathology or audiology; amending s. 468.1215, F.S.; revising requirements for certification as a speech-language pathology or audiology assistant; conforming a reference; amending s. 468.1245, F.S.; revising language relating to certain complaints concerning hearing aids; amending s. 468.1295, F.S.; revising and providing grounds for disciplinary action; revising and providing penalties; creating s. 468.1296, F.S.; prohibiting sexual misconduct in the practice of speech-language pathology and audiology, for which there are penalties; amending s. 468.1655, F.S.; updating the definition of "department"; amending s. 468.1695, F.S.; reducing the number of times a year the examination for licensure as a nursing home administrator must be given; amending s. 468.203, F.S.; revising definitions applicable to regulation of occupational therapy; amending s. 468.205, F.S.; revising membership of the Occupational Therapy Council; revising provisions for the filling of vacancies; amending s. 468.209, F.S.; revising educational requirements for licensure as an occupational therapist or occupational therapy assistant; providing for licensure of certain applicants without meeting such educational requirements; providing for certain temporary permits; requiring documentation of continuing education for certain applicants; amending s. 468.211, F.S.; providing a restriction on the number of times an applicant may fail the examination and requiring remediation after a certain number; amending s. 468.213, F.S.; revising requirements for licensure by endorsement; amending s.

468.225, F.S.; providing exemptions from regulation of occupational therapy; amending ss. 468.351, 468.352, 468.354, 468.355, 468.356, 468.357, 468.358, 468.359, 468.36, 468.361, 468.363, 468.364, 468.365, 468.366, and 468.368, F.S., and repealing s. 468.362, F.S.; providing for licensure of respiratory care practitioners and respiratory therapists; eliminating references to certification and registration; updating the definition of "department"; revising terminology; revising approval of educational programs; eliminating annual continuing education requirements for certain persons; providing penalties; amending s. 478.42, F.S.; updating the definition of "department"; amending s. 478.45, F.S.; revising requirements for licensure as an electrologist; amending s. 478.46, F.S.; revising requirements relating to issuance of temporary permits; conforming a cross-reference and terminology; amending s. 478.47, F.S.; revising requirements for licensure by endorsement; amending s. 478.52, F.S.; prohibiting the operation of unlicensed electrolysis facilities; providing penalties; amending s. 480.033, F.S.; revising the definition of "board"; updating the definition of "department"; amending s. 480.035, F.S.; renaming the Board of Massage as the Board of Massage Therapy; amending s. 480.041, F.S.; eliminating provisional licensure to practice massage therapy; amending s. 480.042, F.S.; revising what examinations must measure; repealing s. 480.0425, F.S., relating to inactive status; amending s. 480.043, F.S.; revising provisions relating to the transfer of licenses; amending s. 480.044, F.S.; revising provisions relating to fees; amending s. 480.047, F.S.; prohibiting the practice of massage therapy without a license unless exempted from licensure; creating s. 480.0485, F.S.; prohibiting sexual misconduct in the practice of massage therapy, for which there are disciplinary actions; amending s. 20.43, F.S., relating to the Department of Health; conforming terminology; updating a reference; amending s. 381.81, F.S., to conform; amending s. 483.800, F.S.; revising policy and purpose relating to regulation of clinical laboratory personnel; amending s. 483.801, F.S.; providing a regulatory exemption relating to advanced registered nurse practitioners; amending s. 483.803, F.S.; updating the definition of "department"; providing definitions; amending s. 483.809, F.S.; revising licensing provisions; authorizing an alternative examination for public health laboratory scientists; creating s. 483.812, F.S.; providing for licensure of public health laboratory scientists; amending s. 483.813, F.S.; extending the period of a temporary license for clinical laboratory personnel; providing a period for a conditional license; amending s. 483.823, F.S.; revising provisions relating to qualifications of clinical laboratory personnel; amending s. 483.825, F.S.; revising and providing grounds for disciplinary action; providing penalties; creating s. 483.828, F.S.; providing penalties for specified violations; amending s. 483.901, F.S., the "Florida Medical Physicists Act"; providing that the Advisory Council of Medical Physicists is an advisory rather than a regulatory body; increasing the number and terms of council members; clarifying initial and other appointment provisions; revising provisions relating to council meetings; revising licensure requirements; clarifying that the required continuing education hours are to be satisfied biennially and that the organizations providing such education must be approved by the Department of Health; revising and providing grounds for disciplinary action; revising and providing criminal acts; providing an administrative fine; providing penalties; eliminating a provision authorizing a licensure exception; amending s. 484.041, F.S.; updating the definition of "department"; amending s. 484.042, F.S.; updating a reference, to conform; amending s. 484.051, F.S.; updating a reference, to conform; amending s. 486.021, F.S.; updating the definition of "department"; amending s. 486.023, F.S.; increasing the membership of the Board of Physical Therapy Practice; amending ss. 486.031 and 486.081, F.S.; providing an alternative licensure examination; revising accreditation provisions relating to licensure as a physical therapist; amending s. 486.041, F.S.; revising provisions relating to applying for a license as a physical therapist and to the fee therefor; amending s. 486.051, F.S.; revising provisions relating to examination of applicants for licensure as a physical therapist; amending s. 486.102, F.S.; revising accreditation provisions relating to licensure as a physical therapist assistant; amending s. 486.103, F.S.; revising provisions relating to applying for a license as a physical therapist assistant and to the fee therefor; amending s. 486.104, F.S.; revising provisions relating to examination of applicants for licensure as a physical therapist assistant; creating s. 486.123, F.S.; prohibiting sexual misconduct in the practice of physical therapy, for which there are disciplinary actions; amending s. 486.125, F.S.; providing for recovery of the actual costs of investigation and prosecution; providing an effective date.

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

By Senator Williams—

**SB 1816**—A bill to be entitled An act relating to comprehensive insurance coverage; amending s. 627.7288, F.S.; providing that the deductible may apply to windshield damage; providing an effective date.

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

By Senator Ostalkiewicz—

**SB 1818**—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 Senators Campbell, Bronson, Gutman, Crist, Williams, Silver and Grant—

**SB 1820**—A bill to be entitled An act relating to solicitation of accident survivors and their relatives; creating s. 624.417, F.S.; prohibiting insurers from soliciting accident survivors and their relatives; providing an exception; providing penalties; creating s. 626.6116, F.S.; prohibiting insurance agents and others licensed by the Department of Insurance from soliciting accident survivors and their relatives; creating s. 877.021, F.S.; prohibiting persons from soliciting accident survivors and their relatives; providing a criminal penalty; providing an effective date.

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

By Senator Cowin—

**SB 1822**—A bill to be entitled An act relating to juvenile justice; amending s. 39.01, F.S.; providing that the penalty imposed for the offense of escaping from a detention facility applies to a juvenile who escapes from a low-risk residential facility; amending s. 39.021, F.S.; revising requirements for the Department of Juvenile Justice and the Juvenile Justice Advisory Board with respect to reporting to the Legislature on the costs and benefits of the department's commitment programs; amending s. 39.042, F.S.; revising requirements for detaining a juvenile in secure detention if the juvenile is charged with domestic violence; amending s. 39.044, F.S.; authorizing the detention of a juvenile who is charged with a felony offense of domestic violence; amending s. 39.054, F.S.; deleting a requirement that monetary restitution required from a juvenile be secured by a promissory note from the juvenile's parent or guardian; authorizing the court to take further action if the restitution is not made; authorizing the court to order the juvenile's parent or guardian to make restitution if the parent or guardian failed to make a diligent and good-faith effort to prevent the juvenile from engaging in delinquent acts; amending s. 39.057, F.S.; clarifying the minimum period a juvenile who is committed to certain programs is required to participate in the boot camp component of the program; revising requirements for the department in evaluating boot camp programs; amending s. 39.059, F.S.; revising circumstances under which a juvenile may be prosecuted as an adult; prohibiting the court from imposing a combination of adult and juvenile sanctions against a juvenile; providing for supervision by the department to terminate if a juvenile is sentenced as an adult; amending s. 39.076, F.S.; revising standards for screening department personnel; providing an effective date.

—was referred to the Committees on Criminal Justice; Children, Families and Seniors; and Ways and Means.

By Senator Thomas—

**SB 1824**—A bill to be entitled An act relating to retirement; amending s. 121.011, F.S.; providing for purchase of retirement credit following reinstatement after suspension or dismissal under certain circumstances; amending s. 121.021, F.S.; defining the term “phased retirement program”; amending s. 121.052, F.S.; authorizing certain elected officers to elect membership in the Senior Management Service Class under specified conditions; clarifying provisions relating to purchase of retirement credit for upgraded service by certain elected officers and former elected officers; amending s. 121.053, F.S.; allowing Senior Management Service Class renewed membership service to be used by members with renewed membership in the Elected State And County Officers’ Class; amending s. 121.055, F.S.; allowing certain elected officers to participate in the Senior Management Service Optional Annuity Program under certain conditions; providing that a Senior Management Service Optional Annuity Program benefit be paid only as a lifetime annuity; providing for State Board of Administration review of investment products; providing for payment of certain creditable service; amending s. 121.091, F.S.; providing for forfeiture of benefits for a beneficiary found guilty of killing or causing the death of the member; clarifying the effective date for a change of joint annuitant; amending s. 121.1115, F.S.; authorizing the purchase of retirement credit under the Florida Retirement System for certain out-of-state and federal service; creating s. 121.1122, F.S.; allowing the purchase of certain in-state service; amending s. 121.122, F.S.; allowing renewed membership in the Senior Management Service Class; amending s. 121.23; providing for reasonable attorney’s fees for a disability retirement order issued by the State Retirement Commission which sustains the application of a member; amending s. 121.35, F.S.; providing for membership in the Florida Retirement System under certain circumstances; providing that contributions accumulated in the Florida Retirement System Trust Fund for certain participants be applied toward retroactive system membership; limiting the employee contribution to the Optional Retirement Program to the federal limitations and providing that program benefits be paid only as a lifetime annuity except in certain circumstances; providing for State Board of Administration review of investment products; repealing ch. 123, F.S.; the Supreme Court Justices, District Courts of Appeal Judges, and Circuit Judges Retirement System; providing an appropriation for certain attorney’s fees approved by the State Retirement Commission; providing rulemaking authority; providing a finding of important state interest; providing an effective date.

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

By Senator Harris—

**SB 1826**—A bill to be entitled An act relating to financial matters; amending ss. 215.20, 215.22, F.S.; providing that the 7 percent service charge for the cost of general government which is deducted from the proceeds of the county fuel tax and from the Local Option Fuel Tax Trust Fund shall be reduced over a specified period and shall be eliminated for those funds on July 1, 2003; providing that the additional 0.3 percent service charge shall not be deducted from those funds beginning July 1, 2003; providing effective dates.

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

By Senator Dyer—

**SB 1828**—A bill to be entitled An act relating to the state designation of enterprise zones; authorizing the Office of Tourism, Trade, and Economic Development to amend the boundaries of an enterprise zone; providing restrictions; providing for future repeal; providing an effective date.

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

By Senator Horne—

**SB 1830**—A bill to be entitled An act relating to evidence; amending s. 90.803, F.S.; providing additional exceptions to the prohibition against hearsay evidence; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Latvala—

**SB 1832**—A bill to be entitled An act relating to public records; amending s. 110.1091, F.S.; revising provisions which specify that communications relating to a state employee’s participation in an employee assistance program are confidential, and which provide a public records exemption for records relating thereto; creating ss. 125.585 and 166.0444, F.S.; providing that certain communications relating to a county or municipal employee’s participation in such a program are confidential; providing an exemption from public records requirements for records relating to such participation; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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

By Senators Sullivan and Myers—

**SM 1834**—A memorial to the Congress of the United States, urging Congress to enact legislation to facilitate the rapid review and approval of innovative new drugs, biological products, and medical devices.

—was referred to the Committee on Rules and Calendar.

By Senator Rossin—

**SB 1836**—A bill to be entitled An act relating to assisted living facilities; amending s. 400.402, F.S.; revising definitions; providing additional requirements for a service plan for a mental health resident of an assisted living facility; amending s. 400.407, F.S.; revising requirements for monitoring visits conducted by a representative of the Agency for Health Care Administration; revising requirements for admitting an individual to a facility that provides extended congregate care services; deleting an additional license fee assessed against facilities that provide limited mental health services; amending s. 400.4075, F.S.; revising requirements for a facility in obtaining a limited mental health license; requiring a facility that holds a limited mental health license to maintain a copy of the service plan for each mental health resident and verify that such resident meets certain requirements; amending s. 400.426, F.S.; revising provisions to reflect the transfer of certain duties to the Department of Children and Family Services; providing that an assessment completed through the Comprehensive Assessment and Review for Long-Term Care Services (CARES) Program fulfills certain requirements for a medical examination; providing examination requirements for a mental health resident who resides in an assisted living facility that holds a limited mental health license; amending s. 394.455, F.S.; revising provisions to reflect the transfer of duties to the Department of Children and Family Services; creating s. 394.4574, F.S.; providing requirements under the Baker Act for the Department of Children and Family Services with respect to a mental health resident who resides in an assisted living facility that holds a limited mental health license; requiring that the resident be evaluated to determine if it is appropriate for the resident to reside in such a facility; requiring that the department assign a case manager to each mental health resident and provide certain documentation; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Health Care; and Ways and Means.

By Senator Ostalkiewicz—

**SB 1838**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.06, F.S.; eliminating the indexed tax on manufactured asphalt; providing an effective date.

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

By Senator Harris—

**SB 1840**—A bill to be entitled An act relating to regulation of professions and occupations; amending s. 475.25, F.S.; revising a ground for disciplinary action to exempt real estate licensees from the requirement to report persons in violation of regulatory law applicable to them; amending s. 553.991, F.S.; limiting the purpose of the “Florida Building Energy-Efficiency Rating Act” to providing for a statewide uniform system for rating the energy efficiency of buildings; amending s. 553.994, F.S.; deleting the schedule for phasing in the rating system; amending s. 553.996, F.S.; requiring provision of an information brochure to prospective purchasers of certain real property; deleting a provision authorizing such prospective purchasers to receive a rating on the property upon request; providing effective dates.

—was referred to the Committees on Regulated Industries and Community Affairs.

By Senator Jones—

**SB 1842**—A bill to be entitled An act relating to community redevelopment; creating the urban development program; providing purpose; providing legislative intent; providing definitions; providing criteria for eligibility to be certified and funded as a community redevelopment area containing an urban development project; providing duties and responsibilities of the Office of the Governor and assigning specified duties to the Office of Tourism, Trade, and Economic Development; providing duties of community redevelopment agencies; providing requirements for the use of funds that are allocated to an urban development account in the Community Redevelopment Trust Fund; allowing the issuance of bonds; requiring local leveraging of urban development project funds in a specified ratio; imposing restrictions on the assistance that the community redevelopment agency may provide; imposing limitations upon project costs and upon the return on the owner’s equity investment; providing factors that a community redevelopment agency may consider in selecting a project; requiring each community redevelopment agency that has a certified project to maintain certain records; requiring each such community redevelopment agency to submit an annual report, as specified, to the Office of the Governor; amending s. 212.20, F.S.; providing for certain tax proceeds collected under part I of ch. 212, F.S., to be distributed monthly in specified amounts to community redevelopment areas; providing an effective date.

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

By Senator Jones—

**SB 1844**—A bill to be entitled An act relating to trust funds; creating within the Community Development Trust Fund a separate urban development account for each community redevelopment area containing either a type I or a type II urban development project; providing for the deposit of specified funds into such accounts; providing a contingent effective date.

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

By Senators Clary and Dudley—

**SB 1846**—A bill to be entitled An act relating to food and beverage vending machines; amending s. 212.0515, F.S.; deleting requirements relating to quarterly reports filed by operators; providing effective dates.

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

By Senator Forman—

**SB 1848**—A bill to be entitled An act authorizing the creation of collaborative client information systems; providing a definition; specifying the types of information to be included in the collaborative systems; specifying participants in the collaborative systems; requiring a steering committee to govern each collaborative system; requiring a system security plan; authorizing collaborative system members to share client information; imposing restrictions to protect confidential client information; encouraging participation in the collaborative systems; providing an effective date.

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

By Senator Forman—

**SB 1850**—A bill to be entitled An act relating to genetic testing; amending s. 760.40, F.S.; defining the term “genetic testing”; providing standards for consent to genetic testing; providing standards for disclosure of results; providing criminal and civil penalties; providing public records exemptions; providing requirements upon insurers; providing exemptions; providing legislative findings; providing an effective date.

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

By Senator Latvala—

**SB 1852**—A bill to be entitled An act relating to the Cities of Port Richey and New Port Richey, Pasco County; abolishing the City of Port Richey; annexing the lands comprising that city into the City of New Port Richey and providing for the City of New Port Richey to assume the assets and liabilities of the City of Port Richey; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

**SB 1854**—A bill to be entitled An act relating to Putnam County; repealing chapter 71-884, Laws of Florida, relating to the Putnam County Nursing Home Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

**SB 1856**—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; amending chapter 91-358, Laws of Florida; providing an alternate provision for runoff elections; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Executive Business, Ethics and Elections; and Rules and Calendar.

By Senator Williams—

**SB 1858**—A bill to be entitled An act relating to settlement of suits involving the governing body of a county or municipality; amending s. 164.106, F.S.; authorizing the settlement of certain suits without a public hearing by a county or municipal risk manager, third-party insurer, or administrator under certain conditions; providing an exception; providing an effective date.

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

By Senator Lee—

**SB 1860**—A bill to be entitled An act relating to governmental procurement of personal property and services; amending s. 287.055, F.S.; revising provisions related to the procurement of design-build contracts by certain governmental entities; providing guidelines for the procurement using a competitive proposal selection process or a qualifications-based selection process; providing an effective date.

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

By Senator Burt—

**SB 1862**—A bill to be entitled An act relating to lost property; amending s. 705.103, F.S.; providing procedure for notice of disposal by a law enforcement agency of certain lost property; providing an effective date.

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

By Senator Grant—

**SB 1864**—A bill to be entitled An act relating to trust funds; creating s. 235.51, F.S.; creating the School Infrastructure Trust Fund within the Department of Education; providing for sources of moneys and purposes; providing for annual carryover of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

By Senator Grant—

**SB 1866**—A bill to be entitled An act relating to education; repealing ss. ; providing for a review over a 4-year period of the portions of the Florida School Code that govern the public schools; establishing the School Infrastructure Trust Fund Program; providing purposes; requiring the Commissioner of Education to review rules and recommend repeal; authorizing school district participation in the program and providing requirements; requiring review and recommendation for awards; restricting the use of program awards by the Legislature; authorizing the repeal of statutes; providing for annual funding; providing an effective date.

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

By Senator Ostalkiewicz—

**SB 1868**—A bill to be entitled An act relating to taxation; amending s. 199.143, F.S.; defining the term “residence” for purposes of provisions that specify when the nonrecurring intangible personal property tax must be paid if the property subject to a mortgage, deed of trust, or other lien that secures a line of credit is the borrower’s residence; amending s. 201.02, F.S.; providing that the tax on instruments relating to real property does not apply to certain conveyances between spouses or former spouses pursuant to an action for dissolution of marriage; amending s. 212.02, F.S.; defining the terms “self-propelled farm equipment,” “power-drawn farm equipment,” and “power-driven farm equipment” for

purposes of ch. 212, F.S.; amending s. 212.05, F.S.; exempting transactions in excess of a specified amount from the tax on the sale of coins or currency; amending s. 212.054, F.S.; exempting certain charges for electricity from the discretionary sales surtax; providing for the exemption to be phased-in over a specified period; amending s. 212.08, F.S.; revising the sales tax exemption provided for food and drinks; providing definitions; revising application of the partial exemption for self-propelled or power-drawn farm equipment; including power-driven farm equipment within such exemption; reducing the rate of tax on such equipment over a specified period and exempting such equipment beginning July 1, 2000; providing a tax exemption of certain radio stations and other organizations that conduct religious activities; revising the activities that constitute a manufacturing function for purposes of the sales tax exemption on certain uses of electricity; deleting a requirement that the electricity be separately metered; providing a sales tax exemption for the sale of gold, silver, or platinum bullion in excess of a specified amount; providing a sales tax exemption for the sale or lease of an aircraft used by a common carrier; providing a sales tax exemption for the repair and maintenance of certain commercial aircraft; providing for application of the sales tax when an advertising agency acts as an agent of its client; providing a sales tax exemption for certain foods, drinks, and other items provided to customers on a complimentary basis by a dealer who sells food products at retail; providing an exemption for foods and beverages donated by such dealers to certain organizations; revising provisions relating to the technical assistance advisory committee established to provide advice in determining taxability of foods and medicines; directing the Department of Revenue to develop guidelines for such determination and providing requirements with respect thereto; providing for use of the guidelines by the committee; providing for the department to determine the taxability of specific products; authorizing the department to develop a central database; amending s. 212.12, F.S.; increasing the amount of the dealer’s credit for collecting taxes; authorizing the Department of Revenue to adopt rules with respect to tax amounts and brackets; creating s. 213.285, F.S.; authorizing the Department of Revenue to initiate a certified audit project; providing that audits be conducted according to procedures established by the department; providing rulemaking authority; authorizing the department to compromise penalties and abate interest as an incentive for a taxpayer to incur the cost of an audit; providing for expiration of the project; providing procedures for conducting an audit under the certified audit project; providing for acceptance of the audit report by the department; amending s. 213.053, F.S.; authorizing the department to release certain information to the Department of Business and Professional Regulation with respect to proceedings that involve a certified public accountant who participates in the certified audit project; providing for the court to limit disclosure of tax information in judicial proceedings; providing for expiration of the provision; amending s. 213.21, F.S.; requiring the executive director of the department to settle or compromise liabilities for penalties for taxpayers who participate in the certified audit project; providing for expiration of the provision; amending s. 220.15, F.S., relating to the apportionment of adjusted federal income under the Florida Income Tax Code; providing that the property factor fraction may not include real or tangible personal property that is dedicated to research and development activities conducted in conjunction with a public or private university; providing that the payroll factor fraction does not include compensation paid to any employee who is dedicated to such research and development activities; requiring certification of such activities and providing intent with respect thereto; amending s. 319.32, F.S.; deleting a fee imposed on the owner of a motor vehicle previously registered outside the state and deposited into the Nongame Wildlife Trust Fund; amending s. 372.991, F.S., relating to the Nongame Wildlife Trust Fund; conforming a cross-reference to changes made by the act; amending s. 328.03, F.S.; deleting a fee charged to the owner of a vessel previously registered outside the state; amending s. 395.701, F.S.; providing an exemption from the annual assessment on net operating revenues of hospitals to fund public medical assistance for certain health care facilities and services; providing effective dates.

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

By Senator McKay—

**SB 1870**—A bill to be entitled An act relating to Manatee County; amending s. 24, ch. 79-509, Laws of Florida; increasing the threshold amount of contracts to acquire real or personal property which the trustees of the Bayshore Gardens Park and Recreation District may enter

without an extraordinary vote and referendum approval; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Campbell—

**SB 1872**—A bill to be entitled An act relating to the Florida Crimes Compensation Act; amending s. 960.03, F.S.; revising the definition of “crime” with respect to the Florida Crimes Compensation Act; conforming terminology and a cross-reference; expanding the definition to include certain acts of mass violence and international terrorism committed against residents of this state; providing an effective date.

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

By Senator Brown-Waite—

**SB 1874**—A bill to be entitled An act relating to sentencing; amending s. 921.143, F.S., relating to the appearance of victim or next of kin to make statement at sentencing hearing; providing for the victim or next of kin to make a statement at such appearance in conjunction with submitting a written statement to the state attorney’s office to be filed with the court; requiring the prosecuting attorney to advise the victim that such statements may relate to any matter relevant to appropriate disposition and sentence; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Dantzler—

**SB 1876**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.0515, F.S.; repealing a requirement that operators of vending machines submit quarterly reports to the Department of Revenue relating to gross receipts from such machines and tax thereon; repealing a related penalty; providing that a penalty for displaying a required notice is optional, rather than mandatory; providing an effective date.

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

By Senator Williams—

**SB 1878**—A bill to be entitled An act relating to the Legislature; creating s. 11.077, F.S., the “Taxpayer Protection Act”; requiring that any general law enacted by the Legislature that will potentially increase the cost of county or municipal personnel salaries, wages, or benefits must include an economic impact statement and provide a means to finance the legislation; providing requirements of the economic impact statement; providing that any provision of general law that will potentially increase the cost of county or municipal personnel salaries, wages, or benefits for employees represented by a collective bargaining agent under ch. 447, F.S., shall not take effect for those employees until agreed to in collective bargaining; providing an effective date.

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

By Senator Meadows—

**SB 1880**—A bill to be entitled An act relating to criminal justice standards and training; amending s. 943.10, F.S.; defining “part-time correctional probation officer,” “diverse population,” and “criminal justice executive” with respect to specified provisions in ch. 943; amending s. 943.13, F.S., relating to officers’ minimum qualifications for employment or appointment; clarifying that such qualifications apply to full-

time, part-time, and auxiliary correctional or correctional probation officers; providing that such qualifications apply to correctional officers employed by the Correctional Privatization Commission; amending s. 943.131, F.S.; revising requirements for officers’ temporary employment or appointment; amending s. 943.133, F.S.; revising criteria with respect to employing agency responsibility for compliance with employment requirements and background investigations; amending s. 943.139, F.S.; providing for electronic transmission of information in an officer’s affidavit-of-separation form; amending s. 943.1715, F.S.; revising provisions relating to basic skills training of officers; providing for basic skills training relating to diverse populations; deleting language regarding racial and ethnic minorities; amending s. 943.1716, F.S.; providing for continued employment training relating to diverse populations; deleting language regarding racial and ethnic minorities; amending s. 943.175, F.S.; revising certain requirements with respect to approval or recording of specialized training programs or courses; amending s. 943.1755, F.S., relating to the Florida Criminal Justice Executive Institute; providing legislative finding and authority of the institute relating to improvement of law enforcement interaction in communities of diverse population; removing certain definitions; amending s. 943.1757, F.S.; providing for skills training of criminal justice executives relating to diverse populations; deleting language regarding racial and ethnic minorities; revising duties of the policy board of the institute, to conform; amending s. 943.1758, F.S.; providing for curriculum revision for diverse populations skills training; amending s. 943.25, F.S.; relating to criminal justice trust funds; removing limitation with respect to assessment of certain additional court costs against convicted persons; revising guidelines relating to certain revenues generated from moneys in such trust funds; amending s. 318.18, F.S.; providing for court imposition of a \$3 court cost for a noncriminal traffic infraction and providing for distribution thereof pursuant to specified provisions relating to criminal justice trust funds; reenacting s. 318.121, F.S., to incorporate said amendment in a reference; providing an effective date.

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

By Senator Brown-Waite—

**SB 1882**—A bill to be entitled An act relating to health care; amending s. 381.0035, F.S., relating to educational courses on HIV and AIDS; amending s. 381.0261, F.S., relating to the patient’s bill of rights; amending s. 383.302, F.S., relating to definitions; amending s. 383.305, F.S., relating to licensing birth centers; amending s. 383.308, F.S., relating to birth center facilities and equipment; amending s. 383.309, F.S., relating to minimum standards for birth centers; amending s. 383.31, F.S., relating to selection of clients; amending s. 383.312, F.S., relating to prenatal care of birth center clients; amending s. 383.313, F.S., relating to laboratory and surgical services and anesthetic and chemical agents; amending s. 383.318, F.S., relating to postpartum care; amending s. 383.32, F.S., relating to clinical records; amending s. 383.324, F.S., relating to inspections and investigations; amending s. 383.325, F.S., relating to inspection reports; amending s. 383.327, F.S., relating to birth and death records; amending s. 383.33, F.S., relating to administrative penalties and emergency orders; amending s. 383.331, F.S., relating to injunctive relief; amending s. 383.335, F.S., relating to partial exemption of facilities; amending s. 390.001, F.S., relating to termination of pregnancies; amending s. 390.002, F.S., relating to reporting terminations of pregnancies; amending s. 390.011, F.S., relating to definitions; amending s. 390.012, F.S., relating to rulemaking powers; amending s. 390.014, F.S., relating to licenses, fees, and license display; amending s. 390.015, F.S., relating to applications for license; amending s. 390.016, F.S., relating to expiration of licenses; amending s. 390.017, F.S., relating to grounds for suspension or revocation of a license; amending s. 390.018, F.S., relating to administrative penalties; amending s. 390.019, F.S., relating to inspections and investigations; amending s. 390.021, F.S., relating to injunctions; amending s. 391.214, F.S., relating to rules establishing standards for pediatric extended care centers; amending s. 394.67, F.S., relating to definitions; amending s. 394.875, F.S., relating to crisis stabilization units and residential treatment facilities; amending s. 394.876, F.S., relating to applications; amending s. 394.877, F.S., relating to fees; amending s. 394.878, F.S., relating to issuance and renewal of licenses for community alcohol, drug abuse, and mental health services; amending s. 394.879, F.S., relating to rules relating to such services; amending s. 394.90, F.S., relating to inspection of facilities providing such services; amending s. 394.902, F.S., relating to

denial, suspension, or revocation of licenses; amending s. 394.903, F.S., relating to receivership proceedings; amending s. 394.907, F.S., relating to community mental health centers; amending s. 395.002, F.S., relating to definitions; amending s. 400.211, F.S., relating to persons employed as nursing assistants; amending s. 400.462, F.S., relating to definitions; amending s. 400.471, F.S., relating to application for licensure as a home health agency; amending s. 455.236, F.S., relating to financial arrangements between referring health care providers and providers of health care services; amending s. 455.239, F.S., relating to designated health care services; amending s. 458.331, F.S., relating to grounds for disciplinary action against a physician; amending s. 459.015, F.S., relating to grounds for disciplinary action against an osteopathic physician; amending s. 461.013, F.S., relating to grounds for disciplinary action against a podiatrist; conforming those sections to the reorganization of the Department of Health and Rehabilitative Services into the Department of Children and Family Services and the Department of Health, the transfer of certain regulatory powers from the Department of Business and Professional Regulation to the Department of Health, and transfer of certain powers to the Agency for Health Care Administration; repealing s. 394.904, F.S., relating to the Mental Health Facility Licensing Trust Fund; providing for certain moneys to be deposited instead into the Health Care Trust Fund; providing an effective date.

—was referred to the Committees on Health Care; Children, Families and Seniors; and Ways and Means.

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By Senator Diaz-Balart—

**SB 1884**—A bill to be entitled An act relating to insurance; amending s. 626.8411, F.S.; specifying that the provisions of s. 626.572, F.S., relating to rebating, do not apply to title insurance agents or agencies; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Diaz-Balart—

**SB 1886**—A bill to be entitled An act relating to insurance; amending s. 624.3161, F.S.; specifying the frequency and applicability of market conduct examinations of insurers by the Department of Insurance; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Silver—

**SB 1888**—A bill to be entitled An act relating to road designations; designating a segment of Biscayne Boulevard as the “Aventura Parkway”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

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By Senator Diaz-Balart—

**SB 1890**—A bill to be entitled An act relating to insurance; amending and renumbering s. 627.64195, F.S.; expanding the applicability of a requirement that health insurance policies make available coverage for enteral formulas under certain circumstances; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Ostalkiewicz—

**SB 1892**—A bill to be entitled An act relating to vessels; amending s. 328.17, F.S.; revising language with respect to the nonjudicial sale of vessels; revising timeframes for notice of certain sales; revising certain notice timeframes; providing requirements with respect to towed vessels; providing for liens on certain vessels; providing procedures; provid-

ing for sale of certain vessels; providing for liability; providing requirements with respect to waterborne towing vessels; providing for vessel inspection; providing for certificates of destruction; providing for fees; providing for rules and penalties; requiring the satisfaction of certain liens prior to the sale or destruction of a vessel or its contents; amending s. 715.05, F.S.; providing for the reporting of unclaimed vessels; amending s. 715.07, F.S.; providing for the towing of vessels docked on private property; providing an effective date.

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

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By Senator Dudley—

**SB 1894**—A bill to be entitled An act relating to the Matlacha and Pine Island Fire Control District, Lee County; repealing ss. 12, 13, 14, and 15 of ch. 63-1558, Laws of Florida, as amended, relating to emergency ambulance service, annual assessments therefor, adoption of fees or service charges, and requirement of a referendum election in order to dissolve the district; creating new ss. 12 and 13 of ch. 63-1558, Laws of Florida, as amended; providing for emergency medical rescue response services; providing for the levying of taxes to support same; renumbering subsequent sections of ch. 63-1558, Laws of Florida, as amended; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Dudley—

**SB 1896**—A bill to be entitled An act relating to the North Fort Myers Fire Control and Rescue Service District, Lee County; amending ch. 30925, Laws of Florida, 1955, as amended; providing for emergency medical and rescue response services; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Forman—

**SB 1898**—A bill to be entitled An act relating to elections; amending s. 106.143, F.S.; prohibiting mailings to a voter which identify the voter as an absentee voter if such identification can be viewed without opening the envelope in which it is sent; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

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By Senator Kirkpatrick—

**SB 1900**—A bill to be entitled An act relating to school district improvement; amending s. 229.0535, F.S.; clarifying State Board of Education authority to enforce school and school district improvement; providing legislative intent that the State Board of Education and the school district work in partnership to achieve improvement; requiring consultation with the superintendent; expanding the authority of the state board to intervene in the operation of a district school system under described circumstances; providing for recommended actions and sanctions; requiring the state board to make specified recommendations; amending s. 230.23, F.S., to conform; providing an effective date.

—was referred to the Committee on Education.

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By Senator Campbell—

**SB 1902**—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; revising the definition of “independent expenditure”; amending s. 106.08, F.S.; requiring the filing of a certifica-

tion relating to independent expenditures prior to a political party executive committee making certain contributions; prohibiting certain transfers of funds between political party executive committees and between political party executive committees and certain political committees and committees of continuous existence; providing an effective date.

—was referred to the Committee on Executive Business, Ethics and Elections.

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By Senator Rossin—

**SB 1904**—A bill to be entitled An act relating to possession of weapons on school property; amending s. 790.115, F.S.; providing that it is a third-degree felony to exhibit a razor blade, box cutter, or knife having a blade greater than a specified length on the grounds or facilities of any school, school bus, or school bus stop, or within a specified distance of the real property that comprises a public or private school during school hours; providing an effective date.

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

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By Senator Campbell—

**SB 1906**—A bill to be entitled An act relating to waiver of court costs for indigent persons; amending s. 57.081, F.S.; requiring that the certification of indigency for purposes of waiving court costs be based on an affidavit which certifies that no person has been paid or promised payment for services in connection with the action or proceeding; providing an effective date.

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

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By Senator Klein—

**SB 1908**—A bill to be entitled An act relating to limited liability companies; amending s. 220.02, F.S.; revising legislative intent; providing application; amending s. 220.03, F.S.; revising a definition; amending s. 220.13, F.S.; redefining the term "taxable income" as applied to limited liability companies to exclude income of certain limited liability companies; amending s. 608.471, F.S.; exempting certain limited liability companies from the corporate income tax; providing for classifying certain limited liability companies or members or assignees of a member of a limited liability company for certain taxation purposes; amending s. 608.452, F.S.; revising filing fees for certain documents; providing an effective date.

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

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By Senator Turner—

**SB 1910**—A bill to be entitled An act relating to construction contracting; creating s. 489.112, F.S.; restricting local government licensing authority; authorizing local governments to enact ordinances relating to journeyman plumbers; providing for reciprocity; providing for an investigation fee; amending s. 489.113, F.S.; providing for denial of building permits for violations of local journeyman plumber job site requirements; providing an appeals process for certain disciplinary action by local jurisdictions; providing legislative intent; providing an effective date.

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

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By Senator Turner—

**SB 1912**—A bill to be entitled An act relating to electrical contracting; creating s. 489.5151, F.S.; restricting local government licensing authority; authorizing local governments to enact ordinances relating to jour-

neyman electricians; providing for reciprocity; providing for an investigation fee; amending s. 489.516, F.S.; providing for denial of building permits for violations of local journeyman electrician job site requirements; providing an appeals process for certain disciplinary action by local jurisdictions; providing legislative intent; providing an effective date.

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

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By Senator Dyer—

**SB 1914**—A bill to be entitled An act relating to enterprise zones; creating s. 290.0067, F.S.; providing for the creation of two enterprise zones in areas impacted by the acquisition of Lake Apopka farm lands; providing for a duration of these enterprise zones; providing an effective date.

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

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By Senator Hargrett—

**SB 1916**—A bill to be entitled An act relating to historic preservation; amending s. 266.00572, F.S.; expanding the boundaries of the Ybor City Historic District; providing an effective date.

—was referred to the Committee on Community Affairs.

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By Senator Campbell—

**SM 1918**—A memorial urging the Congress of the United States to approve a school construction initiative.

—was referred to the Committee on Rules and Calendar.

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By Senator Myers—

**SB 1920**—A bill to be entitled An act relating to corporations not for profit; amending s. 617.0808, F.S.; deleting provisions providing for the removal of directors of certain charitable organizations; amending s. 617.2103, F.S.; providing that such organizations are exempt from the provisions of s. 617.0808, F.S.; providing an effective date.

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

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By Senator Dyer—

**SB 1922**—A bill to be entitled An act relating to the University of Central Florida; designating the president's residence as The Burnett House; designating the School of Communication as The Anthony J. Nicholson School of Communication; authorizing the university to erect suitable markers; providing an effective date.

—was referred to the Committee on Education.

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By Senator Crist—

**SB 1924**—A bill to be entitled An act relating to the supervision of out-of-state probationers and parolees; providing for the state to withdraw on a specified date from interstate compacts entered into under the Uniform Law for Out-of-state Probation and Parole Supervision; requiring the Department of Corrections to notify each state that is a party to an interstate compact of the withdrawal; providing for the department to continue supervising out-of-state probationers and parolees who reside within the state on the effective date of the withdrawal; requiring the Governor to renegotiate the terms under which the state supervises

out-of-state probationers and parolees; prohibiting the department from accepting responsibility for supervising an out-of-state probationer or parolee after a specified date unless the probationer or parolee has completed at least 85 percent of the term of incarceration imposed by the out-of-state court; repealing ss. 949.07, 949.071, 949.08, 949.09, F.S., relating to the Uniform Law for Out-of-state Probation and Parole Supervision; providing an effective date.

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

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By Senator Grant—

**SB 1926**—A bill to be entitled An act relating to negligence; amending s. 768.125, F.S.; providing civil liability for certain persons who knowingly provide alcoholic beverages to visibly intoxicated persons, underage persons, or persons addicted to the excessive use of alcohol; providing an effective date.

—was referred to the Committees on Judiciary and Regulated Industries.

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By Senator Grant—

**SB 1928**—A bill to be entitled An act relating to common-law and statutory easements of necessity; amending s. 704.01, F.S.; providing for an implied grant of way of necessity and a statutory way of necessity for cable television and other utility services; providing an effective date.

—was referred to the Committees on Judiciary and Regulated Industries.

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By Senator Burt—

**SB 1930**—A bill to be entitled An act relating to sex offenders; amending s. 948.001, F.S.; defining the term “sex offender probation”; amending s. 948.03, F.S.; revising a provision that prohibits a sex offender from viewing, owning, or possessing certain materials; prohibiting a sex offender from possessing telephone, electronic media, or computer programs or services that are relevant to the offender’s behavior pattern; requiring a sex offender whose crime was committed on or after a specified date to undergo periodic polygraph examinations; requiring that such offender maintain a driving log and not drive a motor vehicle alone without prior approval; prohibiting such offender from obtaining a post office box without prior approval; providing an effective date.

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

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By Senator Clary—

**SB 1932**—A bill to be entitled An act relating to resident status for tuition purposes; amending s. 240.1201, F.S.; providing that certain members of the Canadian military are classified as residents for tuition purposes; providing an effective date.

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

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By Senator Hargrett—

**SB 1934**—A bill to be entitled An act relating to brownfields redevelopment; creating s. 376.77; providing a short title; creating s. 376.78, F.S.; providing legislative intent; creating s. 376.79, F.S.; defining terms; creating s. 376.80, F.S.; providing criteria for the designation of brownfield areas and brownfield sites; creating s. 376.81; providing for the brownfield designation and implementation process; creating s. 376.82, F.S.; providing for enforcement orders and criminal penalties; creating s. 376.83, F.S.; reserving authority for seeking relief; directing local

governments to coordinate efforts to provide health services; providing an effective date.

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

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By Senator Hargrett—

**SB 1936**—A bill to be entitled An act relating to brownfields redevelopment; creating s. 376.84, F.S.; creating the Brownfields Land Recycling Trust Fund to be administered by the Department of Environmental Protection; providing for methods of financial assistance; providing for fees; providing a contingent effective date.

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

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By Senator Grant—

**SB 1938**—A bill to be entitled An act relating to religious freedom; creating the Religious Freedom Restoration Act of Florida; providing that government may not substantially burden the exercise of religion; providing for attorney’s fees and costs; providing an effective date.

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

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By Senator Dyer—

**SB 1940**—A bill to be entitled An act relating to the West Volusia Hospital Authority; providing for relief of Michelle Jones, a minor, and Kathy M. Jones, her mother; directing the West Volusia Hospital Authority to appropriate funds to be paid to Kathy Jones, individually, and for the benefit of Michelle Jones, a minor, to compensate them for injuries and damages sustained as a result of the negligence of the West Volusia Hospital Authority, formerly d/b/a West Volusia Memorial Hospital; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

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By Senator Holzendorf—

**SB 1942**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating an Edward Waters College license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

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

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By Senator Dyer—

**SB 1944**—A bill to be entitled An act relating to public school choice; amending s. 236.083, F.S.; directing the Legislature to designate additional funds for student transportation to school districts that offer a controlled open enrollment program; providing an effective date.

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

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By Senator Clary—

**SB 1946**—A bill to be entitled An act relating to sponsored research and development; amending s. 220.15, F.S.; providing that certain property and payroll associated with sponsored research and development at a postsecondary institution in the state will be disregarded in calculating apportionment of adjusted federal income and that such research

will not, alone, cause a corporation to incur state income tax liability; providing an effective date.

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

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By Senator Holzendorf—

**SB 1948**—A bill to be entitled An act relating to postsecondary education; amending s. 240.529, F.S.; providing that, beginning in the 1998-1999 academic year, continued approval for a teacher preparation program is contingent upon the program's including an optional teacher internship in a socially and economically disadvantaged area; providing an effective date.

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

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By Senator Scott—

**SB 1950**—A bill to be entitled An act relating to professional licensure; amending s. 455.213, F.S.; providing for certain examination fees to be paid directly to the person who administers the examination; amending s. 455.217, F.S.; providing for the adoption of rules establishing fees and providing for the administration of certain examinations; providing for the review of tests by certain persons; providing for the certification of vendors; providing an effective date.

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

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By Senator Klein—

**SB 1952**—A bill to be entitled An act relating to enforcement of child support; amending s. 61.13, F.S.; providing for enforcement of an award of health care coverage; amending s. 61.13016, F.S.; providing for suspension of driver's license or motor vehicle registration for failure to comply with subpoena or warrant; amending s. 61.1354, F.S.; providing for provision of child support arrearage information to or obtaining consumer credit reports from consumer reporting agencies; providing rule-making authority; amending s. 61.14, F.S.; providing for modification of child support award without change in circumstances pursuant to periodic review; providing rulemaking authority; creating s. 61.151, F.S.; providing for liens on real and personal property; providing for rulemaking authority; amending s. 61.30, F.S.; providing for modification of child support award without change in circumstances pursuant to periodic review; excluding a child's part-time employment income and supplemental security income from consideration by the court in determining child support; amending s. 88.1011, F.S.; providing definitions; amending ss. 88.1021, 88.2031, and 88.2051, F.S.; making technical changes; amending s. 88.2071, F.S.; providing for determination of controlling child support order; amending ss. 88.3011, 88.3031, F.S.; making technical changes; amending s. 88.3041, F.S.; providing duties of initiating state when responding state has not adopted act; amending ss. 88.3051, 88.3061, F.S.; deleting provision for service of process by first class mail; amending s. 88.3071, F.S.; deleting provisions for service of process by first class mail and attorney and client relationship; amending s. 88.5011, F.S.; deleting duties of employer under foreign state income deduction order; transferring and renumbering s. 88.5021, F.S.; creating s. 88.50215, F.S.; providing duties of employer under foreign state income deduction order; creating s. 88.5031, F.S.; providing for compliance with multiple income deduction orders; creating s. 88.5041, F.S.; providing for immunity from civil liability; creating s. 88.5051, F.S.; providing for penalties for noncompliance; creating s. 88.5061, F.S.; providing for contest of income deduction order by obligor; amending s. 88.6051, F.S.; deleting provisions specifying method of notice, content of notice, and notice to employer; amending s. 88.6061, F.S.; deleting provisions for contest of registered order and for notice by first class mail; amending s. 88.6111, F.S.; providing procedures for order modification if multiple orders exist; amending s. 88.6121, F.S.; making technical changes; creating s. 88.6131, F.S.; providing for modification of foreign order when all parties live in this state; creating s. 88.6141, F.S.; providing for notice of modification of order to tribunal that issued order; amending s.

88.7011, F.S.; making technical changes; creating s. 88.9051, F.S.; providing rulemaking authority; amending s. 213.053, F.S.; providing that department may release confidential taxpayer information to any state or local child support enforcement program; amending s. 320.05, F.S.; providing that department is to release records to child support enforcement agency; amending s. 382.013, F.S.; providing for use of register of births for comparison with state child support case registry; providing conditions for entering husband's name on child's birth certificate; amending s. 409.2554, F.S.; conforming cross-references; amending s. 409.2561, F.S.; providing guidelines for establishing obligor's liability; amending s. 409.2564, F.S.; providing department authority to subpoena information and to impose fine for failure to comply; providing authority to change child support payee; providing authority for increasing child support award to include delinquencies; providing for verification of physical custody; amending s. 409.2564, F.S.; providing an effective date; providing for reporting arrearages to the Secretary of the U.S. Department of Health and Human Services; providing rulemaking authority; amending s. 409.25641, F.S.; providing procedures for processing interstate enforcement requests; providing rulemaking authority; amending s. 409.25645, F.S.; making technical changes; creating s. 409.25657, F.S.; requiring financial institutions to cooperate with the Department of Revenue to develop and operate a data match system; providing rulemaking authority; amending s. 409.2567, F.S.; providing for availability of child support services; creating s. 409.2578, F.S.; providing state child support agency access to employment information; providing an administrative fine; providing rulemaking authority; amending s. 409.2579, F.S.; prohibiting state child support enforcement agency from disclosing to one party to a protective order information concerning the location of the other party; providing rulemaking authority; amending s. 409.2598, F.S.; providing that state child support agency may take action against license of an obligor who fails to comply with a subpoena or warrant; providing procedures; amending s. 742.031, F.S.; requiring social security number of each party to be entered on order of paternity; providing for prima facie evidence of expenses of genetic testing; requiring temporary order for child support upon clear and convincing evidence of paternity; creating s. 742.032, F.S.; requiring each party to paternity action to file specified information with court; providing for use of such information in subsequent action; transferring, renumbering, and amending s. 742.08, F.S.; deleting provision for lien; making technical changes; amending s. 742.10, F.S.; providing for rescission of acknowledgment of paternity; providing additional notice requirements; amending s. 742.105, F.S.; providing for effect of foreign paternity order that is based upon an acknowledgment of paternity; amending s. 742.12, F.S.; requiring scientific testing for paternity; establishing criteria therefor; amending s. 943.053, F.S.; requiring the Department of Law Enforcement to disclose criminal justice information to state child support agency; making appropriations; providing an effective date.

—was referred to the Committees on Judiciary; Children, Families and Seniors; and Ways and Means.

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By Senator Silver—

**SB 1954**—A bill to be entitled An act relating to adoption; amending s. 39.001, F.S.; providing legislative intent; amending s. 39.01, F.S.; providing a definition; amending s. 39.45, F.S.; prohibiting the delay of an adoption because a sibling is not also placed in the same home; amending s. 39.451, F.S.; providing for adoptive placement by a licensed child-placing agency or an intermediary; amending s. 39.454, F.S.; prescribing time for judicial review of parental rights proceedings; amending s. 39.456, F.S.; conforming provisions; amending s. 39.469, F.S.; providing that licensed child-placing agencies and intermediaries have exclusive authority for adoptive placement of children committed to the Department of Children and Family Services; amending s. 39.47, F.S.; providing procedures; amending ss. 39.471, 39.473, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Children, Families and Seniors; Judiciary; and Ways and Means.

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By Senator Lee—

**SB 1956**—A bill to be entitled An act relating to education; amending s. 232.245, F.S.; revising provisions relating to a district's comprehen-

sive program for pupil progression; requiring remedial instruction and retention of students who have not met district-required and state-required levels of proficiency; providing reporting requirements; amending s. 232.2454, F.S.; revising provisions relating to student performance standards, instruments, and assessment procedures; providing an effective date.

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

By Senator Lee—

**SB 1958**—A bill to be entitled An act relating to the municipal public service tax; providing legislative intent; amending s. 166.231, F.S.; providing that specified governmental bodies are exempt from the tax; providing that religious institutions that possess sales tax exemption certificates are exempt from the tax; providing that religious institutions that possess sales tax exemption certificates are exempt from the tax on telecommunication services; providing for the liability of sellers for taxes that are not remitted; requiring purchasers claiming exemptions to certify that they are qualified therefor; creating s. 166.233, F.S.; providing requirements for levy of the tax; specifying effective dates; providing duties of the Department of Revenue; requiring municipalities to furnish certain information relating to the tax to the Department of Revenue and to other persons; providing for fees; providing limitations on the responsibilities of sellers if information is not furnished as required; providing procedures that apply when more than one municipality claims an address; creating s. 166.234, F.S.; providing procedures for audits by municipalities of sellers of services; prescribing record retention requirements for sellers; providing time limitations on assessments of taxes and on applications for refunds or credits; providing for offsets of overpayments against underpayments and for refunds and credits; providing requirements with respect to a determination by a municipality of amounts of tax; providing protest procedures and judicial remedies; providing for settlement or compromise of a seller's liability for taxes; providing rights and duties of municipalities and sellers; providing that public service tax payment dates and return filing dates must conform to due dates established under ch. 212, F.S.; providing a schedule for application of the requirements of the act; providing an appropriation; providing for severability; providing an effective date.

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

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Judiciary and Senators Horne, Myers, Diaz-Balart, Campbell, Klein, Clary, Ostalkiewicz, Bronson, Harris, Dudley, Holzendorf, Kurth, Casas, Childers, Williams, Meadows, Hargrett, Burt, Gutman, Kirkpatrick, Sullivan and Jones—

**CS for SB 134**—A bill to be entitled An act relating to ad valorem tax administration; creating s. 194.301, 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 ad valorem tax assessment of value; providing for a loss of the presumption under certain conditions; providing the taxpayer's burden of proof; providing for the establishment of the assessment if the property appraiser's assessment is determined to be erroneous; providing for a remand of the assessment to the property appraiser under certain conditions; providing an effective date.

By the Committee on Education and Senator Latvala—

**CS for SB 178**—A bill to be entitled An act relating to education; 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 to high school credit according to certain requirements; providing an effective date.

By the Committee on Judiciary and Senator Harris—

**CS for SJR 298**—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution relating to recording of instruments.

By the Committee on Executive Business, Ethics and Elections; and Senator Crist—

**CS for SB 330**—A bill to be entitled An act relating to confirmation of executive appointments; amending s. 114.05, F.S.; prohibiting executive appointees under certain circumstances from assuming office prior to confirmation by the Senate; providing an effective date.

By the Committee on Education—

**CS for SB 398**—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; providing for rulemaking by the Florida Prepaid Postsecondary Education Expense Board; providing technical revisions; authorizing the board to construct contracts for dormitory residence; deleting the requirement that the board construct contracts for dormitory residence; providing for exemption from securities transactions laws; providing for refunds associated with the conversion of registration plans; reviving and readopting s. 240.552, F.S., relating to the Florida Prepaid Tuition Scholarship Program; providing an effective date.

By the Committee on Judiciary and Senator Crist—

**CS for SB 444**—A bill to be entitled An act relating to foreign records of regularly conducted business activity; amending s. 92.60, F.S.; providing for admissibility in civil proceedings of such records under a specified exception to the hearsay rule; requiring 60 days' written notice of a party's intention to offer civil trial evidence of such records; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senator Latvala—

**CS for SJR 482**—A joint resolution proposing the creation of Section 26 of Article I of the State Constitution, to provide for amendment or revision of statutory law by citizen initiative.

By the Committee on Health Care and Senator Brown-Waite—

**CS for SB 508**—A bill to be entitled An act relating to Medicaid provider agreements; amending s. 409.907, F.S.; requiring state and national criminal-history checks of those who apply to be providers; defining the term "applicant"; allowing the Agency for Health Care Administration to permit an applicant to become a provider pending the results of such checks, and to revoke permission in specified circumstances; providing exemptions from the background-screening requirements for certain providers and under certain circumstances; amending s. 409.920, F.S.; increasing the penalty for knowingly submitting false or misleading information to Medicaid for purposes of being accepted as a Medicaid provider; providing an effective date.

By the Committee on Natural Resources and Senator Latvala—

**CS for SB 550**—A bill to be entitled An act relating to oil and gas drilling; amending s. 377.2425, F.S.; revising surety requirements for drilling permits; providing an effective date.

By the Committee on Regulated Industries and Senators Cowin, Latvala, Clary, Lee, Dudley, Diaz-Balart, Forman, Kurth, Silver, Brown-Waite, Myers and Bankhead—

**CS for SB 558**—A bill to be entitled An act relating to water and wastewater utilities; amending s. 367.081, F.S.; requiring the Public Service Commission to extend time periods and reschedule events by the number of days a utility is late in providing discovery; providing an effective date.

By the Committee on Children, Families and Seniors; and Senators Rossin and McKay—

**CS for SB's 628 and 978**—A bill to be entitled An act relating to assisted living facilities; amending s. 400.402, F.S.; defining the term "special care unit" for purposes of part III, ch. 400, F.S., relating to assisted living facilities; amending s. 400.4177, F.S.; requiring certain assisted living facilities to provide special care units for the care of persons who have Alzheimer's disease or related disorders; amending s. 400.441, F.S.; providing direction with respect to rules; amending s. 400.452, F.S.; providing additional training requirements for staff and for direct caregivers who work in special care units; specifying topics to be included in level I and level II curricula; requiring continuing education for direct caregivers; providing for certification upon completion of training; providing for employees of certain facilities to receive training at no charge; providing requirements for providers of initial and continuing education courses; requiring the Department of Elderly Affairs to approve courses and providers; amending s. 400.407, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Community Affairs and Senator Holzendorf—

**CS for SB 658**—A bill to be entitled An act relating to ad valorem tax administration; amending s. 197.222, F.S.; providing that the tax collector may accept a late payment of the first installment of ad valorem taxes prepaid by the installment method; providing a penalty; providing for distribution of penalty revenue; providing an effective date.

By the Committee on Executive Business, Ethics and Elections; and Senator Crist—

**CS for SB 752**—A bill to be entitled An act relating to elections; amending s. 101.62, F.S.; revising the deadline for mailing absentee ballots to absent qualified electors overseas; amending ss. 99.061, 103.091, 105.031, 106.07, F.S.; revising qualifying dates; requiring a special campaign financing report; providing an effective date.

By the Committee on Natural Resources and Senators Thomas, Williams, Childers, Dantzler and Clary—

**CS for SB 788**—A bill to be entitled An act relating to water resources; creating the Apalachicola-Chattahoochee-Flint River Basin Compact; providing for enactment by certain state legislatures and the United States Congress; providing purposes; providing scope; providing parties; providing definitions; providing for legal viability; creating the Apalachicola-Chattahoochee-Flint River Basin Commission; providing for appointments, organization, powers, and duties; providing for development of an allocation formula for the equitable apportionment of surface waters; providing for termination of the compact; providing for completion of certain water resource studies; providing for relationship of the compact to other laws; providing for public participation; providing for funding of the commission's operations; providing procedures for resolution of disputes; providing for enforcement actions; providing for inapplicability to other stream systems; preserving certain water-use rights within a member state; providing agreements regarding water quality; providing for effect of underuse of a state's water allocation; providing severability; providing for notice of ratifications; requiring signatures to and recording of compact; providing an effective date.

By the Committee on Banking and Insurance—

**CS for SB 794**—A bill to be entitled An act relating to property insurance; amending s. 627.351, F.S.; providing standards for membership in the Florida Windstorm Underwriting Association; providing exclusions from membership; providing definitions; requiring retention of surplus; providing for participation in regular assessments by member insurers; authorizing credits from assessments for taking policies out of the Residential Property and Casualty Joint Underwriting Association; providing for membership on the board of directors; providing for term of office of certain board members; providing for regular assessments; prohibiting credits, exemptions, limitations, deferment, or other relief from participation in emergency assessments collected from policyholders; conforming references; creating a limitation upon an assessment; providing for participation in emergency assessments; requiring the Department of Insurance to verify calculations of emergency assessments; specifying purpose of financing mechanisms; providing for the financing of bond issues or other indebtedness; providing for market equalization surcharges; authorizing local government to issue bonds and pay for fund reimbursement; authorizing limited apportionment for companies writing a specified percentage of the total countrywide property insurance premiums in this state; providing for rates of the association; requiring underwriting criteria; providing standards for eligibility of new and covered risks; providing for establishment of operational procedures; revising the notice requirements for cancellation of association policies; providing for a notice to be placed in the association policy; providing legislative intent that the rate and premium structure of the association be actuarially sound and noncompetitive; authorizing the establishment of a partnership, a trust, and a limited liability company; providing for certain powers; authorizing issuance of bonds and other indebtedness in the absence of a hurricane; providing legislative intent; providing for the protection of creditors; providing immunity from liability; applying such prohibition to pending applications; providing standards for membership in the Residential Property and Casualty Joint Underwriting Association; providing definitions; providing for the payment of regular assessments; requiring participation in emergency assessments collected from policyholders without credit, limitation, deferment, or exemption; requiring the Department of Insurance to verify the calculations of emergency assessments; specifying purpose of financing mechanisms; creating a limitation upon an assessment; providing technical corrections; providing for agent commissions; revising notice requirement for cancellation of association policies; providing for a market equalization surcharge; authorizing different eligibility requirements and operational procedures of operation; providing for rates; revising the mobile home rate requirements for the association; authorizing local governments to issue bonds; limiting credits, limitations, exemptions, or deferments from regular assessments for a period of time; authorizing the sale of revenue bonds; revising the standards and scope of the immunity from causes of action provided to board members and others; providing for protection of creditors; amending s. 627.3511, F.S.; providing for the cancellation of policies; providing terms for the payment for the removal of policies; providing definitions; allowing for deduction of acquisition costs; providing for exemptions and credits for a limited period of time from regular assessments but not emergency assessments; providing terms for replacement of policies; making technical corrections; providing for the ownership of escrow accounts; expanding the condominium association take-out plan to all commercial residential policies; providing terms for the take-out plan; providing terms for the assumption of policies; providing for the calculation of regular and emergency assessments for certain insurers; creating s. 627.3513, F.S.; establishing requirements for the sale of bonds and the selection of financial services providers and underwriters by the Florida Windstorm Underwriting Association and the Residential Property and Casualty Joint Underwriting Association; prohibiting the engagement of the services of certain persons; requiring the disclosure of certain information; providing that failure to comply does not affect validity of bond issue but is a violation of the Insurance Code; amending s. 624.4071, F.S.; providing that policyholders of special purpose homeowner insurance companies are subject to emergency assessments; amending s. 624.424, F.S.; prescribing a time period for insurers to use certain accountants; amending s. 626.752, F.S.; deleting the role of the market assistance plan in the removal of policies from the Residential Property and Casualty Joint Underwriting Association; amending s. 627.701, F.S.; providing for certain offers up to a specified deductible; conforming cross-references; providing an effective date.

By the Committee on Children, Families and Seniors; and Senators Forman, Myers, Grant, Turner and Casas—

**CS for SB 880**—A bill to be entitled An act relating to human rights; amending s. 402.165, F.S.; redesignating the Statewide Human Rights Advocacy Committee as the Statewide Human Rights Advocacy Council; revising membership of the statewide council; increasing the term of appointment to the statewide council; amending s. 402.166, F.S.; redesignating the district human rights advocacy committees as the local human rights advocacy councils; providing for additional local councils to be established; increasing the term of appointment to a local council; providing for appointing a vice chairperson to each local council; providing for local councils to monitor the activities of, and investigate complaints against, the Department of Children and Family Services; amending s. 402.167, F.S.; revising provisions to reflect the redesignation of the human rights advocacy committees as human rights advocacy councils; amending ss. 393.13, 394.459, 394.4595, 394.4597, 394.4598, 394.4599, 394.4615, 400.0067, 400.0089, 400.419, 400.428, 415.1034, 415.104, 415.1055, 415.106, 415.107, 415.501, 415.505, 415.51, F.S.; conforming terminology to changes made by the act; providing an effective date.

By the Committee on Children, Families and Seniors; and Senator Rossin—

**CS for SB 888**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing for the release of records of the Department of Children and Family Services which pertain to the investigation of the death of a disabled adult, elderly person, or child as a result of abuse, neglect, exploitation, or abandonment; authorizing any person or organization, or the Department of Children and Family Services, to petition the court to prohibit public disclosure of such records; providing for a presumption that disclosure is in the public interest; revising provisions to reflect the creation of the Department of Children and Family Services; amending s. 415.107, F.S.; providing for records involving the death of a disabled adult or an elderly person to be released pursuant to s. 119.07, F.S.; amending s. 415.51, F.S.; providing for records involving the death of a child to be released pursuant to s. 119.07, F.S.; providing an effective date.

By the Committee on Children, Families and Seniors; and Senator Forman—

**CS for SB 962**—A bill to be entitled An act relating to the Community Juvenile Justice System Act; amending s. 39.025, F.S.; conforming provisions to reflect the creation of the Department of Children and Family Services; requiring that specified entities participate in the interagency agreement developed by the county juvenile justice council; specifying information to be included in the agreement; clarifying the minimum requirements to be included in an application for a community juvenile justice partnership grant; deleting a requirement that certain parties participate in the application for such a grant; providing an effective date.

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

**APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Architecture and Interior Design Appointee: Laramore, Charlotte P., Marianna	10/31/2000
Regulatory Council of Community Association Managers Appointee: Billups, Reginald D., Ft. Myers	10/31/2000
State Board of Community Colleges Appointees: Belohlavek, John Milan, Tampa	09/30/2001

*Office and Appointment*

<i>Office and Appointment</i>	<i>For Term Ending</i>
Lang, Joseph Hagedorn, St. Petersburg	09/30/1997
Board of Trustees of Pensacola Junior College Appointee: Baker, Richard Robert, Gulf Breeze	05/31/1997
Board of Trustees of St. Petersburg Junior College Appointee: Harwell, Lacy Rankin, St. Petersburg	05/31/1998
Construction Industry Licensing Board Appointee: Stokes, Susan C., Jupiter	10/31/1997
Board of Cosmetology Appointee: Roy, Emily D., Tampa	10/31/2000
Florida Development Finance Corporation Appointees: Brooks, Theodore H., Jr., Jacksonville Hill, Joseph D., Jr., West Palm Beach	05/02/2000 05/02/1999
Education Practices Commission Appointee: Davis, James Edward, Zephyrhills	09/30/1998
Education Standards Commission Appointee: Sharpe, Barbara Jean, Gainesville	09/30/1999
Board of Directors, Capital Development Board Appointees: Hill, Joseph D., Jr., West Palm Beach Masferrer, Eduardo A., Miami	03/09/2000 03/09/2000
Board of Directors, Florida International Trade and Economic Development Board Appointees: Milton, Teala A., Jacksonville Steiner, Robert Newton, Valrico Watermeier, Janet L., Ft. Myers	11/21/2000 11/21/2000 11/21/1998
Board of Directors, Workforce Development Board Appointees: Brody, Sue Gourley, St. Petersburg Daly, John Joseph, Jacksonville	06/05/1999 06/05/1999
Board of Funeral and Cemetery Services Appointee: Ray, David Preston, Lakeland	09/08/1997
Florida Housing Finance Agency Appointee: Baldwin, Stephanie Williams, Miami	11/13/2000
Board of Medicine Appointee: El-Bahri, Georges A., Jacksonville	10/31/2000
Board of Nursing Appointees: Edwards, Willie, Gainesville Woolfork, Betty Bacon, Tallahassee	10/31/2000 10/31/1999
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc. Appointees: Hoover, Robin C., Tampa May, Randall Lee, Merritt Island	09/30/1998 09/30/2000
Board of Psychology Appointees: Perry, Nathan W., Jr., Archer Weitz, William Alan, Boca Raton	10/31/2000 10/31/1999
East Central Florida Regional Planning Council, Region 6 Appointee: Clegg, Barbara A., Winter Park	10/01/1998
Board of Trustees of the John and Mable Ringling Museum of Art Appointees: Barnett, James Samuel, Bradenton Labasky, Beth K., Tallahassee	11/05/2000 11/05/2000
<b>[Referred to the Committee on Executive Business, Ethics and Elections.]</b>	
Environmental Regulation Commission Appointee: Krant, Elizabeth Howard, Ft. Lauderdale	07/01/1999

*Office and Appointment*

*For Term  
Ending*

648, SB 722; Gutman—SB 648, SB 836; Harris—SB 648; Horne—SB 648; Jenne—SB 588, SB 648; Lee—SB 648; Meadows—SB 72, SB 648; Ostalkiewicz—SB 778; Silver—SB 836; Sullivan—SB 872

Governing Board of the St. Johns River Water Management District

Appointee: Segal, William Martin, Maitland 03/01/2001

Governing Board of the South Florida Water Management District

Appointees: Berger, Mitchell Wayne, Parkland 03/01/2001  
Carter, Vera M., Windermere 03/01/2001

**[Referred to the Committees on Natural Resources; and Executive Business, Ethics and Elections.]**

**RECESS**

On motion by Senator Bankhead, the Senate recessed at 12:10 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Thursday, March 13.

**SENATE PAGES**

March 10-14

Brittany Bass, Winter Springs; Kareem Bradshaw, Opa-Locka; Michelle Bronson, Satellite Beach; Joseph Campbell, Destin; Joanna Clary, Destin; John P. Fosgate, Orlando; Michael A. Greene, Fort Lauderdale; William (Cory) Haller, Bunnell; Joseph (Joe) Hilton, Orlando; Tanya Jones, Rockledge; Jenni Maki, Melbourne; Umang Talati, Eustis; Leslie (Leigh) Thompson, Fernandina Beach

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of March 6 was corrected and approved.

**CO-SPONSORS**

Senators Brown-Waite—SB 354; Bronson—SB 836; Campbell—SB 72; Cowin—SB 354; Diaz-Balart—SB 546; Forman—SB 72; Grant—SB