



# Journal of the Senate

Number 15—Regular Session

Thursday, April 16, 1998

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## CALL TO ORDER

The Senate was called to order by President Jennings at 9:30 a.m. A quorum present—39:

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

Excused: Senator Jones; Conferees periodically for the purpose of working on Appropriations

## PRAYER

The following prayer was offered by Rev. W. Edward Fine, Pastor, Central Christian Church, St. Petersburg:

Our Father, we thank you for making each of us in your image, after your likeness. We stand in awe when we think of your objective for our lives.

We thank you for creating us for your glory, for your honor and for your praise. We are amazed as we comprehend your plan.

We thank you for giving us good minds, great hearts, productive hands and feet to use to glorify you and to help others. We realize it is essential to always get our heads, hearts and hands all going in the same direction. As we do this, we ask for your wisdom and strength, God.

Yes, we come today seeking your blessing, but we do remember:

When one asked for strength that he might achieve—he was made weak that he might obey.

When he asked for health that he might do greater things—he was given infirmity that he might do better things.

When he asked for riches that he might be happy—he was given poverty that he might be wise.

When he asked for power that he might have the praise of men—he was given weakness that he might feel the need of God.

When he asked for all things that he might enjoy life—he was given life that he might enjoy all things.

God, we ask you to assist the thinkers, feelers and doers, the dear men and women of the Florida Senate, and the people they each represent in the great State of Florida in their deliberations today and throughout this session.

May your word be their guide, as it was for your people of old: "If my people, who are called by my name, will humble themselves, and pray, and seek my face, and turn from their wicked ways; then will I hear from heaven, and will forgive their sin, and will heal their land." (II Chronicles 7:14 NIV)

In his name, we pray. Amen.

## PLEDGE

Senate Pages Katherine Karrat of Plantation and Allyson McKee of Tallahassee, 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 Thomas, by two-thirds vote **SB 1998** was withdrawn from the committees of reference and further consideration.

On motion by Senator Dudley, by two-thirds vote **CS for CS for SB's 1190 and 868** was also referred to the Committee on Ways and Means; and **SB 756, CS for SB 840, CS for SB 860, SJR 1008, CS for SB 1142, CS for SB 1160, CS for SB 1322, CS for SB 1506, CS for CS for SB 1660, CS for SB 1752, CS for CS for SB's 1794 and 2200, CS for SB 1872, CS for SB 1882, SB 2216, SB 2276, CS for CS for SB 2288, CS for SB 2324 and CS for SB 2346** were withdrawn from the Committee on Ways and Means.

On motion by Senator Burt, by two-thirds vote **SJR 1236, SJR 1240, SB 1246 and SB 1248** were withdrawn from the committees of reference and further consideration.

On motion by Senator Bankhead, by two-thirds vote **CS for HB 899** was withdrawn from the Committee on Natural Resources.

## MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Brown-Waite, the rules were waived and the Committee on Health Care was granted permission to add **SB 1170** to the agenda at the meeting Monday, April 20.

## MOTIONS

On motion by Senator Bankhead, a deadline of 5:00 p.m. this day was set for filing amendments to Bills on Third Reading to be considered Friday, April 17.

## CONSIDERATION OF BILLS ON THIRD READING

**CS for SB 550**—A bill to be entitled An act relating to adoption; amending ss. 39.461, 39.464, 39.469, F.S., relating to the petition and grounds for terminating parental rights and powers of disposition; removing provisions authorizing licensed child-placing agencies to file actions to terminate parental rights; amending s. 39.47, F.S.; providing

additional requirements for a petition for adoption; prohibiting filing such petition until the order terminating parental rights is final; amending s. 63.022, F.S.; revising legislative intent with respect to adoptions in this state; amending s. 63.032, F.S.; revising definitions; defining the term "adoption entity"; creating s. 63.037, F.S.; exempting adoption proceedings that result from a termination of parental rights under ch. 39, F.S., from certain provisions of ch. 63, F.S.; creating s. 63.038, F.S.; providing criminal penalties for committing certain fraudulent acts; creating s. 63.039, F.S.; providing sanctions and an award of attorney's fees under certain circumstances; amending s. 63.052, F.S.; providing for placement of a minor pending adoption; specifying the jurisdiction of the court over a minor who has been placed for adoption; amending s. 63.062, F.S.; specifying additional persons who must consent to an adoption, execute an affidavit of nonpaternity, or receive notice of proceedings to terminate parental rights; permitting an affidavit of nonpaternity under certain circumstances; amending s. 63.082, F.S.; revising requirements for executing a consent to an adoption; providing a time period for withdrawing consent; providing additional disclosure requirements; amending s. 63.085, F.S.; specifying information that must be disclosed to persons seeking to adopt a minor and to the birth parents; creating s. 63.087, F.S.; requiring that a separate proceeding be conducted by the court to determine whether a birth parent's parental rights should be terminated; providing for rules, jurisdiction, and venue for such proceedings; providing requirements for the petition and hearing; creating s. 63.088, F.S.; providing requirements for identifying and locating a person who is required to consent to an adoption or receive notice of proceedings to terminate parental rights; providing requirements for the notice; providing requirements for conducting a diligent search for such person whose location is unknown; requiring that an unlocated or unidentified person be served notice by constructive service; providing that failure to respond or appear constitutes grounds to terminate parental rights pending adoption; creating s. 63.089, F.S.; providing procedures for the proceeding to terminate parental rights pending adoption; specifying the matters to be determined; specifying grounds upon which parental rights may be terminated; providing for procedures following a judgment; providing for records to be made part of the subsequent adoption; amending s. 63.092, F.S.; providing requirements to be met if a prospective placement in an adoptive home is an at-risk placement; defining at-risk placement; amending s. 63.097, F.S.; revising requirements for the court in approving specified fees and costs; amending s. 63.102, F.S.; revising requirements for filing a petition for adoption; providing requirements for prior approval of fees and costs; amending s. 63.112, F.S.; revising requirements for the information that must be included in a petition for adoption; amending s. 63.122, F.S.; revising the time requirements for hearing a petition for adoption; amending s. 63.125, F.S., relating to the final home investigation; conforming provisions to changes made by the act; amending s. 63.132, F.S.; revising requirements for the report of expenditures and receipts which is filed with the court; amending s. 63.142, F.S.; specifying circumstances under which a judgment terminating parental rights pending adoption is voidable; providing for an evidentiary hearing to determine the minor's placement following a motion to void such a judgment; amending s. 63.152, F.S.; requiring that the clerk of the court mail a copy of a new birth record to the state registry of adoption information; amending s. 63.165, F.S.; requiring that a copy of the certified statement of final decree of adoption be included in the state registry of adoption information; requiring that the Department of Children and Family Services maintain such information for a specified period; amending s. 63.182, F.S.; requiring that an action to vacate an order of adoption or an order terminating parental rights pending adoption be filed within a specified period after entry of the order; amending s. 63.207, F.S.; revising provisions that limit the placement of a minor in another state for adoption; amending s. 63.212, F.S., relating to prohibitions and penalties with respect to adoptions; conforming provisions to changes made by the act; repealing s. 63.072, F.S., relating to persons who may waive required consent to an adoption; requiring that a petition for adoption be governed by the law in effect at the time the petition is filed; providing an effective date.

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

On motions by Senator Dudley, **CS for SB 550** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Madam President	Bronson	Burt	Casas
Bankhead	Brown-Waite	Campbell	Childers

Clary	Geller	Kurth	Ostalkiewicz
Cowin	Grant	Latvala	Rossin
Crist	Hargrett	Laurent	Scott
Diaz-Balart	Harris	Lee	Thomas
Dudley	Holzendorf	McKay	Turner
Dyer	Horne	Meadows	Williams
Forman	Kirkpatrick	Myers	
Nays—3			
Gutman	Klein	Silver	

**SB 842**—A bill to be entitled An act relating to the subsidized adoption program for the special needs child; amending s. 409.166, F.S.; amending the definition of the term "special needs child"; providing an effective date.

—was read the third time by title.

On motions by Senator Campbell, **SB 842** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for HB 585**—A bill to be entitled An act relating to adoption of foster children; amending s. 39.469, F.S.; allowing communication or contact with siblings after termination of parental rights; amending s. 63.022(2), F.S.; providing legislative intent for continuing sibling contact; creating s. 63.0427, F.S.; providing for an adopted minor's right to continued communication or contact with siblings; providing an effective date.

—was read the third time by title.

On motions by Senator Rossin, **CS for HB 585** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for SB 492**—A bill to be entitled An act relating to public notice requirements; amending s. 170.07, F.S.; revising the time for providing written notice of assessment to property owners; amending s. 194.032, F.S.; revising the time in which a value adjustment board hearing must be held; revising the time for notice to a petitioner of the scheduled time of appearance before the board; providing an effective date.

—was read the third time by title.

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

Yeas—38

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

Nays—None

**CS for HB 3007**—A bill to be entitled An act relating to alcohol and other substance abuse testing of a delinquent child; amending s. 985.231, F.S., relating to powers of disposition in delinquency cases; providing that the court may order a delinquent child placed in an community control or aftercare program to submit to random testing for alcohol or controlled substances; providing that the order may be made at the disposition, or pursuant to the filing of a petition alleging violation of the conditions of the child's community control or aftercare supervision; reenacting s. 985.31(3)(e), F.S., relating to serious or habitual offenders, and s. 985.311(3)(e), F.S., relating to intensive residential treatment program for offenders less than 13 years of age, to incorporate said amendment in references; providing an effective date.

—was read the third time by title.

On motions by Senator Grant, **CS for HB 3007** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for SB 776**—A bill to be entitled An act relating to physician assistants; amending ss. 39.01, 154.04, 232.465, 395.0191, 458.347, 459.022, 627.351, 627.357, 766.105, 766.1115, 984.03, 985.03, F.S.; providing for licensure of physician assistants rather than certification; prescribing qualifications for licensure and revising provisions governing examinations; conforming statutory provisions; providing an effective date.

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

On motions by Senator Clary, **CS for SB 776** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Madam President	Childers	Forman	Horne
Bankhead	Clary	Geller	Kirkpatrick
Bronson	Cowin	Grant	Klein
Brown-Waite	Crist	Gutman	Kurth
Burt	Diaz-Balart	Hargrett	Latvala
Campbell	Dudley	Harris	Laurent
Casas	Dyer	Holzendorf	Lee

McKay	Ostalkiewicz	Silver	Turner
Meadows	Rossin	Thomas	Williams
Myers	Scott		

Nays—None

**CS for SB 1710**—A bill to be entitled An act relating to the Central Florida Regional Transportation Authority (RAB); amending s. 343.64, F.S.; authorizing the authority to employ personnel and consultants; authorizing a personnel system; providing for delegation of authority; providing an effective date.

—was read the third time by title.

On motions by Senator Dyer, **CS for SB 1710** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for CS for CS for SB 1228**—A bill to be entitled An act relating to children's health care; amending s. 409.904, F.S.; providing for children under specified ages who are not otherwise eligible for the Medicaid program to be eligible for optional payments for medical assistance; creating s. 409.9045, F.S.; providing for a period of continuous eligibility for Medicaid for children; amending s. 409.9126, F.S.; making the Children's Medical Services network available to certain children who are eligible for the Florida Kids Health program; authorizing the inclusion of behavioral health services as part of the Children's Medical Services network; establishing the reimbursement methodology for services provided to certain children through the Children's Medical Services network; specifying that the Children's Medical Services network is not subject to licensure under the insurance code or rules of the Department of Insurance; directing the Department of Health to contract with the Department of Children and Family Services for certain services for children with special health care needs; authorizing the Department of Children and Family Services to establish certain standards and guidelines; revising provisions to reflect the transfer of duties to the Department of Health; creating s. 409.810, F.S.; providing a short title; creating s. 409.811, F.S.; providing definitions; creating s. 409.812, F.S.; creating and providing the purpose for the Florida Kids Health program; creating s. 409.813, F.S.; specifying program components; specifying that certain program components are not an entitlement; creating s. 409.8132, F.S.; creating and establishing the purpose of the Medikids program component; providing for administration of Medikids by the Agency for Health Care Administration; exempting Medikids from licensure under the Florida Insurance Code; providing applicability of certain Medicaid requirements; establishing benefit requirements; providing for eligibility; providing enrollment requirements; authorizing penalties for nonpayment of premiums; creating s. 409.8135, F.S.; providing for program enrollment and expenditure ceilings; creating s. 409.814, F.S.; providing eligibility requirements; creating s. 409.815, F.S.; establishing requirements for health benefits coverage under the Florida Kids Health program; creating s. 409.816, F.S.; providing for limitations on premiums and cost-sharing; creating s. 409.817, F.S.; providing for approval of health benefits coverage as a condition of financial assistance; creating s. 409.8175, F.S.; authorizing health maintenance organizations and health insurers to reimburse providers in rural counties according to the Medicaid Fee schedule; creating s. 409.818, F.S.; providing for program administration; specifying duties of the Department of Children and Family Services, the Department of Health, the Agency for Health Care Administration, the Department of Insurance, and the Florida Healthy Kids Corporation; authorizing certain program modifications related to

federal approval; transferring, renumbering, and amending s. 154.508, F.S., relating to outreach activities to identify low-income, uninsured children; creating s. 409.820, F.S.; requiring that the Department of Health develop standards for quality assurance and program access; establishing performance measures and standards for the Florida Kids Health program; repealing s. 624.92, F.S.; deleting the requirement that the Agency for Health Care Administration apply for a Medicaid federal waiver relating to the Healthy Kids Corporation; providing an appropriation; providing for application of the act to certain contracts between providers and the Florida Healthy Kids Corporation; providing an effective date.

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

On motions by Senator Brown-Waite, **CS for CS for CS for SB 1228** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

**CS for CS for SB's 2156 and 1910**—A bill to be entitled An act relating to education; creating s. 236.08106, F.S., relating to the Excellent Teaching Program; providing legislative findings and intent; authorizing monetary incentives and bonuses for teaching excellence; providing for annual allocations to districts; providing fee subsidies and conditions for repayment of subsidies for participating in the certification program of the National Board of Professional Teaching Standards; requiring the distribution of certain monetary bonuses to teachers; providing eligibility criteria; requiring release time for certain activities; requiring certain district expenditures for professional development of teachers; amending s. 236.081, F.S.; authorizing categorical funding for the Excellent Teaching Program; amending s. 231.173, F.S., relating to certification of experienced out-of-state teachers and administrators; deleting a requirement for superintendents to request certification; providing for issuance of a professional certificate to individuals certified by the National Board of Professional Teaching Standards; conforming provisions; amending s. 231.24, F.S.; authorizing renewal of certificates through national certification; providing an effective date.

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

Senator Horne moved the following amendments which were adopted by two-thirds vote:

**Amendment 1**—On page 3, lines 3-5, delete those lines and insert: *231.29, who satisfies the*

**Amendment 2**—On page 3, line 30 through page 4, line 2, delete those lines and insert: *teaching performance pursuant to s. 231.29.*

On motions by Senator Horne, **CS for CS for SB's 2156 and 1910** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

Madam President	Cowin	Gutman	Latvala
Bronson	Crist	Hargrett	Laurent
Brown-Waite	Diaz-Balart	Harris	Lee
Burt	Dudley	Holzendorf	McKay
Campbell	Dyer	Horne	Meadows
Casas	Forman	Kirkpatrick	Myers
Childers	Geller	Klein	Ostalkiewicz
Clary	Grant	Kurth	Rossin

Scott  
Silver  
Thomas  
Turner  
Williams  
Nays—None

**CS for SB 386**—A bill to be entitled An act relating to postsecondary education; amending s. 240.529, F.S.; providing that, beginning in the 1999-2000 academic year, State University System initial teacher preparation programs shall include an optional teacher internship in a socially and economically disadvantaged area; providing that, beginning in the 2000-2001 academic year, State University System initial teacher preparation programs, in partnership with public school districts, shall establish teaching residency programs in disadvantaged areas; providing for annual stipends for each teacher who has completed such a residency program; providing an effective date.

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

Senators Campbell and Kirkpatrick offered the following amendment which was moved by Senator Campbell and adopted by two-thirds vote:

**Amendment 1 (with title amendment)**—On page 3 between lines 29 and 30, insert:

Section 2. Subsection (2) of section 18 of chapter 97-384, Laws of Florida, is amended to read:

Section 18. The Florida Teachers Lead Program established.—

(2) *Notwithstanding any other law or any State Board of Education rule to the contrary, each school district shall distribute the Florida Teachers Lead Program funds to each classroom teacher to be expended at the discretion of that teacher to assist teaching and learning in the classroom. The Florida Teachers Lead Program funds shall be deposited into each school's internal account and made available to be expended at the discretion of each classroom teacher to assist teaching and learning in the classroom. Each teacher's allocation shall remain available for the teacher's use until the full amount is expended.*

And the title is amended as follows:

On page 1, line 15, after the semicolon (;) insert: amending s. 18, ch. 97-384, Laws of Florida; providing for distribution of the Florida Teachers Lead Program funds;

On motions by Senator Holzendorf, **CS for SB 386** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Madam President	Dudley	Horne	Myers
Bronson	Dyer	Kirkpatrick	Ostalkiewicz
Brown-Waite	Forman	Klein	Rossin
Burt	Geller	Kurth	Scott
Campbell	Grant	Latvala	Silver
Casas	Gutman	Laurent	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams
Crist	Holzendorf	Meadows	

Nays—None

Vote after roll call:

Yea—Childers

**SENATOR CASAS PRESIDING**

**CS for HB 921**—A bill to be entitled An act relating to expenditure requirements for education programs; amending s. 236.081, F.S., relating to funds for operation of schools; requiring school districts to allocate at least 80 percent of specified funds to the schools generating the funds; providing an effective date.

—was read the third time by title.

On motions by Senator Kirkpatrick, **CS for HB 921** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for SB 1108**—A bill to be entitled An act relating to insurance; amending s. 627.021, F.S.; providing that the provisions of ch. 627, F.S., do not apply to commercial inland marine insurance; amending ss. 627.0651, 627.410, F.S.; making conforming changes to requirements for filing underwriting rules and forms; amending s. 627.311, F.S.; revising the composition of the workers' compensation joint underwriting plan; prohibiting insurers from providing workers' compensation to certain employers; amending s. 627.7295, F.S., relating to minimum down payments for motor vehicle insurance; providing an effective date.

—was read the third time by title.

On motions by Senator Williams, **CS for SB 1108** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for CS for SB 1704**—A bill to be entitled An act relating to use of rights-of-way by telecommunications companies; amending s. 337.401, F.S.; limiting taxes, fees, or charges imposed by municipalities for use of rights-of-way; limiting local government authority to regulate certain matters within the jurisdiction of the Florida Public Service Commission or the Federal Communications Commission; prohibiting requiring telecommunications companies from obtaining additional consent to use certain rights-of-way under certain circumstances; providing construction; providing application; providing a definition; providing an effective date.

—was read the third time by title.

On motions by Senator Bronson, **CS for CS for SB 1704** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

Bankhead	Clary	Geller	Kirkpatrick
Bronson	Cowin	Grant	Klein
Brown-Waite	Crist	Gutman	Kurth
Burt	Diaz-Balart	Hargrett	Latvala
Campbell	Dudley	Harris	Laurent
Casas	Dyer	Holzendorf	Lee
Childers	Forman	Horne	McKay

Meadows	Ostalkiewicz	Silver	Turner
Myers	Rossin	Thomas	Williams

Nays—None

**CS for SB 552**—A bill to be entitled An act relating to juries; amending s. 40.015, F.S.; providing a method for establishing jury districts, boundaries; providing an effective date.

—was read the third time by title.

On motions by Senator Klein, **CS for SB 552** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for SB 124**—A bill to be entitled An act relating to ad valorem tax administration; amending s. 200.065, F.S., which provides requirements for the determination of the millage levied by taxing authorities; revising the form of the notice of tax increase; revising the form of the notice of tax for school capital outlay which must be published by school districts; providing an effective date.

—was read the third time by title.

On motion by Senator Forman, **CS for SB 124** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

**CS for HB 823**—A bill to be entitled An act relating to financial matters; amending s. 18.10, F.S., which provides requirements for deposit and investment of state money; revising the standards that certain corporate obligations and state and local government obligations must meet to be qualified for such investment; authorizing investment in certain foreign bonds and certain convertible debt obligations of corporations domiciled in the United States; amending s. 766.315, F.S.; providing that the investment of funds by the Florida Birth-Related Neurological Injury Compensation Association is subject to the provisions of s. 215.47, F.S.; providing an effective date.

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

**RECONSIDERATION OF AMENDMENT**

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

Senator Kurth moved the following amendment to **Amendment 1** which was adopted by two-thirds vote:

**Amendment 1A**—On page 1, line 24, after “*Corporation*” insert: *or the National Credit Union Share Insurance Fund*

**Amendment 1** as amended was adopted by two-thirds vote.

On motions by Senator Kurth, **CS for HB 823** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**SB 660**—A bill to be entitled An act relating to education; providing that state-funded education and care programs for infants and toddlers must foster brain development; requiring an evaluation and a report; providing an effective date.

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

On motions by Senator Turner, **SB 660** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Childers, Geller

**RECONSIDERATION OF BILL**

On motion by Senator Forman, the rules were waived and the Senate reconsidered the vote by which—

**CS for SB 124**—A bill to be entitled An act relating to ad valorem tax administration; amending s. 200.065, F.S., which provides requirements for the determination of the millage levied by taxing authorities; revising the form of the notice of tax increase; revising the form of the notice of tax for school capital outlay which must be published by school districts; providing an effective date.

—passed this day.

Pending further consideration of **CS for SB 124**, on motion by Senator Forman, by two-thirds vote **CS for HB 1605** was withdrawn from the Committees on Community Affairs; Education; and Ways and Means.

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

**CS for HB 1605**—A bill to be entitled An act relating to ad valorem tax administration; amending s. 200.065, F.S., which provides requirements for the determination of the millage levied by taxing authorities; revising the form of the notice of tax increase that must be published by school districts; revising the form of the notice of tax for school capital outlay that must be published by school districts; providing an effective date.

—a companion measure, was substituted for **CS for SB 124** and by two-thirds vote read the second time by title. On motions by Senator Forman, by two-thirds vote **CS for HB 1605** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for CS for SB 1406**—A bill to be entitled An act relating to workers’ compensation; amending s. 440.02, F.S.; defining the terms “corporate officer,” “partner,” and “sole proprietor,” as used in ch. 440, F.S.; amending s. 440.05, F.S.; authorizing the Division of Workers’ Compensation of the Department of Labor and Employment Security to approve and revoke certificates of exemption; specifying requirements for notices of election to be exempt; providing for renewal of exemption certificates; requiring notice on election forms that providing false information is a felony; revising fees for exemptions and specifying use of fees by the division; amending s. 440.09, F.S.; conforming references to judges of compensation claims and administrative law judges; amending s. 440.10, F.S.; revising documentation establishing conclusive presumption of independent contractor status and ineligibility for workers’ compensation benefits; amending s. 440.103, F.S.; revising the documentation that must be filed by an employer that obtains a building permit; specifying requirements for certificates of coverage; amending s. 440.104, F.S.; revising the cause of action and remedies available to losers of competitive bidding against persons who violate certain provisions; increasing recoverable damages; amending s. 440.105, F.S.; providing penalties; providing a time limitation for bringing an action under s. 440.105(4), F.S.; amending s. 440.107, F.S.; providing legislative findings related to noncompliance with workers’ compensation coverage requirements; authorizing the division to enter and inspect places of business for investigating compliance; requiring employers to maintain records required by the division by rule; authorizing the division to require sworn reports from employers, to administer oaths, and to issue subpoenas to enforce compliance; providing penalties for refusal to obey a subpoena; amending s. 440.45, F.S.; revising term of office, qualifications, and method of nomination for the Chief Judge of the Office of the Judges of Compensation Claims; providing for expiration of term of office for members of the statewide nominating commission for judges of compensation claims; providing for new appointments to the nominating commission and staggered terms; revising the procedures for nominating commission regarding performance of sitting judges and regarding nominations of applicants; providing for expiration of the term of office and reappointment of the Chief Judge of Compensation Claims; amending s. 627.413, F.S.; specifying notice requirements for minimum premium policies; requiring the division to notify certain persons of certain requirements of this act; providing an appropriation; providing an effective date.

—was read the third time by title.

On motions by Senator Clary, **CS for CS for SB 1406** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**CS for SB 1408**—A bill to be entitled An act relating to public records; creating s. 440.108, F.S.; providing an exemption from public records requirements for certain information obtained in administering the Workers' Compensation Law; providing for the applicability of confidentiality provisions; authorizing the furnishing of information under certain conditions; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

On motions by Senator Clary, **CS for SB 1408** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Bankhead	Crist	Harris	Myers
Bronson	Diaz-Balart	Kirkpatrick	Ostalkiewicz
Brown-Waite	Dudley	Klein	Rossin
Burt	Dyer	Kurth	Scott
Campbell	Forman	Latvala	Silver
Casas	Geller	Laurent	Thomas
Childers	Grant	Lee	Turner
Clary	Gutman	McKay	Williams
Cowin	Hargrett	Meadows	

Nays—None

**SB 1972**—A bill to be entitled An act relating to workers' compensation; amending s. 440.09, F.S.; providing a standard for rebutting a presumption that an employee's injury was caused by intoxication or influence of drugs; providing an effective date.

—was read the third time by title.

On motions by Senator Lee, **SB 1972** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Consideration of **CS for SB 1092** was deferred.

**CS for SB 590**—A bill to be entitled An act relating to property crimes; amending s. 810.011, F.S.; defining the term "curtilage"; amending s. 810.09, F.S.; removing references to unenclosed curtilage from the

offense of trespass on property other than a structure or conveyance; amending s. 812.014, F.S.; defining the term "authorized person"; removing reference to unenclosed curtilage from the offense of theft from a dwelling; providing an effective date.

—was read the third time by title.

On motions by Senator Silver, **CS for SB 590** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Bronson	Dudley	Horne	Myers
Brown-Waite	Dyer	Kirkpatrick	Ostalkiewicz
Burt	Forman	Klein	Rossin
Campbell	Geller	Kurth	Scott
Casas	Grant	Latvala	Silver
Childers	Gutman	Laurent	Thomas
Clary	Hargrett	Lee	Turner
Cowin	Harris	McKay	Williams
Crist	Holzendorf	Meadows	

Nays—None

**SB 1974**—A bill to be entitled An act relating to consumer finance and installment sales; amending s. 516.05, F.S.; requiring certain licensees to report bankruptcy filings to the Department of Banking and Finance; amending s. 520.085, F.S.; providing for acquisition fees on simple-interest contracts; creating s. 520.997, F.S.; providing for certain licensees to report bankruptcy filings to the department; providing an effective date.

—was read the third time by title.

On motions by Senator Rossin, **SB 1974** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—34

Bankhead	Crist	Holzendorf	Myers
Bronson	Diaz-Balart	Horne	Rossin
Brown-Waite	Dudley	Kirkpatrick	Scott
Burt	Dyer	Klein	Silver
Campbell	Forman	Kurth	Thomas
Casas	Geller	Latvala	Turner
Childers	Grant	Laurent	Williams
Clary	Gutman	Lee	
Cowin	Hargrett	McKay	

Nays—None

Vote after roll call:

Yea—Harris, Ostalkiewicz

**SPECIAL ORDER CALENDAR**

Consideration of **CS for SB 2014** was deferred.

On motion by Senator Dudley—

**CS for SB 1070**—A bill to be entitled An act relating to medical malpractice insurance; amending s. 766.301, F.S.; clarifying legislative intent; amending s. 766.304, F.S.; providing exclusive jurisdiction of administrative law judges in claims filed under ss. 766.301-766.316, F.S.; providing a limitation on bringing a civil action under certain circumstances; amending s. 766.315, F.S.; authorizing the association to invest plan funds only in investments and securities described in s. 215.47, F.S.; amending s. 766.316, F.S.; providing hospitals and physicians with alternative means of providing notices to obstetrical patients relating to the no-fault alternative for birth-related neurological injuries; prescribing conditions; providing for applicability of amendments; requiring the Auditor General to conduct a study of the effects of expanding eligibility for compensation under the plan; providing an effective date.

—was read the second time by title.

## MOTION

On motion by Senator Dudley, the rules were waived to allow the following amendment to be considered:

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

**Amendment 1**—On page 3, line 9, after “funds” insert: *of this state, and the association may invest plan funds*

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

**Amendment 2**—On page 4, line 14, delete “1,000” and insert: *1,800*

Pursuant to Rule 4.19, **CS for SB 1070** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Dudley, by two-thirds vote **CS for HB 1903** was withdrawn from the Committees on Regulated Industries; and Governmental Reform and Oversight.

On motion by Senator Dudley—

**CS for HB 1903**—A bill to be entitled An act relating to records of the Division of Florida Land Sales, Condominiums, and Mobile Homes; amending s. 498.047, F.S.; providing an exemption from public records requirements for information relative to an investigation by the division under the Florida Uniform Land Sales Practices Law for a specified period; providing for continued exemption for certain information relative to such investigation under certain conditions; authorizing certain disclosure of such information; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—a companion measure, was substituted for **SB 806** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1903** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dyer—

**CS for SB 1156**—A bill to be entitled An act relating to affordable housing; amending s. 420.0005, F.S.; clarifying application of certain provisions to the State Housing Fund; amending s. 420.0006, F.S.; specifying an additional requirement for contracts with the Florida Housing Finance Corporation; providing duties of the Comptroller relating to certain advances to the corporation; amending s. 420.503, F.S.; clarifying application to the corporation's fiscal year; amending s. 420.504, F.S.; providing for alternative public notice; providing the corporation with limited benefits of sovereign immunity; deleting a definition; amending s. 420.5061, F.S.; providing that the corporation is a state agency for purposes of the state allocation pool for private activity bonds; amending s. 420.507, F.S.; including services within certain procurement requirement provisions; authorizing the corporation to mortgage certain property; deleting a budget limitation on certain programs; providing additional powers of the corporation; providing that the corporation may provide infrastructure improvements; amending s. 420.5087, F.S.; clarifying application of the state fiscal year; amending s. 420.5088, F.S.; expanding availability of certain program funds; amending s. 420.5089, F.S.; deleting a requirement for certain program fund loan commitments under certain circumstances; amending s. 420.509, F.S.; clarifying application of provisions for public sale of corporation bonds; amending s. 420.511, F.S.; revising requirements for the corporation's business plan for affordable housing; amending s. 420.512, F.S.; limiting application of a term for certain purposes; amending s. 420.528, F.S.; clarifying application to the corporation's fiscal year; amending s. 420.9071, F.S.; correcting a cross reference; clarifying application to the corporation's fiscal year; amending ss. 420.9073 and 420.9079, F.S.; clarifying application to the state fiscal year; repealing s. 420.504(8), F.S., relating to certain liability of members of the board of directors of the corporation; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **CS for SB 1156** to **CS for HB 3287**.

Pending further consideration of **CS for SB 1156** as amended, on motion by Senator Dyer, by two-thirds vote **CS for HB 3287** was withdrawn from the Committees on Community Affairs; Governmental Reform and Oversight; and Ways and Means.

On motion by Senator Dyer—

**CS for HB 3287**—A bill to be entitled An act relating to affordable housing; amending s. 420.0005, F.S.; clarifying application of certain provisions to the State Housing Fund; amending s. 420.0006, F.S.; specifying an additional requirement for contracts with the Florida Housing Finance Corporation; providing duties of the Comptroller relating to certain advances to the corporation; amending s. 420.503, F.S.; clarifying application to the corporation's fiscal year; amending s. 420.504, F.S.; providing for alternative public notice; providing the corporation is an instrumentality of the state; deleting a definition; amending s. 420.5061, F.S.; declaring the corporation a state agency for certain purposes; providing that the corporation may provide infrastructure improvements; amending s. 420.507, F.S.; including services within certain procurement requirement provisions; authorizing the corporation to mortgage certain property; deleting a budget limitation on certain programs; providing additional powers of the corporation; amending s. 420.5087, F.S.; clarifying application of the state fiscal year; amending s. 420.5088, F.S.; expanding availability of certain program funds; amending s. 420.5089, F.S.; deleting a requirement for certain program fund loan commitments under certain circumstances; amending s. 420.509, F.S.; clarifying application of provisions for public sale of corporation bonds; amending s. 420.511, F.S.; revising requirements for the corporation's business plan for affordable housing; amending s. 420.512, F.S.; limiting application of a term for certain purposes; amending s. 420.528, F.S.; clarifying application to the corporation's fiscal year; amending s. 420.9071, F.S.; correcting a cross reference; clarifying application to the corporation's fiscal year; amending ss. 420.9073 and 420.9079, F.S.; clarifying application to the state fiscal year; repealing s. 420.504(8), F.S., relating to certain liability of members of the board of directors of the corporation; providing an effective date.

—a companion measure, was substituted for **CS for SB 1156** as amended and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 3287** was placed on the calendar of Bills on Third Reading.

## THE PRESIDENT PRESIDING

Consideration of **SB 510** and **SB 1724** was deferred.

On motion by Senator Grant, by two-thirds vote **CS for HB 1213** was withdrawn from the Committees on Health Care; and Ways and Means.

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

**CS for HB 1213**—A bill to be entitled An act relating to health care; establishing the Prostate Cancer Task Force; providing for representation on the task force; providing responsibilities; requiring a report to the Governor and the Legislature; providing for future repeal; amending s. 240.5121, F.S.; increasing membership of the Florida Cancer Control and Research Advisory Council; requiring the council to purchase or develop a written summary of cancer treatment alternatives for prostate cancer; providing appropriations for developing or purchasing and for distributing bilingual pamphlets, and for developing and implementing education programs, on prostate cancer and breast cancer; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 94** and by two-thirds vote read the second time by title.

Senator Grant moved the following amendments which were adopted:

**Amendment 1**—On page 2, line 25, delete “17” and insert: *18*

**Amendment 2**—On page 3, line 3, after the comma (,) insert: *one representative of the NOVA Southeastern University of Osteopathic Medicine,*



**Amendment 3**—On page 6, line 11, before “Southeastern” insert: *NOVA*

Pursuant to Rule 4.19, **CS for HB 1213** as amended was placed on the calendar of Bills on Third Reading.

On motion by Senator Forman—

**CS for SB 1498**—A bill to be entitled An act relating to the use of motor vehicles by persons who have disabilities; amending s. 316.1955, F.S.; clarifying standards for accessible parking spaces and parking access aisles; providing violations; providing penalties; amending s. 316.1958, F.S.; providing that a special motor vehicle license plate or parking permit issued by another state, district, or country is invalid with respect to a person who must have a Florida vehicle registration; amending s. 316.1964, F.S.; amending circumstances in which vehicles are exempt from paying parking fees and penalties; amending s. 318.18, F.S.; increasing the amount of the fine for illegally parking in a parking space for disabled persons; amending procedures for dismissing such fines and for distributing the proceeds of such fines; amending s. 320.0842, F.S.; amending prerequisites to qualifying for a free license plate as a veteran who uses a wheelchair due to a service-connected disability; amending s. 320.0843, F.S.; amending provisions related to license plates for wheelchair users; amending s. 320.0848, F.S.; amending provisions relating to the issuance of disabled parking permits; amending prerequisites; providing for replacement permits; providing for alternatives; amending requirements for the design of temporary permits; providing penalties for unlawfully displaying a disabled parking permit; providing additional grounds for confiscation of a disabled parking permit; providing for recordkeeping related to confiscation; providing for revoking the privilege of applying for a disabled parking permit; providing procedures related to confiscations and revocations; providing an effective date.

—was read the second time by title.

The Committee on Community Affairs recommended the following amendments which were moved by Senator Forman and adopted:

**Amendment 1**—On page 14, lines 17 and 18, delete those lines and insert: disabilities and are certified as provided in *this subsection paragraph (a)*.

**Amendment 2**—On page 16, line 25, delete “\$1.50” and insert: *\$1.00*

Senator Forman moved the following amendment which was adopted:

**Amendment 3**—On page 3, line 28 through page 4, line 2, delete those lines and insert: facility entrance. *In accordance with ADAAG 4.6.3, access aisles must be placed adjacent to accessible parking spaces; however, the parking access aisles are reserved for the use of persons who have disabled parking permits, and violators are subject to the same penalties that are imposed for illegally parking in parking spaces that are designated for persons who have disabilities.* two accessible

Pursuant to Rule 4.19, **CS for SB 1498** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala, the rules were waived and the Senate reverted to—

### CONSIDERATION OF BILLS ON THIRD READING

**CS for SB 1092**—A bill to be entitled An act relating to workers' compensation; amending s. 440.15, F.S.; revising eligibility requirements for supplemental payments; providing a method for calculating workers' compensation benefits based on the aggregate amount of those benefits and other specified benefits payable to the employee; providing that certain supplemental payments are not workers' compensation benefits; providing an effective date.

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

### MOTION

On motion by Senator Bankhead, the rules were waived and time of recess was extended until completion of **CS for SB 1092**, motions and announcements.

Senator Campbell moved the following amendment which failed to receive the required two-thirds vote:

**Amendment 1**—On page 3, line 21, delete “, and includes retirement benefits.”

On motions by Senator Latvala, **CS for SB 1092** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—26

Madam President	Clary	Harris	Myers
Bankhead	Cowin	Horne	Ostalkiewicz
Bronson	Crist	Kirkpatrick	Scott
Brown-Waite	Diaz-Balart	Latvala	Thomas
Burt	Dudley	Laurent	Williams
Casas	Grant	Lee	
Childers	Gutman	McKay	

Nays—11

Campbell	Geller	Kurth	Silver
Dyer	Hargrett	Meadows	Turner
Forman	Klein	Rossin	

### MOTION TO RECONSIDER BILL

Senator McKay moved that the Senate reconsider the vote by which—

**CS for SB 492**—A bill to be entitled An act relating to public notice requirements; amending s. 170.07, F.S.; revising the time for providing written notice of assessment to property owners; amending s. 194.032, F.S.; revising the time in which a value adjustment board hearing must be held; revising the time for notice to a petitioner of the scheduled time of appearance before the board; providing an effective date.

—passed this day.

The motion was placed on the calendar.

### MOTION

On motion by Senator Bankhead, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Friday, April 17.

### REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1594

**The bill with committee substitute attached was referred to the Committee on Commerce and Economic Opportunities under the original reference.**

The Committee on Health Care recommends a committee substitute for the following: SB 1868

The Committee on Natural Resources recommends committee substitutes for the following: Senate Bills 312 and 2298, SB 1442, SB 1988

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

The Committee on Judiciary recommends committee substitutes for the following: SB 296, SJR 298, SB 1178, SB 1180

The Committee on Natural Resources recommends a committee substitute for the following: Senate Bills 2562 and 1836

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 792

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

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The Committee on Health Care recommends a committee substitute for the following: SB 1814

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

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The Committee on Regulated Industries recommends a committee substitute for the following: SB 2578

**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 Education recommends committee substitutes for the following: Senate Bills 1124, 2048 and 1120, SB 2100

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: CS for SB's 1190 and 868, SB 1664, CS for SB 1994

The Committee on Health Care recommends a committee substitute for the following: SB 1646

The Committee on Judiciary recommends a committee substitute for the following: SB 1162

The Committee on Natural Resources recommends committee substitutes for the following: SB 1924, SB 2356

**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 Governmental Reform and Oversight recommends a committee substitute for the following: CS for SB 1044

The Committee on Health Care recommends a committee substitute for the following: CS for SB 1728

The Committee on Judiciary recommends committee substitutes for the following: SB 206, SB 1742

The Committee on Natural Resources recommends a committee substitute for the following: SB 1256

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1642

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

### REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Regulated Industries recommends that the Senate confirm the appointments made by the Governor of Jose "Joe" Antonio Garcia and Ennis Leon Jacobs, Jr., for terms ending January 1, 2002, as members of the **Florida Public Service Commission**.

**[The appointments contained in the foregoing report were referred to the Committee on Executive Business, Ethics and Elections under the original reference.]**

### COMMITTEE SUBSTITUTES

#### FIRST READING

By the Committee on Judiciary and Senator Crist—

**CS for SB 206**—A bill to be entitled An act relating to civil liability arising from criminal conduct; amending s. 776.085, F.S.; barring recovery of damages for personal injury or injury to property in cases in which the claimant has incurred damages while engaged in certain criminal conduct; providing for the court to award attorney's costs and travel expenses to the prevailing party in any such case; providing an effective date.

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By the Committee on Judiciary and Senators Grant, Bronson and Klein—

**CS for SB 296**—A bill to be entitled An act relating to religious freedom; creating the "Religious Freedom Restoration Act of 1998"; providing that government shall not substantially burden the exercise of religion; providing exceptions; providing definitions; providing for attorney's fees and costs; providing applicability; providing construction; providing an effective date.

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By the Committee on Judiciary and Senators Grant and Bronson—

**CS for SJR 298**—A joint resolution proposing an amendment to Section 3 of Article I of the State Constitution relating to religious freedom.

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By the Committee on Natural Resources and Senators Brown-Waite, Laurent, Bronson, Cowin, Williams and Horne—

**CS for SB's 312 and 2298**—A bill to be entitled An act relating to water resource management; amending s. 373.016, F.S.; providing legislative policy relating to state and regional water resource management; encouraging use of water from sources nearest the area of need; providing an exception; amending s. 373.196, F.S.; clarifying legislative intent that water resource development is a function of the water management districts; amending s. 373.1962, F.S.; providing an exemption for water supply authorities under certain circumstances from certain factors for consumptive use permits; amending s. 373.223, F.S.; directing the Department of Environmental Protection or water management district governing board to consider certain factors when determining the public interest for the transport and use of water across county boundaries or outside the watershed; amending s. 373.229, F.S.; requiring additional information in permit applications for proposed transport and use of water pursuant to s. 373.223(2), F.S.; reenacting s. 373.536(5)(c), F.S.; clarifying intent with respect to language inadvertently omitted by legislative action; amending ss. 373.036, 373.209, 373.226, 373.421, F.S.; correcting cross-references; providing an effective date.

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By the Committee on Banking and Insurance; and Senators Latvala, Myers, Gutman, Bronson, Casas and Campbell—

**CS for SB 792**—A bill to be entitled An act relating to dental insurance coverage; creating ss. 627.4295, 627.65755, F.S., and amending ss. 627.6515 and 641.31, F.S.; requiring health insurance policies and health maintenance organization contracts to provide coverage for general anesthesia and hospitalization for certain persons under certain circumstances; providing application; providing exceptions; providing a declaration of important state interest; providing application; providing an effective date.

By the Committees on Governmental Reform and Oversight; Health Care; and Senator Williams—

**CS for CS for SB 1044**—A bill to be entitled An act relating to public records and meetings; creating s. 395.3036, F.S.; providing that when a public lessor complies with the public finance accountability provisions of s. 155.40(5), F.S., with respect to the transfer of any public funds to a private lessee, the records of a private corporation that leases a public hospital or other public health care facility are confidential and exempt from public records requirements, and the meetings of the governing board of such corporation are exempt from public meeting requirements if the corporation meets specified criteria; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

By the Committee on Education and Senators Grant, Horne, Diaz-Balart and Turner—

**CS for SB's 1124, 2048 and 1120**—A bill to be entitled An act relating to workforce development; creating an incentive grant program; requiring certain administrative procedures; requiring certain data analysis and reports; providing an implementation schedule; providing a definition; amending s. 229.551, F.S.; providing for nonpublic postsecondary education institutions to use the common course designation and numbering system used by public institutions; amending s. 229.8075, F.S.; requiring job retention data to be collected; amending s. 236.081, F.S.; deleting a school district responsibility for funding certain community college programs; amending s. 239.105, F.S.; amending definitions; amending s. 239.115, F.S., relating to funds for operation of adult general education and vocational education programs; revising provisions relating to workforce development education programs; changing the name of the associate in applied technology degree to the applied technology diploma; revising provisions relating to funding through the Workforce Development Education Fund; providing duties relating to workforce development programs and funding; providing for use of funds; amending s. 239.117, F.S.; revising calculation of fees required of students in workforce development programs; amending ss. 240.3031, 240.311, F.S.; renaming the State Community College System; amending s. 239.213, F.S., relating to vocational-preparatory instruction; deleting obsolete provisions; amending s. 239.229, F.S., relating to vocational standards; conforming provisions; amending s. 239.233, F.S.; requiring job-retention data; amending s. 239.301, F.S.; revising adult general education provisions; amending s. 240.115, F.S.; providing guidelines for awarding credit for transfer students; revising s. 240.35, F.S.; revising calculation of fees required of students in community college programs; amending s. 240.359, F.S.; providing funding for college preparatory coursework; amending ss. 446.011, 446.041, 446.052, F.S.; deleting responsibilities of the Division of Public Schools and Community Education; providing an effective date.

By the Committee on Judiciary and Senators Kirkpatrick, Sullivan and Forman—

**CS for SB 1162**—A bill to be entitled An act relating to computers; creating s. 14.025, F.S., relating to the Governor; recognizing the potential computer problems that may occur in state agencies due to the date change necessitated by the year 2000; authorizing the Governor to reassign resources in the event of a likely computer failure; authorizing the Administration Commission to reassign resources if an agency headed by the Governor and Cabinet or a Cabinet officer is likely to experience a computer failure; requiring the reassignment of resources to conform with the law governing budget amendments; requiring the reassignment of personnel to conform with the law governing employee interchanges; requiring legislative approval if a reassignment of resources is necessary for more than 90 days; authorizing legislative veto of the reassignment of state resources; providing for repeal of the powers granted to the Governor; amending ss. 112.24 and 112.27, F.S., relating to employee interchange programs; clarifying that state agencies may exchange employees; creating s. 282.4045, F.S.; providing legislative findings relating to the adequacy of the state's actions to prevent year 2000 computer failures; protecting the state and units of local government against legal actions that result from a year 2000 computer date calculation failure; providing an effective date.

By the Committee on Judiciary and Senator Forman—

**CS for SB 1178**—A bill to be entitled An act relating to guardianship; amending s. 744.369, F.S.; extending the time to review certain reports; authorizing random field audits; amending s. 744.702, F.S.; providing legislative intent to establish the Statewide Public Guardianship Office; directing the Department of Elderly Affairs to provide certain services and support; creating s. 744.7021, F.S.; providing for the Statewide Public Guardianship Office within the Department of Elderly Affairs; providing for an executive director and oversight responsibilities; requiring submission of a guardianship plan and yearly status reports to the Governor, the President of the Senate, the Speaker of the House of Representatives, and the Chief Justice of the Supreme Court; requiring the office to develop a training program; authorizing demonstration projects; providing for rules; amending s. 744.703, F.S.; providing for the executive director to establish offices of public guardian and to appoint public guardians; providing for transfer of oversight responsibility from the chief judge of the circuit to the office; providing for the suspension of public guardians, as specified; amending s. 744.706, F.S.; providing for the preparation of the budget of the Statewide Public Guardianship Office; amending s. 744.707, F.S.; revising provisions with respect to procedures and rules to include reference to the Statewide Public Guardianship Office; amending s. 744.708, F.S.; revising provisions with respect to reports and standards; providing for the offices of public guardian to be subject to audits by the Auditor General; amending s. 744.709, F.S.; providing that surety bonds can be purchased from funds appropriated to the Statewide Public Guardianship Office; amending s. 744.1085, F.S.; revising provisions with respect to professional guardians to include reference to the Statewide Public Guardianship Office; amending s. 744.3135, F.S.; providing a procedure for obtaining fingerprint cards and for maintaining the results of certain investigations; amending s. 28.241, F.S.; providing for funds for public guardians; providing an effective date.

By the Committee on Judiciary and Senator Forman—

**CS for SB 1180**—A bill to be entitled An act relating to public records exemptions; creating s. 744.7081, F.S.; providing an exemption from public records requirements for certain records requested by the Statewide Public Guardianship Office; providing for review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Governmental Reform and Oversight; Community Affairs; and Senators Clary and Meadows—

**CS for CS for SB's 1190 and 868**—A bill to be entitled An act relating to a statewide unified building code; amending s. 468.621, F.S.; providing an additional ground for certain disciplinary actions; amending ss. 471.033, 481.225, 481.2251, and 481.325, F.S.; providing for additional fines for certain violations of the Florida Building Code; amending s. 468.602, F.S.; clarifying application of an exemption for certain persons; amending ss. 468.609, 468.627, 471.017, 471.019, 481.215, 481.313, 489.115, 489.1455, and 489.5335, F.S.; requiring certificateholders, licensees, or registrants to prove completion of certain education requirements relating to the Florida Building Code; providing recording requirements for reported continuing education; requiring notification of failure to comply; requiring that action be taken when non-compliance is determined; providing certain core curriculum or continuing education requirements for certain license, certificate, or registration renewals; authorizing certain licensing boards to require certain specialized or advanced education courses; creating s. 455.2286, F.S.; requiring the Department of Business and Professional Regulation to implement an automated information system for certain purposes; providing requirements relating to such system; amending s. 489.103, F.S.; exempting certain residential structures from certain construction contracting requirements; amending s. 489.117, F.S.; clarifying certain information provision requirements for local jurisdictions relating to specialty contractor licensure and discipline; amending s. 489.513, F.S.; requiring local jurisdictions to provide certain information to certain licensing boards; requiring such boards to maintain and provide such information through an automated information system; providing for local responsibility for imposing certain disciplinary action; authorizing imposition of penalties by ordinance; amending s. 489.517, F.S.; requiring certificateholders or registrants to provide proof of completion of

certain education courses; authorizing the electrical contractors' licensing board to require certain education courses; amending s. 489.533, F.S.; revising a ground for certain disciplinary action; amending s. 553.06, F.S.; requiring the Florida Building Commission to adopt the State Plumbing Code; amending s. 553.19, F.S.; requiring the commission to adopt certain electrical standards as part of the Florida Building Code and to revise and maintain such standards; amending s. 553.71, F.S.; revising certain definitions; renaming the Board of Building Codes and Standards as the Florida Building Commission; amending s. 553.72, F.S.; revising legislative intent; amending s. 553.73, F.S.; providing for adoption of the Florida Building Code to replace the State Minimum Building Codes; providing for legislative approval; providing purposes; requiring the Florida Building Commission to adopt the code; providing requirements and criteria for the code; providing for resolution of conflicts between the Florida Building Code and the Florida Fire Prevention Code and the Life Safety Code; providing requirements; providing for local technical amendments to the code; providing procedures and requirements; providing limitations; requiring counties to establish compliance review boards for certain purposes; providing requirements; authorizing local governments to adopt amendments to the code; providing requirements; providing procedures for challenges by affected parties; providing for appeals; requiring the commission to update the code periodically; authorizing the commission to adopt technical amendments to the code under certain circumstances; providing requirements; providing for exempting certain buildings, structures, and facilities from the code; specifying nonapplication of the code under certain circumstances; prohibiting administration or enforcement of the code for certain purposes; amending s. 553.74, F.S.; replacing the State Board of Building Codes and Standards with the Florida Building Commission; providing for additional membership; providing for continuation of terms of existing board members; amending ss. 553.75, 553.76, and 553.77, F.S., to conform; providing additional powers of the commission; requiring commission staff to attend certain meetings; requiring the commission to develop and publish descriptions of roles and responsibilities of certain persons; authorizing the commission to provide plans review and approval of certain public buildings; creating s. 553.781, F.S.; providing for licensee accountability; authorizing local jurisdictions to impose fines and order certain disciplinary action for certain violations of the Florida Building Code; providing for challenges to such actions; requiring the Department of Business and Professional Regulation and local jurisdictions to report such disciplinary actions; providing for disposition and use of such fines; providing construction; providing for suspension of certain permitting privileges under certain circumstance; amending s. 553.79, F.S., to conform; authorizing owners of certain buildings to designate such buildings as threshold buildings for certain purposes; providing for local government enforcement of the Florida Building Code under certain circumstances; amending s. 553.80, F.S.; authorizing certain reinspection fees under certain circumstances; requiring certain agencies to provide support to local governments for certain purposes; specifying certain code enforcement requirements for state universities, community colleges, and public school districts; preserving authority of certain local governments to enforce code requirements; providing construction; creating s. 553.841, F.S.; providing for establishing a building code training program; providing requirements; providing criteria; authorizing the Florida Building Commission to enter into contracts for certain purposes; requiring the assistance and participation of certain state agencies; creating s. 553.842, F.S.; providing for a system for product evaluation and approval; providing requirements; providing procedures; providing for challenging, review, and appeal of certain evaluations; authorizing the commission to charge fees for certain certifications and reviews; providing exceptions; amending s. 633.01, F.S.; authorizing the Department of Insurance to issue binding interpretations of certain firesafety codes; creating s. 633.0215, F.S.; requiring the Department of Insurance to adopt certain fire prevention and life safety codes; providing requirements; providing for temporary effect of local amendments to such codes; providing providing procedures for adopting or rescinding local amendments to such codes; requiring the department to update such codes periodically; providing for technical amendments to such codes; providing exceptions to application of such codes for certain purposes; amending s. 633.025, F.S.; specifying adoption by local jurisdictions of certain firesafety codes; authorizing local jurisdictions to adopt more stringent firesafety standards under certain circumstances; providing procedures; providing limitations; deleting obsolete provisions; amending s. 633.085, F.S.; clarifying certain inspection duties of the State Fire Marshal; amending s. 633.72, F.S.; specifying cooperation between the Florida Fire Code Advisory Council and the Florida Building Commission under certain circumstances; requiring administrative staff of the State Fire Marshal to attend certain meetings

and coordinate efforts for consistency between certain codes; amending ss. 125.69, 161.54, 161.56, 162.21, 166.0415, 489.127, 489.131, 489.531, 489.537, 500.459, 553.18, and 627.351, F.S., to conform; requiring the Florida Building Commission to submit the Florida Building Code to the Legislature for approval; requiring the commission to recommend changes to the law to conform to adoption of the Florida Building Code; providing for future repeal of local amendments to certain building codes; providing for readoption; requiring the State Fire Marshal, the Florida Building Commission, and the Commissioner of Education to establish a select committee for certain purposes; providing for committee membership; providing duties of the committee; requiring a report to the Legislature; requiring the Department of Management Services to conduct a pilot project to study the effects of installing an ozonation water treatment system for a cooling tower on state buildings; requiring a report to the Legislature; repealing s. 471.003(2)(f), F.S., relating to engineering faculty exemption from registration requirements; repealing s. 489.539, F.S., relating to adoption of electrical standards; repealing s. 553.73(5), F.S., relating to a presumption of compliance with certain building code requirements; providing for future repeal of s. 489.120, F.S., relating to an automated information system; providing for future repeal of s. 489.129(1)(d), F.S., relating to disciplinary action for knowing violations of building codes; providing for future repeal of parts I, II, and III of chapter 553, F.S., relating to the Florida Plumbing Control Act, the Florida Electrical Code, and glass standards; providing appropriations; providing effective dates.

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By the Committee on Natural Resources and Senator Harris—

**CS for SB 1256**—A bill to be entitled An act relating to inland waterway management; amending s. 374.976, F.S.; authorizing the Florida Inland Navigation District and the West Coast Inland Navigation District to enter into cooperative agreements with the Federal Government, participate with the United States Army Corps of Engineers in waterway maintenance projects, engage in anchorage management programs and beach renourishment projects, and enter into ecosystem management agreements with the Department of Environmental Protection; conforming language relating to existing matching fund requirements; repealing s. 374.976(5), F.S., as amended by ch. 96-320, Laws of Florida, to clarify legislative intent with respect to duplicate provisions; amending s. 403.061, F.S.; providing a supplemental process for issuance of joint coastal permits and environmental resource permits for regional waterway management activities; amending s. 311.105, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Natural Resources and Senator Latvala—

**CS for SB 1442**—A bill to be entitled An act relating to regional water supply authorities; amending s. 120.52, F.S.; providing that a member government is not considered a party in administrative proceedings under certain conditions; amending s. 373.1963, F.S.; revising criteria for governance of the West Coast Regional Water Supply Authority and its member governments under interlocal agreements; declaring legislative intent to supersede other laws; repealing s. 373.1963(5), F.S., relating to a process for review of a consumptive use permit; amending s. 682.02, F.S.; providing for the arbitration of certain controversies concerning water use; amending s. 768.28, F.S.; allowing an authority to indemnify its member governments; providing an effective date.

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By the Committee on Regulated Industries and Senator Klein—

**CS for SB 1594**—A bill to be entitled An act relating to telephonic solicitations; amending s. 501.059, F.S.; providing legislative intent; revising provisions relating to telephonic solicitations; revising definitions; revising procedures for limiting or prohibiting telephonic solicitations; revising certain fees; providing for an affirmative defense; providing for notification of candidates for public office; revising requirements regulating telephonic solicitations; requiring the Department of Agriculture and Consumer Services to provide certain notice of violations; providing for legislative review of certain fees; amending s. 98.097, F.S.; providing that the central voter file shall indicate voters on "no telephonic solicitation" list; providing an effective date.

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By the Committee on Regulated Industries and Senator Silver—

**CS for SB 1642**—A bill to be entitled An act relating to the Beverage Law; amending ss. 562.11, 562.111, F.S.; providing an exemption for giving or serving to certain underage students alcoholic beverages that are delivered as part of a required curriculum at an accredited college; providing an exemption for the possession of alcoholic beverages by underage students in specified circumstances; providing an effective date.

By the Committee on Health Care and Senators Myers, Grant, Bronson, Latvala, Meadows, Horne, Gutman, Turner, Cowin and Dudley—

**CS for SB 1646**—A bill to be entitled An act relating to protection of children; amending s. 20.19, F.S.; deleting reference to child protection and sexual abuse treatment teams from responsibilities of the Children and Families Program Office of the Department of Children and Family Services; transferring all powers and duties relating to the child protection teams and the sexual abuse treatment program to the Department of Health; providing the Department of Health with certain authority with respect to transferred positions; amending s. 20.43, F.S.; providing responsibility of the Department of Health to provide services to abused and neglected children through the teams and program; amending ss. 39.4031, 39.4032, and 39.408, F.S., relating to children and family case plan requirements and case staffing, and hearings for dependency cases; providing for coordination with the child protection teams of the Department of Health; amending ss. 119.07, 415.50175, and 415.51, F.S.; providing confidentiality under existing public records exemptions for records of child protection teams and personnel thereof; amending ss. 415.50171, 415.5018, 415.503, 415.5055, and 415.5095, F.S.; clarifying respective responsibilities of the Department of Health and the Department of Children and Family Services, relating to child abuse and neglect cases, policy, and procedures, to child protection teams, and to child sexual abuse cases, pursuant to the transfer of responsibilities under the act; providing duties of the Division of Children's Medical Services; deleting requirements that child protection teams be capable of providing short-term psychological treatment; amending s. 415.501, F.S.; revising participants in the state plan for prevention of child abuse and neglect; creating s. 415.515, F.S.; authorizing rulemaking by the Department of Health; repealing s. 415.5075, F.S., relating to rulemaking; requiring a memorandum of agreement between the Department of Children and Family Services and the Department of Health; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Burt and Campbell—

**CS for SB 1664**—A bill to be entitled An act relating to educational facilities; amending s. 235.04, F.S.; allowing a school board to sell and lease back an educational plant for the purposes of repair, remodeling, and site improvement; amending s. 235.056, F.S.; authorizing boards to rent or lease certain buildings or space within buildings for conversion to use as educational facilities; providing for funding; requiring school board adoption of a resolution certifying that specified conditions have been met; amending s. 201.24, F.S., relating to exemption from excise tax on documents; conforming provisions; amending s. 236.25, F.S., relating to school district tax for capital outlay; conforming provisions; providing an effective date.

By the Committees on Health Care, Criminal Justice and Senator Bronson—

**CS for CS for SB 1728**—A bill to be entitled An act relating to mobile surgical facilities; amending s. 395.001, F.S.; providing legislative intent; amending s. 395.002, F.S.; revising definitions; defining "mobile surgical facility"; amending s. 395.003, F.S.; requiring the licensure of mobile surgical facilities under ch. 395, F.S.; amending s. 395.004, F.S.; requiring a license fee upon application for licensure as a mobile surgical facility; amending s. 395.0161, F.S.; requiring licensure inspections of such facilities under specified circumstances; providing an exception; amending s. 395.0163, F.S.; requiring construction inspections of such facilities under specified circumstances; providing an exception; amending s. 395.1055, F.S.; authorizing the establishment of separate stand-

ards for mobile surgical facilities; amending s. 408.036, F.S.; providing an exemption from review and application for certificate of need for mobile surgical facilities; amending s. 395.7015, F.S.; providing for the imposition of an annual assessment upon mobile surgical facilities; providing application; requiring specified mobile surgical facilities in operation prior to the effective date of the act to continue to operate and be subject to the provisions of the act only after the effective date of rules established by the Agency for Health Care Administration; providing an effective date.

By the Committee on Judiciary and Senator Ostalkiewicz—

**CS for SB 1742**—A bill to be entitled An act relating to husband and wife; creating s. 741.2105, F.S.; prohibiting marriages between persons when one of the persons has been convicted of a capital felony for which a death sentence has been imposed; providing an exception; providing an effective date.

By the Committee on Health Care and Senators Harris, Cowin, Lee, Myers, Clary, Williams, Bronson, Grant, Casas, Ostalkiewicz, Diaz-Balart, Brown-Waite, Horne, Laurent, McKay and Childers—

**CS for SB 1814**—A bill to be entitled An act relating to termination of pregnancy; providing a short title; amending s. 390.011, F.S.; defining additional terms; amending s. 390.0111, F.S.; revising provisions relating to termination of pregnancy; prohibiting the performing or inducement of a termination of pregnancy upon a minor without specified notice; providing disciplinary action for violation; providing notice requirements; providing exceptions; providing procedure for judicial waiver of notice; providing for confidentiality of proceedings; providing for issuance of a court order authorizing consent to a termination of pregnancy without notification; providing for dismissal of petition; requiring the issuance of written findings of fact and legal conclusions; providing for expedited confidential appeal; providing for waiver of filing fees; requesting the Supreme Court to adopt rules; providing for severability; providing an effective date.

By the Committee on Health Care and Senator Turner—

**CS for SB 1868**—A bill to be entitled An act relating to community environmental health protection; creating ss. 381.102, 381.103, 381.104, 381.105, 381.106, 381.107, F.S., the "Florida Community Environmental Health Protection Act"; providing a short title; providing for community environmental health protection; providing legislative findings; providing definitions; creating the Community Environmental Health Program; providing purposes of the program; designating pilot projects; providing for Committee Environmental Health Advisory Boards; requiring a report to the Legislature; providing duties of the Department of Health; creating s. 240.707, F.S.; creating the Center for Environmental Equity and Justice; providing appropriations and prescribing purposes for which the funds may be used; providing an effective date.

By the Committee on Natural Resources and Senators Bronson and Hargrett—

**CS for SB 1924**—A bill to be entitled An act relating to aquaculture; amending s. 253.72, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.06, F.S.; authorizing issuance of additional special activity licenses; authorizing permit consolidation procedures; providing activity license terms; amending s. 370.081, F.S.; revising provisions relating to the importation of nonindigenous marine plants and animals; amending s. 370.10, F.S.; authorizing the harvesting or possession of saltwater species for experimental, scientific, education, and exhibition purposes; amending s. 370.16, F.S.; establishing wild harvest setbacks from shellfish leases; amending s. 370.26, F.S.; defining the term "marine aquaculture facility" and revising definition of the term "marine aquaculture product"; authorizing delegation of regulatory authority for certain aquaculture facilities; amending s. 372.6672, F.S.; removing obsolete provisions relating to state-sanctioned sales of alligator hides; amending s. 372.6673, F.S.; providing for a portion of the fees assessed for alligator egg collection permits to be transferred to the

General Inspection Trust Fund to be used for certain purposes; amending s. 372.6674, F.S.; providing for a portion of the fees assessed for alligator hide validation tags to be transferred to the General Inspection Trust Fund to be used for certain purposes; amending s. 373.046, F.S.; clarifying jurisdiction over aquaculture activities; amending s. 403.814, F.S.; clarifying provisions relating to aquaculture general permits; amending s. 597.005, F.S.; providing for a list of prioritized research needs; providing an effective date.

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By the Committee on Natural Resources and Senators Diaz-Balart and Kirkpatrick—

**CS for SB 1988**—A bill to be entitled An act relating to the Lake Belt Mitigation Fund; creating the fund within the South Florida Water Management District; providing for sources of moneys and purposes; providing an effective date.

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By the Committees on Governmental Reform and Oversight; Agriculture; and Senator Cowin—

**CS for CS for SB 1994**—A bill to be entitled An act relating to agriculture; creating ss. 570.251-570.2815, F.S.; creating the "Florida Agricultural Development Act"; providing legislative findings; providing definitions; establishing the Florida Agricultural Development Authority; providing powers and duties; providing for membership of a board; providing for terms of board members; providing for organization of the board; providing general powers of the authority; providing for an executive director and specifying duties; requiring an annual report; providing for the use of surplus moneys by the authority; providing for combination of state and federal programs to facilitate the purposes of the authority; establishing a beginning farmer loan program; providing purposes of the loan program; authorizing the authority to participate in federal programs; requiring the authority to provide for loan criteria by rule; authorizing the authority to provide loan requirements; authorizing the authority to make loans to beginning farmers for agricultural land and improvements and depreciable agricultural property; authorizing the authority to make loans to mortgage lenders and other lenders; authorizing the authority to purchase mortgage loans and secured loans from mortgage lenders; providing powers of the authority relating to loans; providing for the issuance of bonds and notes by the authority; authorizing the authority to establish bond reserve funds; providing remedies of bondholders and holders of notes; providing for the pledging of bonds by the state; providing that bonds and notes shall be considered legal investments; providing requirements with respect to funds of the authority; authorizing examination of accounts by the Auditor General; requiring a report; providing limitation of liability for members of the authority; requiring the assistance of state officers, agencies, and departments; providing for construction of the act; requiring disclosure of specified conflicts of interest; prohibiting certain participation in the event of a conflict of interest; specifying conflicts of interest with respect to the executive director of the authority; providing exemption from competitive bid laws; providing for receipt of specified trust assets by the authority; authorizing the authority to enter into specified agreements; providing for liability; providing for additional beginning farmer and loan assistance programs; authorizing additional beginning farmer loan program; requiring the authority to establish and develop an agricultural loan assistance program; providing program criteria; requiring the authority to create and develop alternative agriculture assistance programs; providing for the adoption of rules with respect to enforcement of provisions relative to such programs; authorizing the authority to bring action for enforcement; creating s. 159.8082, F.S.; establishing the agricultural development bond pool; amending s. 159.804, F.S.; providing for specific allocations of state volume limitations to the agricultural development pool; amending s. 159.809; specifying provisions for bond issuance reports not received; providing an effective date.

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By the Committee on Education and Senator Forman—

**CS for SB 2100**—A bill to be entitled An act relating to postsecondary education; amending s. 232.2466, F.S.; revising requirements for the college-ready diploma program; amending s. 239.117, F.S.; exempting specified students from postsecondary fees; amending s. 239.225, F.S.; revising provisions relating to the Vocational Improvement Program;

amending s. 240.1163, F.S.; revising dual enrollment provisions; amending s. 240.235, F.S.; exempting specified university students from fees; amending s. 240.311, F.S., relating to powers and duties of the State Board of Community Colleges; amending s. 240.321, F.S., relating to duties of community college district boards of trustees; requiring notification of alternative remedial options; amending s. 240.324, F.S., relating to the community college accountability process; providing for coinciding reporting deadlines; clarifying language; amending s. 240.35, F.S.; exempting specified community college students from fees; amending s. 240.36, F.S.; revising provisions relating to the uses of a trust fund for community colleges; amending s. 240.382, F.S.; correcting a cross-reference; amending s. 240.4097, F.S., relating to the Florida Postsecondary Student Assistance Grant Program; requiring the establishment of application deadlines; amending s. 246.201, F.S.; revising legislative intent; amending s. 246.203, F.S.; renaming the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools the State Board of Nonpublic Career Education; revising definition of schools regulated by the board; amending s. 246.205, F.S.; conforming provisions; amending s. 246.207, F.S.; revising powers and duties of the board; amending s. 246.213, F.S.; conforming provisions; amending s. 246.215, F.S.; requiring licensing of specified programs by the board; creating s. 246.216, F.S.; providing for exemption from licensure for specified entities; providing for statements of exemption; providing for revocation of statements of exemption; providing for remedies; amending ss. 246.219, 246.220, 246.2265, 246.227, and 246.31, F.S.; conforming provisions; amending ss. 20.15, 240.40204, 246.011, 246.081, 246.085, 246.091, 246.111, 246.50, 455.2125, 455.554, 467.009, 476.178, 477.023, and 488.01, F.S.; conforming provisions; providing an effective date.

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By the Committee on Natural Resources and Senators Laurent and Dyer—

**CS for SB 2356**—A bill to be entitled An act relating to water resources; creating s. 373.45923, F.S.; providing legislative findings and intent; authorizing the South Florida Water Management District to participate as local sponsor for the Restudy of the Central and Southern Florida Project; providing duties of the Joint Legislative Committee on Everglades Oversight; providing reporting requirements; providing for legislative authorization of project cooperation agreements; providing an effective date.

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By the Committee on Natural Resources and Senators Laurent, Brown-Waite and Latvala—

**CS for SB's 2562 and 1836**—A bill to be entitled An act relating to water management districts; amending s. 373.421, F.S.; authorizing the use of a Global Positioning System in conducting surveys of wetlands; amending s. 373.536, F.S.; requiring the Executive Office of the Governor to present recommendations for water management district program priorities and legislation to the Legislature; providing that the Legislature shall adopt or modify program priorities for water management district budgets; providing that the districts shall incorporate these program priorities in developing their budgets; providing that the Executive Office of the Governor shall determine whether each district's budget is consistent with the applicable program priorities; providing that the Executive Office of the Governor shall disapprove those portions of a water management district's budget that are determined to be inconsistent with applicable program priorities; creating s. 373.0835, F.S.; creating the Independent Public Fiscal Office to provide fiscal oversight of each water management district on behalf of the people of the state; providing protection for employees of the water management districts and independent contractors; providing an effective date.

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By the Committee on Regulated Industries and Senator Kurth—

**CS for SB 2578**—A bill to be entitled An act relating to Barefoot Bay Recreation District, Brevard County; providing for the issuance of a special alcoholic beverage license to a mobile home park recreation district operating within Brevard County; providing restrictions; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 1213, CS for HB 1605; has passed as amended HB 367, CS for HB 505, CS for CS for HB 1589, HB 1957 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By the Committee on Health Care Services and Representative Murman and others—

**CS for HB 1213**—A bill to be entitled An act relating to health care; establishing the Prostate Cancer Task Force; providing for representation on the task force; providing responsibilities; requiring a report to the Governor and the Legislature; providing for future repeal; amending s. 240.5121, F.S.; increasing membership of the Florida Cancer Control and Research Advisory Council; requiring the council to purchase or develop a written summary of cancer treatment alternatives for prostate cancer; providing appropriations for developing or purchasing and for distributing bilingual pamphlets, and for developing and implementing education programs, on prostate cancer and breast cancer; providing an effective date.

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

By the Committee on Finance and Taxation; and Representative Eggleston—

**CS for HB 1605**—A bill to be entitled An act relating to ad valorem tax administration; amending s. 200.065, F.S., which provides requirements for the determination of the millage levied by taxing authorities; revising the form of the notice of tax increase that must be published by school districts; revising the form of the notice of tax for school capital outlay that must be published by school districts; providing an effective date.

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

By Representative Rayson and others—

**HB 367**—A bill to be entitled An act relating to education; creating the "Florida Maximum Class Size Study Act"; requiring school districts to reduce the teacher-to-student ratio in certain schools; requiring the Department of Education to conduct a study of the efficacy of class size reductions; providing legislative goals; providing an effective date.

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

By the Committee on Civil Justice and Claims; and Representative Bainter and others—

**CS for HB 505**—A bill to be entitled An act relating to private attorney services; amending s. 287.059, F.S.; providing that private attorney services procured by the Board of Trustees of the Florida School for the Deaf and the Blind are not required to have been approved in writing by the Attorney General; providing for disclosure by private attorneys contracting with the state with respect to clients suing or being sued by a

state entity; requiring written waiver of potential conflict of interest to be obtained by the contracting attorney, under specified circumstances; providing that failure to make such disclosure or obtain waiver as required is a breach of the contract precluding entitlement to payment; requiring the Comptroller to refuse such payment, under specified circumstances; providing an effective date.

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

By the Committees on Community Affairs, General Government Appropriations and Representative Westbrook and others—

**CS for CS for HB 1589**—A bill to be entitled An act relating to counties; repealing s. 327, ch. 96-410, Laws of Florida, which provides that once a small county meets the population requirements and qualifies for programs under ss. 40.015, 163.05, 163.3177, 163.3187, 163.3191, 165.061, 212.055, 218.075, 218.65, 252.373, 265.2861, 403.706, and 403.7095, F.S., it shall retain that qualification until it exceeds a population of 75,000; amending s. 34.191, F.S.; authorizing boards of county commissioners to assign collection of past due fines and costs to a private attorney or collection agency and authorizing fees for such purposes; amending ss. 163.05, 163.3177, 163.3191, 165.061, 212.055, 218.075, 252.373, 288.063, 373.441, 403.4131, 403.706, and 403.719, F.S., to increase the maximum population limit to qualify as a small county in provisions that establish a technical assistance program for small counties, that provide that certain elements of a local government comprehensive plan are optional for small counties, that authorize the state land planning agency to enter into agreements with small counties to focus on selected issues or elements when updating their comprehensive plans, that provide population requirements for incorporation of municipalities in small counties, that authorize certain small counties to use proceeds of the local government infrastructure surtax for long-term maintenance costs associated with landfill closure, that authorize the Department of Environmental Protection and water management districts to waive or reduce permit processing fees for small counties under certain conditions, that provide criteria that small counties must meet to qualify for funds from the Emergency Management, Preparedness, and Assistance Trust Fund, that provide that certain small counties are qualified for contracts with the Office of Tourism, Trade, and Economic Development for transportation projects, that require consideration of special provisions when an environmental resource permit program is delegated to small counties, that encourage a regional approach to litter control and prevention programs in small counties, that authorize small counties to provide their residents with the opportunity to recycle in lieu of achieving solid waste reduction goals, and that provide for the use of waste tire grants by small counties; amending s. 403.7061, F.S., to conform; amending s. 218.65, F.S., relating to emergency and supplemental distributions from the Local Government Half-cent Sales Tax Clearing Trust Fund; revising the population limitation for purposes of provisions which exempt small counties from certain criteria imposed to qualify for an emergency distribution; deleting a requirement that a county must be eligible for an emergency distribution in order to qualify for a supplemental distribution; amending s. 403.7095, F.S.; deleting the expiration date for annual solid waste and recycling grants to small counties; creating s. 218.076, F.S.; providing for a waiver of permit processing fees under certain circumstances; providing an effective date.

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

By Representative Arnall—

**HB 1957**—A bill to be entitled An act relating to public records; creating s. 414.1035, F.S.; providing an exemption from public records requirements for identifying information relating to the drug screening, testing, or treatment of applicants for or recipients of WAGES Program assistance or services; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

**RETURNING MESSAGES—FINAL ACTION**

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed SB 222, CS for SB 482, CS for CS for SB 626, SB 712, SB 734, SB 768, SB 770, CS for CS for SB 1046, CS for SB 1052, SB 1334, SB 1336 and SB 1350.

*John B. Phelps, Clerk*

The bills contained in the foregoing message were ordered enrolled.

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 15 was corrected and approved.

**CO-SPONSORS**

Senators Bronson—CS for CS for CS for SB 1228; Campbell—SB 1576, CS for CS for CS for SB 1228; Casas—CS for CS for CS for SB 1228; Childers—CS for CS for CS for SB 1228; Clary—CS for CS for CS for SB 1228; Cowin—CS for CS for CS for SB 1228; Crist—CS for CS for CS for

SB 1228; Diaz-Balart—CS for CS for CS for SB 1228; Dudley—CS for CS for CS for SB 1228, SB 1576; Dyer—CS for CS for CS for SB 1228; Forman—SB 1576; Geller—CS for CS for CS for SB 1228; Grant—CS for CS for CS for SB 1228, SB 1576; Gutman—CS for CS for CS for SB 1228; Harris—CS for CS for CS for SB 1228, SB 1576; Holzendorf—CS for CS for CS for SB 1228; Horne—SB 1192, CS for CS for CS for SB 1228; Jennings—CS for CS for CS for SB 1228; Kirkpatrick—CS for CS for CS for SB 1228, SB 1576; Klein—CS for CS for CS for SB 1228; Kurth—CS for CS for CS for SB 1228, SB 1576; Latvala—CS for CS for CS for SB 1228; Laurent—CS for CS for CS for SB 1228; Lee—CS for CS for CS for SB 1228; McKay—CS for CS for CS for SB 1228; Meadows—CS for CS for CS for SB 1228, SB 1576; Ostalkiewicz—SB 1576; Rossin—CS for CS for CS for SB 1228; Scott—CS for CS for CS for SB 1228; Silver—CS for SB 1584; Thomas—CS for CS for CS for SB 1228; Turner—CS for CS for CS for SB 1228; Williams—CS for CS for CS for SB 1228

**RECESS**

On motion by Senator Bankhead, the Senate recessed at 12:45 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Friday, April 17.