



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Jennings at 9:30 a.m. A quorum present—35:

Madam President	Dawson-White	King	Mitchell
Bronson	Diaz-Balart	Kirkpatrick	Myers
Brown-Waite	Dyer	Klein	Rossin
Campbell	Forman	Kurth	Saunders
Carlton	Geller	Latvala	Scott
Casas	Grant	Laurent	Sebesta
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	

PRAYER

The following prayer was offered by Rev. Candace McKibben, Associate Pastor, East Hill Baptist Church, Tallahassee:

Creator God, as people of many faiths, we come to you this day united as we mourn the senseless violence and suffering that has come to the community of Littleton, Colorado. We ask that your sustaining grace and peace be with the families that grieve, the friends who question, the townspeople whose lives have been forever changed by the malicious acts of a misguided few. We pray your loving spirit will transform mean-spiritedness into kindness in Littleton and wherever it is expressed.

We pray for all those who suffer as a result of war. We ask your wisdom and courage of conviction for those in places of leadership that they might find a path of reconciliation and peace.

O God, as these gathered this day go about the work they have been entrusted to do, grant them clarity of judgment that they might understand the issues they face. Send your renewing spirit on every man and woman in the Senate that they might be reminded of the dreams and ideals they held when first elected to public office and be guided by those dreams and ideals as they listen, speak and vote. May each Senator's mind and heart be opened to what is needed for the good of all and may they be especially sensitive to those who are most weak and vulnerable.

Grace these men and women with your energy and enthusiasm that they might be well prepared to make judgments on behalf of the people of Florida. Amen.

PLEDGE

Senate Pages Justin Grant of Gretna and Shannon Sprentall of Tarpon Springs, led the Senate in the pledge of allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

At the request of Senator Lee—

By Senator Lee—

SR 2676—A resolution recognizing the week of April 18-24, 1999, as National Organ and Tissue Donor Awareness Week.

WHEREAS, the success of National Organ and Tissue Donor Awareness Week depends largely on the commitment made by the leadership of this state to ensure that every Florida citizen becomes aware of and has an opportunity to alleviate the critical need for organ and tissue donations, and

WHEREAS, through statutory mandates, the State of Florida Organ and Tissue Donor Education Program, the Organ and Tissue Procurement and Transplantation Advisory Board, the Transplant Advisory Council, and the Bone Marrow Advisory Board were created to help increase donations of these precious gifts of life, and

WHEREAS, in conjunction with the Florida Coalition on Donation, the Minority Organ Tissue Transplant Education Program, the Transplant Recipients International Organization, the Marrow Donor Program, and the National Kidney Foundation, community-based efforts are continuously being made to educate and encourage contributions of these "gifts that keep on giving," and

WHEREAS, much of the success behind Florida's leading the nation in transplantation is through its partnerships with hospitals and organ, tissue, and eye procurement organizations, and

WHEREAS, through the support and cooperation of a concerned populace, the list of more than 60,000 individuals nationally who are awaiting a life-saving or life-enhancing transplant can be sharply reduced or eliminated entirely, and

WHEREAS, the generosity of Floridians alone is sufficient to reduce the waiting list of over 1,200 individuals in this state who are in need of a transplant, NOW, THEREFORE,

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

That the Florida Senate pauses in its deliberations to recognize the week of April 18-24, 1999, as National Organ and Tissue Donor Awareness Week and to encourage all citizens to register as organ and tissue donors.

—**SR 2676** was introduced, read and adopted by publication.

At the request of Senator Mitchell—

By Senator Mitchell—

SR 2702—A resolution recognizing April 1999 as Child Abuse and Neglect Prevention Month.

WHEREAS, 79,641 children in this state were identified as having been abused or neglected during Fiscal Year 1997-1998, and

WHEREAS, child abuse and neglect causes significant trauma to the abused child and society, inflicting upon children serious illness and injury resulting in physical, intellectual, and emotional impairment or death, and

WHEREAS, abused or neglected children are at much greater risk of becoming abusive or neglectful parents, and

WHEREAS, prevention services can reduce the costs society must bear in dealing with the results of child abuse and neglect and can help children and families avoid the overburdened and expensive social welfare and criminal justice systems, and

WHEREAS, 1999 marks the 16th anniversary of child abuse and neglect prevention services in this state, and

WHEREAS, children deserve the opportunity to grow and thrive in healthful environments, free from threats of violence and harm, and

WHEREAS, during the month of April, public and private-sector agencies, child-care professionals, child advocates, and residents will be increasing the public's awareness of child abuse and neglect prevention, NOW, THEREFORE,

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

That the Florida Senate recognizes April 1999 as Child Abuse and Neglect Prevention Month in this state.

—**SR 2702** was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thomas, by two-thirds vote **SB 2464** was withdrawn from the committee of reference and further consideration.

On motion by Senator Holzendorf, by two-thirds vote **SB 774, SB 1062, SB 1522, SB 1798, SB 1862, SB 2262, SB 2506** and **SB 2532** were withdrawn from the committees of reference and further consideration.

On motion by Senator Kurth, by two-thirds vote **SB 1248** and **SB 1942** were withdrawn from the committees of reference and further consideration.

On motion by Senator McKay, by two-thirds vote **CS for SB 90, CS for SB 190, CS for CS for SB 230, CS for SB 246, CS for SB 1006, CS for SB 1050, CS for SB 1068, SB 1274, CS for SB 1412, SB 1422, CS for SB 1554, CS for SB 1556, CS for CS for SB 1594, CS for CS for SB 1666, CS for SB 1712, SB 1716, CS for SB 1758, CS for SB 1906, CS for SB 1932, CS for SB 1992, CS for SB 2118, CS for SB 2148, CS for SB 2274, CS for SB 2282, CS for SB 2288, CS for SB 2354, CS for SB's 2388 and 1946** and **CS for SB 2462** were withdrawn from the Committee on Fiscal Policy.

On motion by Senator McKay, by two-thirds vote **CS for SB 246** was withdrawn from the Committee on Children and Families.

On motion by Senator McKay, by two-thirds vote **SB 928** and **CS for SB 1408** were withdrawn from the Committee on Rules and Calendar.

On motion by Senator McKay, by two-thirds vote **CS for SB 1626** was withdrawn from the Committees on Commerce and Economic Opportunities; and Comprehensive Planning, Local and Military Affairs.

On motion by Senator McKay, by two-thirds vote **CS for SB 2414** was withdrawn from the Committee on Fiscal Resource.

On motion by Senator Campbell, by two-thirds vote **SB 302, SB 692, SB 694, SB 742, SB 944, SB 964, SB 1114, SB 1338, SB 1344, SB 1346,**

SB 1590, SB 1592, SB 1710, SB 1786, SB 1842, SB 1854, SB 1860, SB 2222, SB 2258, SB 2356, SB 2392, SB 2416 and **SB 2488** were withdrawn from the committees of reference and further consideration.

On motion by Senator Dawson-White, by two-thirds vote **SB 1546** and **SB 1558** were withdrawn from the committees of reference and further consideration; and **SB 2680** was removed from the Local Bill Calendar and withdrawn from further consideration.

On motion by Senator Kirkpatrick, by two-thirds vote **SB 250, SB 254, SB 258, SB 920, SB 922, SB 1568, SB 1570** and **SB 2154** were withdrawn from the committees of reference and further consideration.

On motion by Senator Carlton, by two-thirds vote **SB 308** and **SB 1322** were withdrawn from the committees of reference and further consideration.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator McKay, the rules were waived and the Special Order Calendar Subcommittee of the Committee on Rules and Calendar was granted permission to meet this day from 6:00 p.m. until completion.

MOTIONS

On motion by Senator McKay, a deadline of 5:00 p.m. this day was set for filing amendments to Bills on Third Reading to be considered Thursday, April 22.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 156, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

CS for SB 156—A bill to be entitled An act relating to the prevention of the sale of alcohol and tobacco products to minors; amending s. 562.11, F.S., relating to the purchase of alcohol by minors; amending s. 562.45, F.S.; providing restrictions on locations for on-premises consumption of alcoholic beverages; amending s. 569.11, F.S., relating to the purchase of tobacco products by minors; providing an effective date.

House Amendment 1 (502727)(with title amendment)—Remove from the bill: Everything after the enacting clause and insert in lieu thereof:

Section 1. Subsection (2) of section 562.11, Florida Statutes, is amended to read:

562.11 Selling, giving, or serving alcoholic beverages to person under age 21; misrepresenting or misstating age or age of another to induce licensee to serve alcoholic beverages to person under 21; penalties.—

(2) It is unlawful for any person to misrepresent or misstate his or her age or the age of any other person for the purpose of inducing any licensee or his or her agents or employees to sell, give, serve, or deliver any alcoholic beverages to a person under 21 years of age, or for any person under 21 years of age to purchase or attempt to purchase alcoholic beverages.

(a) Anyone convicted of violating the provisions of this subsection is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(b) Any person under the age of 17 years who violates such provisions shall be within the jurisdiction of the judge of the circuit court and shall be dealt with as a juvenile delinquent according to law.

(c) In addition to any other penalty imposed for a violation of this subsection, if a person uses a driver's license or identification card issued by the Department of Highway Safety and Motor Vehicles in violation of this subsection, the court:

1. May order the person to participate in public service or a community work project for a period not to exceed 40 hours; and
2. Shall direct the Department of Highway Safety and Motor Vehicles to withhold issuance of, or suspend or revoke, the person's driver's license or driving privilege, as provided in s. 322.056.

Section 2. Paragraph (a) of subsection (2) of section 562.45, Florida Statutes, is amended to read:

562.45 Penalties for violating Beverage Law; local ordinances; prohibiting regulation of certain activities or business transactions; requiring nondiscriminatory treatment; providing exceptions.—

(2)(a) Nothing contained in the Beverage Law shall be construed to affect or impair the power or right of any county or incorporated municipality of the state to enact ordinances regulating the hours of business and location of place of business, and prescribing sanitary regulations therefor, of any licensee under the Beverage Law within the county or corporate limits of such municipality. *However, except for premises licensed on or before July 1, 1999, and except for locations that are licensed as restaurants, which derive at least 51 percent of their gross revenues from the sale of food and nonalcoholic beverages, pursuant to chapter 509, a location for on-premises consumption of alcoholic beverages may not be located within 500 feet of the real property that comprises a public or private elementary school, middle school, or secondary school unless the county or municipality approves the location as promoting the public health, safety, and general welfare of the community under proceedings as provided in s. 125.66(4), for counties, and s. 166.041(3)(c), for municipalities. This restriction shall not, however, be construed to prohibit the issuance of temporary permits to certain nonprofit organizations as provided for in s. 561.422.* The division may not issue a change in the series of a license or approve a change of a licensee's location unless the licensee provides documentation of proper zoning from the appropriate county or municipal zoning authorities.

Section 3. Subsection (2) of section 569.11, Florida Statutes, is amended to read:

569.11 Possession, misrepresenting age or military service to purchase, and purchase of tobacco products by persons under 18 years of age prohibited; penalties; jurisdiction; disposition of fines.—

(2) It is unlawful for any person under 18 years of age to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any tobacco product, or to purchase, or attempt to purchase, any tobacco product from a person or a vending machine. Any person under 18 years of age who violates a provision of this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco program, if available;
- (b) For a second violation within 12 weeks of the first violation, a \$25 fine; or
- (c) For a third or subsequent violation within 12 weeks of the first violation, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend or revoke the person's driver's license or driving privilege, as provided in s. 322.056.

Any second or subsequent violation not within the 12-week time period after the first violation is punishable as provided for a first violation.

Section 4. This act shall take effect July 1, 1999.

And the title is amended as follows:

On page 1, lines 2-10, remove from the title of the bill: all of said lines and insert in lieu thereof: An act relating to the prevention of the sale of alcohol and tobacco products to minors; amending s. 562.11, F.S., relating to the purchase of alcohol by minors; amending s. 562.45, F.S.; providing restrictions on locations for on-premises consumption of alcoholic beverages; providing an exception for certain temporary permits; amending s. 569.11, F.S., relating to the purchase of tobacco products by minors; providing an effective date.

On motion by Senator Hargrett, the Senate concurred in the House amendment.

CS for SB 156 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—34

Madam President	Dawson-White	Kirkpatrick	Myers
Bronson	Diaz-Balart	Klein	Rossin
Brown-Waite	Dyer	Kurth	Saunders
Campbell	Forman	Latvala	Scott
Carlton	Geller	Laurent	Sebesta
Casas	Grant	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Horne	Meek	
Cowin	King	Mitchell	

Nays—None

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed SB 996, with amendment(s), and requests the concurrence of the Senate.

John B. Phelps, Clerk

SB 996—A bill to be entitled An act relating to motor vehicles; amending s. 316.003, F.S.; providing official traffic control devices and traffic control devices are the same and do not include certain pavement undulations; amending s. 316.008, F.S.; authorizing local governments to regulate certain pavement undulations; amending s. 316.0745, F.S.; providing certain pavement undulations are exempt from certain prohibitions concerning uniform traffic control devices; creating s. 316.2122, F.S.; authorizing the use of low-speed vehicles on certain public roads; providing restrictions for such operation; amending s. 320.01, F.S.; providing a speed restriction for golf carts; defining the term "low-speed vehicle"; defining the term "utility vehicle"; amending s. 320.08001, F.S.; prescribing a license tax for low-speed vehicles; amending s. 316.2126, F.S.; authorizing the use of golf carts and utility vehicles by municipalities for municipal purposes and subject to certain conditions; amending s. 320.105, F.S.; exempting golf carts and utility vehicles from requirements to display license plates; amending s. 325.203, F.S.; exempting golf carts and utility vehicles from inspection requirements; providing an effective date.

House Amendment 1 (684223)(with title amendment)—On page 2, lines 1-31, and on page 3, lines 1-3, remove from the bill: all of said lines

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 2 after the semicolon through the first semicolon on line 12, remove from the title of the bill: all of said lines

House Amendment 2 (411281)—On page 3, lines 4-31, remove from the bill: all of said lines and insert in lieu thereof:

Section 4. Section 316.2122, Florida Statutes, is created to read:

316.2122 Operation of a low-speed vehicle on certain roadways.—The operation of a low-speed vehicle, as defined in s. 320.01(42), on any road as defined in s. 334.03(15) or s. 334.03(33), is authorized with the following restrictions:

(1) *A low-speed vehicle may be operated only on streets where the posted speed limit is 35 miles per hour or less. This does not prohibit a low-speed vehicle from crossing a road or street at an intersection where the road or street has a posted speed limit of more than 35 miles per hour.*

(2) *A low-speed vehicle must be equipped with headlamps, stop lamps, turn signal lamps, taillamps, reflex reflectors, parking brakes, rearview mirrors, windshields, seat belts, and vehicle identification numbers.*

(3) A low-speed vehicle must be registered and insured in accordance with s. 320.02.

(4) Any person operating a low-speed vehicle must have in his or her possession a valid driver's license.

(5) A county or municipality may prohibit the operation of low-speed vehicles on any road under its jurisdiction if the governing body of the county or municipality determines that such prohibition is necessary in the interest of safety.

(6) The Department of Transportation may prohibit the operation of low-speed vehicles on any road under its jurisdiction if it determines that such prohibition is necessary in the interest of safety.

House Amendment 3 (030405)—On page 5, between lines 17 and 18, insert:

(4) A municipal employee operating a golf cart or utility vehicle pursuant to this section must possess a valid driver's license as required by s. 322.03.

On motion by Senator Sebesta, the Senate concurred in the House amendments.

SB 996 passed as amended and was ordered engrossed and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Madam President	Dawson-White	Kirkpatrick	Rossin
Bronson	Diaz-Balart	Klein	Saunders
Brown-Waite	Dyer	Kurth	Scott
Burt	Forman	Latvala	Sebesta
Campbell	Geller	Laurent	Sullivan
Carlton	Grant	Lee	Thomas
Casas	Hargrett	McKay	Webster
Childers	Holzendorf	Meek	
Clary	Horne	Mitchell	
Cowin	King	Myers	

Nays—None

By direction of the President the following Conference Committee Report was read:

CONFERENCE COMMITTEE REPORT ON CS FOR SB 140

The Honorable Toni Jennings President of the Senate April 14, 1999

The Honorable John Thrasher Speaker, House of Representatives

Dear President Jennings and Speaker Thrasher:

Your Conference Committee on the disagreeing votes of the two houses on tax reduction, same being:

An act relating to sales and use tax

having met, and after full and free conference, do recommend to their respective Houses as follows:

1. The Senate adopt the Conference Committee Amendment attached hereto and by reference made a part of this report and pass CS for SB 140, as amended by said Conference Committee Amendment.
2. That the House of Representatives recede from House Amendment 1 to CS for SB 140, and adopt the Conference Committee Amendment, and pass CS for SB 140 as amended by said Conference Committee Amendment.

s/Jim Horne Chairman
s/Lisa Carlton
s/John Grant
s/Tom Lee
s/Tom Rossin

s/George Albright Vice Chairman
s/Frederick C. Brummer
s/Dwight Stansel
s/Leslie Waters
s/Doug Wiles

Managers on the part of the Senate

Managers on the part of the House of Representatives

Conference Committee Amendment (501336)(with title amendment)—Delete everything after the enacting clause, and insert:

Section 1. This act may be cited as the "Florida Residents' Tax Relief Act of 1999."

Section 2. (1) No tax levied under the provisions of chapter 212, Florida Statutes, shall be collected on sales of clothing, wallets, or bags, including handbags, backpacks, fanny packs, and diaper bags, but excluding briefcases, suitcases, and other garment bags, having a selling price of \$100 or less during the period from 12:01 a.m., July 31, 1999, through midnight, August 8, 1999.

(2) As used in this section, the term "clothing" means any article of wearing apparel, including all footwear, except skis, swim fins, roller blades, and skates, intended to be worn on or about the human body. For purposes of this section, the term "clothing" does not include watches, watchbands, jewelry, umbrellas, or handkerchiefs.

(3) This section does not apply to sales within a theme park or entertainment complex as defined in section 509.013(9), Florida Statutes, within a public lodging establishment as defined in section 509.013(4), Florida Statutes, or within an airport as defined in section 330.27(2), Florida Statutes.

(4) The provisions of chapter 120, Florida Statutes, to the contrary notwithstanding, the Department of Revenue may adopt rules to carry out this section.

Section 3. The sum of \$200,000 is appropriated from the General Revenue Fund to the Department of Revenue for the purpose of administering this act.

Section 4. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause, delete and insert: A bill to be entitled An act relating to the tax on sales, use, and other transactions; specifying a period during which the sale of clothing shall be exempt from such tax; defining the term "clothing" for purposes of the exemption; providing for rules; providing an appropriation; providing an effective date.

On motion by Senator Horne, the rules were waived and the Conference Committee Report on **CS for SB 140** was read the second time.

On motion by Senator Horne, the Conference Committee Report was adopted and **CS for SB 140** passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

Yeas—34

Madam President	Cowin	King	Rossin
Bronson	Diaz-Balart	Kirkpatrick	Saunders
Brown-Waite	Dyer	Klein	Scott
Burt	Forman	Latvala	Sebesta
Campbell	Geller	Laurent	Sullivan
Carlton	Grant	Lee	Thomas
Casas	Hargrett	McKay	Webster
Childers	Holzendorf	Meek	
Clary	Horne	Myers	

Nays—2

Kurth Mitchell

Vote after roll call:

Yea—Gutman

By direction of the President the following Conference Committee Report was read:

CONFERENCE COMMITTEE REPORT ON CS FOR SB 318

The Honorable Toni Jennings
President of the Senate

April 14, 1999

The Honorable John Thrasher
Speaker, House of Representatives

Dear President Jennings and Speaker Thrasher:

Your Conference Committee on the disagreeing votes of the two houses on tax reduction, same being:

An act relating to intangible property taxes

having met, and after full and free conference, do recommend to their respective Houses as follows:

1. The Senate adopt the Conference Committee Amendment attached hereto and by reference made a part of this report and pass CS for SB 318, as amended by said Conference Committee Amendment.
2. That the House of Representatives recede from House Amendment 1 to CS for SB 318, and adopt the Conference Committee Amendment, and pass CS for SB 318 as amended by said Conference Committee Amendment.

s/Jim Horne
Chairman
s/Lisa Carlton
s/John Grant
s/Tom Lee
s/Tom Rossin

s/George Albright
Vice Chairman
s/Frederick C. Brummer
s/Dwight Stansel
s/Leslie Waters
s/Doug Wiles

Managers on the part
of the Senate

Managers on the part of the House
of Representatives

Conference Committee Amendment (914430)(with title amendment)—Delete everything after the enacting clause, and insert:

Section 1. Subsection (8) of section 199.023, Florida Statutes, 1998 Supplement, is amended to read:

199.023 Definitions.—As used in this chapter:

(8) “Affiliated group of corporations” means one or more chains of corporations or limited liability companies connected through stock ownership or membership interest in a limited liability company with a common parent corporation or limited liability company, for which providing that:

(a) Stock or membership interest in a limited liability company possessing at least 80 percent of the voting power of all classes of stock or membership interest in a limited liability company and at least 80 percent of each class of the nonvoting stock or membership interest in a limited liability company of each corporation or limited liability company, except for the common parent corporation or limited liability company, is owned directly by one or more of the other corporations or limited liability companies; and

(b) The common parent corporation or limited liability company directly owns stock or membership interest in a limited liability company possessing at least 80 percent of the voting power of all classes of stock or membership interest in a limited liability company and at least 80 percent of each class of the nonvoting stock or membership interest in a limited liability company of at least one of the other corporations or limited liability companies.

As used in this subsection, the terms “nonvoting stock” and “membership interest in a limited liability company” do does not include nonvoting stock or membership interest in a limited liability company which is limited and preferred as to dividends. For purposes of this chapter, a common parent may be a corporation or a limited liability company.

Section 2. Subsection (1) of section 199.033, Florida Statutes, is amended to read:

199.033 Securities in a Florida’s Future Investment Fund; tax rate.—

(1) Notwithstanding the provisions of this chapter, the tax imposed under s. 199.032 on securities in a Florida’s Future Investment Fund shall apply at the rate of 1.35 ~~1-85~~ mills when the average daily balance in such funds exceeds \$2 billion and at the rate of 1.20 ~~1-70~~ mills when the average daily balance in such funds exceeds \$5 billion.

Section 3. Subsection (10) of section 199.052, Florida Statutes, 1998 Supplement, is amended to read:

199.052 Annual tax returns; payment of annual tax.—

(10) An affiliated group of corporations may elect to make a consolidated return for any year. The election shall be made by timely filing a consolidated return. Once made, an election may not be revoked, and it is binding for the tax year. The mere making of a consolidated return shall not in itself provide a business situs in this state for intangible personal property held by a corporation. The fact that members of an affiliated group own stock in corporations or membership interest in limited liability companies which do not qualify under the stock ownership or membership interest in a limited liability company requirements as members of an affiliated group shall not preclude the filing of a consolidated return on behalf of the qualified members. Where a consolidated return is made, intercompany accounts, including the capital stock or membership interest in a limited liability company of an includable corporation or limited liability company, other than the parent, owned by another includable corporation or limited liability company, shall not be subject to annual taxation. However, capital stock, or membership interest in a limited liability company, and other intercompany accounts of a nonqualified member of the affiliated group shall be subject to annual tax. Each consolidated return shall be accompanied by documentation identifying all intercompany accounts and containing such other information as the department shall require. Failure to timely file a consolidated return shall not prejudice the taxpayer’s right to file a consolidated return, provided that the failure to file a consolidated return is limited to 1 year and the taxpayer’s intent to file a consolidated return is evidenced by the taxpayer having filed a consolidated return for the 3 years prior to the year the return was not timely filed.

Section 4. Section 199.032, Florida Statutes, is amended to read:

199.032 Levy of annual tax.—An annual tax of 1.5 ~~2~~ mills is hereby imposed on each dollar of the just valuation of all intangible personal property that which has a taxable situs in this state, except for notes and other obligations for the payment of money, other than bonds, which are secured by mortgage, deed of trust, or other lien upon real property situated in the state. This tax shall be assessed and collected as provided in this chapter.

Section 5. Paragraph (l) of subsection (1) and paragraph (b) of subsection (2) of section 199.185, Florida Statutes, 1998 Supplement, are amended to read:

199.185 Property exempted from annual and nonrecurring taxes.—

(1) The following intangible personal property shall be exempt from the annual and nonrecurring taxes imposed by this chapter:

(l) ~~Two-thirds~~ ~~One-third~~ of the accounts receivable arising or acquired in the ordinary course of a trade or business which are owned, controlled, or managed by a taxpayer on January 1, 2000 ~~1999~~, and thereafter. It is the intent of the Legislature that, pursuant to future legislative action, the portion of such accounts receivable exempt from taxation be increased to two-thirds for taxes levied on January 1, 2000, and further increased to all such accounts receivable on January 1, 2001, and thereafter. This exemption does not apply to accounts receivable that which arise outside the taxpayer’s ordinary course of trade or business. For the purposes of this chapter, the term “accounts receivable” means a business debt that is owed by another to the taxpayer or the taxpayer’s assignee in the ordinary course of trade or business and is not supported by negotiable instruments. Accounts receivable include, but are not limited to, credit card receivables, charge card receivables, credit receivables, margin receivables, inventory or other floor plan financing, lease payments past due, conditional sales contracts, retail installment sales agreements, financing lease contracts, and a claim against a debtor usually arising from sales or services rendered and which is not necessarily due or past due. The examples specified in this paragraph shall be deemed not to be supported by negotiable instruments. The term “negotiable instrument” means a written document that is legally capable of being transferred by indorsement or delivery. The term “indorse-

ment” means the act of a payee or holder in writing his or her name on the back of an instrument without further qualifying words other than “pay to the order of” or “pay to” whereby the property is assigned and transferred to another.

(2)

(b) With respect to the last 0.5 mill of the annual tax, every natural person is entitled each year to an exemption of the first \$100,000 of the value of property otherwise subject to said tax. A husband and wife filing jointly shall have an exemption of \$200,000.

Agents and fiduciaries, other than guardians and custodians under a gifts-to-minors act, filing as such may not claim this exemption on behalf of their principals or beneficiaries; however, if the principal or beneficiary returns the property held by the agent or fiduciary and is a natural person, the principal or beneficiary may claim the exemption. No taxpayer shall be entitled to more than one exemption under paragraph (a) and one exemption under paragraph (b). This exemption shall not apply to that intangible personal property described in s. 199.023(1)(d).

Section 6. This act shall take effect January 1, 2000.

And the title is amended as follows:

Delete everything before the enacting clause, and insert: A bill to be entitled An act relating to intangible property taxes; amending s. 199.023, F.S.; changing the term “affiliated group of corporations” to the term “affiliated group” and including limited liability companies within its meaning; amending s. 199.033, F.S.; reducing the rates of the tax on securities in a Florida Futures Investment Fund to conform; amending s. 199.052, F.S.; providing that limited liability companies may elect to file a consolidated intangibles tax return; amending s. 199.032, F.S.; reducing the rate of such taxes; amending s. 199.185, F.S.; prescribing the amount of accounts receivable subject to the tax as of January 1, 2000; providing that an exemption applies to the last 0.5 mill of the annual tax; providing an effective date.

On motion by Senator Horne, the rules were waived and the Conference Committee Report on **CS for SB 318** was read the second time.

On motion by Senator Horne, the Conference Committee Report was adopted and **CS for SB 318** passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

Yeas—36

Madam President	Cowin	Horne	Meek
Bronson	Dawson-White	King	Myers
Brown-Waite	Diaz-Balart	Kirkpatrick	Rossin
Burt	Dyer	Klein	Saunders
Campbell	Forman	Kurth	Scott
Carlton	Geller	Latvala	Sebesta
Casas	Grant	Laurent	Sullivan
Childers	Hargrett	Lee	Thomas
Clary	Holzendorf	McKay	Webster

Nays—1

Mitchell

Vote after roll call:

Yea—Gutman

By direction of the President the following Conference Committee Report was read:

CONFERENCE COMMITTEE REPORT ON CS FOR SB 172

The Honorable Toni Jennings April 14, 1999
President of the Senate

The Honorable John Thrasher
Speaker, House of Representatives

Dear President Jennings and Speaker Thrasher:

Your Conference Committee on the disagreeing votes of the two houses on tax reduction, same being:

An act relating to taxation

having met, and after full and free conference, do recommend to their respective Houses as follows:

1. The Senate adopt the Conference Committee Amendment attached hereto and by reference made a part of this report and pass CS for SB 172 as amended by said Conference Committee Amendment.
2. That the House of Representatives recede from House Amendment 1 to CS for SB 172, and adopt the Conference Committee Amendment, and pass CS for SB 172 as amended by said Conference Committee Amendment.

s/ Jim Horne
Chairman
s/ Lisa Carlton
s/ John Grant
s/ Tom Lee
s/ Tom Rossin

s/ George Albright
Vice Chairman
s/ Frederick C. Brummer
s/ Dwight Stansel
s/ Leslie Waters
s/ Doug Wiles

Managers on the part
of the Senate

Managers on the part of the House
of Representatives

Conference Committee Amendment (572430)(with title amendment)—Delete everything after the enacting clause, and insert:

Section 1. Subsections (3) and (4) of section 95.091, Florida Statutes, are amended to read:

95.091 Limitation on actions to collect taxes.—

(3)(a)4. With the exception of taxes levied under chapter 198 and tax adjustments made pursuant to s. 220.23, the Department of Revenue may determine and assess the amount of any tax, penalty, or interest due under any tax enumerated in s. 72.011 which it has authority to administer and the Department of Business and Professional Regulation may determine and assess the amount of any tax, penalty, or interest due under any tax enumerated in s. 72.011 which it has authority to administer:

1.a. For taxes due before July 1, 1999, within 5 years after the date the tax is due, any return with respect to the tax is due, or such return is filed, whichever occurs later; and for taxes due on or after July 1, 1999, within 3 years after the date the tax is due, any return with respect to the tax is due, or such return is filed, whichever occurs later;

2.b. For taxes due before July 1, 1999, within 6 years after the date the taxpayer either makes a substantial underpayment of tax, or files a substantially incorrect return;

3.e. At any time while the right to a refund or credit of the tax is available to the taxpayer;

4. For taxes due before July 1, 1999, at any time after the taxpayer has filed a grossly false return;

5.d. At any time after the taxpayer has failed to make any required payment of the tax, has failed to file a required return, or has filed a grossly false or fraudulent return, except that for taxes due on or after July 1, 1999, the limitation prescribed in sub-subparagraph a. applies if the taxpayer has disclosed in writing the tax liability to the department before the department has contacted the taxpayer; or

6.e. In any case in which there has been a refund of tax erroneously made for any reason:

a. For refunds made before July 1, 1999, within 5 years after making such refund; and

b. For refunds made on or after July 1, 1999, within 3 years after making such refund,

or at any time after making such refund if it appears that any part of the refund was induced by fraud or the misrepresentation of a material fact.

(b)2. For the purpose of this paragraph, a tax return filed before the last day prescribed by law, including any extension thereof, shall be deemed to have been filed on such last day, and payments made prior

to the last day prescribed by law shall be deemed to have been paid on such last day.

~~(b) The limitations in this subsection shall be tolled for a period of 2 years if the Department of Revenue has issued a notice of intent to conduct an audit or investigation of the taxpayer's account within the applicable period of time as specified in this subsection. The department shall commence an audit within 120 days after it issues a notice of intent to conduct an audit, unless the taxpayer requests a delay. If the taxpayer does not request a delay and the department does not begin the audit within 120 days after issuing the notice, the tolling period shall terminate.~~

(4) If administrative or judicial proceedings for review of the tax assessment or collection are *initiated by a taxpayer begun* within the a period of limitation prescribed in this section, the running of the period shall be tolled during the pendency of the proceeding. Administrative proceedings shall include taxpayer protest proceedings initiated under s. 213.21 and department rules.

Section 2. Section 193.063, Florida Statutes, is amended to read:

193.063 Extension of date for filing tangible personal property tax returns.—The property appraiser *shall grant an extension for the filing of a tangible personal property tax return for 30 days and may, at her or his discretion, grant an additional extension for the filing of a tangible personal property tax return for up to 15 additional 45 days.* A request for extension must be made in time for the property appraiser to consider the request and act on it before the regular due date of the return. *However, a property appraiser may not require that a request for extension be made more than 10 days before the due date of the return.* A request for extension, *at the option of the property appraiser, shall must include any or all of the following:* the name of the taxable entity, the tax identification number of the taxable entity, and the reason *a discretionary* an extension should be granted.

Section 3. Effective February 1, 2000, paragraph (b) of subsection (1) of section 212.07, Florida Statutes, 1998 Supplement, is amended to read:

212.07 Sales, storage, use tax; tax added to purchase price; dealer not to absorb; liability of purchasers who cannot prove payment of the tax; penalties; general exemptions.—

(1)

(b) A resale must be in strict compliance with s. 212.18 and the rules and regulations, and any dealer who makes a sale for resale which is not in strict compliance with s. 212.18 and the rules and regulations shall himself or herself be liable for and pay the tax. *A dealer who makes a sale for resale shall document the exempt status of the transaction, as established by rules adopted by the department, by retaining a copy of the purchaser's resale certificate. In lieu of maintaining a copy of the certificate, a dealer may document, before the sale, an authorization number provided by the department electronically or telephonically, or by other means established by the department by rule. The department may adopt rules that provide that, for purchasers who continually purchase on account from a dealer, the dealer may rely on a resale certificate issued under s. 212.18(3)(c) which is valid at the time of receipt from the purchaser, without seeking annual verification of the resale certificate.* A dealer may, through the informal protest provided for in s. 213.21 and the rules of the Department of Revenue, provide the department with evidence of the exempt status of a sale. ~~The Department of Revenue shall adopt rules which provide that valid resale certificates and Consumer certificates of exemption executed by those dealers or exempt entities that which were registered with the department at the time of sale, resale certificates provided by purchasers who were active dealers at the time of sale, and verification by the department of a purchaser's active dealer status at the time of sale in lieu of a resale certificate shall be accepted by the department when submitted during the protest period, but may not be accepted in any proceeding under chapter 120 or any circuit court action instituted under chapter 72.~~

Section 4. Effective January 1, 2000, subsection (3) of section 212.18, Florida Statutes, 1998 Supplement, is amended to read:

212.18 Administration of law; registration of dealers; rules.—

(3)(a) Every person desiring to engage in or conduct business in this state as a dealer, as defined in this chapter, or to lease, rent, or let or grant licenses in living quarters or sleeping or housekeeping accommodations in hotels, apartment houses, roominghouses, or tourist or trailer camps that are subject to tax under s. 212.03, or to lease, rent, or let or grant licenses in real property, as defined in this chapter, and every person who sells or receives anything of value by way of admissions, must file with the department an application for a certificate of registration for each place of business, showing the names of the persons who have interests in such business and their residences, the address of the business, and such other data as the department may reasonably require. However, owners and operators of vending machines or newspaper rack machines are required to obtain only one certificate of registration for each county in which such machines are located. The department, by rule, may authorize a dealer that uses independent sellers to sell its merchandise to remit tax on the retail sales price charged to the ultimate consumer in lieu of having the independent seller register as a dealer and remit the tax. The department may appoint the county tax collector as the department's agent to accept applications for registrations. The application must be made to the department before the person, firm, copartnership, or corporation may engage in such business, and it must be accompanied by a registration fee of \$5. However, a registration fee is not required to accompany an application to engage in or conduct business to make mail order sales.

(b) The department, upon receipt of such application, will grant to the applicant a separate certificate of registration for each place of business, which certificate may be canceled by the department or its designated assistants for any failure by the certificateholder to comply with any of the provisions of this chapter. The certificate is not assignable and is valid only for the person, firm, copartnership, or corporation to which issued. The certificate must be placed in a conspicuous place in the business or businesses for which it is issued and must be displayed at all times. Except as provided in this ~~subsection paragraph~~, no person shall engage in business as a dealer or in leasing, renting, or letting of or granting licenses in living quarters or sleeping or housekeeping accommodations in hotels, apartment houses, roominghouses, tourist or trailer camps, or real property as hereinbefore defined, nor shall any person sell or receive anything of value by way of admissions, without first having obtained such a certificate or after such certificate has been canceled; no person shall receive any license from any authority within the state to engage in any such business without first having obtained such a certificate or after such certificate has been canceled. The engaging in the business of selling or leasing tangible personal property or services or as a dealer, as defined in this chapter, or the engaging in leasing, renting, or letting of or granting licenses in living quarters or sleeping or housekeeping accommodations in hotels, apartment houses, roominghouses, or tourist or trailer camps that are taxable under this chapter, or real property, or the engaging in the business of selling or receiving anything of value by way of admissions, without such certificate first being obtained or after such certificate has been canceled by the department, is prohibited. The failure or refusal of any person, firm, copartnership, or corporation to so qualify when required hereunder is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, or subject to injunctive proceedings as provided by law. Such failure or refusal also subjects the offender to a \$100 initial registration fee in lieu of the \$5 registration fee authorized in this paragraph (a). However, the department may waive the increase in the registration fee if it is determined by the department that the failure to register was due to reasonable cause and not to willful negligence, willful neglect, or fraud.

(c) *In addition to the certificate of registration, the department shall provide to each newly registered dealer an initial resale certificate that is valid for the remainder of the period of issuance. The department shall provide each active dealer with an annual resale certificate. As used in this section, the term "active dealer" means a person who is currently registered with the department and who complies with the requirement to file at least once during each applicable reporting period.*

(d)(b) The department may revoke any dealer's certificate of registration when the dealer fails to comply with this chapter. Prior to revocation of a dealer's certificate of registration, the department must schedule an informal conference at which the dealer may present evidence regarding the department's intended revocation or enter into a compliance agreement with the department. The department must notify the dealer of its intended action and the time, place, and date of the scheduled informal conference by written notification sent by United States

mail to the dealer's last known address of record furnished by the dealer on a form prescribed by the department. The dealer is required to attend the informal conference and present evidence refuting the department's intended revocation or enter into a compliance agreement with the department which resolves the dealer's failure to comply with this chapter. The department shall issue an administrative complaint under s. 120.60 if the dealer fails to attend the department's informal conference, fails to enter into a compliance agreement with the department resolving the dealer's noncompliance with this chapter, or fails to comply with the executed compliance agreement.

(e)(e) As used in this paragraph, the term "exhibitor" means a person who enters into an agreement authorizing the display of tangible personal property or services at a convention or a trade show. The following provisions apply to the registration of exhibitors as dealers under this chapter:

1. An exhibitor whose agreement prohibits the sale of tangible personal property or services subject to the tax imposed in this chapter is not required to register as a dealer.
2. An exhibitor whose agreement provides for the sale at wholesale only of tangible personal property or services subject to the tax imposed in this chapter must obtain a resale certificate from the purchasing dealer but is not required to register as a dealer.
3. An exhibitor whose agreement authorizes the retail sale of tangible personal property or services subject to the tax imposed in this chapter must register as a dealer and collect the tax imposed under this chapter on such sales.
4. Any exhibitor who makes a mail order sale pursuant to s. 212.0596 must register as a dealer.

Any person who conducts a convention or a trade show must make their exhibitor's agreements available to the department for inspection and copying.

Section 5. Effective January 1, 2000, paragraph (a) of subsection (1) and subsection (4) of section 212.11, Florida Statutes, 1998 Supplement, are amended to read:

212.11 Tax returns and regulations.—

(1)(a) Each dealer shall calculate his or her estimated tax liability for any month by one of the following methods:

1. ~~Sixty Sixty-six~~ percent of the current month's liability pursuant to this chapter as shown on the tax return;
2. ~~Sixty Sixty-six~~ percent of the tax reported on the tax return pursuant to this chapter by a dealer for the taxable transactions occurring during the corresponding month of the preceding calendar year; or
3. ~~Sixty Sixty-six~~ percent of the average tax liability pursuant to this chapter for those months during the preceding calendar year in which the dealer reported taxable transactions.

(4)(a) Each dealer who is subject to the tax imposed by this chapter and who paid such tax for the preceding state fiscal year in an amount greater than or equal to \$200,000 ~~\$100,000~~ shall calculate the amount of estimated tax due pursuant to this section for any month as provided in paragraph (1)(a).

(b) The amount of any estimated tax shall be due, payable, and remitted by electronic funds transfer by the 20th day of the month for which it is estimated. The difference between the amount of estimated tax paid and the actual amount of tax due under this chapter for such month shall be due and payable by the first day of the following month and remitted by electronic funds transfer by the 20th day thereof.

(c) Any dealer who is eligible to file a consolidated return and who paid the tax imposed by this chapter for the immediately preceding state fiscal year in an amount greater than or equal to \$200,000 ~~\$100,000~~ or would have paid the tax in such amount if he or she had filed a consolidated return shall be subject to the provisions of this subsection notwithstanding an election by the dealer in any month to file a separate return.

(d) A dealer engaged in the business of selling boats, motor vehicles, or aircraft who made at least one sale of a boat, motor vehicle, or aircraft

with a sales price of \$200,000 ~~\$100,000~~ or greater in the previous state fiscal year may qualify for payment of estimated sales tax pursuant to the provisions of this paragraph. To qualify, a dealer must apply annually to the department prior to October 1, and, if qualified, the department must grant the application for payment of estimated sales tax pursuant to this paragraph for the following calendar year. In lieu of the method for calculating estimated sales tax liability pursuant to subparagraph (1)(a)3., a qualified dealer must calculate that option as 60 ~~66~~ percent of the average tax liability pursuant to this chapter for all sales excluding the sale of each boat, motor vehicle, or aircraft with a sales price of \$200,000 ~~\$100,000~~ or greater during the state fiscal year ending the year in which the application is made. A qualified dealer must also remit the sales tax for each sale of a boat, motor vehicle, or aircraft with a sales price of \$200,000 ~~\$100,000~~ or greater by either electronic funds transfer on the date of the sale or on a form prescribed by the department and postmarked on the date of the sale.

(e) The penalty provisions of this chapter, except s. 212.12(2)(c), apply to the provisions of this subsection.

Section 6. Effective January 1, 2000, subsection (10) of section 213.053, Florida Statutes, 1998 Supplement, is amended to read:

213.053 Confidentiality and information sharing.—

(10) Notwithstanding any other provision of this section, with respect to a request for verification of a certificate of registration issued pursuant to s. 212.18 to a specified dealer or taxpayer or with respect to a request by a law enforcement officer for verification of a certificate of registration issued pursuant to s. 538.09 to a specified secondhand dealer or pursuant to s. 538.25 to a specified secondary metals recycler, the department may disclose whether the specified person holds a valid certificate or whether a specified certificate number is valid, *canceled, inactive, or invalid* and the name of the holder of the ~~such~~ certificate. This subsection shall not be construed to create a duty to request verification of any certificate of registration.

Section 7. Effective January 1, 2000, section 213.235, Florida Statutes, is created to read:

213.235 Determination of interest on deficiencies.—

(1) *Notwithstanding any other provision of law, the annual rate of interest applicable to tax payment deficiencies that arise on or after January 1, 2000, shall be the adjusted rate established by the executive director of the department under subsection (2), unless a lower rate for the particular tax is specifically provided for in law, in which case the lower rate applies. This annual rate of interest applies to all taxes enumerated in s. 213.05.*

(2) *If the adjusted prime rate charged by banks, rounded to the nearest full percent, during either:*

(a) *The 6-month period ending on September 30 of any calendar year, or*

(b) *The 6-month period ending on March 31 of any calendar year differs from the interest rate in effect on either such date, the executive director of the department shall, within 20 days, establish an adjusted rate of interest equal to such adjusted prime rate.*

(3) *An adjusted rate of interest established under this section becomes effective:*

(a) *On January 1 of the succeeding year, if based upon the adjusted prime rate for the 6-month period ending on September 30; or*

(b) *On July 1 of the same calendar year, if based upon the adjusted prime rate for the 6-month period ending on March 31.*

(4) *As used in this section, the term "adjusted prime rate charged by banks" means the average predominant prime rate quoted by commercial banks to large businesses, as determined by the Board of Governors of the Federal Reserve System.*

(5) *Once established, an adjusted rate of interest remains in effect until further adjusted under subsection (2).*

(6) The interest rate determined for the 6-month period pursuant to this section shall apply only to taxes, returns, and information reports due during the same 6-month period, regardless of the interest rate that is in effect at the time an audit or other taxpayer review is conducted.

Section 8. Section 213.345, Florida Statutes, is created to read:

213.345 Tolling of periods during an audit.—The limitations in s. 95.091(3) and the period for filing a claim for refund as required by s. 215.26(2) shall be tolled for a period of 1 year if the Department of Revenue has, on or after July 1, 1999, issued a notice of intent to conduct an audit or investigation of the taxpayer's account within the applicable period of time. The department must commence an audit within 120 days after it issues a notice of intent to conduct an audit, unless the taxpayer requests a delay. If the taxpayer does not request a delay and the department does not begin the audit within 120 days after issuing the notice, the tolling period shall terminate unless the taxpayer and the department enter into an agreement to extend the period pursuant to s. 213.23.

Section 9. Effective January 1, 2000, section 213.255, Florida Statutes, is created to read:

213.255 Interest.—Interest shall be paid on overpayments of taxes, payment of taxes not due, or taxes paid in error, subject to the following conditions:

(1) A refund application must be filed with the department within the time specified by s. 215.26.

(2) A refund application shall not be processed until it is determined complete. A refund application is complete if it is filed on a permitted form and contains:

- (a) The taxpayer's name, address, identifying number, and signature.
- (b) Sufficient information, whether on the application or attachments, to permit mathematical verification of the amount of the refund.
- (c) The amount claimed.
- (d) The specific grounds upon which the refund is claimed.
- (e) The taxable years or periods involved.

(3) Within 30 days after receipt of the refund application, the department shall examine the application and notify the applicant of any apparent errors or omissions and request any additional information the department is permitted by law to require. An application shall be considered complete upon receipt of all requested information and correction of any error or omission for which the applicant was timely notified, or when the time for such notification has expired, whichever is later.

(4) Interest shall not commence until 90 days after a complete refund application has been filed and the amount of overpayment has not been refunded to the taxpayer or applied as a credit to the taxpayer's account. If the department and the taxpayer mutually agree that an audit or verification is necessary in order to determine the taxpayer's entitlement to the refund, interest shall not commence until the audit or verification of the claim is final.

(5) If a tax is adjudicated unconstitutional and refunds are ordered by the court, interest shall not commence on complete applications until 90 days after the adjudication becomes final and unappealable or 90 days after a complete application has been filed, whichever is later.

(6) Interest shall be paid until a date determined by the department which shall be no more than 7 days prior to the date of the issuance of the refund warrant by the Comptroller.

(7) If the department intends to pay a refund claim prior to completion of an audit, the department may condition its payment of the refund claim upon the person filing a cash bond or surety bond in the amount of the refund claimed or making such other security arrangements satisfactory to protect the state's interests. The department may impose this condition only when it has reasonable cause to believe that it could not recover the amount of any refund paid in error from the person claiming the refund. The cash or surety bond shall be endorsed by a surety company authorized to do business in this state and shall be conditioned upon payment in full of the amount of any refund paid in error for any

reason. The department shall provide a written notice of its determination that a cash or surety bond is required as a condition of payment prior to audit, in which event interest shall not commence until the person filing the claim satisfies this requirement. Such bond shall remain in place while the department retains a right pursuant to s. 95.091(3) to audit the refund claim. Upon completion of an audit of the claim, the department shall agree to a reduction in the bond amount equal to the portion of the refund claim approved by the department.

(8) Nothing in this section is intended to alter the department's right to audit or verify refund claims either before or after they are paid.

(9) In the event that the department pays a refund claim that is later determined to have been paid in error, the person to whom the refund was paid shall be assessed interest on the amount of the erroneous refund payment, commencing with the date of the erroneous payment and continuing until the erroneous payment amount is repaid to the department. If the department determines that the erroneous refund claim was not due to reasonable cause, there shall be added a penalty in the amount of 10 percent of the erroneously refunded tax. If the department determines that the erroneous refund claim was due to fraud, there shall be added a penalty in the amount of 100 percent of the erroneously refunded tax.

(10) The provisions of this section shall apply with regard to refund claims filed on or after January 1, 2000, and beginning July 1, 2000, shall apply with regard to any then pending refund claims that were filed with the department prior to January 1, 2000.

(11) The department is authorized to adopt such rules, not inconsistent with the provisions of this section, as are necessary for the implementation of this section including, but not limited to, rules establishing the information necessary for a complete refund application, the procedures for denying an incomplete application, and the standards and guidelines to be applied in determining when to require a bond under the provisions of subsection (7).

(12) The rate of interest shall be the adjusted rate established pursuant to s. 213.235, except that the annual rate of interest shall never be greater than 11 percent. This annual rate of interest shall be applied to all refunds of taxes administered by the department except for corporate income taxes and emergency excise taxes governed by ss. 220.721 and 220.723.

Section 10. Subsection (2) of section 215.26, Florida Statutes, is amended to read:

215.26 Repayment of funds paid into State Treasury through error.—

(2) Application for refunds as provided by this section must be filed with the Comptroller, except as otherwise provided in this subsection, within 3 years after the right to the refund has accrued or else the right is barred. Except as provided in chapter 198 and s. 220.23, an application for a refund of a tax enumerated in s. 72.011, which tax was paid after September 30, 1994, and before July 1, 1999, must be filed with the Comptroller within 5 years after the date the tax is paid, and within 3 years after the date the tax was paid for taxes paid on or after July 1, 1999. The Comptroller may delegate the authority to accept an application for refund to any state agency, or the judicial branch, vested by law with the responsibility for the collection of any tax, license, or account due. The application for refund must be on a form approved by the Comptroller and must be supplemented with additional proof the Comptroller deems necessary to establish the claim; provided, the claim is not otherwise barred under the laws of this state. Upon receipt of an application for refund, the judicial branch or the state agency to which the funds were paid shall make a determination of the amount due. If an application for refund is denied, in whole or in part, the judicial branch or such state agency shall notify the applicant stating the reasons therefor. Upon approval of an application for refund, the judicial branch or such state agency shall furnish the Comptroller with a properly executed voucher authorizing payment.

Section 11. Effective January 1, 2000, the Department of Revenue shall establish a toll-free number for the verification of valid registration numbers and resale certificates. The system must be adequate to guarantee a low busy rate, must respond to keypad inquiries, and must provide data that is updated daily.

Section 12. *The Department of Revenue shall establish a system, effective January 1, 2000, for receiving information from dealers regarding certificate numbers of those who are seeking to make purchases for resale. The department must provide such dealers, free of charge, with verification of those numbers that are canceled or invalid.*

Section 13. *Effective July 1, 1999, the Department of Revenue shall expand its dealer education program regarding the proper use of resale certificates. The expansion must include, but need not be limited to, revision of the registration application for clarity, development of industry-specific brochures, development of a media campaign to heighten awareness of resale fraud and its consequences, outreach to business and professional organizations, and creation of seminars and continuing-education programs for taxpayers and licensed professionals.*

Section 14. Effective September 1, 1999, subsection (1) of section 561.501, Florida Statutes, is amended to read:

561.501 Surcharge on sale of alcoholic beverages for consumption on the premises; penalty.—

(1) Notwithstanding s. 561.50 or any other provision of the Beverage Law, a surcharge of ~~6.67~~ 4 cents is imposed upon each ounce of liquor and each 4 ounces of wine, a surcharge of ~~4~~ 6 cents is imposed on each 12 ounces of cider, and a surcharge of ~~2.67~~ 4 cents is imposed on each 12 ounces of beer sold at retail for consumption on premises licensed by the division as an alcoholic beverage vendor.

Section 15. Effective September 1, 1999, paragraph (a) of subsection (4) of section 561.121, Florida Statutes, is amended to read:

561.121 Deposit of revenue.—

(4) State funds collected pursuant to s. 561.501 shall be paid into the State Treasury and credited to the following accounts:

(a) ~~Thirteen and six-tenths percent~~ ~~Nine and eight-tenths~~ of the surcharge on the sale of alcoholic beverages for consumption on premises shall be transferred to the Children and Adolescents Substance Abuse Trust Fund, which shall remain with the Department of ~~Children and Family Health and Rehabilitative Services~~ for the purpose of funding programs directed at reducing and eliminating substance abuse problems among children and adolescents.

Section 16. *A school impact fee or an increase in a school impact fee shall take effect as scheduled where the ordinance was adopted prior to May 1, 1999. However, a new impact fee or an increase to an existing school impact fee adopted by a county ordinance subsequent to May 1, 1999, shall not take effect until July 1, 2000.*

Section 17. (1) *Effective upon this act becoming a law, the Florida School Construction Finance Commission is created, to serve through June 30, 2000.*

(2)(a) *The Commission is to be composed of the following 15 members, who must be appointed within 30 days after the effective date of this section:*

1. *Six members selected by the Governor, none of whom may be a member of the Legislature at the time of appointment, as follows: one member of a local school board, and five members at large.*

2. *Four members selected by the President of the Senate as follows: one member of the majority party and one member of the minority party of the Senate, one member of a local school board, and one member at large.*

3. *Four members selected by the Speaker of the House of Representatives, as follows: one member of the majority party and one member of the minority party of the House of Representatives, one member of a local school board, and one member at large.*

4. *The Commissioner of Education or the Commissioner's designee.*

(b) *Vacancies in the membership of the commission are to be filled in the same manner as the original appointments.*

(c) *All state agencies are directed to cooperate with and assist the commission to the fullest extent possible. All local governments are encouraged to assist and cooperate with the commission as necessary.*

(d) *The Legislative Committee on Intergovernmental Relations is authorized to employ technical support and to expend funds appropriated to the committee for carrying out the official duties of the commission.*

(e) *Commission members shall not receive remuneration for their services, but are entitled to be reimbursed by the Legislative Committee on Intergovernmental Relations for travel and per diem expenses in accordance with section 112.061, Florida Statutes.*

(3)(a) *The commission shall act as an advisory and recommendatory body to the Governor and the Legislature.*

(b) *The commission shall convene its initial meeting within 60 days after the effective date of this section. At its initial meeting, the commission shall select a chair and shall adopted rules of procedure. Thereafter, the commission shall convene at the call of its chair.*

(c) *The commission shall study alternative methods of funding school construction and the pros and cons of each method of funding.*

(d) *The commission shall formulate revenue policies that consider such construction revenue needs, the availability of alternative funding mechanisms, and other accepted policy goals, including fairness and ease of administration.*

(e) *The commission shall issue a report to the Governor, the President of the Senate, and The Speaker of the House of Representatives by February 1, 2000, summarizing its findings, stating its conclusions, and presenting its recommendations.*

Section 18. *The sum of \$150,000 is appropriated to the Legislative Committee on Intergovernmental Relations from the General Revenue Fund to be used for the Florida School Construction Financing Commission.*

Section 19. (1) *There is appropriated from the General Revenue Fund to the Department of Revenue in fiscal year 1999-2000, to be used in implementing the changes to the resale certificate and related provisions of this act:*

(2) *One and one-half full-time-equivalent positions and the sum of \$211,065 to be used for salaries, benefits, and expenses; and*

(3) *The sum of \$23,455 to be used for operating capital outlay.*

Section 20. Section 218.251, Florida Statutes, is created to read:

218.251 Revenue sharing with consolidated governments.—

(1) *Beginning in state fiscal year 1999-2000, an additional distribution in the amount of \$6.24 times the population shall be annually appropriated to any consolidated government, as provided by s. 3, Article VIII of the State Constitution. In order to be eligible for this distribution, such consolidation must have occurred prior to January 1, 1999. This distribution shall be subject to annual appropriation.*

(2) *As used in this section, the term "population" refers to the latest official population of the consolidated government determined pursuant to s. 186.901.*

Section 21. Except as otherwise expressly provided in this act, this act shall take effect July 1, 1999.

And the title is amended as follows:

Delete everything before the enacting clause, delete and insert: A bill to be entitled An act relating to taxation; amending ss. 95.091, 193.063, 212.07, 212.11, 212.18, 213.053, 215.26, 561.501, 561.121, F.S.; creating ss. 213.235, 213.245, 213.255, 213.251, F.S.; amending certain statutes of limitations; reducing the period for tolling of the statute of limitations; prescribing circumstances for the tolling of the statute of limitations as a result of administrative or judicial proceedings; providing for an extension for filing tangible personal property tax returns; providing for the annual issuance of resale certificates to active accounts; prescribing the methods by which dealers are to calculate their estimated tax liability; increasing the minimum threshold for requiring payment of estimated taxes; authorizing the Department of Revenue to disclose to a dealer or taxpayer whether a specified certificate is active, canceled, inactive, or invalid; providing for periodic adjustment of the rate of interest to be charged on certain tax deficiencies; providing circumstances under

which the Department of Revenue is to pay interest to the taxpayer; specifying when applications for refunds must be filed; directing the Department of Revenue to establish a toll-free number for the verification of valid registration numbers and resale certificates; directing the Department of Revenue to establish a system for receiving information from dealers regarding certificate numbers; directing the Department of Revenue to expand its dealer education program regarding the proper use of resale certificates; reducing the surcharges on liquor, wine, cider, and beer sold for consumption on the premises; increasing the portion of the surcharge which is transferred to the Children and Adolescents Substance Abuse Trust Fund; creating the Florida School Construction Financing Commission; providing appropriations; authorizing an annual distribution to consolidated governments; providing effective dates.

On motion by Senator Horne, the rules were waived and the Conference Committee Report on **CS for SB 172** was read the second time.

On motion by Senator Horne, the Conference Committee Report was adopted and **CS for SB 172** passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

Yeas—37

Madam President	Dawson-White	Klein	Saunders
Bronson	Diaz-Balart	Kurth	Scott
Brown-Waite	Dyer	Latvala	Sebesta
Burt	Geller	Laurent	Silver
Campbell	Grant	Lee	Sullivan
Carlton	Hargrett	McKay	Thomas
Casas	Holzendorf	Meek	Webster
Childers	Horne	Mitchell	
Clary	King	Myers	
Cowin	Kirkpatrick	Rossin	

Nays—1

Forman

Vote after roll call:

Yea—Gutman

BILLS ON THIRD READING

Consideration of **SB 8** was deferred.

CS for CS for SB 1380—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending s. 240.40202, F.S.; requiring the Department of Education to collect specified data from Bright Futures Scholarship recipients; amending s. 240.40203, F.S.; setting a time limit for the receipt of a scholarship; amending s. 240.40205, F.S.; requiring a test score and two levels of maximum annual award for a scholarship; amending s. 240.40206, F.S.; requiring a test score, to be raised in certain increments, and two levels of maximum annual award for a scholarship; amending s. 240.40207, F.S.; requiring the use of a scholarship at certain postsecondary educational institutions; amending s. 240.40208, F.S.; deleting a cross-reference; repealing s. 240.40209, F.S.; relating to awards used at nonpublic postsecondary educational institutions; providing an effective date.

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

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

Amendment 1 (683582)(with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsections (5) and (6) are added to section 240.40202, Florida Statutes, 1998 Supplement, to read:

240.40202 Florida Bright Futures Scholarship Program; student eligibility requirements for initial awards.—

(5) Beginning with year 2000 high school graduates, the Department of Education shall collect family socioeconomic data from Bright Futures Scholarship applicants.

(6) A student who is determined to be ineligible for an initial award for failure to meet the high school grade point average requirement may appeal the determination to the department and request a recalculation of the grade point average to include the grades earned in up to three credits of advanced fine arts courses. The department shall make a description of the appeals process available to individuals upon request. The department shall recalculate the student's grade point average using the additional courses and advise the student of any changes in the student's eligibility status. For purposes of this section, fine arts courses include courses in music, drama, painting, sculpture, speech, debate, or a course in any art form that requires manual dexterity. "Advanced level fine arts courses" include fine arts courses identified in the course code directory as Advanced Placement, pre-International Baccalaureate or International Baccalaureate, and fine arts courses taken in the third or fourth year of a fine arts curriculum.

Section 2. Subsection (2) of section 240.40203, Florida Statutes, is amended to read:

240.40203 Florida Bright Futures Scholarship Program; student eligibility requirements for renewal awards.—

(2) A student who is enrolled in a program that terminates in an associate degree or a baccalaureate degree may receive an award for a maximum of 132 semester credit hours or the equivalent 110 percent of the number of credit hours required to complete the program. A student who is enrolled in a program that terminates in a technical certificate may receive an award for a maximum of 110 percent of the credit hours or clock hours required to complete the program up to 90 credit hours. A student who transfers from one of these program levels to another becomes eligible for the higher of the two credit hour limits.

Section 3. Subsection (1) of section 240.40205, Florida Statutes, 1998 Supplement, is amended, subsection (2) is renumbered and amended, subsections (3) and (4) are renumbered as subsections (5) and (6), respectively, and a new subsection (2) is added to said section, to read:

240.40205 Florida Academic Scholars award.—

(1) A student who graduates from high school by the end of the 2002-2003 school year is eligible for a Florida Academic Scholars award if the student meets the general eligibility requirements for the Florida Bright Futures Scholarship Program and the student:

(a) Has achieved a 3.5 weighted grade point average as calculated pursuant to s. 240.40202, or its equivalent, in high school courses that are required as a condition of admission to a State University System institution as set forth in rules of the Board of Regents adopted by the Board of Regents and recommended by the State Board of Community Colleges as college preparatory academic courses; and

(b) has attained at least a score of 1270 the score identified by rules of the Department of Education on the combined verbal and quantitative parts of the Scholastic Aptitude Test, the Scholastic Assessment Test, or the recentered Scholastic Assessment Test of the College Entrance Examination, or an equivalent score on the ACT Assessment American College Testing Program, or its equivalent as determined by the Department of Education; or

(b)(e) Has attended a home education program according to s. 232.0201 during grades 11 and 12 or has completed the International Baccalaureate curriculum but failed to earn the International Baccalaureate Diploma, and has attained at least a score of 1270 the score identified by rules of the Department of Education on the combined verbal and quantitative parts of the Scholastic Aptitude Test, the Scholastic Assessment Test, or the recentered Scholastic Assessment Test of the College Entrance Examination, or an equivalent score on the ACT Assessment American College Testing Program; or

(c)(d) Has been awarded an International Baccalaureate Diploma from the International Baccalaureate Office; or

(d)(e) Has been recognized by the merit or achievement programs of the National Merit Scholarship Corporation as a scholar or finalist.

(2) A student who graduates from high school during the 2003-2004 school year or thereafter is eligible for a Florida Academic Scholars award if the student meets the general eligibility requirements for the Florida Bright Futures Scholarship Program and the student:

(a) Has attained a score of at least 1270 on the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or the equivalent as determined by the Department of Education and achieved a weighted grade point average of 3.0 as calculated pursuant to s. 240.40202 using grades earned in the following courses:

1. Four years of progressively advanced instruction in language arts, including courses in English composition and literature.
2. Four years of progressively advanced instruction in science, including laboratory courses in biology, chemistry, and physics where laboratory facilities are available.
3. Four years of progressively advanced instruction in mathematics, including courses in algebra, geometry, and calculus or trigonometry.
4. Two years of sequential foreign language.
5. One year of instruction in fine arts courses as defined in s. 240.40202.
6. Three years of instruction in social studies, including courses in American history and government, world history, and comparative political and economic systems;

(b) Has attended a home education program according to s. 232.0201 during grades 11 and 12 or has completed the International Baccalaureate curriculum but failed to earn the International Baccalaureate Diploma, and has attained at least a score of 1270 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test of the College Entrance Examination, or an equivalent score on the Act Assessment Program;

(c) Has been awarded an International Baccalaureate Diploma from the International Baccalaureate Office; or

(d) Has been recognized by the merit or achievement programs of the National Merit Scholarship Corporation as a scholar or finalist.

(3) Effective with the 1998-1999 school year, a student must complete a program of community service work, as approved by the district school board or the administrators of a nonpublic school, which shall include a minimum of 75 hours of service work and require the student to identify a social problem that interests him or her, develop a plan for his or her personal involvement in addressing the problem, and, through papers or other presentations, evaluate and reflect upon his or her experience.

~~(4)(2) A Florida Academic Scholar who is enrolled in a baccalaureate-degree-granting public postsecondary education institution is eligible for a maximum award of \$2,800 an award equal to the amount required to pay matriculation, fees, and \$600 for college-related expenses annually. A Florida Academic Scholar who is enrolled in an institution that does not award baccalaureate degrees is eligible for a maximum annual award of \$2,000. The maximum award amount must be prorated each semester as provided in s. 240.40201(6) student who is enrolled in a nonpublic postsecondary education institution is eligible for an award equal to the amount that would be required to pay for the average matriculation and fees of a public postsecondary education institution at the comparable level, plus the annual \$600.~~

Section 4. Section 240.40206, Florida Statutes, 1998 Supplement, is amended to read:

(Substantial rewording of section. See s. 240.40206, F.S., 1998 Supp., for present text.)

240.40206 Florida Merit Scholars award.—

(1) A student who graduates from high school by the end of the 2002-2003 school year is eligible for a Florida Merit Scholars award if the student meets the general eligibility requirements for the Florida Bright Futures Scholarship Program and the student:

(a) Has achieved a weighted grade point average of 3.0 as calculated pursuant to s. 240.40202, or the equivalent, in high school courses that are required as a condition of admission to a State University System institution, as set forth in rules of the Board of Regents, and has attained a score of at least 970 on the recentered Scholastic Assessment Test, an

equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education; or

(b) Has completed the International Baccalaureate curriculum but failed to earn the International Baccalaureate Diploma and has attained a score of at least 970 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education; or

(c) Has completed a college-preparatory curriculum through a registered home education program and has attained a score of at least 970 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education. Eligibility shall be determined in the same manner as for public school students. For students whose parents do not document a college-preparatory curriculum, a score of at least 1070 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education, shall be required for award eligibility.

(2) A student who graduates from high school in the 2003-2004 school year or thereafter is eligible for a Florida Merit Scholars award if the student meets the general eligibility requirements for the Florida Bright Futures Scholarship Program and the student:

(a) Has attained a score of at least 970 on the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or the equivalent as determined by the Department of Education and achieved a weighted grade point average of 3.0 as calculated pursuant to s. 240.40202 using grades earned in the following courses:

1. Four years of progressively advanced instruction in language arts, including courses in English composition and literature.
2. Four years of progressively advanced instruction in science, including laboratory courses in biology, chemistry, and physics where laboratory facilities are available.
3. Four years of progressively advanced instruction in mathematics, including courses in algebra, geometry, and calculus or trigonometry.
4. Two years of sequential foreign language.
5. One year of instruction in fine arts courses as defined in s. 240.40202.
6. Three years of instruction in social studies, including courses in American history and government, world history, and comparative political and economic systems; or

(b) Has completed the International Baccalaureate curriculum but failed to earn the International Baccalaureate Diploma and has attained a score of at least 970 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education; or

(c) Has completed the curriculum prescribed in paragraph (a) through a registered home education program or has documented competency in each of the prescribed subject areas and has attained a score of at least 970 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education. For students whose parents do not document completion of the prescribed curriculum or competencies in each of the prescribed subject areas, a score of at least 1070 on the combined verbal and quantitative parts of the recentered Scholastic Assessment Test, an equivalent score on the ACT Assessment Program, or its equivalent as determined by the Department of Education, shall be required.

(3) A Florida Merit Scholar who is enrolled in a baccalaureate-degree-granting postsecondary education institution is eligible for a maximum annual award of \$1,700 annually. A Florida Merit Scholar who is enrolled in an institution that does not award baccalaureate degrees is eligible for a maximum annual award of \$1,100. The maximum award must be prorated each semester as provided in s. 240.40201(6).

(4) To be eligible for a renewal award as a Florida Merit Scholar, a student must maintain the equivalent of a grade point average of 2.75 on a 4.0 scale for all postsecondary education work attempted, with an opportunity for reinstatement one time as provided in this act.

Section 5. Section 240.40207, Florida Statutes, 1998 Supplement, is amended to read:

240.40207 Florida Gold Seal Vocational Scholars award.—The Florida Gold Seal Vocational Scholars award is created within the Florida Bright Futures Scholarship Program to recognize and reward academic achievement and vocational preparation by high school students who wish to continue their education. *Beginning fall semester 2001, a Florida Gold Seal Vocational Scholars award may not be used at a baccalaureate degree-granting institution unless the award is a renewal of an initial award issued prior to fall semester 2001.*

(1) A student is eligible for a Florida Gold Seal Vocational Scholars award if the student meets the general eligibility requirements for the Florida Bright Futures Scholarship Program and the student:

(a) Completes the secondary school portion of a sequential program of studies that requires at least three secondary school vocational credits taken over at least 2 academic years, and is continued in a planned, related postsecondary education program. If the student's school does not offer such a two-plus-two or tech-prep program, the student must complete a job-preparatory career education program selected by the Occupational Forecasting Conference or the Workforce Development Board of Enterprise Florida for its ability to provide high-wage employment in an occupation with high potential for employment opportunities. On-the-job training may not be substituted for any of the three required vocational credits.

(b) Demonstrates readiness for postsecondary education by earning a passing score on the Florida College Entry Level Placement Test or its equivalent as identified by the Department of Education.

(c) Earns a minimum cumulative weighted grade point average of 3.0, as calculated pursuant to s. 240.40202, on all subjects required for a standard high school diploma, excluding elective courses.

(d) Earns a minimum unweighted grade point average of 3.5 on a 4.0 scale for secondary vocational courses comprising the vocational program.

(e) Completes the requirements of a vocational-ready diploma program, as defined by rules of the State Board of Education.

(2) A Florida Gold Seal Vocational Scholar is eligible for a maximum annual award of \$1,100. ~~The maximum award amount must be prorated each semester as provided by s. 240.40201(6) an award equal to the amount required to pay 75 percent of matriculation and fees, if the student is enrolled in a public postsecondary education institution. A student who is enrolled in a nonpublic postsecondary education institution is eligible for an award equal to the amount that would be required to pay 75 percent of the matriculation and mandatory fees of a public postsecondary education institution at the comparable level.~~

(3) To be eligible for a renewal award as a Florida Gold Seal Vocational Scholar, a student must maintain the equivalent of a grade point average of 2.75 on a 4.0 scale for all postsecondary education work attempted, with an opportunity for reinstatement one time as provided in this act.

(4) A student may earn a Florida Gold Seal Vocational Scholarship for 110 percent of the number of credit hours required to complete the program, up to 90 credit hours or the equivalent. ~~A Florida Gold Seal Scholar who has a cumulative grade point average of 2.75 in all postsecondary education work attempted may apply for a Florida Merit Scholars award at any renewal period. All other provisions of that program apply, and the credit hour limitation must be calculated by subtracting from the student's total eligibility the number of credit hours the student attempted while earning the Gold Seal Vocational Scholarship.~~

(5) Upon successful completion of an associate degree program, an award recipient who meets the renewal criteria in subsection (3) and enrolls in an associate or baccalaureate degree program at an eligible postsecondary education institution is eligible to transfer to the Florida Merit Scholars award component of the Bright Futures Scholarship Pro-

gram. *Other than initial eligibility criteria, all other provisions of that component apply.*

Section 6. Subsection (1) of section 240.40208, Florida Statutes, 1998 Supplement, is amended to read:

240.40208 Eligibility for the Florida Bright Futures Scholarship Program; transition.—

(1) A student who graduates from high school in 1997 or earlier and who is eligible for the Florida Undergraduate Scholar's Program pursuant to s. 240.402 is eligible for the Florida Academic Scholars award as provided in this act. A student who graduates from high school in 1998 or 1999 is eligible for the Florida Academic Scholars award if the student meets the criteria in s. 240.40205. However, in lieu of satisfying the requirements set forth in s. 240.40205(1)(a) ~~and (b)~~, a student may meet the following criteria:

(a) Complete a program of at least 24 credits in advanced-level studies as prescribed by the State Board of Education, including as a minimum:

1. Four years of progressively advanced instruction in language arts, including courses in English composition and literature.

2. Four years of progressively advanced instruction in science, including laboratory courses in biology, chemistry, and physics where laboratory facilities are available.

3. Four years of progressively advanced instruction in mathematics, including courses in algebra, geometry, and calculus or trigonometry.

4. Two years of sequential foreign language.

5. One year of instruction in art and music or in either art or music.

6. Three years of instruction in social studies, including courses in American history and government, world history, and comparative political and economic systems.

7. One year of instruction in health and physical education to include assessment, improvement, and maintenance of personal fitness.

(b) Obtain at least the equivalent of an unweighted grade point average of 3.0 on a 4.0 scale for all courses taken for which high school credit may be granted.

(c) Achieve a score of 1180 on the combined verbal and quantitative parts of the Scholastic Aptitude Test, the Scholastic Assessment Test, or the recentered Scholastic Assessment Test of the College Entrance Examination, or an equivalent score on the American College Testing Program or an equivalent program.

(d) Complete a program of community service work, as approved by the district school board or the administrators of a nonpublic school, which shall include a minimum of 75 hours of service work and require the student to identify a social problem that interests him or her, develop a plan for his or her personal involvement in addressing the problem, and, through papers or other presentations, evaluate and reflect upon his or her experience.

Students who graduate from high school after 1999 must meet the eligibility criteria pursuant to s. 240.40205.

Section 7. *Section 240.40209, Florida Statutes, is repealed.*

Section 8. This act shall take effect July 1, 1999.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to scholarship programs; amending s. 240.40202, F.S.; modifying student eligibility requirements for initial awards; amending s. 240.40203, F.S.; revising student eligibility requirements for renewal awards; amending s. 240.40205, F.S.; revising initial eligibility requirements for the Florida Academic Scholars award; amending s. 240.40206, F.S.; revising initial eligibility requirements for the Florida Merit Scholars award; amending s. 240.40207, F.S.; revising provisions relating to the Florida Gold Seal Vocational Scholars award; amending s. 240.40208, F.S.; correcting a cross reference; repealing s.

240.40209, F.S., relating to calculation of awards for Florida Bright Futures Scholarship recipients attending nonpublic institutions; providing an effective date.

On motions by Senator Sullivan, **CS for CS for SB 1380** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

LOCAL BILL CALENDAR

SB 1636—A bill to be entitled An act relating to Hillsborough County; amending section 18 of chapter 96-519, Laws of Florida, relating to the Civil Service Act; deleting provisions that prohibit a classified employee from serving in an elected public office; authorizing such service in the absence of a conflict in the performance of duties or a conflict of interest; requiring that the appointing authority determine whether any such conflict exists; authorizing a classified employee to file a grievance or appeal if the employee disagrees with a finding relating to a conflict in the performance of duties; providing an effective date.

—was read the second time by title. On motions by Senator Hargrett, by two-thirds vote **SB 1636** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2588—A bill to be entitled An act relating to Palm Beach County; providing for the election of school board members of Palm Beach County from single-member districts within the school board district; providing for a referendum; providing an effective date.

—was read the second time by title. On motions by Senator Dawson-White, by two-thirds vote **SB 2588** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Clary	Gutman	Latvala
Bronson	Cowin	Hargrett	Laurent
Brown-Waite	Dawson-White	Holzendorf	Lee
Burt	Diaz-Balart	Horne	McKay
Campbell	Dyer	King	Meek
Carlton	Forman	Kirkpatrick	Mitchell
Casas	Geller	Klein	Myers
Childers	Grant	Kurth	Rossin

Saunders	Sebesta	Sullivan	Webster
Scott	Silver	Thomas	

Nays—None

On motion by Senator Carlton, by two-thirds vote **HB 803** was withdrawn from the Committee on Rules and Calendar.

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

HB 803—A bill to be entitled An act relating to Charlotte County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to the East Charlotte Drainage District, an independent special tax district in Charlotte County; providing legislative intent; codifying and reenacting special acts relating to District's charter; providing for applicability of chapters 298 and 189, Florida Statutes, and other general laws; providing a district charter; repealing chapter 65-664, Laws of Florida, chapter 80-472, Laws of Florida, chapter 85-395, Laws of Florida, and s. 1(1)(b) of chapter 91-361, Laws of Florida, relating to the East Charlotte Drainage District; providing an effective date.

—a companion measure, was substituted for **SB 2666** and by two-thirds vote read the second time by title. On motions by Senator Carlton, by two-thirds vote **HB 803** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 449—A bill to be entitled An act relating to Palm Beach County; amending ch. 93-367, Laws of Florida, as amended; revising provisions relating to career service status of employees of the Palm Beach County Sheriff; clarifying provisions which define the minimum service period of employment required for the attainment of career service status; excluding specified training periods for purposes of calculating minimum service; providing an effective date.

—was read the second time by title. On motions by Senator Klein, by two-thirds vote **HB 449** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 633—A bill to be entitled An act relating to Nassau County and the Nassau General Hospital; repealing chapter 21228, Laws of Florida,

1941, as amended, relating to the Nassau General Hospital; providing an effective date.

—was read the second time by title. On motions by Senator Horne, by two-thirds vote **HB 633** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 947—A bill to be entitled An act relating to the Pinellas Suncoast Transit Authority; clarifying the status of the Pinellas Suncoast Transit Authority as an independent special district; amending chapter 70-907, Laws of Florida, as amended; providing an effective date.

—was read the second time by title. On motions by Senator Latvala, by two-thirds vote **HB 947** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 949—A bill to be entitled An act relating to Pinellas County; amending chapter 89-504, Laws of Florida; providing a correction to accurately reflect the administration of certification for plumbing contractors; providing an effective date.

—was read the second time by title. On motions by Senator Latvala, by two-thirds vote **HB 949** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 971—A bill to be entitled An act relating to Citrus County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to the Citrus County Hospital Board, an independent special district in Citrus County; providing legislative intent; codifying, amending, and reenacting chapter 65-1371, Laws of Florida, as amended, the “Citrus County Hospital and Medical Nursing and Convalescent Home Act”; removing references to freeholders; deleting obsolete language; making technical revisions; repealing all prior special acts relating to board; providing an effective date.

—was read the second time by title. On motions by Senator Cowin, by two-thirds vote **HB 971** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1001—A bill to be entitled An act relating to the City of Jacksonville, Duval County; repealing chapter 89-509, Laws of Florida; abolishing the Jacksonville Sports Development Authority; amending chapter 92-341, Laws of Florida, as amended by chapter 97-339, Laws of Florida; replacing the Chairman of the Jacksonville Sports Development Authority with the Chairman of the Sports and Entertainment Board as an ex officio advisor to the Jacksonville Economic Development Commission; providing an effective date.

—was read the second time by title. On motions by Senator Horne, by two-thirds vote **HB 1001** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1089—A bill to be entitled An act relating to the City of Deerfield Beach, Broward County; extending and enlarging the corporate limits of the City of Deerfield Beach to include specified unincorporated lands within said corporate limits; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1089** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Brown-Waite	Campbell	Casas
Bronson	Burt	Carlton	Childers

Clary	Gutman	Latvala	Saunders
Cowin	Hargrett	Laurent	Scott
Dawson-White	Holzendorf	Lee	Sebesta
Diaz-Balart	Horne	McKay	Silver
Dyer	King	Meek	Sullivan
Forman	Kirkpatrick	Mitchell	Thomas
Geller	Klein	Myers	Webster
Grant	Kurth	Rossin	

Nays—None

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

HB 1099—A bill to be entitled An act relating to Broward County; amending chapter 96-542, Laws of Florida, which provides for procedures for annexation of unincorporated areas into municipalities throughout Broward County, certain provisions of s. 171.0413, F.S., to the contrary notwithstanding; amending that provision of the act which controls the effective date of annexation; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1099** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1417—A bill to be entitled An act relating to the Twelve Oaks Special District, Hillsborough County; consolidating, compiling, and codifying extant laws pertaining to the district; providing legislative intent; deleting provisions that have expired, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition; improving clarity and facilitating correct interpretation; providing notice that the district is an independent special district approved by referendum; adding definitions; providing for election of trustees in non-partisan, biennial elections in even-numbered years; providing for the payment of a qualifying fee; providing for certain exemptions to chapter 106, F.S., relating to campaign financing; providing a transition schedule; revising ballot language requirements; providing the date trustees take office; providing for the appointment of trustees under certain circumstances; providing that the board is a public body and shall conduct its business accordingly; providing an exception for the disbursement of certain funds; conforming the law to s. 768.28, F.S., relating to trustees' civil liability and immunity from suit; enumerating the powers and duties of the district in a single section; clarifying and conforming the law to the actual business practices of the district, routine in nature but not previously enumerated, including to insure the facilities, properties, operations, and trustees of the district, to adopt bylaws, to enter into agreements, to operate, supervise, and maintain recreational facilities or enter into arrangements with others for same, to establish, charge, and collect fees for use of the facilities, to employ personnel, to transfer funds among line items, to provide for the creation of a petty cash fund and to make expenditures from same, to create and maintain reserves for certain known or planned expenditures, to invest surplus and reserve funds by resolution in certain accounts, and to adopt bylaws relating to calling special and other meetings; adding new powers, including the power to direct the supervisor to place certain referenda on the ballot, and to perform, when not excepted by this act and when otherwise applicable, duties required by general law relating to

special districts and to the levy of non-ad valorem assessments; conforming the law to the requirements of ch. 197, F.S.; providing for the dissolution of the district in accordance with general law; providing a savings clause; repealing chapters 82-305 and 84-438, Laws of Florida, relating to the district; providing an effective date.

—was read the second time by title. On motions by Senator Sebesta, by two-thirds vote **HB 1417** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1481—A bill to be entitled An act relating to Palm Beach County, Port of Palm Beach District; amending chapter 74-570, Laws of Florida; increasing the salary of commissioners; providing an effective date.

—was read the second time by title. On motions by Senator Myers, by two-thirds vote **HB 1481** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1501—A bill to be entitled An act relating to the City of Jacksonville and the Jacksonville Electric Authority; amending chapter 80-513, Laws of Florida, as amended, to change the name of Jacksonville Electric Authority to JEA; correcting references to other laws; repealing superfluous provisions; providing an effective date.

—was read the second time by title. On motions by Senator Horne, by two-thirds vote **HB 1501** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Clary	Gutman	Latvala
Bronson	Cowin	Hargrett	Laurent
Brown-Waite	Dawson-White	Holzendorf	Lee
Burt	Diaz-Balart	Horne	McKay
Campbell	Dyer	King	Meek
Carlton	Forman	Kirkpatrick	Mitchell
Casas	Geller	Klein	Myers
Childers	Grant	Kurth	Rossin

Saunders	Sebesta	Sullivan	Webster
Scott	Silver	Thomas	
Nays—None			

Clary	Gutman	Latvala	Saunders
Cowin	Hargrett	Laurent	Scott
Dawson-White	Holzendorf	Lee	Sebesta
Diaz-Balart	Horne	McKay	Silver
Dyer	King	Meek	Sullivan
Forman	Kirkpatrick	Mitchell	Thomas
Geller	Klein	Myers	Webster
Grant	Kurth	Rossin	
Nays—None			

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

HB 1559—A bill to be entitled An act relating to Broward County; revising the Charter of Broward County; providing for the office of Mayor of Broward County; providing for the mayor's election, qualifications, duties, responsibilities, and powers; providing duties of certain county officers; providing for alteration of composition of County Commission; providing for election, duties, responsibilities, and powers of commissioners; providing a ballot question; providing for a referendum; providing effective dates.

—was read the second time by title.

Senator Campbell moved the following amendments which were adopted:

Amendment 1 (891552)—On page 3, line 1, after "but" insert: *at least 6 months*

Amendment 2 (695724)—On page 3, delete line 6 and insert: *repeated within 6 months after publication of each decennial census. In the division*

Amendment 3 (020792)—On page 8, line 19, after the period (.) insert: *Any subsequent term shall begin on the first Tuesday after the first Monday in January following the general election.*

Amendment 4 (055130)—On page 9, delete lines 29 and 30 and insert: *the salary of the Mayor shall be equal to the salary for the highest paid constitutional officer in Broward County.*

Amendment 5 (473282)—On page 11, line 1, delete "Major" and insert: *Mayor*

On motion by Senator Campbell, by two-thirds vote **HB 1559** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

On motion by Senator Scott, by two-thirds vote **HB 1559** was ordered immediately certified to the House.

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

HB 1561—A bill to be entitled An act relating to Broward County; extending the corporate limits of the Cities of Fort Lauderdale and Pompano Beach and the Town of Lauderdale-By-The-Sea; providing for annexation by election of the unincorporated areas known as the "Intra-coastal/Beach Area" and surrounding areas; providing for incorporation of a new municipality by election; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1561** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Brown-Waite	Campbell	Casas
Bronson	Burt	Carlton	Childers

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

HB 1563—A bill to be entitled An act relating to Broward County; extending the corporate limits of the Cities of Fort Lauderdale, North Lauderdale, and Pompano Beach; providing for annexation of the unincorporated area known as "Palm Aire Village"; providing for a study; providing for an election, providing for a runoff election; providing for an effective date of annexation; providing for a transition plan and other plans; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1563** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1565—A bill to be entitled An act relating to the City of Weston, Broward County, Florida; extending and enlarging the corporate limits of the City of Weston to include specified unincorporated lands within said corporate limits; redefining city limits; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1565** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1567—A bill to be entitled An act relating to Broward County; amending chapter 97-371, Laws of Florida, as amended; extending the corporate limits for the cities of Pembroke Pines, Davie, Cooper City, and Weston; providing for the annexation of the unincorporated area known as Southwest Ranches; providing for amendment to the legal description

of Southwest Ranches and surrounding areas and Sunshine Acres and surrounding areas; providing for incorporation of a new municipality; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1567** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1569—A bill to be entitled An act relating to the City of Hollywood, Broward County; extending and enlarging the corporate limits of the City of Hollywood to include specified unincorporated lands within said corporate limits; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1569** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1571—A bill to be entitled An act relating to Broward County; providing for the revision of the Charter of the Town of Pembroke Park; providing for extending the corporate limits of the City of Hollywood; providing for extending the corporate limits of the Town of Pembroke Park; providing for annexation of unincorporated areas within Broward County; providing for referenda; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1571** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Clary	Gutman	Latvala
Bronson	Cowin	Hargrett	Laurent
Brown-Waite	Dawson-White	Holzendorf	Lee
Burt	Diaz-Balart	Horne	McKay
Campbell	Dyer	King	Meek
Carlton	Forman	Kirkpatrick	Mitchell
Casas	Geller	Klein	Myers
Childers	Grant	Kurth	Rossin

Saunders	Sebesta	Sullivan	Webster
Scott	Silver	Thomas	

Nays—None

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

HB 1577—A bill to be entitled An act relating to Pinellas County; amending chapter 80-590, Laws of Florida; amending the home rule charter of the county to delete the reference to general law as controlling the composition of the county commission; increasing the number of county commissioners from five to seven, with four of the members to be elected from single-member districts and the three remaining members to be elected at large; providing residency requirements for the at-large members; providing for redistricting in accordance with a constitutional provision, to conform; providing for transition; providing for a ballot title and question; providing legislative intent; providing for a special referendum; providing effective dates.

—was read the second time by title. On motions by Senator Latvala, by two-thirds vote **HB 1577** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1593—A bill to be entitled An act relating to Broward County; amending chapter 94-429, Laws of Florida; revising the definition of port jurisdictional area; revising territorial boundaries of the port jurisdictional area; repealing s. 6(2), chapter 94-429, Laws of Florida, relating to authority of the county administrator to enter into a lease whose term does not exceed 1 year; repealing chapter 91-356, Laws of Florida, relating to a revision of the former boundaries of the port jurisdictional area; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1593** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

HB 1595—A bill to be entitled An act relating to Hillsborough County; specifying completion dates for performance audits for specified agencies within Hillsborough County; providing an effective date.

—was read the second time by title. On motions by Senator Lee, by two-thirds vote **HB 1595** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

Consideration of **HB 1629** was deferred.

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

HB 1687—A bill to be entitled An act relating to Indian River County; amending chapter 61-2275, Laws of Florida, as amended; requiring a referendum of the electors of the county prior to any decision by the Indian River County Hospital District to sell Indian River Memorial Hospital; providing an effective date.

—was read the second time by title. On motions by Senator Kurth, by two-thirds vote **HB 1687** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 1426—A bill to be entitled An act relating to alcoholic beverage licenses; authorizing the Division of Alcoholic Beverages and Tobacco to issue a special alcoholic beverage license to the Board of Directors of the Dunedin Fine Art Center, Inc., for use at the center; providing definitions; providing for the transfer and reverter of the license; prohibiting the package sale of alcoholic beverages for consumption off the premises; providing an effective date.

—was read the second time by title. On motions by Senator Latvala, by two-thirds vote **SB 1426** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—38

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	
Cowin	Horne	Mitchell	

Nays—1

Webster

Consideration of **SB 1638** was deferred.

SB 2574—A bill to be entitled An act relating to South Walton Fire District, Walton County; creating and describing the district; prescribing its powers; providing for a board of fire commissioners; providing for terms of office and for filling vacancies in office; providing for meetings, minutes of meetings, and public access; providing for financial matters; authorizing ad valorem taxes; authorizing the district to accept gifts and donations; providing the district's fiscal year; providing for collection of taxes; providing limits and guidelines for indebtedness of the district; prescribing authorized uses of district funds; providing penalties; ratifying actions previously taken; providing for a referendum; providing effective dates.

—was read the second time by title. On motions by Senator Clary, by two-thirds vote **SB 2574** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2576—A bill to be entitled An act relating to Brevard County; amending ch. 94-419, Laws of Florida, as amended; providing a procedure for the issuance of new licenses for the harvesting of clams; providing an expiration date; providing an effective date.

—was read the second time by title. On motions by Senator Bronson, by two-thirds vote **SB 2576** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

CS for SB 2578—A bill to be entitled An act relating to Hillsborough County; amending s. 1 of chapter 98-499, Laws of Florida; requiring that a hospital in Hillsborough County bill the insurer or other payor of third-party benefits prior to recording a lien; providing exceptions; providing for distribution of a patient's recovery from a third party; requiring that the board of county commissioners of Hillsborough County revise any ordinance adopted under chapter 98-499, Laws of Florida, to incorporate amendments made to the chapter 98-499, Laws of Florida; repealing chapter 98-499, Laws of Florida, unless the board of county commissioners enacts an ordinance authorizing liens to enforce payment for the medical care of residents of Hillsborough County; providing an effective date and an expiration date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **CS for SB 2578** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2580—A bill to be entitled An act relating to the County Line Drainage District, Lee County; amending chapter 67-723, Laws of Florida, as amended; setting out the boundaries of the district; providing powers, duties, and functions of the district and of its board of supervisors; providing for election of board members; providing for severability; providing for construction in cases of conflict; providing an effective date.

—was read the second time by title.

Senator Saunders moved the following amendments which were adopted:

Amendment 1 (214320)—On page 1, delete lines 14-18 and insert:

Section 1. The charter for the County Line Drainage District in Lee County is re-created and reenacted to read:

Amendment 2 (393430)—On page 1, delete line 30 and insert: *District, are codified, reenacted, amended, and repealed as provided in*

Amendment 3 (812110)—On page 9, line 1, delete “an elector” and insert: *a citizen*

Amendment 4 (390288)(with title amendment)—On page 9, between lines 12 and 13, insert:

Section 2. *Chapters 67-723, 81-408, and 86-417, Laws of Florida, are repealed.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 10, following the semicolon (;) insert: *repealing all prior special acts relating to the district;*

On motions by Senator Saunders, by two-thirds vote **SB 2580** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2582—A bill to be entitled An act relating to the Carrollwood Recreation District, Hillsborough County; providing intent; deleting provisions which have had their effect; improving clarity; adding definitions; providing for nonpartisan, biennial elections and a transition

schedule; providing for appointment of trustees under certain circumstances; clarifying voting procedures of the trustees; adding standard business practices of the district, including adopting bylaws, creating a petty cash fund, calling meetings, investing the funds of the district, opening an account at its designated depository, entering into agreements, and acquiring and disposing of property; repealing chapter 98-475, Laws of Florida; providing an effective date.

—was read the second time by title. On motions by Senator Grant, by two-thirds vote **SB 2582** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2590—A bill to be entitled An act relating to the Village of Wellington, Palm Beach County, Florida; providing that certain ordinances enacted by the Village of Wellington between May 1, 1996, and May 1, 1998, be deemed effective as of the date of their original enactment; providing an effective date.

—was read the second time by title.

Senator Rossin moved the following amendment which was adopted:

Amendment 1 (635182)—On page 1, delete line 15 and insert: *public notice but less than 10 days' prior public notice shall be deemed effective as to public notice requirements as of the date of the*

On motions by Senator Rossin, by two-thirds vote **SB 2590** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2592—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; repealing s. 4(F), chapter 23559, Laws of Florida, 1945, as amended, relating to the definition of casual laborer; amending s. 4, chapter 23559, Laws of Florida, 1945, as amended; revising the definition of “temporary employee,” “continuous service,” and “average monthly salary”; repealing s. 5(C), chapter 23559, Laws of Florida, 1945, as amended, relating to clerical and medical examination expenses; amending s. 5, chapter 23559, Laws of Florida, 1945, as amended; providing for employer contributions to fund the costs of administering the plan; amending s. 6, chapter 23559, Laws of Florida, 1945, as amended; providing for additional authorized investments; amending s. 12, chapter 23559, Laws of Florida, 1945, as amended; revising death benefits; repealing s. 13, chapter 23559, Laws of Florida, 1945, as amended, relating to cost-of-living increase; and creating a new s. 13 to provide additional cost-of-living adjustments; amending s. 18, chapter 23559,

Laws of Florida, 1945, as amended; revising the time in which tempo- rary employees are required to obtain a physical examination; amending s. 20, chapter 23559, Laws of Florida, 1945, as amended; proscribing the assignment of a refund of contributions; creating s. 22, chapter 23559, Laws of Florida, as amended, providing for a Deferred Retirement Op- tion Program; providing an effective date.

—was read the second time by title. On motions by Senator Lee, by two-thirds vote **SB 2592** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2594—A bill to be entitled An act relating to the Boca Raton Airport Authority; amending chapter 82-259, Laws of Florida, as amended; increasing the membership of the authority; requiring the board of county commissioners and the Boca Raton City Council to each appoint an additional member to the authority; revising the qualifica- tions of members appointed to the authority by the Boca Raton City Council; providing requirements for the residence of such appointees; providing an effective date.

—was read the second time by title.

Senator Klein moved the following amendment which was adopted:

Amendment 1 (813496)—Delete everything after the enacting clause and insert:

Section 1. Subsections (1) and (2) of section 4 of chapter 82-259, Laws of Florida, as amended by section 1 of chapter 91-381, Laws of Florida, is amended to read:

Section 4. Membership; terms of office; officers; quorum; meetings; removal.—

(1) The authority shall consist of ~~seven~~ five members. As a condition of eligibility for appointment and to hold office, ~~five~~ four members ~~must shall~~ reside within the ~~municipality, and two members must~~ city and one member shall reside within the Greater Boca Raton Reserve Area, as defined in chapter 67-1112, Laws of Florida. ~~Of the five municipal resi- dents, three must reside east of the airport, one must reside west of the airport, and one may reside anywhere in the municipality.~~

(2) ~~All members of the authority shall be representatives of the busi- ness and professional community, homeowners, and users of the airport. The county commission shall appoint two members, each of whom must reside the member who resides within the Greater Boca Raton Reserve Area.; The city council shall appoint the five members who must reside within the limits of the municipality as specified in subsection (1). one member from a list of nominees of the Boca Raton Pilots Association or its successor; one member from the city council's own nominees; or one member from a list of nominees of the Boca Raton Federation of Home- owners Associations; and one member from a list of nominees of the Boca Raton Chamber of Commerce. Each list of nominees, except that of the county commission and of the city council, shall consist of not less than three names of persons qualified to hold office. Each nominating entity except the county commission and the city council shall file its list of nominees not later than May 1 of the year of expiration of the term of office of the member nominated by the entity. If a list of nominees is not timely filed with the city council, the city council shall proceed to fill the vacancy by appointment from its own nominations. Members shall con- tinue in office until their reappointment or the appointment of their successors.~~

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

On motions by Senator Klein, by two-thirds vote **SB 2594** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2596—A bill to be entitled An act relating to the Lake Worth Drainage District, Palm Beach County; amending s. 4 of section 2 of chapter 98-525, Laws of Florida; providing for the board of supervisors of the district to be elected from single-member subdistricts; increasing the membership of the board of supervisors; deleting provisions that authorize a referendum on the procedures for electing the board of su- pervisors; providing for the members of the board of supervisors on the effective date of the act to remain in office until the expiration of their terms; providing an effective date.

—was read the second time by title.

Senator Klein moved the following amendment which was adopted:

Amendment 1 (300618)—Delete everything after the enacting clause and insert:

Section 1. Section 4 of section 2 of chapter 98-525, Laws of Florida, is amended to read:

Section 4. Board of supervisors; elections.—

(1) ~~BOARD OF SUPERVISORS, APPOINTMENTS, ELECTIONS, POWERS, DUTIES, AND TERMS OF OFFICE.~~—There is hereby cre- ated a Board of Supervisors of the Lake Worth Drainage District, which shall be the governing body of the district. The board of supervisors shall consist of ~~five~~ three persons. ~~Each candidate to be qualified for the office of supervisor shall be either himself or herself a landowner or he or she shall be the president of a corporate landowner, and~~ All of the qualified voters of the entire district shall be allowed to vote for the election of all of the supervisors to be elected. All supervisors shall hold office for a term of 3 years and until their successors are duly elected and qualified.

(a) Hereafter, on the first Wednesday after the 3rd of ~~January~~ Octo- ber, a qualified supervisors shall be elected for a term of 3 years ~~in rotation~~, by the landowners of the district, to take the place of the retiring supervisor.

(b) ~~In case of a vacancy in the office of any supervisor, the remaining supervisors shall within 60 days fill such vacancy by appointment for the unexpired term.~~

(c) ~~All vacancies or expirations on the board of supervisors shall be filled as required by this subsection. All supervisors shall hold office until their successors have been elected and qualified.~~

(b)(d) Whenever an election is authorized or required by this subsec- tion to be held by the landowners at any particular or stated time of day, and if, for any reason, such election is not or cannot be held at such time or on such day, then in such event and in all and every such event the power or duty to hold such election shall not cease or lapse, but such election shall be held thereafter as soon as practicable and consistent with this subsection.

(c) *In addition to the notice required by law, the district shall cause notice to be published, once a week for two (2) consecutive weeks immedi- ately preceding the date of the regular district election, in a newspaper*

of general circulation in the district, of not less than one-fourth page size, providing a map of the district and the date, time, and location of where the election will be held. The district shall also take all steps to insure that there is a reasonable level of publicity concerning the election.

(2) SINGLE-MEMBER SUBDISTRICT ELECTIONS; SUBDISTRICT BOUNDARIES.—

(a) Definitions.—As used in this subsection, the term:

1. “Board” means the Board of Supervisors of the Lake Worth Drainage District.
2. “District” means the Lake Worth Drainage District.
3. “Qualified elector” means any person at least 18 years of age who is a citizen of the United States, a permanent resident of Florida, and a freeholder, freeholder’s spouse, or authorized representative of a legal entity holding title to land in the district. Presidents or other indicated officers or agents may represent corporations or other legal entities, guardians may represent their wards, and executors and administrators may represent the estates of deceased persons and be qualified to represent the corporate landowner and hold the office of supervisor.

(b) Single-member subdistrict elections.—

1.—Petition.— ~~A referendum shall be called by the board of supervisors of the district on the question of whether members of the board should be elected on a single-member subdistrict basis, provided a petition signed by 10 percent or more of the qualified electors of the district is filed with the board requesting a referendum on adoption of the election procedures set forth in this subsection.~~

2.—Referendum.— ~~Upon verification by the Supervisor of Elections of Palm Beach County that 10 percent of the qualified electors of the district have petitioned the board of supervisors, a referendum election shall be called by the board at the next regularly scheduled election or within 6 months after verification, whichever is earlier.~~

3.—Disapproval of referendum.— ~~If the qualified electors of the district disapprove the election procedures described in this subsection, elections of the members of the board shall continue as described in subsection (1) and s. 208.12, Florida Statutes. No further referendum on the question shall be held for a minimum of 2 years.~~

4.—Approval of referendum; single-member subdistrict elections.—

a.—Increase in board size.— ~~If the qualified electors approve the election procedure described in this subsection, the board of supervisors of the district shall be increased to five members and elections shall be held pursuant to the criteria described in this subparagraph beginning with the next regularly scheduled election of the board.~~

b.—Single member subdistrict elections.— ~~If the election process described in this subparagraph is approved by the qualified electors of the district,~~

1. Members of the board of supervisors shall be elected from five single-member subdistricts, the boundaries of which are set forth in paragraph (c). ~~Only those qualified electors owning property or representing property in a subdistrict may cast votes for candidates for the subdistrict. However, an owner or representative may only cast votes in a subdistrict election equal to the acreage owned within the subdistrict. Each acre, or fraction thereof, of land in the district shall represent one vote, and each owner shall be entitled to one vote, in person or by proxy, for every acre, or fraction thereof, of land owned within the district. The subdistrict candidate receiving the greatest number of votes shall be the supervisor from that subdistrict.~~

2.e. Term of office.— ~~All board members shall have a term of 34 years except the board members elected at the first election following the effective date of this act. the referendum prescribed in subparagraph 2. With respect to the members initially elected, the three candidates receiving the greatest number of votes from subdistricts 1, 2, and 3 shall be elected for a period of 4 years, and the two candidates receiving the greatest number of votes from subdistricts 4 and 5 shall be elected for a period of 2 years. Subsequent elections shall be held to elect members of the board during the same month as the first election in years when any board member’s term will expire.~~

3.d. Qualifications.— ~~Elections for board members shall be nonpartisan. A candidate for the office of supervisor of subdistrict 3, 4, or 5 shall at the time of election be a landowner and resident of the subdistrict for which he or she qualifies. Qualification shall occur during the qualifying period established by ss. 99.061, Florida Statutes. Each candidate to be qualified for the office of supervisor of subdistrict 1 or 2 shall at the time of election be a qualified elector of the district.~~

4.e. Vacancies.— ~~A vacancy shall occur if a supervisor ceases to be qualified for the seat that he or she holds. If any vacancy occurs in a seat occupied by a governing board member, the remaining members of the board shall, within 45 days after receipt of a resignation or other event causing a vacancy, appoint a person who would be eligible to hold the office until the next regularly scheduled district election at which time an election will be held to fill the unexpired term of the vacant seat for the unexpired term of the resigning member.~~

(c) Boundaries of single-member subdistricts.— ~~If the referendum called by the board of supervisors on the question of whether the board should be elected on a single member subdistrict basis is approved, The district shall be divided for the purposes of electing members to the board upon the following territorial boundaries:~~

1. The boundary lines of subdistrict 1 shall be:

All that part of the JURISDICTIONAL LIMITS OF THE LAKE WORTH DRAINAGE DISTRICT lying westerly of the centerline of FLORIDA’S TURNPIKE and lying northerly of the South lines of BLOCKS 59 and 60, PALM BEACH FARMS CO. PLAT NO. 3, as same is recorded in Plat Book 2 at pages 45 through 54, Public Records of Palm Beach County, Florida, and northerly of the South line of Township 45 South, Range 41 East, all in Palm Beach County, Florida.

2. The boundary lines of subdistrict 2 shall be:

All that part of the JURISDICTIONAL LIMITS OF THE LAKE WORTH DRAINAGE DISTRICT lying westerly of the centerline of FLORIDA’S TURNPIKE and lying southerly of the North lines of BLOCKS 62 and 63, PALM BEACH FARMS CO. PLAT NO. 3, as same is recorded in Plat Book 2 at pages 45 through 54, Public Records of Palm Beach County, Florida, and southerly of the North line of Township 46 South, Range 41 East, all in Palm Beach County, Florida.

3. The boundary lines of subdistrict 3 shall be:

All that part of the JURISDICTIONAL LIMITS OF THE LAKE WORTH DRAINAGE DISTRICT lying easterly of the centerline of FLORIDA’S TURNPIKE and lying northerly of the South line of Township 44 South, Range 42 East, and northerly of the South line of Township 44 South, Range 43 East, all in Palm Beach County, Florida.

4. The boundary lines of subdistrict 4 shall be:

All that part of the JURISDICTIONAL LIMITS OF THE LAKE WORTH DRAINAGE DISTRICT lying easterly of the centerline of FLORIDA’S TURNPIKE and lying southerly of the North line of Township 44 ½ South, Range 42 East, and southerly of the North line of Township 44 ½ South, Range 43 East, and lying northerly of the centerline of DELRAY WEST ROAD (State Road 806), all in Palm Beach County, Florida.

5. The boundary lines of subdistrict 5 shall be:

All that part of the JURISDICTIONAL LIMITS OF THE LAKE WORTH DRAINAGE DISTRICT lying easterly of the centerline of FLORIDA’S TURNPIKE and lying southerly of the centerline of DELRAY WEST ROAD (State Road 806), all in Palm Beach County, Florida.

Section 2. Section 7(6) of chapter 98-525, Laws of Florida, is amended to read:

Section 7. Meetings of landowners; election of supervisors.—

(6) As to the elections of supervisors, the qualified candidate receiving the highest number of votes for supervisor shall be declared and elected as such supervisor. If more than one person is nominated for any vacancy on the board of supervisors, the candidate receiving the majority of the votes shall be elected. In the event no candidate receives a

majority, then the landowners shall vote on two candidates receiving the most votes in a runoff election and the one receiving the majority shall be elected.

Section 3. *The members of the board of supervisors who are in office on the effective date of this act shall continue in office for the remainder of their terms. Those supervisors represent subdistricts 1, 4, and 5. The two additional members must be qualified residents from each of subdistricts 2 and 3. The initial terms of office for the two additional members shall be 2 years for the member from subdistrict 2 and 3 years for the member from subdistrict 3.*

Section 4. This act shall take effect upon becoming a law.

On motions by Senator Klein, by two-thirds vote **SB 2596** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2612—A bill to be entitled An act relating to Broward County and the South Broward Hospital District; amending chapter 24415, Laws of Florida, 1947; providing that the South Broward Hospital District is not a public body or taxing authority for purposes of part III of chapter 163, Florida Statutes; providing an exception with respect to community redevelopment agencies created before a specified date; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **SB 2612** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2614—A bill to be entitled An act relating to South Shore Drainage District, Palm Beach County; amending chapter 17259, Laws of Florida, 1935, as amended; revising the boundary line description of South Shore Drainage District located in Palm Beach County and including additional land within the boundaries of the district; amending the plan of reclamation of the district; providing for the equal assessment of benefits for all lands within the district; providing an effective date.

—was read the second time by title. On motions by Senator Geller, by two-thirds vote **SB 2614** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Brown-Waite	Campbell	Casas
Bronson	Burt	Carlton	Childers

Clary	Gutman	Latvala	Saunders
Cowin	Hargrett	Laurent	Scott
Dawson-White	Holzendorf	Lee	Sebesta
Diaz-Balart	Horne	McKay	Silver
Dyer	King	Meek	Sullivan
Forman	Kirkpatrick	Mitchell	Thomas
Geller	Klein	Myers	Webster
Grant	Kurth	Rossin	

Nays—None

SB 2616—A bill to be entitled An act relating to Loxahatchee Groves Water Control District, Palm Beach County; codifying the district's charter, reenacting chapter 76-455, Laws of Florida, as amended; providing for date of annual landowner's meeting and election of supervisors; providing that no person may be elected as a supervisor unless timely notice has been given of his or her intent to be elected as a supervisor; providing landowners with more than 1 acre are entitled to one additional vote for any fraction of an acre greater than one-half acre when all of said landowner's acreage has been aggregated for purposes of voting; providing for who may be a hauling permit applicant; providing a mechanism to enforce existing provisions for fines for violation of hauling permit law violations; allowing citations for such violations to be issued by traffic enforcement agencies and treating such citations in the same manner as a noncriminal traffic infraction; providing that no land within the boundaries of the district, with the exception of one identified parcel, may be annexed by any municipality unless the municipality proposing to annex said land agrees to annex all of the real property comprising the district and such annexation is subject to the provisions set forth in s. 171.0413, F.S.; providing borrowing authority to deal with declared disasters; repealing all prior special acts of the Legislature relating to the Loxahatchee Groves Water Control District; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing severability; providing an effective date.

—was read the second time by title.

Senator Rossin moved the following amendment which was adopted:

Amendment 1 (193156)(with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Chapter 76-455, Laws of Florida, as amended, is codified, reenacted, amended and repealed as herein provided.*

Section 2. The Loxahatchee Groves Water Control District is recreated and reenacted to read:

Section 1. Name and duration of district.—The name of Loxahatchee Sub-Drainage District, created by chapter 298, Florida Statutes, is changed to Loxahatchee Groves Water Control District, hereinafter known as the Loxahatchee Groves Water Control District. The corporate life of the Loxahatchee Groves Water Control District is extended perpetually.

Section 2. Landowner's meeting and election of supervisors.—

a. Election of supervisors.—Every year in the same month that a supervisor's term expires as provided in ss. 298.11 and 298.12, Florida Statutes, the district shall call a meeting of the landowners in the district for the purpose of electing a supervisor for such vacancy or existing vacancies. There shall be one ballot for each vacancy. To be elected, a candidate must have a majority of the votes on that ballot. In the event no candidate receives a majority of votes on the first ballot, a run-off ballot shall be held between the two candidates receiving the highest number of votes on the first ballot.

b. Number of votes; voting.—At such election, each and every owner of land in the district shall be entitled to vote, in person or by proxy in writing duly signed. Each landowner shall be entitled to one vote for every acre of land owned by him or her within the district. Landowners owning less than 1 acre shall be entitled to one vote. Where land is held in any form of joint ownership; votes may be cast by one owner only. Landowners with more than 1 acre are entitled to one additional vote for any fraction of an acre greater than 1/2 acre, when all of the landowners' acreage has been aggregated for purposes of voting.

c. *Quorum for landowners' meetings.*—At any landowners' meetings those owners of lands in the district present in person or voting by proxy shall constitute a quorum.

d. *Membership of the board of supervisors.*—The board of supervisors of the district shall be increased from three members to five members.

e. *Date of landowner's meeting; notice of intent to be elected.*—Notwithstanding any provision of s. 298.12, Florida Statutes, to the contrary, for all elections held after 1999, in order for a person to be elected as a supervisor of the district, that person must notify the Supervisor of the Board of Elections of Palm Beach County of his or her intent to be elected as a supervisor at least 90 days prior to the annual landowner's meeting, which shall take place on the 4th Monday of June each year. The date of annual landowner's meeting may be changed by majority of the board of supervisors of the district provided that such change occurs at least 150 days prior to the newly selected date of the landowner's meeting and further provided that notice of such change of the date of the landowner's meeting shall be published once a week for 2 consecutive weeks in a newspaper of general circulation in the county in which the lands of the district are located, with the first such publication to be not less than 10 nor more than 15 days after the vote of the board of supervisors to change the date of the annual landowner's meeting. No person who has not timely provided notice to the supervisor of elections of his or her willingness to be elected, as set forth above in this section, may be elected as a supervisor of the district, unless no individuals have timely provided notice to the supervisor of elections, in which event the provisions of s. 298.12(1), Florida Statutes, shall control. If the number of persons timely providing notice to the supervisor of elections does not exceed the number of seats for which supervisors are to be elected in that year, then those individuals providing timely notice shall be deemed elected as supervisors as of the date of the annual landowner's meeting and no election, or notice of such election, shall be held. If the number of persons providing timely notice to the supervisor of elections exceeds the number of seats for which supervisors are to be elected that year, then elections shall proceed forward at the annual landowner's meeting in accordance with the provisions of s. 298.12(1), Florida Statutes, as may be modified by this act.

Section 3. Levy of assessments.—Levy of assessments of land less than 1 acre. In the levying and assessing of all assessments by the Loxahatchee Groves Water Control District, Palm Beach County, created under chapter 298, Florida Statutes, each tract or parcel of land less than 1 acre in area shall be assessed as a full acre.

Section 4. Powers of the district.—

a. In addition to the powers provided for in chapter 298, Florida Statutes, the Loxahatchee Groves Water Control District shall have the power to maintain roadways and roads necessary and convenient for the exercise of the powers or duties or any of the powers or duties of the district or the supervisors thereof; and in furtherance of the purpose and intent of this act and chapter 298, Florida Statutes, to maintain roadways and roads necessary and convenient to provide access to and efficient development of areas made suitable and available for cultivation, settlement, and other beneficial use and development as a result of the reclamation operations of the district, including all the roads shown on the replat of Loxahatchee Groves, as recorded in Plat Book 12, Page 29, Palm Beach County Public Records; and to provide funds for this purpose in its annual levy of district assessments.

b. The Board of Supervisors of the Loxahatchee Groves Water Control District in Palm Beach County, is hereby authorized, empowered, and permitted to expend funds of the district to pay for engineering studies and plans for the purpose of developing a road improvement program for the construction, maintenance, improvement, and repair of dedicated roads and road rights-of-way, including the swales thereof, within the district.

c. In addition to the powers of Loxahatchee Groves Water Control District, hereinafter referred to as the "district," elsewhere provided by general or special law, the district shall have the power to construct, maintain, improve, and repair roadways and roads necessary and convenient for the exercise of any of the powers or duties of the district or the board of supervisors thereof, including all the roads shown on the replat of Loxahatchee Groves, as recorded in Plat Book 12, Page 29, Palm Beach County Public Records, or to provide access to and development of areas within the district, or both; to provide funds for such construction, maintenance, improvement, or repair through the levying of assessments pur-

suant to chapter 298, Florida Statutes, hereinafter referred to as "drainage assessments," or special assessments, or both; and to acquire land, including any interest therein, by purchase, gift, exchange, or eminent domain, for such construction, maintenance, improvement, or repair.

d. The powers granted in this section may be exercised without the necessity of modifying or amending the water control plan for the district.

e. The powers set forth in this section shall be exercised by resolution adopted by a majority of the membership of the board of supervisors, but the board of supervisors shall not authorize the construction of any new road or roadway or the improvement, other than routine maintenance, of any existing roadway within the district, except pursuant to a vote in favor of such construction or improvement by a majority of the votes cast at a meeting of the owners of lands within the district to be affected by such construction or improvement. The board of supervisors shall, prior to authorizing any such construction or improvement, determine what lands within the district would be affected by such construction or improvement, provided that any lands upon which drainage assessments or special assessments would be levied to finance such construction or improvement shall be deemed to be affected and shall thereafter cause notice to be given to all such landowners of a meeting of landowners to be held for the purpose of voting upon such construction or improvement; at such meeting, each owner of land to be affected by such construction or improvement, present in person or by proxy, shall be entitled to one vote for each acre of such land or fraction thereof within the district owned by such owner. Notice of a meeting of landowners hereunder shall be given in the same manner as provided by law for the giving of notice of the annual meeting for the election of supervisors.

f. The board of supervisors, in the exercise of powers pursuant to this act, may establish different special assessment areas within the district according to the benefits received, and may revise such areas according to the benefits received from time to time, so as to most equitably provide for the levying of special assessments according to benefits as are deemed desirable by the board of supervisors.

g. The district shall have the power to adopt, by resolution, a uniform standard for culvert crossings, bridges, culverts, or other drainage systems that connect with or cross over any of the works of, or lie within the rights-of-way of, the district. If the district so establishes a uniform standard, the district shall by resolution adopt procedures:

(1) Which shall require notice of such uniform standards to be given to persons owning lands upon which any culvert crossings, bridges, culverts, or other drainage systems that connect with or cross over any of the works of, or lie within the rights-of-way of, the district and to such other persons as the board of supervisors shall deem to be necessary or desirable, or both.

(2) Which shall, except as hereinafter provided, require not less than 60-days' written notice to be given to persons owning lands upon which any culvert crossings, bridges, culverts, or other drainage systems exist in violation of any such uniform standards prior to the taking of any enforcement action by the district.

(3) Which may provide for less than 30-days' notice, in writing or otherwise, of violations of the uniform standards in emergency situations.

(4) Which may provide that if, after notice pursuant to paragraph (2) or paragraph (3), any landowner shall fail to conform to such uniform standards, the district may enter upon such lands and take such action as necessary to cause such violation to be corrected and may assess the owner of such land for the district's costs in connection therewith.

(5) Upon the failure of any property owner to pay any assessment levied by the board of supervisors pursuant to paragraph (4) within 30 days of receipt by such owner of notice of said assessment, the district shall have a lien on all lands and premises affected thereby. Such lien shall be superior and paramount to the interest in such land and premises of any owner, lessee, tenant, mortgagee, or other person except the lien of state, county, or district taxes and shall be on a parity with the lien of any such state, county, or district taxes. Such lien shall bear interest at an annual rate equal to the interest rate due on judgments, pursuant to s. 55.03, Florida Statutes, per year and shall, until paid, remain in effect in perpetuity.

h. The district shall have the power to require maintenance of any swale, drainage ditch, culvert, or canal connecting to any of the works of

the district where lack of such maintenance adversely impacts the district, its operations, or any of its works. The board of supervisors shall cause notice to be given to any person owning land on which such a swale, drainage ditch, culvert, or canal is located in the event such maintenance is required and, if the requested maintenance is not performed within 30 days of said notice, unless extended by the board of supervisors, the district may go upon such property and perform said maintenance and assess the owner of the property for the district's cost thereof. Upon the failure of any property owner to pay any such assessment within 30 days of receipt by such owner of notice of the assessment, the district shall have a lien on all lands and premises affected thereby. Such lien shall be superior and paramount to the interest in such land and premises of any owner, lessee, tenant, mortgagee, or other person except the lien of state, county, or district taxes and shall be on a parity with the lien of any such state, county, or district taxes. Such lien shall bear interest at an annual rate equal to the interest rate due on judgments, pursuant to s. 55.03, Florida Statutes, per year and shall, until paid, remain in effect in perpetuity.

i. The board of supervisors of the district, in order to carry out any of the powers set forth in subsections c.-g. may levy and impose special assessments against any or all of the real property within the district upon a determination that the construction, maintenance, improvement, repair, or operation of the roads or roadways provide a benefit to such real property. The assessments shall be imposed upon the property specially benefited by such construction, maintenance, improvement, repair, or operation in proportion to the benefits to be derived therefrom, and the special benefits shall be determined and prorated by a method prescribed by the board of supervisors.

(1) The board of supervisors, if it elects to assess a special benefit, shall declare by a resolution the nature of the proposed improvement or the services provided to existing improvements, shall designate the location of the improvement or the service provided to existing improvements, and shall state the part or portion of the expense thereof to be paid by special assessments, the manner in which said assessments shall be made, when said assessments are to be paid, and what part, if any, shall be apportioned to and paid from the funds of the district. The resolution shall also identify the lands upon which the special assessments shall be levied. The resolution shall state the total estimated cost of the improvement or service to be provided to existing improvements.

(2) Within 30 days after the adoption of the resolution, the board of supervisors shall cause said resolution to be published one time in a newspaper of general circulation in Palm Beach County.

(3) Upon the adoption of the resolution, the board of supervisors shall cause to be made an assessment roll in accordance with the method of assessment provided for in said resolution, which assessment roll shall be promptly completed and filed with the records of the board of supervisors. The lands assessed, the amount of the assessment against such lands, and, if said assessment is to be paid in installments, the number of annual installments in which the assessment is divided shall be entered and shown on said assessment roll.

(4) On the completion of said assessment roll, the board of supervisors shall by resolution fix a time and place at which the owners of the property to be assessed, or any other persons interested therein, may appear before said board of supervisors and be heard as to the propriety and advisability of making such improvements or providing said services, as to the cost thereof, and as to the amount thereof to be assessed against each property so improved. Notice in writing of such time and place shall be given to the property owners.

(5) At a time and place named in the notice provided for in paragraph (4), the board of supervisors of the district shall meet as an adjustment board to hear and consider any and all complaints as to the special assessments and shall adjust the assessments on an equitable basis. After the special assessments are so adjusted and approved by resolution, such assessments shall stand confirmed and, until paid, shall remain legal, valid, and binding liens upon the property against which such assessments are made of equal dignity with the lien for county taxes. However, upon completion of the improvement, or provision of service to existing improvements, the board of supervisors shall credit to each of the assessments the difference in the assessment as originally made, approved, and confirmed and the proportionate part of the actual cost of the improvement or service to be paid by special assessments as finally determined on the completion of the improvement or service, but in no event shall the

final assessments exceed the amount of benefits originally assessed. Promptly after confirmation, the assessments shall be recorded in the public records of Palm Beach County and the record of the lien shall constitute prima facie evidence of its validity.

(6) The special assessments shall be payable at the time and in the manner stipulated in the resolution authorizing the improvement or service. Such assessments shall remain liens, coequal in priority with the lien of county taxes, until paid. Assessments not paid when due shall bear interest at such rate or rates, not in excess of the maximum legal rate, prescribed by the board of supervisors in the resolution.

(7) Each annual installment of special assessments provided for shall be paid upon the date specified in said resolution, until the entire amount of said assessment has been paid, and, on the failure of any property owner to pay any annual installment due or any part thereof, or any interest on any delinquent payment, the district shall have a lien on all lands and premises affected thereby. Such lien shall be superior and paramount to the interest in such land and premises of any owner, lessee, tenant, mortgagee, or other person except the lien of state, county, or district taxes and shall be on a parity with the lien of any state, county, or district taxes. Such lien shall, until paid, remain in effect in perpetuity.

(8) If any special assessment made under the provisions of this section to defray the whole or any part of the expense of any improvement or provision of any service is either in whole or in part annulled, vacated, or set aside by the judgment of any court, or if the board of supervisors of the district is satisfied that any assessment is so irregular or defective that the same cannot be enforced or collected, or if the board of supervisors omitted to make such assessment when it might have done so, the board shall take all necessary steps to cause a new assessment to be made for the whole or any part of any improvement or service provided or against any property benefited by any improvement or service provided, following as nearly as possible the provisions of this act, and, in case such second assessment shall be annulled, the board of supervisors may obtain and make other assessments until a valid assessment is made.

(9) An informality or any irregularity in the proceedings in connection with the levy of any special assessment under this act shall not affect the validity of the same where the assessment roll has been confirmed by the board of supervisors, and the assessment roll as finally approved and confirmed shall be competent and sufficient evidence that the assessment was duly levied, the assessment was duly made and adopted, and that all other proceedings adequate to the adoption of the assessment roll were duly had, taken, and performed as required by this act; no variance from the directions hereunder shall be held material unless it is clearly shown that the party objecting was materially injured thereby.

j. The district is authorized to provide from time to time for the issuance of special assessment bonds of the district to pay all or any part of the cost of a system of roads and roadways and any improvements thereto. The principal of and interest on any bonds shall be payable from special assessments sufficient to pay the bonds in the manner provided in the bonds, in this act, and the resolution authorizing such bonds. The bonds shall be authorized by resolution or resolutions of the board of supervisors of the district, adopted by a majority of the supervisors present and voting at a meeting of the supervisors. The bonds shall bear interest at a rate or rates not in excess of the maximum rates permitted by general law, may be in one or more series, may bear such date or dates, and may mature at any time or times not exceeding 40 years from their respective dates, may be payable in such medium of payment, at such place or places within or without the State of Florida, may carry such registration privileges, may be subject to redemption prior to maturity, with or without premium, may be executed in such manner, may contain such terms, covenants, and conditions, and may be in such form otherwise as such resolution or subsequent resolutions shall provide. The bonds may be sold or exchanged for refunding bonds, or delivered to contractors in payment for any part of the work or improvements financed by such bonds, or delivered in exchange for any properties, either real, personal, or both, to be acquired for such works or improvements, in such manner as the district in its discretion shall determine. Pending the preparation of the definitive bonds, interim certificates or receipts or temporary bonds in such form and with such provisions as the district may determine may be issued to the purchaser or purchasers of the bonds issued hereunder. The bonds and such interim certificates or receipts or temporary bonds shall be fully negotiable and shall be and constitute negotiable instruments within the meaning of and for all purposes of the law merchant and the Uniform Commercial Code of the State of Florida.

The proceeds of the sale of any such bonds shall be used solely for the payment of the costs of the district incurred or to be incurred in carrying out the powers set forth in subsection c., subsection d., subsection e., or subsection f., and shall be disbursed in such manner and under such restrictions as the district may provide in the authorizing resolution. The district may also provide for the replacement of any bonds which become mutilated or are stolen, destroyed, or lost, upon proper indemnification. A resolution providing for the issuance of special assessment bonds may also contain such limitations upon the issuance of additional bonds secured on a parity with the bonds theretofore issued as the district may deem proper.

k. All special assessments levied pursuant to this act may, in the discretion of the board, be collected by the tax collector of Palm Beach County at the same time as the general county taxes are collected by the tax collector of Palm Beach County, and the board shall in such event certify to the county tax collector a list of all such special assessments and a description of the lands and names of the owners of the properties against which such special assessments have been levied and the amounts to become due therefrom in the next succeeding year, including any interest thereon for any deficiencies for prior years. The board may in lieu of providing for the collection of said special assessments by the tax collector of Palm Beach County, provide for the collection of the special assessments by the district under such terms and conditions as the board shall determine. In such event, the bills or statements for the amounts due at any time and from time to time shall be mailed to the owners of all properties affected by such special assessments at such time or times as the board shall determine. All charges of the county tax collector or of the district, and the fees, costs, and expenses of any paying agents, trustees, or other fiduciaries for assessment bonds issued under this act, shall be deemed to be costs of the operation and maintenance of any improvements in connection with which such special assessments were levied and the board shall be authorized and directed to provide for the payment each year of such costs of collection, fees, and other expenses from additional special assessments or from the maintenance tax as provided by general law.

Section 5. Permitting of hauling operations.—

a. Definitions.—As used in this act:

- (1) "Haul" or "hauling" means to cart, pull, carry, or transport in a motor vehicle.
- (2) "District" means the Loxahatchee Groves Water Control District.
- (3) "Excavate" or "excavation" means any act by which material is cut into, dug, quarried, uncovered, removed, displaced, relocated, or otherwise deliberately distributed. Excavation excludes agricultural plowing and site grading and demucking in preparation for construction.

b. Application for hauling permit.—

(1) In addition to the powers of the district elsewhere provided by general or special law, the district shall have the power to implement and enforce a permitting system necessary and convenient for the exercise of any of the powers or duties of the district or the board of supervisors thereof pertaining to all roads and roadways maintained by the district, pursuant to its legislative authority, to provide access to or to restrict the use of roads or roadways within the district for the hauling of excavated material where such hauling exceeds 250 cubic yards of excavated material within a 1-year period to or from the property of any landowner.

(2) In order to effect the regulation of hauling activities and the protection of the condition of district roads and roadways, the district:

(a) May require the following information to be supplied in an application for a hauling permit made to the district;

- (i) Name and address of proposed hauling operator.
- (ii) Type and number of vehicles to be operated.
- (iii) Origin and destinations of hauling load.
- (iv) Description of routes upon which the hauling operation will be conducted.
- (v) Dimensions and maximum total weight of hauling vehicles.

(vi) Requested hauling schedule, including times and dates of excavation and use of hauling route.

(vii) Verification of notice to all utility companies and municipalities along the proposed route and a copy of their reply.

(viii) Approval of Palm Beach County's engineering department, if required.

(ix) Name and address of permit applicant, which shall be either the owner of the land within the district from which the material is excavated or transported to or the person or entity performing the excavation work in the district, if the latter, the landowner must also sign the permit application.

(b) Shall require that the recipient of a hauling permit from the district coordinate with the district the hauling routes and the times during which hauling activities are permitted to take place.

(c) Shall include, as a condition of the hauling permit, that the hauling operator, permit applicant and landowner (if not the permit applicant) not cause damage or loss from the undertaking of hauling activities to the property of the district, including, but not limited to, district roads and roadways and adjacent private property. Notwithstanding the foregoing, the hauling operator, permit applicant, and landowner (if not the permit applicant) shall be liable for the repair of any such damage caused by hauling activities and shall reimburse the district and any adjacent private property owners for any loss or damage occasioned by hauling activities.

(d) Shall require, as a condition of the approval of a hauling permit, evidence of insurance by the hauling operator to remain in force for the duration of the permit.

(e) Shall require a permit applicant, the landowner (if not the permit applicant) and the hauling operator, jointly and severally, to indemnify and hold harmless the district and its agents, employees, officers, and supervisors from and against all claims, damages, losses, and expenses, including, but not limited to, reasonable attorney's fees, arising out of or resulting from the exercise of hauling activities pursuant to the permit, provided that any such claim, damage, loss, or expense arises or results, in whole or in part, from the hauling operator's activities in connection with the hauling permit, and to execute an indemnity agreement so stating.

(f) May assess and collect reasonable fees in connection with review permit applications and approving the hauling permit.

(g) May adopt rules to implement the purposes of this section.

c. Liability.—

(1) Any person who, willfully or otherwise, hauls material on district roads or roadways shall obtain a hauling permit as required under this act and shall not violate the conditions of any hauling permit that has been granted by the district pursuant to this act.

(2) Any person who willfully hauls excavated material on district roads or roadways without a hauling permit as required under this act or who violates the conditions of a hauling permit granted pursuant to this act is liable to any person injured thereby for the full amount of the injury occasioned to any land or crops or other property by reason of such hauling activities, and shall be liable to the district for double the cost of repairing any resulting damage to the district's roads or roadways.

(3) Any person who willfully hauls excavated material upon the district roads or roadways without a hauling permit as required under this act, or in contravention of the conditions of a hauling permit granted pursuant to this act, shall be subject to a civil fine of \$500 per occurrence, with each day that a violation occurs constituting a separate occurrence. Any violation of this section may be treated in the same manner as a noncriminal traffic infraction under chapter 318, Florida Statutes, and citations for such violations may be issued by traffic enforcement agencies in the same manner as traffic citations are issued under chapter 316, Florida Statutes.

(4) If a hauling operator, permit applicant, or landowner (if not the permit applicant) upon notice, in writing or otherwise, fails to repair any damage occasioned by the hauling of materials on the road or roadways

of the district within 24 hours of receiving said notice, the district may repair such damage and assess the owner of the land in the district from which the material was excavated or to which the material was hauled for the district's costs in connection with such repairs. Upon failure of any landowner to pay any assessments levied by the district pursuant to this section within 30 days of receipt of any owner of notice of the assessment, the district shall have a lien on all lands of such owner within the district. Such liens shall be superior and paramount to the interest in such land and premises of any owner, lessee, tenant, mortgagee, or other person except the lien of state, county, or district taxes and any conservation easements and shall be on a parity with the lien of any such state, county, or district taxes and any conservation easements. Such liens shall bear interest at the annual rate equal to the interest rate due on judgments, pursuant to s. 55.03, Florida Statutes, per year and shall, until paid, remain in effect in perpetuity.

Section 6. Restriction on annexation.—In view of the unique rural community nature of the district and a recognition by the Legislature of the appropriateness of preserving the district as a unified community, no land within the boundaries of the district may be annexed by any municipality unless the municipality proposing to annex said land agrees to annex all of the real property composing the district and such annexation is subject to the provisions set forth in s. 171.0413, Florida Statutes, including, but not limited to, the requirement that the annexation be approved in a referendum vote by the registered electors living within the boundaries of the district. However, the restrictions on annexation in this section shall not apply to that portion of the district consisting of a parcel bounded by Southern Boulevard on the south, the southern boundary of the drainage/road right-of-way known as Collecting Canal on the north, Folsom/Crestwood on the east, and the western boundary of the Palms West Hospital property on the west, said parcel being more particularly described as follows:

A parcel of land located in the County of Palm Beach, State of Florida, to wit: The point of beginning being the intersection of the easterly line of Lot 4, Block K, Loxahatchee District, according to the plat thereof on file in the Office of the Clerk of the Circuit Court recorded in Plat Book 7, Page 81, of the Public Records of Palm Beach County, Florida, and the southerly boundary of the "Collecting Canal" as shown on the Replat of Loxahatchee Groves Subdivision according to the plat thereof, recorded in Plat Book 12, Page 29, of the Public Records of Palm Beach County, Florida; thence easterly along said southerly boundary of the Collecting Canal to the easterly boundary of said Replat of Loxahatchee Groves; thence south along said easterly boundary line of the Replat of Loxahatchee Groves to the north right-of-way line of State Road 80, thence westerly along said northerly right-of-way line of State Road 80 to the easterly line of Lot 4, Block K, Loxahatchee District; thence northerly along said easterly line of Lot 4 to the Point of Beginning.

Section 7. Borrowing authority to deal with disaster.—To allow the district to deal with the financial impact of the repair, replacement, or reconstruction of works of the district or other costs incurred by the district due to a "disaster," as defined in s. 252.34(1), Florida Statutes, the district is hereby authorized to borrow such funds as the district may reasonably determine are necessary to cope with the disaster. The district is also authorized to enter into a line of credit arrangement that will permit such borrowing, but funds can be drawn on the line of credit only after a state of emergency has been declared by Palm Beach County, the Governor, or the President of the United States. The district may grant as security or collateral for borrowing under this section any local, state, or federal disaster relief payments (or similar type of payments) to be received by the district or maintenance assessments levied by the district pursuant to s. 298.54, Florida Statutes, or both.

Section 3. Except as specifically provided herein, chapter 76-455, Laws of Florida; chapter 79-540, Laws of Florida; chapter 82-355, Laws of Florida; chapter 86-432, Laws of Florida; chapter 87-519, Laws of Florida; chapter 88-502, Laws of Florida; and chapter 92-259, Laws of Florida, are repealed.

Section 4. In the event any section, or provision of this act is determined to be invalid or unenforceable, such determination shall not affect the validity of or enforceability of each other section and provision of this act.

Section 5. In the event of a conflict of the provisions of this act, with the provisions of any other act, the provisions of this act shall control to the extent of such conflict.

Section 6. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Loxahatchee Groves Water Control District, Palm Beach County; codifying the district's charter, reenacting chapter 76-455, Laws of Florida, as amended; providing for date of annual landowner's meeting and election of supervisors; providing that no person may be elected as a supervisor unless timely notice has been given of his or her intent to be elected as a supervisor; providing landowners with more than 1 acre are entitled to one additional vote for any fraction of an acre greater than one-half acre when all of said landowner's acreage has been aggregated for purposes of voting; providing for who may be a hauling permit applicant; providing a mechanism to enforce existing provisions for fines for violation of hauling permit law violations; allowing citations for such violations to be issued by traffic enforcement agencies and treating such citations in the same manner as a noncriminal traffic infraction; providing that no land within the boundaries of the district, with the exception of one identified parcel, may be annexed by any municipality unless the municipality proposing to annex said land agrees to annex all of the real property comprising the district and such annexation is subject to the provisions set forth in s. 171.0413, F.S.; providing borrowing authority to deal with declared disasters; repealing all prior special acts of the Legislature relating to the Loxahatchee Groves Water Control District; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing severability; providing an effective date.

On motions by Senator Rossin, by two-thirds vote **SB 2616** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2620—A bill to be entitled An act relating to the Plantation Acres Improvement District, Broward County; amending s. 9, chapter 82-274, Laws of Florida; increasing the compensation that each supervisor shall be entitled to receive for his or her services; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **SB 2620** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

Consideration of **CS for SB 2622** was deferred.

CS for SB 2626—A bill to be entitled An act relating to Lee County; creating the City of Bonita Springs; providing for municipal boundaries and municipal powers; providing for a city-manager form of government; providing for annexation and establishing a 5-year moratorium prior to the annexation of an area into the corporate limits of the City of Bonita Springs; providing for the general powers and duties to be exercised by the city; providing for nonpartisan elections of the city council, their terms and term limits; creating council districts; providing for membership, qualifications, powers, and duties of the city council including the mayor; providing for compensation and expenses of city council members; providing circumstances resulting in vacancy in the office of city council; providing grounds for forfeiture and suspension, and for filling of vacancies in the city council; providing for meetings and keeping of records; providing for referendum election; providing for campaign spending limits; providing for appointment of officers including city manager and city attorney; providing for powers and duties of city manager; providing for code of technical regulation; providing for adoption of ordinances and resolutions to include emergency ordinances; providing for first year expenses; providing for adoption of annual budget and appropriations; providing for capital programs; providing for a debt limit on the amount of outstanding long-term liabilities; providing for referendum petitions and for recall; providing for code of ethics; providing for amendments to the city charter; providing for participation in state shared revenue and local option gas taxes; providing for initial election of city council and early assumption of duties; providing for a transitional period and for county ordinances and services during the transitional period; providing effective dates; providing for an annual financial audit; providing for severability; providing for a referendum; providing an effective date.

—was read the second time by title. On motions by Senator Saunders, by two-thirds vote **CS for SB 2626** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2628—A bill to be entitled An act relating to the Town of Davie, Broward County; providing for the calculation of the population census of the Town of Davie; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **SB 2628** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

Consideration of **CS for SB 2640** was deferred.

SB 2650—A bill to be entitled An act relating to the Cities of Deerfield Beach and Pompano Beach, Broward County; extending and enlarging the corporate limits of such cities to include specific unincorporated lands within the corporate limits of said cities; providing for a referendum; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **SB 2650** to **HB 1573**.

Pending further consideration of **SB 2650** as amended, on motion by Senator Campbell, by two-thirds vote **HB 1573** was withdrawn from the Committees on Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

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

HB 1573—A bill to be entitled An act relating to the Cities of Deerfield Beach and Pompano Beach, Broward County; extending and enlarging the corporate limits of such cities to include specific unincorporated lands within the corporate limits of said cities; providing for a referendum; providing an effective date.

—a companion measure, was substituted for **SB 2650** as amended and by two-thirds vote read the second time by title. On motions by Senator Campbell, by two-thirds vote **HB 1573** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2668—A bill to be entitled An act relating to Baker County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to Baker County Hospital District and Baker County Hospital Authority; codifying and reenacting chapter 28887, Laws of Florida, 1953, chapter 30563, Laws of Florida, 1955, chapter 59-1062, Laws of Florida, chapter 63-1108, Laws of Florida, and chapter 92-265, Laws of Florida; providing for the operation of a skilled nursing facility and outpatient medical facility; providing for directors to remain in office pending the appointment of a replacement by the Governor; establishing certain powers and responsibilities of the authority; providing for certain financial procedures of the authority; constituting the authority as an independent special district and providing for levy and collection of ad valorem taxation within the district; appropriating a portion of pari-mutuel revenues for the purposes of the authority; providing that all authority property shall be exempt from taxation of every kind; repealing section 2A, chapter 28887, Laws of Florida, 1953, as amended, relating to the building, erecting, equipping, maintaining, and operating of a geriatric center; providing for construction of the act; providing for repeal of special acts relating to the Baker County Hospital District and Baker County Hospital Authority; providing an effective date.

—was read the second time by title.

Senator Mitchell moved the following amendment which was adopted:

Amendment 1 (760488)(with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Chapter 28887, Laws of Florida, as amended, is codified, reenacted, amended, and repealed as herein provided.*

Section 2. The charter of the Baker County Hospital District and Baker County Hospital Authority are re-created and reenacted to read:

Section 1. The entire area embraced within the boundaries or limits of Baker County is declared to be and is established as a public hospital district, to be known as Baker County Hospital District, for the purpose of building, equipping, maintaining, and operating a hospital, geriatric and skilled nursing facility, and outpatient medical care facility within the county for the use and benefit of citizens and residents of Baker County and the extension, when available and feasible, of such care to patients from other and adjoining counties and states.

Section 2. There is created a public, nonprofit authority, which is designated as Baker County Hospital Authority, for the purpose of erecting, building, equipping, maintaining, and operating within the Baker County Hospital District, a hospital, geriatric and skilled nursing facility, and outpatient medical care facility; and authority is hereby given to the authority to build, erect, equip, maintain, and operate such facilities in Baker County. The authority is further authorized, when services are available without injury or deprivation to the citizens and residents of Baker County, to extend the use of such facilities to patients from adjoining and other counties and states, upon the payment of the cost of the use of such facilities. However, at all times and in all cases, preference in use and services may be given to any patient or patients who may apply who are citizens or residents of Baker County; and the purposes of such facility are hereby declared to be public purposes.

Section 3. The directors of the Baker County Hospital Authority shall consist of five appointed by the Governor for terms of 4 years, except unexpired terms in which case the appointment shall be to the end of such unexpired term only. Upon failure of any person to accept within 30 days after appointment the Governor shall make another appointment. Any director whose term has expired shall remain in office until a replacement is appointed by the Governor. Each member of the authority shall be a citizen and resident of Baker County and be of good character and reputation. No person shall be a member of the authority who is engaged in the practice of medicine or is interested directly or indirectly in any drug business or who holds any of the following offices: clerk of circuit court, sheriff, county judge, superintendent of public instruction, property appraiser, tax collector, state senator, or state representative.

Section 4. The Baker County Hospital Authority shall:

- (a) Have perpetual existence.*
- (b) Be entirely a nonprofit entity, its net earnings to be used solely for its stated purposes herein.*
- (c) May contract and be contracted with, and may sue and be sued, but the authority shall not be liable for any negligence of any of its officers, agents, or employees, including doctors and surgeons and nurses who may be engaged in work at or about the facilities and shall not be liable for any tort committed by any officer, agent, or employee of the authority.*
- (d)(1) The members of the authority shall have complete charge of all business and property of the authority, to the same extent and with the same general powers usually given to directors of a private corporation; and a majority of said members shall at any regular or called meeting constitute a quorum; and they shall have power to adopt and promulgate bylaws, and rules and regulations for the management of the authority and the operation and management of the facilities owned by the authority; to employ and discharge all persons who may be employed by the authority; and to fix their salaries; to receive and disburse for its purposes as herein authorized all moneys appropriated to and paid over to the Baker County Hospital Authority, to accept gifts, donations, and grants from the Federal Government or otherwise, for purposes of the authority, including grants of land and donations of money and other property, title to all such real and personal property shall vest in the authority and when deemed by them necessary and advisable, they may sell such property as may be donated and/or acquired and which is not needed for purposes of the authority; to employ and discharge such employees, as in their judgment may be needed for the purposes of the authority.*
- (2) The authority shall have the power to establish such reasonable charges to be made to patients or their families or to persons legally responsible for the treatment of such patients, as the authority shall determine necessary for the maintenance and operation of its facilities, and for the accomplishment of the maximum good of the people of Baker County; and the authority shall have the power to sue for and collect all amounts which may reasonably be charged to patients or others responsible for them.*

(e) The authority shall be and have all the powers of a public body corporate and politic, to establish, acquire, own, and operate its hospital, geriatric, and other facilities, to lease such facilities for operation and to delegate to said lessee such of its rights hereunder as shall be in the opinion of the authority necessary for the operation of the leased facilities; to provide health care services determined by the authority to be in the best interest of the persons utilizing such facilities and services; to do and perform any and all acts or services that may be incidental or necessary to carry out those purposes or intended to improve the physical or mental health of the persons utilizing such facilities and services; to form, contribute to, and participate in all manner of alliances and organizations involved in the delivery, marketing, sale, and payment of health care services; and to engage in any lawful act or activity in which a not-for-profit corporation providing health care services may engage under the laws of Florida, including by way of example and not limitation, the power, the exercise of which is declared to be for a public purpose:

- (1) To have perpetual existence as a body politic and corporate.*
- (2) To adopt and use, and prescribe the use of, a common seal and one or more service marks, and to alter the same at pleasure.*
- (3) To contract and enter agreements with public and private entities.*
- (4) To acquire, purchase, hold, develop, improve, modify, lease as lessee or lessor, and convey such real and personal property as the authority may deem proper or expedient to further the purposes of this act, as amended.*
- (5) To borrow money, incur indebtedness and, by resolution of the authority, to issue notes, revenue certificates, bonds, and other evidences of indebtedness payable from revenues, lease participations, or legally available funds of the authority, and to fund or refund the same, all upon such terms and conditions and containing such provisions as shall be approved by the authority.*
- (6) To borrow money and, by resolution of the authority, issue anticipation notes payable from the anticipated proceeds of bonds, notes, certificates, lease participations, revenues, grants, agreements with public or private entities, or legally available funds of the authority, and to fund or refund the same, all upon such terms and conditions and containing such provisions as shall be approved by the authority.*
- (7) To establish and authorize a medical staff to direct and control medical staff and allied health practitioners with privileges to perform professional services in the hospital and other facilities operated by the authority. The authority may establish bylaws, rules, and regulations governing the organization of such medical staff; the selection, appointment, and reappointment of such medical staff members; the selection, credentialing, and recredentialing of allied health practitioners; the disciplining or removal of medical staff members and allied health practitioners; the delimitation of medical staff and allied health privileges; the professional and administrative duties of members of the medical staff; and such other matters as the authority may address so that the health and well-being of patients and the best interests of the hospital and other facilities authorized pursuant to this act may at all times be served.*
- (8) To enter into arrangements with other public or private hospitals or entities to provide for the cooperative sharing of facilities and other resources, as well as to provide for the merger or consolidation of hospitals or facilities into the authority's facilities, in order to improve the quality of patient care in Baker County and neighboring counties, achieve higher utilization of resources, improve cost control measures, avoid unnecessary duplication of resources within those counties, and help make it possible for residents of those counties to obtain and afford the benefits of technological and scientific improvements in hospital care and services.*
- (9) To engage in, and pay from its funds those expenses of the type normally incurred in, the establishment, acquisition, operation, repair, maintenance, expansion, and diversification of an integrated system for the delivery of physical, emotional, mental or other health care services, consisting of, without limitation, hospitals, clinics, health maintenance organizations, ambulatory care facilities, nursing homes and congregate and assisted living facilities, home health providers, hospice facilities, managed care organizations and facilities, other alternative delivery systems now or hereafter conceived, self-insurance and risk-retention programs, captive insurance companies and support organizations, and or-*

ganizations and facilities intended to prevent sickness, injury, or disease or promote a healthy lifestyle.

(10) To provide either independently or in cooperation with other public or private agencies, an appropriate location or locations for the delivery of quality hospital care and related services and treatment to patients who are determined according to criteria established or approved by the authority to be medically indigent. The authority may establish policies providing at reduced or no charge for the treatment of those patients who, after reasonable inquiry, are found by the hospital management to be without the means to pay in full. The authority may, from time to time, establish guidelines for the hospital management in making such inquiry and determinations. The authority may collect from patients who are found to have the means to pay such charges as the authority may, in its sole discretion, from time to time establish.

(11) To do all things which are customarily done by other hospitals, public or private, similarly situated, and which will further the purposes of this act.

(12) To exercise all implied powers necessary to further the purposes of this act, which implied powers, although not named, are expressly granted.

The express examples of powers enumerated herein shall not be construed to limit or preclude the exercise of any other power, express or implied.

Section 5. (a) The members of the authority shall give a bond for the faithful handling and accounting of all money received by them, from whatever source, for the authority, and for the lawful disbursement thereof, in a sum or sums sufficient to indemnify the authority against all losses, such bond or bonds to be made payable to the authority, and the premiums for said bonds to be paid as an authority expense.

(b) Funds of the authority may be paid out only upon drafts, checks, or warrants signed by persons duly authorized by the authority to execute such instruments for purposes consistent with this act. The authority may authorize the use of facsimile signatures under conditions specified by the authority. All funds of the authority shall be deposited in banks which are qualified under state law to accept deposits of public funds. The authority may deposit or invest its surplus funds in interest-bearing accounts, instruments, or securities, to the fullest extent permitted by general law.

Section 6. The members shall serve the authority without compensation, but shall be reimbursed for their reasonable and necessary expenses incurred in attending to the affairs and business of the authority.

Section 7. (a) The authority shall be and remain an independent special district with the power to levy up to but not in excess of 5 mills of ad valorem taxation per year on all taxable real and personal property located within the boundaries of the Baker County Hospital District.

(b) It shall be the duty of the property appraiser of Baker County to make such assessment and the duty of the tax collector to collect such assessment imposed by the authority when made; and the money collected from such tax shall be paid over monthly to the authority.

(c) It shall be the duty of the authority to prepare a budget and to determine not later than such date of each year as shall enable the county tax collector to perform his or her statutory duties the amount of millage, not exceeding 5 mills, needed and required to be levied for the next ensuing fiscal year for the "Hospital Tax"; and it shall be the duty of all Baker County officials to cooperate with the authority in making available data on which such budget may be made.

Section 8. For the purpose of carrying out the provisions of this act there is hereby appropriated to the authority, the sum of the first \$25,000, or any part thereof, of any and all pari-mutuel revenues in excess of \$33,000 annually that may be received by Baker County under the provisions of chapter 550, Florida Statutes, to be used for the purposes of the authority.

Section 9. The members of the authority may elect one of their members as chair of the authority, and the chair shall exercise such powers with respect to the affairs of the authority as may be given him or her by a duly adopted resolution of the authority. The authority may establish such other officers as deemed necessary from time to time by the authority.

Section 10. All property which may be acquired or owned by the authority shall be exempt from taxation of every kind.

Section 11. The Legislature intends that the provisions of this act shall be liberally construed in order to accomplish the remedial purposes of this act which are to give the authority a reasonable opportunity to manage and develop a hospital or hospitals and other facilities in an increasingly competitive and rapidly changing marketplace in order to provide quality and comprehensive health care for the residents of Baker County. Where strict construction of this act would result in the defeat of the accomplishment of any of the purposes of this act, and a liberal construction would permit or assist in the accomplishment thereof, the liberal construction shall be chosen.

Section 12. Nothing contained herein shall be deemed to impair the contractual obligation of the authority under any existing lease agreement or contract or to impose any additional obligation on any such contracting party.

Section 13. If any part, section, paragraph or provision of this act should be held unconstitutional, it shall not affect the constitutionality of the remainder of this act.

Section 3. Except as specifically reenacted herein, chapter 25679, Laws of Florida, 1949, chapter 28887, Laws of Florida, 1953, chapter 30563, Laws of Florida, 1955, chapter 59-1062, Laws of Florida, chapter 63-1108, Laws of Florida, and chapter 92-265, Laws of Florida, are repealed.

Section 4. In the event any section, or provision of this act is determined to be invalid or unenforceable, such determination shall not affect the validity of or enforceability of each other section and provision of this act.

Section 5. In the event of a conflict of the provisions of this act, with the provisions of any other act, the provisions of this act shall control to the extent of such conflict.

Section 6. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Baker County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to Baker County Hospital District and Baker County Hospital Authority; codifying and reenacting chapter 28887, Laws of Florida, 1953, chapter 30563, Laws of Florida, 1955, chapter 59-1062, Laws of Florida, chapter 63-1108, Laws of Florida, and chapter 92-265, Laws of Florida; providing for the operation of a skilled nursing facility and outpatient medical facility; providing for directors to remain in office pending the appointment of a replacement by the Governor; establishing certain powers and responsibilities of the authority; providing for certain financial procedures of the authority; constituting the authority as an independent special district and providing for levy and collection of ad valorem taxation within the district; appropriating a portion of pari-mutuel revenues for the purposes of the authority; providing that all authority property shall be exempt from taxation of every kind; repealing section 2A, chapter 28887, Laws of Florida, 1953, as amended, relating to the building, erecting, equipping, maintaining, and operating of a geriatric center; providing for construction of the act; providing for repeal of special acts relating to the Baker County Hospital District and Baker County Hospital Authority; providing an effective date.

On motions by Senator Mitchell, by two-thirds vote **SB 2668** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Clary	Gutman	Latvala
Bronson	Cowin	Hargrett	Laurent
Brown-Waite	Dawson-White	Holzendorf	Lee
Burt	Diaz-Balart	Horne	McKay
Campbell	Dyer	King	Meek
Carlton	Forman	Kirkpatrick	Mitchell
Casas	Geller	Klein	Myers
Childers	Grant	Kurth	Rossin

Saunders Sebesta Sullivan Webster
 Scott Silver Thomas
 Nays—None

Saunders Sebesta Sullivan Webster
 Scott Silver Thomas
 Nays—None

Consideration of **SB 2670** was deferred.

Consideration of **SB 2680** was deferred.

SB 2672—A bill to be entitled An act relating to the Hillsboro Inlet District, Broward County; combining and codifying chapter 96-541, Laws of Florida, chapter 94-454, Laws of Florida, chapter 83-381, Laws of Florida, chapter 75-351, Laws of Florida, chapter 73-422, Laws of Florida, chapter 63-1178, Laws of Florida, chapter 61-1966, Laws of Florida, and chapter 57-1183, Laws of Florida, which created and incorporated a special taxing district in Broward County, known as the Hillsboro Inlet and Maintenance District; repealing all prior special acts of the Legislature relating to the Hillsboro Inlet District; providing for an amendment to the charter section titled "Prevention of Erosion of City of Pompano Beach Area," previously codified under chapter 75-351, Laws of Florida, to allow the district to perform erosion prevention activities to the extent possible with existing district equipment and littoral sands pursuant to part I of ch. 161, F.S.; providing that this act shall take precedence over any conflicting law to the extent of such conflict; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **SB 2672** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SB 2678—A bill to be entitled An act relating to Lee County; amending ch. 74-522, Laws of Florida, as amended; redesignating the Lee County Sheriff's Department as the Lee County Sheriff's Office; revising qualifications for membership on the civil service board; revising the date for electing board members; deleting certain limitations for classification as members of the civil service; revising requirements for demotions in rank following the election of a new sheriff; deleting provisions authorizing a specified amount of annual leave for certain employees; deleting certain restrictions on the age at which an applicant may be employed as a deputy sheriff; deleting certain restrictions on the employment of persons with a medical discharge; revising requirements for the posting of notices of employment; clarifying provisions authorizing political activities during off-duty hours; providing an effective date.

—was read the second time by title. On motions by Senator Saunders, by two-thirds vote **SB 2678** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Clary	Gutman	Latvala
Bronson	Cowin	Hargrett	Laurent
Brown-Waite	Dawson-White	Holzendorf	Lee
Burt	Diaz-Balart	Horne	McKay
Campbell	Dyer	King	Meek
Carlton	Forman	Kirkpatrick	Mitchell
Casas	Geller	Klein	Myers
Childers	Grant	Kurth	Rossin

SB 2688—A bill to be entitled An act relating to Broward County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to Old Plantation Water Control District, a special tax district in Broward County; providing legislative intent, and codifying and reenacting provisions of chapter 24416, Laws of Florida, 1947, chapter 25710, Laws of Florida, 1949, chapter 27425, Laws of Florida, 1951, chapter 28936, Laws of Florida, 1953, chapter 30638, Laws of Florida, 1955, chapter 59-1146, Laws of Florida, and chapter 88-468, Laws of Florida; providing for the ratification, restatement and approval of the district formation; providing the status and boundaries of the district; providing for the applicability of chapters 170, 189, 197, and 298, F.S., and other general laws; providing for a district charter; providing for compensation of board members; providing for repeal of all prior special acts related to Old Plantation Water Control District; providing an effective date.

—was read the second time by title. On motions by Senator Campbell, by two-thirds vote **SB 2688** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

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

SB 2706—A bill to be entitled An act relating to Okaloosa County and the Mid-Bay Bridge Authority; codifying chapter 86-465, Laws of Florida, as amended; providing additional powers; repealing all prior special acts relating to the Mid-Bay Bridge Authority; providing an effective date.

—was read the second time by title.

Senator Clary moved the following amendment which was adopted:

Amendment 1 (663240)—On page 1, between lines 28 and 29, insert:

Section 2. Boundaries.—The boundaries of the authority are the boundaries of Okaloosa County, as described in section 7.46, Florida Statutes.

(Redesignate subsequent sections.)

On motions by Senator Clary, by two-thirds vote **SB 2706** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Casas	Dyer	Holzendorf
Bronson	Childers	Forman	Horne
Brown-Waite	Clary	Geller	King
Burt	Cowin	Grant	Kirkpatrick
Campbell	Dawson-White	Gutman	Klein
Carlton	Diaz-Balart	Hargrett	Kurth

Latvala	Meek	Saunders	Sullivan
Laurent	Mitchell	Scott	Thomas
Lee	Myers	Sebesta	Webster
McKay	Rossin	Silver	

Nays—None

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

SB 2708—A bill to be entitled An act relating to Devil's Garden Water Control District, created under the provisions of chapter 298, Florida Statutes; deleting lands from the boundaries of the district located in Hendry County; providing for the equal assessment of benefits for all lands in the district; providing an effective date.

—was read the second time by title. On motions by Senator Geller, by two-thirds vote **SB 2708** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Gutman	Lee	Sullivan
Childers	Hargrett	McKay	Thomas
Clary	Holzendorf	Meek	Webster
Cowin	Horne	Mitchell	

Nays—None

SPECIAL ORDER CALENDAR

TRUST FUND BILLS

Consideration of **CS for SB 1648**, **CS for SB 1650**, **SB 1658**, **SB 1660**, **SB 1670**, **SB 1736**, **SB 1738**, **CS for SB 1954**, **CS for SB 1734**, **CS for SB 1960**, **CS for SB 1962**, **CS for SB 1964**, **CS for SB 1966**, **CS for SB 1968**, **SB 1970**, **SB 1972**, **SB 2074** and **CS for SB's 2422 and 1952** was deferred.

GENERAL BILLS

Consideration of **SB 16** was deferred.

On motion by Senator Brown-Waite, the Senate resumed consideration of—

CS for CS for SB's 834, 1140 and 1612—A bill to be entitled An act relating to nursing home facilities; creating s. 400.0078, F.S.; requiring the Office of State Long-Term Care Ombudsman to establish a statewide toll-free telephone number; amending s. 400.022, F.S.; providing immediate access to residents for representatives of the Office of the Attorney General; creating s. 400.0225, F.S.; directing the Agency for Health Care Administration to contract for consumer satisfaction surveys for nursing home residents; providing procedures and requirements for use of such surveys; amending s. 400.0255, F.S.; defining terms relating to facility decisions to transfer or discharge a resident; providing procedures, requirements, and limitations; requiring notice to the agency under certain circumstances; providing for review of a notice of discharge or transfer by the district long-term care ombudsman, upon request; specifying timeframes; amending s. 400.071, F.S.; providing additional requirements for licensure and renewal; providing a certificate-of-need preference for Gold Seal licensees; creating s. 400.118, F.S.; directing the agency to establish a quality assurance early warning system; providing for quality-of-care monitoring; providing duties of monitors; excluding certain information from discovery or introduction in evidence in civil or administrative actions; providing for rapid response teams; amending s. 400.121, F.S.; authorizing the agency to require certain facilities to increase staffing; authorizing such facilities to request an expedited interim rate increase; providing a penalty; amending s. 400.141, F.S.;

providing requirements for appointment of a medical director; providing for resident use of a community pharmacy and for certain repackaging of prescription medication; providing for immunity from liability in the administration of repackaged medication; revising conditions for encouraging facilities to provide other needed services; requiring public display of certain assistance information; authorizing Gold Seal facilities to develop programs to provide certified nursing assistant training; amending s. 400.162, F.S.; revising procedures and policies regarding the safe-keeping of residents' property; amending s. 400.19, F.S., relating to the agency's right of entry and inspection; providing a time period for investigation of certain complaints; amending s. 400.191, F.S.; revising requirements for provision of information to the public by the agency; amending s. 400.215, F.S.; providing for nursing home employees to work on a probationary basis upon meeting certain minimal screening requirements; authorizing certain employers direct access to databases for employment screening; requiring notification within a specified time of approval or denial of a request for an exemption from employment disqualification; amending s. 400.23, F.S.; abolishing the Nursing Home Advisory Committee; revising the system for evaluating facility compliance with licensure requirements; eliminating ratings and providing for standard or conditional licensure status; directing the agency to adopt rules to provide minimum staffing requirements for nursing homes and to allow certain staff to assist residents with eating; increasing the maximum penalty for all classes of deficiencies; creating s. 400.235, F.S.; providing for development of a Gold Seal Program for recognition of facilities demonstrating excellence in long-term care; establishing a Panel on Excellence in Long-Term Care under the Executive Office of the Governor; providing membership; providing program criteria; providing for duties of the panel and the Governor; providing for agency rules; providing for biennial relicensure of Gold Seal Program facilities, under certain conditions; amending s. 400.241, F.S.; making it unlawful to warn a nursing home of an unannounced inspection; amending s. 408.035, F.S.; providing certificate-of-need review criteria for Gold Seal facilities; creating s. 408.909, F.S.; requiring that the Agency for Health Care Administration implement a pilot project for establishing teaching nursing homes; specifying requirements for a nursing home facility to be designated as a teaching nursing home; requiring that the agency develop additional criteria; authorizing a teaching nursing home to be affiliated with a medical school within the State University System; providing for annual appropriations to a teaching nursing home; providing certain limitations on the expenditure of funds by a teaching nursing home; amending s. 468.1755, F.S.; providing for disciplinary action against a nursing home administrator who authorizes discharge or transfer of a resident for a reason other than provided by law; amending ss. 394.4625, 400.063, and 468.1756, F.S.; conforming cross-references; reenacting ss. 468.1695(3) and 468.1735, F.S.; incorporating the amendment to s. 468.1755, F.S., in references thereto; providing for funding for recruitment of qualified nursing facility staff; creating a panel on Medicaid reimbursement; providing membership and duties; requiring reports; providing for expiration; requiring a study of factors affecting recruitment, training, employment, and retention of qualified certified nursing assistants; requiring a report; repealing s. 400.29, F.S., relating to an agency annual report of nursing home facilities; providing an appropriation; providing effective dates.

—which was previously considered April 8. Consideration of pending **Amendment 3** by Senator Bronson was deferred.

Senator Thomas moved the following amendment which was adopted:

Amendment 4 (485758)—On page 18, line 29, after the period (.) insert: *A pharmacist who repackages and relabels prescription medication, as authorized under this subsection, may charge a reasonable fee for costs resulting from the implementation of this provision.*

Senator Clary moved the following amendment which was adopted:

Amendment 5 (100260)—On page 45, delete lines 11-13 and insert: *review. The agency is further authorized to collect its actual costs on all subsequent portions of the review and construction inspections. Initial fee payment shall accompany the initial submission of plans and specifications. Any subsequent*

Senators Dawson-White and Holzendorf offered the following amendment which was moved by Senator Holzendorf:

Amendment 6 (242030)(with title amendment)—On page 63, between lines 18 and 19, insert:

Section 31. *This act shall comply with sections 112.3189 and 48.102, Florida Statutes.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 30, after the semicolon (;) insert: requiring the act to comply with ss. 112.3189, 48.102, F.S.;

Senators Dawson-White and Holzendorf offered the following amendment to **Amendment 6** which was moved by Senator Holzendorf and adopted:

Amendment 6A (163570)—On page 1, delete line 19 and insert: *112.3189 and 448.102, Florida Statutes.*

Amendment 6 as amended was adopted.

Senator Carlton moved the following amendment which was adopted:

Amendment 7 (612628)(with title amendment)—On page 63, between lines 3 and 4, insert:

Section 30. Paragraphs (i) and (j) of subsection (1) of section 430.502, Florida Statutes, 1998 Supplement, are amended and paragraph (k) is added to said subsection, to read:

430.502 Alzheimer's disease; memory disorder clinics and day care and respite care programs.—

(1) There is established:

(i) A memory disorder clinic at the Tallahassee Memorial Regional Medical Center; ~~and~~

(j) A memory disorder clinic at Lee Memorial Hospital created by chapter 63-1552, Laws of Florida, as amended; *and*,

(k) *A memory disorder clinic at Sarasota Memorial Hospital in Sarasota County,*

for the purpose of conducting research and training in a diagnostic and therapeutic setting for persons suffering from Alzheimer's disease and related memory disorders. However, memory disorder clinics funded as of June 30, 1995, shall not receive decreased funding due solely to subsequent additions of memory disorder clinics in this subsection.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 29, following the semicolon (;) insert: amending s. 430.502, F.S.; establishing an additional Alzheimer's disease memory disorder clinic;

Senators Bronson and Meek offered the following substitute amendment for pending **Amendment 3** which was moved by Senator Meek and adopted:

Amendment 8 (744956)—On page 58, delete line 16 and insert: *industry, consumer advocates, persons employed by nursing homes as licensed nurses and certified nursing assistants, the Department of Health, the*

Pursuant to Rule 4.19, **CS for CS for SB's 834, 1140 and 1612** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Burt—

SB 1084—A bill to be entitled An act relating to children in need of services; amending s. 984.225, F.S., relating to powers of disposition; amending the requirements for placing a child in a staff-secure shelter; correcting cross-references; amending s. 984.226, F.S.; amending the judicial circuits included in a physically-secure-shelter pilot project; providing for waiver of the right to counsel in prescribed circumstances; amending the criteria for placement of a child in a physically secure shelter; providing time limits for placement in a physically secure shelter; providing for judicial review of the status of a child who is placed in

a physically secure shelter; providing for referral of a child to the Department of Children and Family Services for dependency or mental health services; directing the Juvenile Justice Accountability Board to submit an implementation report and an evaluation report to the Legislature; requiring the Department of Juvenile Justice to submit proposed legislation and an implementation report; providing an effective date.

—was read the second time by title.

The Committee on Children and Families recommended the following amendments which were moved by Senator Burt and adopted:

Amendment 1 (373742)—On page 3, line 21, delete "within" and insert: *to serve within*

Amendment 2 (590418)—On page 3, lines 21 and 22, delete "*the Third, Fourth, Fifth, Seventh, and Eighth Judicial Circuits*" and insert: *the Fourth, Fifth, Seventh, Eighth, Ninth, and Eighteenth Judicial Circuits*

Amendment 3 (845478)—On page 3, line 28, delete "*Third, Fourth, Fifth, Seventh, and Eighth Judicial Circuits*" and insert: *Fourth, Fifth, Seventh, Eighth, Ninth, or Eighteenth Judicial Circuit*

Amendment 4 (283864)—On page 4, line 31, delete "s. 985.216." and insert: *s. 984.09. s. ~~985.216~~*

Amendment 5 (704570)—On page 7, line 26, delete "*April 30*" and insert: *August 1*

Pursuant to Rule 4.19, **SB 1084** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1902—A bill to be entitled An act relating to the Department of Children and Family Services; providing for waiver of specified provisions of s. 20.19, F.S.; directing the department to consult with the Executive Office of the Governor in implementing waiver authority; requiring a report; requiring a comprehensive reorganization plan; specifying that other statutory responsibilities or related rules are not impaired; providing an effective date.

—was read the second time by title.

Senator McKay moved the following amendment which was adopted:

Amendment 1 (645190)(with title amendment)—On page 2, line 22, delete "*August 1, 1999*" and insert: *thirty days after this bill becomes law. The department shall submit status reports on a monthly basis through December 1999.*

And the title is amended as follows:

On page 1, line 8, before the semicolon (;) insert: *and monthly status reports*

Senator McKay moved the following amendment:

Amendment 2 (753384)(with title amendment)—On page 3, between lines 9 and 10, insert:

Section 2. *The Department of Children and Family Services and the Department of Juvenile Justice, in consultation with the Office of the State Courts Administrator, shall develop a proposed plan to realign the districts of each department so that the district boundaries are consistent with the boundaries of the judicial circuits. In the proposed plan, the boundaries of the districts of the Department of Children and Family Services and the boundaries of the districts of the Department of Juvenile Justice must continue to be identical. The plan may not propose more than 15 districts for each department and must include, as at least one alternative, a proposal for fewer than 15 districts. The proposed plan must be submitted to the President of the Senate and the Speaker of the House of Representatives by December 1, 1999.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 11, after the semicolon (;) insert: requiring the Department of Children and Family Services and the Department of Juve-

nile Justice to develop and submit to the Legislature a proposed plan to realign the boundaries of the districts of those departments;

On motion by Senator Clary, further consideration of **CS for SB 1902** with pending **Amendment 2** was deferred.

On motion by Senator Cowin—

CS for CS for SB 338—A bill to be entitled An act relating to the protection of children; creating the “Kayla McKean Child Protection Act”; providing legislative intent; amending s. 39.01, F.S.; redefining the term “harm” for purposes of ch. 39, F.S., to include the act of placing a child with another person to avoid or impede a protective investigation; redefining the term “participant” to include providers when designated by the court; amending s. 39.201, F.S.; requiring that a judge report known or suspected child abuse; requiring that the Department of Children and Family Services accept certain reports of child abuse for investigation; providing additional requirements for the department with respect to recording calls on the central abuse hotline; requiring that the department’s quality assurance program review reports made to the hotline which involve a specified number of reports on a single child; amending s. 39.202, F.S.; providing for certain persons who report child abuse to request a summary of the investigation; amending s. 39.205, F.S.; increasing the penalties imposed for failing to report child abuse or preventing the reporting of child abuse, unless the court finds the offender is a victim of domestic violence; amending s. 39.301, F.S.; requiring notification of the appropriate law enforcement agency of reports provided to the department’s district staff; requiring review; requiring criminal investigation, if warranted; requiring that the department maintain certain information on child abuse investigations; providing requirements for assigning multidisciplinary staff to an investigation; requiring that the department adopt rules governing the completion of investigatory activities; revising requirements for conducting risk assessments and onsite child protective investigations; authorizing the department to conduct unannounced visits and interviews; requiring that the department adopt rules specifying criteria under which a child is taken into custody, that a petition be filed with the court, or that an administrative review be held; requiring documentation; requiring that law enforcement agencies participating in an investigation take photographs of the child’s living environment which shall be part of the investigative file; requiring certain training; amending s. 39.302, F.S.; authorizing the department to conduct unannounced visits when conducting an investigation; requiring that the department conduct certain onsite visits; amending s. 39.303, F.S.; providing for a child protection team to include a representative of the school district; providing for medical evaluations in certain cases of child abuse, and neglect; specifying additional conditions that must be evaluated by the child protection team; amending s. 39.304, F.S.; requiring that photographs be taken of visible trauma on a child which shall be part of the investigative file; amending s. 39.306, F.S.; specifying local criminal history information that a law enforcement entity is authorized to share; amending s. 39.402, F.S.; authorizing the court to order that a child remain in the department’s custody for an additional period in order for the court to determine risk to the child; requiring that the department provide certain information to the court at the shelter hearing; creating s. 383.402, F.S.; creating the State Child Abuse Death Review Committee; providing for membership of the committee; specifying the duties of the committee; providing for terms of office; providing for members of the committee to be reimbursed for expenses; providing for counties to establish local child abuse death review committees; providing for membership and duties; authorizing the review committees to have access to information pertaining to the death of a child; authorizing providers to charge a specified fee; authorizing the State Child Abuse Death Review Committee to issue subpoenas; requiring the Department of Health to administer the funds appropriated to operate the review committees; requiring that the Department of Children and Family Services appoint a child abuse death review coordinator in each district; amending s. 409.1671, F.S.; requiring a case-transfer process; requiring that private providers furnish status reports to the Department of Children and Family Services; prohibiting a provider from discontinuing services without the department’s written notification; requiring that contracts between the department and community-based agencies include provisions for dispute resolution; amending s. 777.03, F.S.; providing that certain actions to assist an offender who has committed child abuse, child neglect, or the manslaughter or murder of a child under a specified age constitute acting as an accessory after the fact; amending s. 827.03, F.S.; increasing the penalties imposed

for the offense of aggravated child abuse; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; amending s. 934.03, F.S.; authorizing the central abuse hotline to record incoming wire communications; amending s. 39.823, F.S., relating to guardian advocates for newborns; conforming a cross-reference to changes made by the act; requiring the Department of Health to develop a plan for county child protection teams; requiring the Department of Children and Family Services to contract with an independent entity to evaluate the central abuse hotline; providing appropriations; providing that certain full-time positions within the Department of Children and Family Services are not subject to position-lapse adjustments in the General Appropriations Act or in agency operation budgets; providing for an analysis and report by the Office of Program Policy Analysis and Government Accountability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 338** was placed on the calendar of Bills on Third Reading.

TRUST FUND BILLS

CS for SB 1648—A bill to be entitled An act creating the Juvenile Welfare Trust Fund; providing its purposes; providing for future repeal and review; providing an effective date.

—was read the second time by title. On motions by Senator Laurent, by two-thirds vote **CS for SB 1648** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

CS for SB 1650—A bill to be entitled An act creating the Juvenile Care and Maintenance Trust Fund; providing its purposes; providing for future repeal and review; providing an effective date.

—was read the second time by title. On motions by Senator Laurent, by two-thirds vote **CS for SB 1650** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

On motion by Senator Casas, by two-thirds vote **HB 1235** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Casas—

HB 1235—A bill to be entitled An act relating to trust funds; re-creating the Education and General Student and Other Fees Trust Fund within the Department of Education without modification and placing it on the standard review cycle; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—a companion measure, was substituted for **SB 1658** and read the second time by title. On motions by Senator Casas, by two-thirds vote **HB 1235** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

On motion by Senator Casas, by two-thirds vote **HB 1233** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Casas—

HB 1233—A bill to be entitled An act relating to trust funds; re-creating the University of Florida Health Center Operations and Maintenance Trust Fund within the Department of Education without modification and placing it on the standard review cycle; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—a companion measure, was substituted for **SB 1660** and read the second time by title. On motions by Senator Casas, by two-thirds vote **HB 1233** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

SB 1670—A bill to be entitled An act creating the Student Loan Operating Trust Fund within the Department of Education; creating the trust fund, specifying its uses, and providing for its exemption from the termination requirements of the State Constitution; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 1670** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Brown-Waite	Campbell	Casas
Bronson	Burt	Carlton	Childers

Clary	Gutman	Kurth	Rossin
Cowin	Hargrett	Latvala	Saunders
Dawson-White	Holzendorf	Laurent	Scott
Diaz-Balart	Horne	Lee	Sebesta
Dyer	Jones	McKay	Silver
Forman	King	Meek	Sullivan
Geller	Kirkpatrick	Mitchell	Thomas
Grant	Klein	Myers	Webster

Nays—None

On motion by Senator Casas, by two-thirds vote **HB 1231** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Casas—

HB 1231—A bill to be entitled An act relating to trust funds; re-creating the State Student Financial Assistance Trust Fund within the Department of Education without modification and placing it on the standard review cycle; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—a companion measure, was substituted for **SB 1736** and read the second time by title. On motions by Senator Casas, by two-thirds vote **HB 1231** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

On motion by Senator Casas, by two-thirds vote **HB 1403** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Casas—

HB 1403—A bill to be entitled An act relating to trust funds; re-creating the Child Support Incentive Trust Fund within the Department of Revenue without modification and placing it on the standard review cycle; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—a companion measure, was substituted for **SB 1738** and read the second time by title. On motions by Senator Casas, by two-thirds vote **HB 1403** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

SB 1970—A bill to be entitled An act relating to trust funds; re-creating the Brownfield Property Ownership Clearance Assistance Revolving Loan Trust Fund within the Office of Tourism, Trade, and Economic Development in the Executive Office of the Governor without modification and placing it on the standard review cycle; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 1970** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

SB 1972—A bill to be entitled An act relating to trust funds; re-creating the Florida Organ and Tissue Donor Education and Procurement Trust Fund within the Agency for Health Care Administration without modification; carrying forward current balances and continuing current sources and uses thereof; repealing s. 2, ch. 95-316, Laws of Florida; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 1972** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Dawson-White	Jones	Mitchell
Bronson	Diaz-Balart	King	Myers
Brown-Waite	Dyer	Kirkpatrick	Rossin
Burt	Forman	Klein	Saunders
Campbell	Geller	Kurth	Scott
Carlton	Grant	Latvala	Sebesta
Casas	Gutman	Laurent	Silver
Childers	Hargrett	Lee	Sullivan
Clary	Holzendorf	McKay	Thomas
Cowin	Horne	Meek	Webster

Nays—None

SB 2074—A bill to be entitled An act relating to the Public Access Data System Trust Fund; amending s. 15.09, F.S.; authorizing the use of funds in the Public Access Data Systems Trust Fund for operations of the Department of State; deleting provisions limiting use of such funds; providing an effective date.

—was read the second time by title. On motions by Senator Casas, by two-thirds vote **SB 2074** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Casas	Dyer	Holzendorf
Bronson	Childers	Forman	Horne
Brown-Waite	Clary	Geller	Jones
Burt	Cowin	Grant	King
Campbell	Dawson-White	Gutman	Kirkpatrick
Carlton	Diaz-Balart	Hargrett	Klein

Kurth	McKay	Rossin	Silver
Latvala	Meek	Saunders	Sullivan
Laurent	Mitchell	Scott	Thomas
Lee	Myers	Sebesta	Webster

Nays—None

LOCAL BILL CALENDAR, continued

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

HB 1629—A bill to be entitled An act relating to Monroe County; amending chapter 69-1191, Laws of Florida, as amended; revising provisions relating to the Utility Board of the City of Key West; providing an effective date.

—was read the second time by title. On motions by Senator Jones, by two-thirds vote **HB 1629** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Hargrett	Lee	Sullivan
Childers	Holzendorf	McKay	Thomas
Clary	Horne	Meek	Webster
Cowin	Jones	Mitchell	

Nays—None

CS for SB 2622—A bill to be entitled An act relating to Monroe County; creating the City of Marathon; providing legislative intent; providing municipal boundaries and municipal powers; providing a council-manager form of government; providing for election of a city council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing for payment of expenses; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, distribution, and recording of technical codes; providing a limitation upon employment of council members; providing that certain interference with city employees shall constitute malfeasance in office; providing penalties; establishing the fiscal year; providing for adoption of annual budget and appropriation; providing for appropriations amendments; providing limitations; providing for appointment of charter officers, including a city manager and city attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing for initiatives and referenda; providing the city a transition schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and local development regulations; providing for accelerated entitlement to state shared revenues; providing for gas tax revenue; providing for transition agreement between Monroe County and the City of Marathon; providing land descriptions of the city; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a referendum approval; providing effective dates.

—was read the second time by title.

Senator Jones moved the following amendments which were adopted:

Amendment 1 (093548)(with title amendment)—On page 26, between lines 4 and 5, insert:

(3) *INFRASTRUCTURE SURTAX REVENUES.*—*The City of Marathon shall be entitled to receive infrastructure surtax revenues beginning on April 1, 2000.*

And the title is amended as follows:

On page 2, line 14, after the semicolon (;) insert: providing for the City of Marathon to receive infrastructure surtax revenues;

Amendment 2 (725892)—On page 24, delete lines 18 and 19 and insert: *Florida Statutes, is waived through the state fiscal year 2001-2002, and the apportionment factors for the*

Amendment 3 (205758)—On page 24, delete lines 30 and 31 and insert: *gas tax revenues beginning on April 1, 2000.*

On motions by Senator Jones, by two-thirds vote **CS for SB 2622** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Hargrett	Lee	Sullivan
Childers	Holzendorf	McKay	Thomas
Clary	Horne	Meek	Webster
Cowin	Jones	Mitchell	

Nays—None

CS for SB 2640—A bill to be entitled An act relating to Monroe County; creating the Village of Key Largo; providing legislative findings and intent; providing municipal boundaries and municipal powers; providing a council-manager form of government; providing for election of a village council; providing for membership, qualifications, terms, powers, and duties of its members, including the mayor; providing for a vice mayor; providing for compensation and expenses; providing general powers and duties; providing circumstances resulting in vacancy in office; providing grounds for forfeiture and suspension; providing for filling of vacancies; providing for meetings; providing for keeping of records; providing for adoption, distribution, and recording of technical codes; providing a limitation upon employment of council members; providing that certain interference with village employees shall constitute malfeasance in office; establishing the fiscal year; providing for adoption of annual budget and appropriation; providing amendments for supplemental, reduction, and transfer of appropriations; providing limitations; providing for appointment of charter officers, including a village manager and village attorney; providing for removal, compensation, and filling of vacancies; providing qualifications, powers, and duties; providing for nonpartisan elections and for matters relative thereto; providing for recall; providing for initiatives and referenda; providing the village a transitional schedule and procedures for first election; providing for first-year expenses; providing for adoption of transitional ordinances, resolutions, comprehensive plan, and local development regulations; providing for accelerated entitlement to state-shared revenues; providing for gas tax revenue; providing for a transition agreement between Monroe County and the Village of Key Largo; providing land descriptions of the village; providing for future amendments of the charter; providing for standards of conduct in office; providing for severability; providing for a referendum; providing effective dates.

—was read the second time by title.

Senator Jones moved the following amendments which were adopted:

Amendment 1 (931002)—On page 12, line 22, delete “and 1 day”

Amendment 2 (915782)—On page 17, delete lines 6 and 7 and insert:

Section 5.06 Bond of village manager/village clerk.—The village council may provide by ordinance for the village manager/village clerk to

Amendment 3 (692688)—On page 30, line 28; and on page 31, line 11, delete “1999” and insert: 2000

Amendment 4 (172498)—On page 33, delete line 29 and insert: *be waived through the state fiscal year 2001-2002, and the*

Amendment 5 (255346)—On page 34, delete lines 10 and 11 and insert: *receive local option gas tax revenues beginning on March 1, 2000.*

Amendment 6 (542052)(with title amendment)—On page 34, between lines 11 and 12, insert:

Section 12.03 Infrastructure surtax revenues.—The Village of Key Largo shall be entitled to receive infrastructure surtax revenues beginning on March 1, 2000.

And the title is amended as follows:

On page 2, line 16, after the first semicolon (;) insert: providing for the Village of Key Largo to receive infrastructure surtax revenues;

On motions by Senator Jones, by two-thirds vote **CS for SB 2640** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Hargrett	Lee	Sullivan
Childers	Holzendorf	McKay	Thomas
Clary	Horne	Meek	Webster
Cowin	Jones	Mitchell	

Nays—None

MOTION

On motion by Senator McKay, the rules were waived and time of recess was extended until completion of the Local Bill Calendar and **CS for SB 1902**.

SB 2670—A bill to be entitled An act relating to Citrus County Mosquito Control District; codifying the district charter; re-creating the district as an independent special district; providing for a board of commissioners; providing for elections; providing boundaries; providing for construction; providing for severability; providing an effective date.

—was read the second time by title.

Senator Mitchell moved the following amendment:

Amendment 1 (862010)(with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Chapter 61-1997, Laws of Florida, as amended, is codified, reenacted, amended, and repealed as herein provided.

Section 2. The Citrus County Mosquito Control District is re-created and reenacted to read:

Section 1. Creation and intent.—Upon this act becoming law, the creation of Citrus County Mosquito Control District as an independent special district pursuant to chapter 390, Florida Statutes, shall be ratified and confirmed. It is further the intent of the Legislature in enacting this law to provide a single, codified, comprehensive special act charter for the district in accordance with section 189.429, Florida Statutes. The district shall operate pursuant to this special act and the provisions of chapter 388, Florida Statutes, as it may be amended from time to time, and all other general laws applicable to independent special districts. It is the intent of this act to preserve all existing district authority as it may be modified pursuant to the provisions of chapter 388, Florida Statutes, this act, and applicable general laws.

Section 2. Minimum charter requirements.—In accordance with section 189.404(3), Florida Statutes, the following subsections shall constitute the charter of Citrus County Mosquito Control District:

(a) The district is organized and exists for all purposes set forth in this act and chapter 388, Florida Statutes, as they may be amended from time to time.

(b) The powers, functions, and duties of the district regarding ad valorem taxation, bond issuance, other revenue-raising capabilities, budget preparation and approval, liens and foreclosure of liens, use of tax deeds and tax certificates as appropriate for non-ad valorem assessments, and contractual agreements shall be as set forth in chapters 170, 189, 197, and 388, Florida Statutes, this act, or any other applicable general or special law, as they may be amended from time to time.

(c) The district was created by the petition process formerly contained in chapter 390, Florida Statutes.

(d) The district's charter may be amended only by special act of the Legislature.

(e) In accordance with chapter 388.101, Florida Statutes, the district is governed by a three-member board. The membership and organization of the board shall be as set forth in this act and chapter 388, Florida Statutes, as they may be amended from time to time.

(f) The compensation of board members shall be governed by this act and chapter 388, Florida Statutes, as they may be amended from time to time.

(g) The administrative duties of the board of commissioners shall be as set forth in this act and chapter 388, Florida Statutes, as they may be amended from time to time.

(h) Requirements for financial disclosure, meeting notices, reporting, public records maintenance, and per diem expenses for officers and employees shall be as set forth in chapters 112, 189, 286, and 388, Florida Statutes, as they may be amended from time to time.

(i) The procedures and requirements governing the issuance of bonds, notes, and other evidence of indebtedness by the district shall be as set forth in chapters 189 and 388, Florida Statutes, and applicable general laws, as they may be amended from time to time.

(j) The procedures for conducting district elections and for qualification of electors shall be pursuant to chapters 189 and 388, Florida Statutes, and applicable general laws as they may be amended from time to time.

(k) The district may be financed by any method established in this act, chapters 189 and 388, Florida Statutes, or any applicable general laws, as they may be amended from time to time.

(l) In accordance with section 388.221, Florida Statutes, the district may continue to levy upon all of the personal and real taxable property in the district a special tax not exceeding 10 mills on the dollar during each year as maintenance tax.

(m) The method for collecting non-ad valorem assessments, fees, service charges, or state matching funds shall be as set forth in chapters 170, 197, and 388, Florida Statutes, as they may be amended from time to time.

(n) The district's planning requirements shall be as set forth in chapters 189 and 388, Florida Statutes, as they may be amended from time to time.

(o) The district's geographic boundary limitations shall be the same as those established for Citrus County in section 7.09, Florida Statutes:

The boundary lines of Citrus County are as follows: Beginning at a point in the thread or center of the Withlacoochee River on the section line dividing sections twelve and thirteen, township twenty-one south, range twenty east; thence on said line west to the southwest corner of section nine, township twenty-one south, range nineteen east; thence north on said section line to township line dividing townships twenty and twenty-one south; thence west on said township line to the Gulf of Mexico; thence north along said gulf, including all islands along said gulf coast, and including the waters of said gulf within the jurisdiction of the State of Florida, to the most southern outlet of the Withlacoochee River at its mouth, leaving out all the islands in the mouth of said river; thence easterly along the thread

of said river to the point of beginning, including all the lands and islands which said river line may enclose.

Section 3. Section 1 of chapter 61-1997, Laws of Florida, and chapter 63-1221, Laws of Florida, are hereby repealed 10 days after the effective date of this act.

Section 4. The provisions of this act shall be liberally construed in order to effectively carry out the purposes of this act in the interest of the public health, welfare, and safety of the citizens served by the district.

Section 5. It is declared to be the intent of the Legislature that if any section, subsection, sentence, clause, phrase, or portion of this act is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

Section 6. In the event of a conflict of the provisions of this act with the provisions of any other act, the provisions of this act shall control to the extent of such conflict.

Section 7. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Citrus County Mosquito Control District; codifying the district charter; re-creating the district as an independent special district; providing for a board of commissioners; providing for elections; providing boundaries; providing for construction; providing for severability; providing an effective date.

Senator Mitchell moved the following amendments to **Amendment 1** which were adopted:

Amendment 1A (503700)—On page 1, line 25, after the second comma (,) insert: (1951)

Amendment 1B (222980)—On page 2, line 23, after "Statutes" insert: (1951)

Amendment 1C (280942)(with title amendment)—On page 5, delete line 1 and insert:

Section 3. Chapter 59-693, Laws of Florida, Chapter 61-1997, Laws of Florida, are hereby repealed 10 days after the effective date of this act. And the title is amended as follows:

On page 6, line 7, after "construction;" insert: providing for repeal of special acts;

Amendment 1 as amended was adopted.

On motions by Senator Mitchell, by two-thirds vote **SB 2670** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—39

Madam President	Dawson-White	King	Myers
Bronson	Diaz-Balart	Kirkpatrick	Rossin
Brown-Waite	Dyer	Klein	Saunders
Burt	Forman	Kurth	Scott
Campbell	Geller	Latvala	Sebesta
Carlton	Grant	Laurent	Silver
Casas	Hargrett	Lee	Sullivan
Childers	Holzendorf	McKay	Thomas
Clary	Horne	Meek	Webster
Cowin	Jones	Mitchell	

Nays—None

SPECIAL ORDER CALENDAR, continued

GENERAL BILLS

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

CS for SB 1902—A bill to be entitled An act relating to the Department of Children and Family Services; providing for waiver of specified

provisions of s. 20.19, F.S.; directing the department to consult with the Executive Office of the Governor in implementing waiver authority; requiring a report; requiring a comprehensive reorganization plan; specifying that other statutory responsibilities or related rules are not impaired; providing an effective date.

—which was previously considered and amended this day. The question recurred on pending **Amendment 2** by Senator McKay.

Senator McKay moved the following substitute amendment which was adopted:

Amendment 3 (094554)(with title amendment)—On page 3, between lines 9 and 10, insert:

Section 2. (1) *The following provisions of section 20.316, Florida Statutes, 1998 Supplement, are waived until July 1, 2000, for the purpose of allowing the Department of Juvenile Justice to organize programs, districts, and functions of the department to achieve more effective and efficient service delivery and improve accountability, notwithstanding the provisions of section 20.04, Florida Statutes:*

(a) *Section 20.316(2), Florida Statutes, 1998 Supplement, relating to the Deputy Secretary of Operations.*

(b) *Section 20.316(3), Florida Statutes, 1998 Supplement, relating to the Assistant Secretary of Programming and Planning.*

(c) *Section 20.316(4), Florida Statutes, 1998 Supplement, relating to service districts.*

(d) *Section 20.316(5), Florida Statutes, 1998 Supplement, relating to commitment regions.*

Actions taken under the authority granted by this section must be taken in consultation with the Executive Office of the Governor. The secretary shall submit a report describing actions taken and additional plans for implementing the provisions of this section to the Governor, President of the Senate, and the Speaker of the House of Representatives 30 days after this act becomes law. The department shall submit status reports on a monthly basis through December 1999.

(2) *The secretary shall submit a report describing actions taken and additional plans for implementing the provisions of this section to the Governor, the President of the Senate, and the Speaker of the House of Representatives by September 1, 1999. The secretary shall submit a comprehensive reorganization plan to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1, 2000. The comprehensive reorganization plan must describe the organizational and program restructuring activities that have occurred since the effective date of this act, including indications of an improved ability to carry out the department's mission under section 20.316, Florida Statutes, and any organizational efficiencies. The plan must also describe what strategies proved to be ineffective or inefficient. The plan must include any recommendations for reorganization, including program and organizational restructuring and any statutory revisions.*

Section 3. *The Department of Children and Family Services and the Department of Juvenile Justice, in consultation with the Office of the State Courts Administrator, shall develop a proposed plan to realign the districts of each department so that the district boundaries are consistent with the boundaries of the judicial circuits. The plan may not propose more than 15 districts for each department and must include, as at least one alternative, a proposal for fewer than 15 districts. The proposed plan must be submitted to the President of the Senate and the Speaker of the House of Representatives by December 1, 1999.*

Section 4. *The provisions of this act shall not impair the operation of any other statutory responsibilities, or the rules adopted thereunder, which are specifically conferred by statute until such statutes or rules are specifically amended or repealed in the manner provided by law.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, delete lines 2-11 and insert: An act relating to the Department of Juvenile Justice and the Department of Children and Family Services; providing for waiver of specified provisions of law; directing the department to consult with the Executive Office of the Governor in

implementing waiver authority; requiring a report; requiring a comprehensive reorganization plan; requiring the Department of Children and Family Services and the Department of Juvenile Justice to develop and submit to the Legislature a proposed plan to realign the boundaries of the districts of those departments; specifying that other statutory responsibilities or related rules are not impaired; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 1902** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTION

On motion by Senator McKay, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Thursday, April 22.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 21, 1999: SB 16, CS for CS for SB's 834, 1140 and 1612, SB 1084, CS for SB 1902, CS for CS for SB 338, CS for SB 2100, CS for SB 284, SB 750, SB 242, CS for CS for SB 660, SB 1642, SB 1036, CS for SB 232, SB 976, SB 148, CS for CS for SB 802, CS for SB 244, CS for SB's 54 and 902, CS for SB's 286, 722 and 1074, SB 730, CS for SB 738, CS for SB 912, SB 1178, CS for SB 748, CS for SB 370, SB 1182, CS for SB 772, SB 936, SB 1866, SB 1020, CS for CS for SB 980, CS for SB 276, CS for SB 1238, SB 330, CS for SB 336, SB 1816, SB 1292, SB 1472, SB 1076, SB 1214, CS for SB 1978, CS for SB 1326, SB 1144, CS for SB 1168, CS for SB 814, SB 1312, CS for SB 982, CS for SB 1306, SB 874, CS for SB 1606, SB 1832, CS for SB 1162, CS for SB 1070, CS for SB 340, CS for SB 298, CS for SB 724, CS for CS for SB 386, SB 2568, CS for SB 1314, SB 282, SB 2018, SB 1538, SB 280, SB 1018, SB 1266, CS for CS for SB 972

Respectfully submitted,
John McKay, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Trust Fund Calendar for Wednesday, April 21, 1999: CS for SB 1648, CS for SB 1650, SB 1658, SB 1660, SB 1670, SB 1736, SB 1738, CS for SB 1954, CS for SB 1734, CS for SB 1960, CS for SB 1962, CS for SB 1964, CS for SB 1966, CS for SB 1968, SB 1970, SB 1972, SB 2074, CS for SB's 2422 and 1952

Respectfully submitted,
John McKay, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Wednesday, April 21, 1999: SB 1636, SB 2588, SB 2666, HB 449, HB 633, HB 947, HB 949, HB 971, HB 1001, HB 1089, HB 1099, HB 1417, HB 1481, HB 1501, HB 1559, HB 1561, HB 1563, HB 1565, HB 1567, HB 1569, HB 1571, HB 1577, HB 1593, HB 1595, HB 1629, HB 1687, SB 1426, SB 1638, SB 2574, SB 2576, CS for SB 2578, SB 2580, SB 2582, SB 2590, SB 2592, SB 2594, SB 2596, SB 2612, SB 2614, SB 2616, SB 2620, CS for SB 2622, CS for SB 2626, SB 2628, CS for SB 2640, SB 2650, SB 2668, SB 2670, SB 2672, SB 2678, SB 2680, SB 2688, SB 2706, SB 2708

Respectfully submitted,
John McKay, Chairman

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1366 with 1 amendment, CS for SB 1994 with 2 amendments

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 1054 with 3 amendments, CS for SB 2254 with 1 amendment

The Committee on Criminal Justice recommends the following pass: SB 1586 with 2 amendments, SB 1732

The Committee on Education recommends the following pass: SB 1046 with 3 amendments, SB 1740 with 1 amendment, SB 2030

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 128 with 1 amendment, SB 886 with 3 amendments, CS for SB 1578, SB 1688, CS for SB 1900 with 1 amendment, CS for SB's 2152 and 1930, CS for SB 2220 with 14 amendments, SB 2530 with 6 amendments

The Committee on Health, Aging and Long-Term Care recommends the following pass: CS for SB 1356 with 3 amendments, SB 1822 with 1 amendment, SB 1896, SB 1908 with 1 amendment, SB 2094 with 2 amendments, SB 2560 with 2 amendments, SB 2634 with 2 amendments

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 2548 with 1 amendment

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

The Committee on Education recommends the following pass: SB 1984 with 1 amendment, SB 2430

The bills were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Children and Families recommends the following pass: SB 2534

The bill was referred to the Committee on Health, Aging and Long-Term Care under the original reference.

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1700

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

The Committee on Education recommends the following pass: SB 1980, SB 2036

The bills were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 882

The Committee on Children and Families recommends the following pass: SB 1358 with 1 amendment

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1708 with 1 amendment, CS for SB 1762, SB 1826 with 1 amendment

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: CS for SB 926, CS for SB's 2316 and 1490 with 1 amendment

The Committee on Fiscal Policy recommends the following pass: CS for CS for SB 88, CS for SB 272 with 1 amendment, CS for SB 1026 with 1 amendment, SB 1040 with 1 amendment, CS for SB 1142 with 2 amendments, CS for CS for SB 1254 with 2 amendments, CS for SB 1286 with 1 amendment, CS for SB 1434, CS for SB's 1604 and 1618, SB 1622, SB 1702 with 1 amendment, CS for SB 1742 with 6 amendments, SB 1868 with 2 amendments, SB 1976, SB 2002 with 2 amendments, CS for CS for SB 2054 with 3 amendments, CS for SB 2162, CS for SB 2214, CS for CS for SB 2228 with 1 amendment, CS for SB 2264, CS for SB 2296, SB 2346, CS for SB 2540 with 3 amendments, SB 2542

The Committee on Fiscal Resource recommends the following pass: CS for SB 828 with 1 amendment, SB 1218 with 1 amendment, SB 1296 with 1 amendment, CS for SB 1564, CS for SB 2504

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1974 with 2 amendments, CS for SB 2000 with 3 amendments, CS for SB 2448 with 5 amendments

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1378, SB 2398

The Committee on Transportation recommends the following pass: CS for SB 1846, SB 1890 with 4 amendments

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

The Committee on Agriculture and Consumer Services recommends the following not pass: SB 2106

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following not pass: SB 2556

The bills contained in the foregoing reports were laid on the table.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2516

The bill with committee substitute attached was referred to the Committee on Agriculture and Consumer Services under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 900

The Committee on Fiscal Resource recommends committee substitutes for the following: SB 110, SB 682, SB 952, SB 992, SB 1626, SB 1818, SB 2028, SB 2468

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 1886, SB 2338, SB 2404

The Committee on Children and Families recommends committee substitutes for the following: SB 2120, SB 2546

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1550, SB 1788

The Committee on Education recommends committee substitutes for the following: SB 1066, SB 1524, SB 1664, SB 1880, CS for SB 1924, SB 2370

The Committee on Health, Aging and Long-Term Care recommends committee substitutes for the following: SB 812, Senate Bills 1414 and 2520, Senate Bills 2124 and 2022, SB 2352

The Committee on Judiciary recommends committee substitutes for the following: SB 1598, CS for SB 1666

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1758, SB 2264, SB 2274, SB 2296

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

The Committee on Fiscal Resource recommends a committee substitute for the following: SB 770

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 958, SB 2342, SB 2554

The Committee on Children and Families recommends a committee substitute for the following: SB 1676

The Committee on Education recommends committee substitutes for the following: SB 1116, SB 1440, SB 1552, SB 2636

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 1270, CS for SB 1566, SB 1806

The Committee on Fiscal Resource recommends committee substitutes for the following: SB 1030, SB 1502, SB 1944, CS for SB 2146, CS for SB 2238

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2206

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2438

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1242

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

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Resolutions 2690—2704—Not referenced.

By Senator Clary—

SB 2706—A bill to be entitled An act relating to Okaloosa County and the Mid-Bay Bridge Authority; codifying chapter 86-465, Laws of Florida, as amended; providing additional powers; repealing all prior special acts relating to the Mid-Bay Bridge Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2708—A bill to be entitled An act relating to Devil's Garden Water Control District, created under the provisions of chapter 298, Florida Statutes; deleting lands from the boundaries of the district located in Hendry County; providing for the equal assessment of benefits for all lands in the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 2710—Not referenced.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Fiscal Resource and Senator McKay—

CS for SB 110—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing that an exemption from the tax applies to machinery and equipment purchased for use in phosphate or other solid-mineral severance, mining, or processing operations under specified conditions; providing for accountability; providing an effective date.

By the Committee on Fiscal Resource and Senator Webster—

CS for SB 682—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing an exemption for charges for the renting, leasing, or granting of a license for the use of certain skyboxes, luxury boxes, or other box seats during specified activities in a high-tourism-impact county under certain conditions by not-for-profit sponsoring organizations; providing that no tax imposed on such transactions and not actually paid or collected shall be due from such an organization; providing an effective date.

By the Committee on Fiscal Resource and Senators Horne, Dawson-White, Gutman, Diaz-Balart, Forman, Holzendorf, Kirkpatrick, Childers, Casas, Bronson, Rossin, Meek, Myers, Silver, Webster, King and Campbell—

CS for SB 770—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing that the tax on the lease or rental of a license in real property does not apply when the property is a public or private street or right-of-way used by a utility or franchised cable television company for utility, television, or communication purposes; providing a definition for the term "utility"; amending s. 212.05, F.S.; reducing the rate of the tax on charges for telecommunication service from 7 percent to 6.5 percent; providing for application of such tax; providing legislative intent to further reduce the rate in a subsequent year; providing that the sales tax on prepaid calling cards will be assessed at the point of sale of the card; amending s. 212.12, F.S., to conform; providing for the change in the tax rate to be applied to monthly charges; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Lee—

CS for SB 812—A bill to be entitled An act relating to pharmacy practice; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy"; amending s. 465.016, F.S.; authorizing the redispensing of unused or returned unit-dose medication by correctional facilities under certain conditions; amending s. 499.012, F.S.; redefining the term "wholesale distribution," relating to the distribution of prescription drugs, to provide for the exclusion of certain activities; providing effective dates.

By the Committee on Banking and Insurance; and Senator Rossin—

CS for SB 900—A bill to be entitled An act relating to insurance; amending s. 284.33, F.S.; revising requirements for purchase of annuities by the Department of Insurance; amending s. 626.094, F.S.; excluding certain corporations from the definition of insurance agency under certain circumstances for purposes of sharing commissions; amending s. 626.99, F.S.; revising the buyer's guide that must be used by insurers soliciting life insurance; creating s. 627.478, F.S.; authorizing the Department of Insurance to adopt by rule the model regulation of the National Association of Insurance Commissioners concerning the valuation of life insurance policies; providing an effective date.

By the Committee on Fiscal Resource and Senators Bronson, Forman, Latvala, Meek and Scott—

CS for SB 952—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for film, photographic paper, dyes used for embossing and engraving, artwork, and other printing supplies used by specified businesses; providing a definition for the term "SIC"; providing an effective date.

By the Committee on Banking and Insurance; and Senators Saunders, Lee, Clary, Horne, Brown-Waite, Bronson, Jones, Meek, Webster, Gutman, Diaz-Balart and King—

CS for SB 958—A bill to be entitled An act relating to motorcycles and mopeds; amending s. 316.211, F.S.; exempting persons over a specified age from certain safety requirements if covered by a policy of insurance; amending s. 316.405, F.S.; providing for motorcycle head lights to modulate according to safety requirements; providing an effective date.

By the Committee on Fiscal Resource and Senator Horne—

CS for SB 992—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for works of art purchased or imported for the purpose of donation to an educational institution; providing requirements with respect thereto; revising the industries to which the exemption for electricity or steam used in certain manufacturing and related operations applies; providing an exemption for labor charges for, and parts and materials used in, the repair of machinery and equipment used to produce tangible personal property at a fixed location by specified industries; providing a schedule for implementing the exemption; providing an effective date.

By the Committee on Regulated Industries—

CS for SB 1008—A bill to be entitled An act relating to telecommunications; amending s. 364.025, F.S.; revising legislative intent; extending time for establishment of permanent universal service mechanism; providing limitations; deleting obsolete provisions; providing for a study; creating s. 364.341, F.S.; providing legislative intent, definitions, and standards; prohibiting exclusionary contracts; limiting applicability to certain tenants; prohibiting compensation of landlords under certain circumstances; prohibiting certain exclusionary contracts; creating a civil cause of action; providing effective dates.

By the Committee on Fiscal Resource and Senator Gutman—

CS for SB 1030—A bill to be entitled An act relating to commerce; amending s. 212.13, F.S.; requiring freight forwarders to provide warehouse receipts or copies of airway bills or bills of lading for certain purposes; providing receipt requirements; requiring freight forwarders to maintain certain records for a time certain; providing for effect of such documentation; providing a penalty for failing to provide such documentation or maintain certain records; providing an effective date.

By the Committee on Education and Senator Sullivan—

CS for SB 1066—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 228.0561, F.S.; removing references to the Public Education Capital Outlay and Debt Service Trust Fund; specifying that funds appropriated for charter schools capital outlay purposes will be deposited in the General Revenue Fund; revising a provision related to school district sharing of capital outlay funds with charter schools; revising requirements relating to charter school use of capital outlay funds; revising eligibility requirements for charter school receipt of capital outlay funds; removing obsolete provisions; amending s. 235.42, F.S., relating to educational and ancillary plant construction funds; removing a reference to charter schools; providing an effective date.

By the Committee on Education and Senator Laurent—

CS for SB 1116—A bill to be entitled An act relating to school size; creating s. 235.2157, F.S.; providing legislative findings; defining "small school"; requiring that school districts plan construction of only small schools after a certain date; requiring small schools to comply with racial balance requirements; providing exceptions; providing an effective date.

By the Committees on Judiciary; Banking and Insurance; and Senator Geller—

CS for CS for SB 1242—A bill to be entitled An act relating to the regulation of insurance and investments in insurance products industry; amending s. 626.9911, F.S.; defining viatical settlement purchaser, viatical settlement purchase agreement, and viatical settlement sales agent; redefining the terms "viatical settlement broker," "viatical settlement contract," "viatical settlement provider," and "viator"; creating s. 626.99181, F.S.; adding viatical settlement broker fees; amending s. 626.9919, F.S.; requiring viatical settlement sales agents to give notice of change of address; amending s. 626.992, F.S.; requiring viatical settlement sales agents to be licensed; amending s. 626.9922, F.S.; revising requirements for examination; amending s. 626.99235, F.S.; revising disclosure requirements for viatical settlement purchasers and creating additional disclosure requirements; amending s. 626.9924, F.S.; requiring notice to be given to insurers of viaticated policies; amending s. 626.9925; providing for rulemaking; amending s. 626.9926, F.S.; providing that viatical settlement purchase agreement rates are not regulated; amending s. 626.9927, F.S.; including viatical settlement purchase agreements; creating s. 626.99272, F.S.; providing for cease-and-desist orders; creating s. 626.99275, F.S.; prohibiting certain practices; creating s. 626.99277, F.S.; prohibiting false representations; amending s. 626.9929, F.S.; establishing a grace period for viatical settlement sales agents transacting business in this state; creating part XII, ch. 626, F.S.; establishing regulation of persons issuing and brokering life settlement contracts; creating s. 626.994, F.S.; providing a short title; creating s. 626.9941, F.S.; providing for definitions; creating s. 626.9942, F.S.; providing for licensure of life settlement providers; creating s. 626.99421, F.S.; providing for annual reports, fees, and conditions of continued licensure; creating s. 626.99422, F.S.; providing grounds for nonrenewal, suspension, revocation, and fines for life settlement providers; creating s. 626.99423, F.S.; providing the term of a suspension of the license and provisions for reinstatement; creating s. 626.9943, F.S.; providing for licensure of life settlement brokers; creating s. 626.99431, F.S.; providing grounds for denial, suspension, revocation, nonrenewal, or administrative fines for life settlement brokers; creating s. 626.99432, F.S.; providing for effect of a suspension or revocation and procedures for reinstatement; creating s. 626.9944, F.S.; requiring life settlement sales agents to be licensed as life insurance agents; creating s. 626.9945, F.S.; requiring notice of change of address and other information; creating s. 626.9946, F.S.; requiring use of licensed persons for life settlement transactions; creating s. 626.9947, F.S.; providing for approval of contract forms and related forms; creating s. 626.9948, F.S.; requiring procedures for examination of licensees; creating s. 626.9949, F.S.; providing for required disclosures to owners; creating s. 626.99495, F.S.; providing required disclosures to life settlement purchasers; creating s. 626.995, F.S.; requiring certain provisions to be in a life settlement contract and a right to rescission; creating s. 626.9952, F.S.; authorizing the adoption of rules to implement provisions of this act; creating s. 626.9954, F.S.; providing that rate regulation is not authorized; creating s. 626.996, F.S.; prohibiting unfair trade practices and providing a civil remedy and authorizing injunctions and cease-and-desist orders; creating s. 626.9965, F.S.; prohibiting life settlement contracts during contestable period or on policies obtained through false, deceptive, or misleading applications; creating s. 626.997, F.S.; prohibiting false representations and deceptive words; creating s. 626.9975, F.S.; adding life settlement broker fees; creating s. 626.998, F.S.; providing for a grace period for compliance; providing an effective date.

By the Committees on Fiscal Policy, Transportation and Senators Casas and Forman—

CS for CS for SB 1270—A bill to be entitled An act relating to motor vehicles and highway safety; amending s. 233.063, F.S.; revising the distribution of driver's license fee revenues for driver education programs; amending s. 316.063, F.S.; revising provisions to refer to a "traffic

crash" rather than an "accident"; providing a noncriminal traffic infraction for obstructing traffic under certain circumstances; amending s. 316.1958, F.S.; restricting the issuance of disabled parking citations under certain circumstances; amending s. 316.1975, F.S.; revising provisions with respect to unattended motor vehicles; amending s. 316.211, F.S.; providing for compliance with certain federal safety standards with respect to equipment for motorcycle and moped riders; amending s. 316.520, F.S.; providing that it is a noncriminal traffic infraction punishable as a moving violation to violate load limits on vehicles; amending s. 316.640, F.S.; authorizing the Florida Highway Patrol to employ certain persons as traffic accident investigation officers; providing for certain powers and duties; providing for the employment of parking enforcement specialists by airport authorities; amending s. 318.14, F.S.; conforming cross-references to changes made by the act; amending s. 318.15, F.S.; including reference to the tax collector with respect to the collection of certain service fees for reinstatement of a suspended driver's license; amending s. 318.36, F.S.; providing judicial immunity for civil traffic infraction hearing officers; amending s. 319.14, F.S.; including reference to short-term and long-term lease vehicles; providing definitions; providing penalties; amending s. 319.23, F.S.; revising application requirements for a certificate of title; deleting references to collectible vehicles; amending s. 319.30, F.S.; revising provisions with respect to dismantling, destroying, or changing the identity of a motor vehicle or mobile home; amending s. 320.01, F.S.; defining the term "agricultural products" for purposes of ch. 320, F.S.; amending s. 320.023, F.S.; revising audit requirements with respect to voluntary contributions on the application form for a motor vehicle registration; amending s. 320.03, F.S.; revising the distribution formula with respect to a fee charged for the Florida Real Time Vehicle Information System; amending s. 320.04, F.S.; authorizing a service charge on vessel decals issued from an automated vending facility or printer dispenser machine; amending s. 320.055, F.S.; revising provisions with respect to registration periods; amending s. 320.06, F.S.; authorizing the department to issue manufacturer license plates; repealing s. 320.065, F.S., relating to the registration of certain rental trailers for hire and semitrailers used to haul agricultural products; amending s. 320.0657, F.S.; revising provisions with respect to fleet license plates; providing fees; amending s. 320.08, F.S., relating to license fees; deleting references to certain collectible vehicles; providing a fee for manufacturer license plates; amending s. 320.08056, F.S.; revising the license plate annual use fee for the Challenger license plate; repealing s. 320.08058(2)(f), F.S., which provides for the repeal of the Challenger license plate; amending s. 320.08058, F.S.; revising provisions relating to the design of the Florida Salutes Veterans license plate; authorizing the Department of Veterans' Affairs to use moneys from the license plate fee to promote and market the plate; amending s. 320.084, F.S.; deleting obsolete provisions; amending s. 320.086, F.S.; revising provisions governing the issuance of license plates for certain historical motor vehicles; reenacting s. 320.072(2)(g), F.S., relating to the fee imposed on motor vehicle registrations, to incorporate the amendment to s. 320.086, F.S., in references thereto; amending s. 320.13, F.S.; providing an alternative method of registration for manufacturer license plates; prohibiting the use of dealer license plates for specified purposes; amending s. 320.131, F.S.; authorizing agents or Florida licensed dealers to issue temporary license tags when such tags are not specifically authorized; providing penalties with respect to certain violations concerning temporary tags; amending s. 320.1325, F.S.; revising provisions with respect to registration for the temporarily employed; amending s. 320.27, F.S.; revising provisions governing the denial, suspension, or revocation of motor vehicle dealer licenses; amending s. 320.30, F.S.; providing for the forfeiture of a motor vehicle; providing for confiscation and sale of such vehicles; amending s. 321.06, F.S.; authorizing the department to employ certain traffic accident investigation officers; amending s. 322.08, F.S.; deleting provisions with respect to certain applications made by persons who hold an out-of-state driver license; amending s. 322.081, F.S.; revising audit requirements with respect to voluntary contributions on the driver's license application; amending s. 322.1615, F.S.; revising provisions with respect to a learner's driver's license; amending s. 322.2615, F.S.; revising provisions with respect to suspension of a license; amending s. 322.28, F.S.; revising requirements for the period of suspension or revocation of a driver's license; amending s. 322.34, F.S.; conforming a cross-reference to changes made by the act; amending s. 325.2135, F.S.; directing the Department of Highway Safety and Motor Vehicles to enter into a contract for a motor vehicle inspection program; amending s. 325.214, F.S.; changing the motor vehicle inspection fee; amending s. 327.031, F.S.; providing for the denial or cancellation of a vessel registration when payment for registration is made by a dishonored check; amending

s. 327.11, F.S.; providing for a replacement vessel registration; amending s. 327.23, F.S.; providing for a temporary certificate of registration for a vessel by certain out-of-state residents; amending s. 327.25, F.S.; revising provisions with respect to transfer of ownership and registration of vessels; creating s. 327.255, F.S.; providing for the duties of tax collectors with respect to vessel registration; providing fees; creating s. 327.256, F.S.; providing procedures for advanced vessel registration renewal; amending s. 328.01, F.S.; revising provisions with respect to application for a certificate of title for a vessel; amending s. 328.11, F.S.; increasing the time period for application for a reissuance of a certificate of title; amending s. 328.15, F.S.; providing requirements with respect to certain second liens on vessels; increasing the fee for recording a notice of lien; providing requirements with respect to satisfaction of a lien on a vessel; providing penalties for failure to comply; amending s. 328.16, F.S.; providing requirements with respect to liens; creating s. 328.165, F.S.; providing for cancellation of certificates; amending s. 713.78, F.S.; revising requirements relating to liens for recovering, towing, or storing vehicles and undocumented vessels; providing an exemption from the requirement of an inventory of personal property found in a motor vehicle to be removed from the scene of an accident under certain circumstances; amending ss. 732.9215, 732.9216, F.S.; conforming cross-references to changes made by the act; amending s. 812.014, F.S.; providing prohibition on a theft of gasoline while in a motor vehicle; amending s. 832.06, F.S.; revising provisions with respect to prosecution for worthless checks given to the tax collector for certain licenses or taxes; amending s. 932.701, F.S.; redefining the term "contraband article," and reenacting ss. 705.101(6), 932.704(4), F.S., relating to forfeiture of contraband article, to incorporate said amendment in references; amending s. 324.201, F.S.; deleting the requirement that recovery agents notify law enforcement of a license plate seizure; amending s. 324.202, F.S.; expanding into additional counties a pilot project that authorizes a recovery agent or recovery agency to seize the license plate of a motor vehicle following suspension of the vehicle's registration or suspension of the driver's license of the owner or operator of the vehicle for failing to maintain personal injury protection; requiring that the department provide procedures for paying fees; amending s. 627.733, F.S.; deleting payment of a fee to recovery agents; amending s. 318.18, F.S.; changing the date by which electronic transmission of certain data must be commenced; amending s. 322.245, F.S.; changing the time within which the failure of a person to pay child support must be reported; repealing s. 14 of ch. 98-223, Laws of Florida, relating to required security for the operation of a motor vehicle; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senators Clary, Dawson-White, Silver, Klein, Bronson, Gutman, Mitchell, Childers, Kurth, Latvala, Forman, Dyer and Campbell—

CS for SB's 1414 and 2520—A bill to be entitled An act relating to children's health; amending s. 409.8132, F.S.; revising enrollment procedures in the Medikids program; amending s. 409.814, F.S.; revising eligibility for certain children under the Florida Kidcare program; allowing coverage of certain children ineligible for federal funding; amending 409.815, F.S.; providing a limited Kidcare dental program; amending s. 409.904, F.S.; providing for presumptive eligibility for the Medicaid program under certain circumstances; amending s. 409.906, F.S.; establishing a certified match program for Healthy Start services; amending s. 624.91, F.S.; providing for waiver or reduction of local match requirements; authorizing automated processing; providing an effective date.

By the Committee on Education and Senator Lee—

CS for SB 1440—A bill to be entitled An act relating to courses of study; amending s. 233.061, F.S.; authorizing certain exemptions from required reproductive health or HIV/AIDS instructional activities; conforming terminology; providing an effective date.

By the Committee on Fiscal Resource and Senators Gutman, Hargett, Childers, Grant, Cowin and Diaz-Balart—

CS for SB 1502—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.031, F.S.; providing

for exemptions from the tax on renting, leasing, letting, or granting a license for the use of real property; providing an effective date.

By the Committee on Education and Senator Holzendorf—

CS for SB 1524—A bill to be entitled An act relating to the Florida Education Fund; amending s. 240.498, F.S.; revising the membership of the board of directors of the Florida Education Fund; providing an effective date.

By the Committee on Criminal Justice and Senators Dawson-White, Campbell and Meek—

CS for SB 1550—A bill to be entitled An act relating to juvenile justice education and training programs; amending s. 985.315, F.S.; revising the vocational work training programs under the Department of Juvenile Justice; providing for participation of certain juveniles in educational/technical or vocational work-related program 5 hours per day, 5 days per week; requiring the Juvenile Justice Accountability Board to conduct a study of juvenile vocational and work programs; requiring a report; requiring the department to inventory programs in the state; providing an effective date.

By the Committee on Education and Senators Dawson-White, Kirkpatrick and Myers—

CS for SB 1552—A bill to be entitled An act relating to education; creating s. 232.042, F.S.; authorizing each district to require each child, prior to enrollment in school, to submit evidence of whether or not he or she has learned to swim; requiring the district school board to provide certain information; providing for review and repeal; providing an effective date.

By the Committees on Fiscal Policy; Commerce and Economic Opportunities; and Senator Kirkpatrick—

CS for CS for SB 1566—A bill to be entitled An act relating to economic development; amending s. 14.2015, F.S.; revising provisions relating to the powers and duties of the Office of Tourism, Trade, and Economic Development; providing for the office to facilitate the involvement of the Governor and Lieutenant Governor in job-creating efforts; revising program cross-references; deleting provisions relating to the expenditure of funds for general economic development grants; authorizing the expenditure of certain interest earnings in order to contract for the administration of programs; reducing the number of meetings of leaders in business, government, and economic development which the office must convene annually; eliminating a required report on the status of certain contracts; amending s. 288.0251, F.S.; changing authority to contract for Florida's international volunteer corps to the Department of State from the Office of Tourism, Trade, and Economic Development; amending s. 288.095, F.S.; revising criteria for approval of applications for tax refunds for economic development purposes by the Office of Tourism, Trade, and Economic Development; limiting the amount of refunds that may be made in a fiscal year; amending s. 288.106, F.S.; revising criteria for approval of tax refunds under the tax-refund program for qualified target industry businesses; redefining the terms "expansion of an existing business," "local financial support exemption option," and "rural county"; defining the term "authorized local economic development agency"; extending the refund program to additional counties; revising the amount of refunds; providing requirements for waiver of minimum standards; prescribing duties of the office director; amending s. 288.816, F.S.; creating a sister city grant program under the Department of State; prescribing application procedures and criteria; directing the department to adopt rules; amending s. 288.901, F.S.; expanding an employee lease program under Enterprise Florida, Inc.; revising the membership and appointment process for the board of directors of Enterprise Florida, Inc.; amending s. 288.9015, F.S.; specifying responsibilities for Enterprise Florida, Inc., relating to rural communities and distressed urban communities, evaluation of the state's competitiveness, and the needs of small and minority businesses; eliminating a requirement for preparation of a business guide and checklist; amending s.

288.90151, F.S.; expressing legislative intent on the return-on-investment of public funds in Enterprise Florida, Inc.; specifying private-sector support for Enterprise Florida, Inc.; requiring a report on the results of customer satisfaction survey; amending s. 288.903, F.S.; revising the required membership of the executive committee of Enterprise Florida, Inc.; deleting certain prescribed powers and duties of the president; requiring a performance-based contract in order to exceed certain employee compensation levels; amending s. 288.904, F.S.; prescribing terms of certain contracts executed by Enterprise Florida, Inc.; authorizing Enterprise Florida, Inc., to create and dissolve advisory committees and similar organizations; amending s. 288.905, F.S.; clarifying the duties of the board of directors of Enterprise Florida, Inc.; eliminating provisions governing the content of the board's strategic plan; requiring involvement of certain local and regional economic development organizations and rural and urban organizations in the policies of Enterprise Florida, Inc.; revising the date for a review of Enterprise Florida, Inc., by the Office of Program Policy Analysis and Government Accountability; amending s. 288.906, F.S.; revising requirements for the annual report of Enterprise Florida, Inc.; amending s. 288.9412, F.S.; revising the membership of the board of directors of the International Trade and Economic Development Board; amending s. 288.9414, F.S.; revising the powers and authority of the board; requiring the board to convene an annual meeting of economic development and international trade development stakeholders; amending ss. 288.9511, 288.9515, 288.95155, 288.9519, 288.9520, 288.9603, 288.9604, 288.9614, 288.9618, F.S.; conforming to the dissolution of certain boards; repealing s. 288.902, F.S., which relates to the Enterprise Florida Nominating Council; repealing s. 288.9512, F.S., which relates to the technology development board; repealing s. 288.9513, F.S., which relates to the organization of the technology development board; repealing s. 288.9514, F.S., which relates to powers and authority of the technology development board; repealing s. 288.9516, F.S., which relates to the annual report of the technology development board; repealing s. 288.9611, F.S., which relates to the capital development board; repealing s. 288.9612, F.S., which relates to the organization of the capital development board; repealing s. 288.9613, F.S., which relates to the powers and authority of the capital development board; repealing s. 288.9615, F.S., which relates to the annual report of the capital development board; providing for the continuation of certain contracts; providing for the transfer of certain property; directing Enterprise Florida, Inc., to assume responsibilities of the technology development and capital development boards; directing the Division of Statutory Revision to redesignate certain parts in the Florida Statutes; amending s. 288.99, F.S.; specifying that tax credits vested under the Certified Capital Company Act are not to be considered in ratemaking proceedings involving a certified investor; redefining the term "transferee" for purposes of allocating unused premium tax credits; amending s. 220.191, F.S.; providing that credits may be granted against premium tax liability under the capital investment tax credit program; specifying that an insurance company claiming premium tax credits under such program is not required to pay additional retaliatory tax under s. 624.5091, F.S.; amending s. 163.3178, F.S.; requiring certain ports to identify certain spoil disposal sites; requiring such ports to prepare comprehensive master plans; amending s. 163.3187, F.S.; exempting comprehensive plan amendments for port transportation facilities and projects from a time limitation; amending s. 253.77, F.S.; exempting certain ports from paying fees for activities involving the use of sovereign lands; amending s. 288.8155, F.S.; providing that the International Trade Data Resource and Research Center be incorporated as a private nonprofit corporation, and not be a unit or entity of state government; providing for the creation and constitution of a board of directors of the center; authorizing the center to acquire patents, copyrights, and trademarks on its property and publications; amending s. 311.07, F.S.; providing that projects eligible for funding under the Florida Seaport Transportation and Economic Development Program must be consistent with port master plans; exempting certain port transportation facilities and projects from review as developments of regional impact; amending s. 311.09, F.S.; declaring that projects eligible for funding under the Florida Seaport Transportation and Economic Development Program are presumed to be in the public interest; creating s. 311.101, F.S.; creating the Office of Seaport and Freight Mobility Development within the Office of the State Public Transportation Administrator; providing duties and responsibilities; creating s. 311.102, F.S.; creating the Office of Seaport and Freight Mobility Planning within the Office of the Secretary of the Department of Community Affairs; providing duties and responsibilities; creating s. 311.20, F.S.; creating the Northwest Florida Seaport Transportation and Economic Development Council; providing for membership of the council; requiring the council to develop a strategic regional development plan; prescribing powers of the council; provid-

ing for staffing of the council; amending s. 320.20, F.S., relating to the disposition of motor vehicle license tax moneys; providing for a portion of such moneys to be deposited in the State Transportation Trust Fund and used to fund the Florida Seaport Transportation and Economic Development Program and seaport intermodal access projects of statewide significance; providing for distributing such funds on a matching basis; authorizing such funds to be used for the payment of bonds and other forms of indebtedness; requiring that certain distributions of funds be approved by the Florida Seaport Transportation and Economic Development Council; amending s. 311.11, F.S.; providing that the Florida Seaport Transportation and Economic Development Council shall develop a Seaport Training and Employment Program; providing legislative purposes and requirements for the program; creating s. 311.14, F.S.; directing the Florida Seaport Transportation and Economic Development Council to develop freight-mobility and trade-corridor plans; amending s. 315.02, F.S.; redefining the term "port facilities" to include certain storage facilities used for warehousing, storage, and distribution of cargo; amending s. 380.06, F.S.; exempting certain port projects from review as developments of regional impact; amending s. 380.24, F.S.; making the Department of Environmental Protection exclusively responsible for permitting and enforcement of dredged-material management and other related activities; providing an exception; creating the Americas Campaign; providing legislative findings related to international trade; prescribing the elements of the Americas Campaign; designating a Campaign Council; providing for funding of the Americas Campaign; amending s. 117.01, F.S.; providing the proceeds of the application and commission fees paid by notaries public to be deposited into the Grants and Donations Trust Fund of the Department of State; amending s. 117.103, F.S.; providing procedures and effect relating to issuance of certified copies of certificates of notary public commission; amending s. 118.10, F.S.; revising the definition and purposes of "authentic act" governing civil-law notaries; providing for a presumption of correctness of matters incorporated into authentic acts; authorizing civil-law notaries to authenticate documents, transactions, events, conditions, or occurrences; expanding the rulemaking authority of the Secretary of State governing civil-law notaries; authorizing the Secretary of State to test the legal knowledge of a civil-law notary applicant under certain circumstances; creating s. 118.12, F.S.; authorizing the issuance of certificates of notarial authority and apostilles to civil-law notaries; amending s. 15.18, F.S.; providing for coordination of international activities of the Department of State; requiring the Secretary of State to maintain lists relating to foreign money judgments; amending s. 55.604, F.S.; requiring that foreign judgments be filed with the Secretary of State; amending s. 55.605, F.S.; requiring the Secretary of State to create and maintain a specified list relative to foreign money judgments; creating s. 257.34, F.S.; creating the Florida International Archive and Repository; providing requirements for the archive; providing for access to the archive; reviving, reenacting, and amending s. 288.012, F.S., relating to establishment and operation of foreign offices by the Office of Tourism, Trade, and Economic Development; abrogating the repeal of the section; requiring offices to report annually on activities and accomplishments; prescribing the content of the reports; providing for future review of foreign offices; requiring Enterprise Florida, Inc., to develop a master plan for integrating international trade and reverse investment resources; prescribing procedures, content, and a submission deadline related to the plan; requiring Enterprise Florida, Inc., in conjunction with the Office of Tourism, Trade, and Economic Development, to prepare a plan to promote foreign direct investment in Florida; prescribing procedures, content, and a submission deadline related to the plan; requiring Enterprise Florida, Inc., to develop a strategic plan that will allow Florida to capitalize on the economic opportunities associated with a free Cuba; amending s. 288.1045, F.S.; conforming the limitation on the amount of tax refunds approved for payment under the qualified defense contractor tax refund program to the amount appropriated by the Legislature for such refunds; correcting references relating to program administration; amending ss. 212.097, 212.098, F.S.; clarifying the definition of an "eligible business" under the Urban High-Crime Area Job Tax Credit Program and the Rural Job Tax Credit Program; providing that certain call centers or similar customer service operations are eligible businesses under these programs; providing that certain retail businesses are eligible businesses under the Urban High-Crime Area Job Tax Credit Program; making the implementation of a specified provision contingent upon specific appropriations; providing an effective date.

By the Committee on Judiciary and Senators Bronson, Cowin, Brown-Waite, Sullivan, Grant, Lee and Webster—

CS for SB 1598—A bill to be entitled An act relating to termination of pregnancies; providing a short title; amending s. 390.011, F.S.; defining terms; amending s. 390.0111, F.S.; revising provisions relating to terminations of pregnancies; prohibiting the performing or inducement of a termination of pregnancy upon a minor without specified notice; providing disciplinary action for violation; prescribing notice requirements; providing exceptions; prescribing procedure for judicial waiver of notice; providing for notice of right to counsel; providing for issuance of a court order authorizing consent to a termination of pregnancy without notification; providing for dismissal of petitions; requiring the issuance of written findings of fact and legal conclusions; providing for expedited appeal; providing for waiver of filing fees; requesting the Supreme Court to adopt rules; allowing legislative sponsors of this act to intervene in certain legal actions; providing for severability; providing an effective date.

By the Committee on Fiscal Resource and Senator Bronson—

CS for SB 1626—A bill to be entitled An act relating to the World Bowling Village facility; amending s. 212.20, F.S.; providing for distribution of a portion of revenues from the tax on sales, use, and other transactions to such facility; creating s. 288.1171, F.S.; providing for certification of such facility by the Office of Tourism, Trade, and Economic Development of the Executive Office of the Governor; providing requirements for certification; providing for use of the funds distributed to the facility; requiring specified notice; providing a time limit for opening the facility; specifying when distribution of funds begins; providing for audits by the Department of Revenue; providing for periodic recertification; abating or reducing funding under certain circumstances; providing for the creation of new Florida jobs; providing an effective date.

By the Committee on Education and Senator Horne—

CS for SB 1664—A bill to be entitled An act relating to training centers; establishing training school consolidation pilot projects; providing for transfer of responsibility for the operation of existing programs; providing for the transfer of facilities and equipment; providing program requirements; providing for staffing; requiring the Department of Education to shift all FTE and other funding from a school district to a receiving community college; providing an effective date.

By the Committees on Judiciary; Children and Families; and Senator Mitchell—

CS for CS for SB 1666—A bill to be entitled An act relating to child protection; amending s. 39.001, F.S., relating to purpose and intent of ch. 39, F.S.; conforming and clarifying provisions and references; creating s. 39.0014, F.S.; providing responsibilities of public agencies; amending s. 39.0015, F.S., relating to child abuse prevention training in the district school system; amending s. 39.01, F.S.; revising and conforming definitions; amending s. 39.011, F.S., relating to immunity from liability; amending s. 39.0121, F.S., relating to rulemaking authority; amending s. 39.013, F.S.; clarifying and conforming provisions relating to procedures, jurisdiction, and right to counsel; amending s. 39.0132, F.S.; reducing period the court must preserve records pertaining to a dependent child; providing for admission of termination of parental rights orders as evidence in subsequent proceedings; amending s. 39.0134, F.S.; providing for imposition and enforcement of liens for attorney's fees; amending s. 39.201, F.S.; clarifying provisions relating to mandatory reports of child abuse, abandonment, or neglect; amending s. 39.202, F.S.; revising provisions relating to confidentiality of reports and records; amending s. 39.203, F.S.; clarifying provisions relating to immunity from liability for reporting child abuse, abandonment, or neglect; amending s. 39.206, F.S., relating to imposition of administrative fines for false reporting; amending ss. 39.301 and 39.302, F.S.; revising provisions relating to initiation of protective investigation; amending s. 39.3035, F.S., relating to child advocacy centers; amending s. 39.304, F.S., relating to medical examination and treatment; amending ss. 39.311, 39.312, and 39.313, F.S., relating to the Family Builders Program; amending s. 39.395, F.S., relating to detaining a child; amending

s. 39.401, F.S., relating to taking a child into custody; amending s. 39.402, F.S.; revising provisions relating to placement in a shelter; providing for parents' right to continuance of shelter hearing to obtain counsel; requiring the shelter order to require certain financial information from the parent; providing timeframe for review of shelter placement; amending s. 39.407, F.S., relating to medical and psychological examinations; amending s. 39.501, F.S., relating to petition for dependency; amending s. 39.502, F.S., relating to notice, process, and service; amending s. 39.503, F.S., relating to identifying or locating a parent; amending s. 39.504, F.S., relating to injunction pending disposition of petition; amending s. 39.506, F.S.; revising provisions relating to arraignment hearings; specifying when failure of a person to appear constitutes consent to a dependency adjudication; amending s. 39.507, F.S., relating to adjudicatory hearings; amending s. 39.508, F.S.; revising provisions relating to disposition hearings and orders; providing for permanency status of the child; specifying conditions for termination of departmental supervision and cessation of judicial reviews; amending s. 39.5085, F.S.; revising the department's authority to provide a relative caregiver benefit; amending s. 39.509, F.S., relating to grandparents' rights; amending s. 39.510, F.S., relating to appeal; amending s. 39.601, F.S.; revising and clarifying case-plan requirements; amending s. 39.602, F.S., relating to case planning for a child in out-of-home care; amending s. 39.603, F.S.; conforming timeframes relating to court approvals of case planning; amending s. 39.701, F.S.; revising and clarifying timeframes relating to judicial reviews; specifying that notice is not required for persons present at the previous hearing; providing for a parent's partial compliance with the case plan; requiring that certain updated documentation be furnished to the court; amending s. 39.702, F.S., relating to citizen review panels; amending s. 39.703, F.S., relating to initiation of proceedings to terminate parental rights; amending s. 39.704, F.S., relating to exemption from judicial review; amending s. 39.801, F.S., relating to procedures, jurisdiction, and notice for termination of parental rights; providing notice and consequences regarding failure to appear at advisory hearings; providing for service of subpoenas by agents of the department or guardian ad litem; amending s. 39.802, F.S., relating to petition for termination of parental rights; amending s. 39.805, F.S., relating to answers to petition or pleadings; amending s. 39.806, F.S.; revising grounds for termination of parental rights; revising timeframe for identification or location of parent in provisions relating to termination of parental rights; amending s. 39.807, F.S., relating to right to counsel for indigent parents; revising an exclusion; revising timeframe for provision of certain reports to all parties; amending s. 39.808, F.S., relating to advisory hearing and pretrial status conference; amending s. 39.811, F.S., relating to powers and order of disposition; amending s. 39.814, F.S., relating to oaths, records, and confidential information; amending s. 39.815, F.S., relating to appeal; amending s. 39.822, F.S., relating to appointment of guardian ad litem for abused, abandoned, or neglected child; specifying timeframe for provision of reports to all parties; amending ss. 63.0427 and 419.001, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children and Families; and Senator Forman—

CS for SB 1676—A bill to be entitled An act relating to cross-reporting of family violence; amending ss. 39.201, 415.1034, and 828.073, F.S.; requiring animal control officers or other agents appointed under s. 828.03, F.S., to report known or suspected child abuse, abandonment, or neglect or abuse, neglect, or exploitation of a disabled adult or elderly person; providing a penalty; creating s. 39.208, F.S.; requiring persons who are required to report or investigate child abuse, abandonment, or neglect under ch. 39, F.S., to report known or suspected animal abuse, neglect, cruelty, or abandonment; creating s. 415.1114, F.S.; requiring persons who are required to report or investigate abuse, neglect, or exploitation of a disabled adult or elderly person to report known or suspected animal abuse, neglect, cruelty, or abandonment; specifying information to be reported; providing a penalty; providing an effective date.

By the Committee on Regulated Industries and Senator Lee—

CS for SB 1758—A bill to be entitled An act relating to use of public rights-of-way; amending s. 337.401, F.S.; specifying that specified provisions do not apply to the provision of pay telephone service on public or

municipal roads or rights-of-way; providing for application; providing an effective date.

By the Committee on Criminal Justice and Senators Dawson-White, Meek and Campbell—

CS for SB 1788—A bill to be entitled An act relating to sexual violence in prisons; creating the "Protection Against Sexual Violence in Florida Jails and Prisons Act"; amending ss. 944.35, 951.23, F.S.; requiring the Criminal Justice Standards and Training Commission to develop a course relating to sexual assault identification and prevention as part of the correctional officer training program; authorizing the department and county and municipal detention facilities to provide an orientation program and counseling; creating s. 951.221, F.S.; prohibiting sexual misconduct by employees of county or municipal detention facilities; providing for termination of employment under certain circumstances; providing penalties; providing an effective date.

By the Committee on Fiscal Policy and Senator Thomas—

CS for SB 1806—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; defining the term "net direct written premium"; amending s. 440.49, F.S.; revising the method of calculating payments to the Special Disability Trust Fund; amending s. 440.51, F.S.; revising the method of determining expenses of administration; amending s. 627.914, F.S.; revising the requirements for reports of information by workers' compensation insurers; requiring a report by the Division of Workers' Compensation; providing applicability; creating the Workers' Compensation Rating Law Study Commission; providing for appointment of members; requiring the commission to make a study and recommendations; requiring the staffs of specified legislative committees to provide administrative support; authorizing the commission to contract with independent parties for certain information; entitling commission members to reimbursement for travel and expenses; providing an appropriation; providing an effective date.

By the Committee on Fiscal Resource and Senator Campbell—

CS for SB 1818—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for consumer credit counseling services; providing an exemption for any sale or lease to an organization that is exempt from federal income tax and that has as its primary function raising funds for organizations that hold or qualify to hold a consumer's certificate of exemption issued by this state; providing for retroactive application; providing an effective date.

By the Committee on Education and Senator Jones—

CS for SB 1880—A bill to be entitled An act relating to charter schools; amending s. 228.056, F.S.; prohibiting charter schools from employing persons who have been terminated by a school district or have resigned in lieu of disciplinary action; providing an effective date.

By the Committee on Banking and Insurance; and Senator Geller—

CS for SB 1886—A bill to be entitled An act relating to windstorm insurance risk apportionment; amending s. 627.351, F.S.; revising the composition of the board of the Florida Windstorm Underwriting Association; revising the requirement that certain insureds lose their eligibility for the Florida Windstorm Underwriting Association under certain circumstances; amending s. 627.4025, F.S.; redefining the term "hurricane coverage" for purposes of residential property insurance; providing an effective date.

By the Committees on Education; Governmental Oversight and Productivity; and Senators Grant, Dyer, Laurent, Holzendorf and Horne—

CS for CS for SB 1924—A bill to be entitled An act relating to postsecondary education; amending s. 110.1099, F.S.; revising provisions relating to tuition waivers for state employees; amending s. 121.35, F.S.; revising eligibility for participation in the optional retirement program for the system; amending ss. 239.117, 240.235, 240.35, F.S.; providing a fee exemption for certain postsecondary students; amending s. 240.156, F.S.; allowing the use of moneys in the State University System Concurrence Trust Fund to be used to defray the costs of updating campus master plans; amending s. 240.209, F.S.; providing requirements for certain tuition waivers; providing for naming an entity within a state university for a living person; amending s. 240.2093, F.S.; providing a restriction on the issuance of bonds by a direct-support organization; amending s. 240.227, F.S.; defining the term “continuing contract” for purposes of a university president’s contracting authority; amending s. 240.233, F.S.; providing for the recalculation of grade-point averages; amending s. 240.2605, F.S.; modifying the Board of Regent’s authority relating to the Trust Fund for Major Gifts; amending s. 240.271, F.S.; providing for funding for students enrolled at a state university using an employee fee waiver; amending s. 240.289, F.S.; authorizing institutions in the system to accept credit cards and debit cards; authorizing those institutions to absorb the costs of using such cards; amending s. 240.299, F.S.; providing a restriction on financing agreements by direct-support organizations; amending s. 240.409, F.S.; amending restrictions on the Florida Student Assistance Grant; amending s. 240.4097, F.S.; amending restrictions on the Florida Student Assistance Grant; amending s. 240.421, F.S.; expanding the membership of the Florida Council of Student Financial Aid Advisors; amending s. 243.19, F.S.; providing findings for institutions for higher education; amending s. 243.20, F.S.; redefining the terms “project” and “cost”; defining the term “loan in anticipation of tuition revenues”; amending s. 243.22, F.S.; authorizing loans in anticipation of tuition revenues; amending s. 378.101, F.S.; revising financial restrictions on the Florida Institute of Phosphate Research and the Phosphate Research Trust Fund; amending s. 413.613, F.S.; requiring reports by institutions receiving funds from the Brain and Spinal Cord Injury Rehabilitation Trust Fund; repealing provisions relating to the program review process; providing an exemption from registration as an engineer for certain teachers; repealing s. 240.5335, F.S., relating to the Women’s Athletics Trust Fund; providing an effective date.

By the Committee on Fiscal Resource and Senator Kurth—

CS for SB 1944—A bill to be entitled An act relating to boating safety; amending s. 327.02, F.S.; redefining “personal watercraft”; amending s. 327.25, F.S.; classifying all personal watercraft as class A-2 vessels; providing requirements for display of antique vessel registration numbers and decals; amending s. 327.28, F.S.; providing for distribution and use of registration fees therefor; amending s. 327.39, F.S.; revising requirements for operation of a personal watercraft relating to authorized flotation devices, times of operation, reckless or careless operation, and minimum age for operation; prohibiting lease, hiring, or rental to certain persons; providing a penalty; amending s. 327.395, F.S.; requiring all vessel operators to have certain photographic identification; providing a penalty; creating s. 327.49, F.S.; authorizing certain testing of vessels and vessel motors on the waters of the state; amending s. 327.54, F.S.; revising requirements for lease, hiring, or rental of vessels by liveries, relating to prerenal or preride instruction, minimum age for rental, safety information and instruction, and limitation of liability; requiring liveries to carry certain insurance coverage; providing a penalty; reenacting s. 327.73(1)(p) and (s), F.S., relating to a penalty for violation of vessel laws, to incorporate the amendments to ss. 327.39 and 327.395, F.S., in references; providing effective dates.

By the Committee on Fiscal Resource and Senators Webster, Bronson, Kurth and Sullivan—

CS for SB 2028—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.02, F.S.; providing that a sale for resale includes the sale of certain tangible personal property used or consumed by a government contractor in the performance of a contract with the United States Department of Defense or the National Aeronautics and Space Administration under certain conditions; providing legislative intent; amending s. 212.08, F.S.; providing an

exemption for sales to or use by a government contractor of overhead materials used or consumed in the performance of such a contract under certain conditions; providing definitions; providing a schedule for implementing the exemption; providing legislative intent; providing an effective date.

By the Committee on Children and Families; and Senators Dawson-White and Forman—

CS for SB 2120—A bill to be entitled An act relating to infant and early childhood development; amending s. 230.2305, F.S.; providing for program curriculum under the prekindergarten early intervention program to include music therapy services; amending s. 391.305, F.S.; including music therapy services in the developmental evaluation and intervention program for high-risk and disabled infants and toddlers; amending s. 393.064, F.S.; including music therapy services in early intervention services for high-risk and developmentally disabled children under the developmental services program; amending s. 393.066, F.S.; requiring community-based services for the developmentally disabled to include music therapy services for infants and toddlers; amending s. 402.25, F.S.; providing for music therapy in the brain development activities for infants and toddlers in state-funded education and care programs; amending s. 411.203, F.S.; requiring the interagency continuum of comprehensive services coordinated by Departments of Education, Health, and Children and Family Services to include music therapy services for high-risk and handicapped infants and children; amending s. 411.232, F.S.; providing that additional services under the Children’s Early Investment Program may include music therapy services; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Saunders—

CS for SB’s 2124 and 2022—A bill to be entitled An act relating to Medicaid; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to develop a certified-match program for Healthy Start services under certain circumstances; amending s. 409.910, F.S.; providing for use of Medicare standard billing formats for certain data-exchange purposes; creating s. 409.9101, F.S.; providing a short title; providing legislative intent relating to Medicaid estate recovery; requiring certain notice of administration of the estate of a deceased Medicaid recipient; providing that receipt of Medicaid benefits creates a claim and interest by the agency against an estate; specifying the right of the agency to amend the amount of its claim based on medical claims submitted by providers subsequent to the agency’s initial claim calculation; providing the basis of calculation of the amount of the agency’s claim; specifying a claim’s class standing; providing circumstances for nonenforcement of claims; providing criteria for use in considering hardship requests; providing for recovery when estate assets result from a claim against a third party; providing for estate recovery in instances involving real property; providing agency rulemaking authority; amending s. 409.912, F.S.; eliminating a requirement that a Medicaid provider service network demonstration project be located in Orange County; amending s. 409.913, F.S.; revising provisions relating to the agency’s authority to withhold Medicaid payments pending completion of certain legal proceedings; providing for disbursement of withheld Medicaid provider payments; creating s. 409.9131, F.S.; providing legislative findings and intent relating to integrity of the Medicaid program; providing definitions; authorizing onsite reviews of physician records by the agency; requiring notice for such reviews; requiring notice of due process rights in certain circumstances; specifying procedures for determinations of overpayment; requiring a study of certain statistical models used by the agency; requiring a report; amending ss. 641.261 and 641.411, F.S.; conforming references and cross-references; amending s. 733.212, F.S.; establishing the agency as a reasonably ascertainable creditor with respect to administration of certain estates; providing an effective date.

By the Committees on Fiscal Resource, Natural Resources and Senators Bronson and Jones—

CS for CS for SB 2146—A bill to be entitled An act relating to marine resources; amending s. 370.021, F.S.; providing penalties for illegal buying and selling of marine products; amending s. 370.13, F.S.; providing

for the display of endorsements for the taking of stone crabs on vessels; providing a fee for a stone crab endorsement on a saltwater products license; providing a fee for trap retrieval; providing for the disposition of fees; creating s. 370.1322, F.S.; providing for a stone crab trap certificate program; providing legislative intent; providing for transferable trap certificates, trap tags, and fees; providing prohibitions and penalties; providing for trap reduction; providing for stone crab trap certificate technical, advisory, and appeals boards; providing powers and duties; providing for the disposition of fees; providing for rulemaking authority; providing appropriations and positions; amending s. 370.14, F.S., providing for a trap retrieval fee; amending s. 370.142, F.S., providing penalties for unlawful removal of trap contents; providing authority to implement additional means of trap reduction; amending s. 370.143, F.S.; waiving a fee; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Webster—

CS for SB 2206—A bill to be entitled An act relating to the governmental reorganization; amending s. 17.02, F.S.; clarifying the location and hours of operation of the Comptroller's office; transferring the Division of Banking, the Division of Securities and Investor Protection, and the Division of Financial Investigations of the Department of Banking and Finance to the Department of Insurance and renaming the Department of Insurance as the Department of Finance, Insurance, Banking, and Securities; redesignating the Department of Banking and Finance as the Office of the Comptroller and prescribing its duties; amending ss. 20.12, 20.13, 215.04, 215.05, 215.11, 215.25, 215.31, 215.32, 215.422, 494.001, 497.005, 516.01, 517.03, 517.061, 517.075, 517.1205, 517.131, 517.151, 520.02, 520.31, 520.61, 559.543, 559.55, 560.102, 560.103, 655.001, 655.005, 655.90, 655.949, 657.002, 657.253, 658.23, 658.2953, 716.03, 716.04, 716.05, 716.06, 717.101, F.S., to conform to changes made by this act; requiring the Lieutenant Governor to prepare a plan and report to the Governor and the Legislature; providing effective dates.

By the Committees on Fiscal Resource; Comprehensive Planning, Local and Military Affairs; and Senators Diaz-Balart, Kirkpatrick, Horne and Dyer—

CS for CS for SB 2238—A bill to be entitled An act relating to limerock mining; amending s. 373.4149, F.S., relating to the Miami-Dade County Lake Belt Plan; providing legislative intent; revising description of land included in the Miami-Dade County Lake Belt Area; providing for local land use jurisdiction and for land use compatibility within the Lake Belt Area; requiring certain notice of mining activities; revising membership of the Miami-Dade County Lake Belt Plan Implementation Committee; providing additional requirements for Phase II of the Lake Belt Plan; extending the existence of the implementation committee; deleting requirement for development of a comprehensive mitigation plan; creating s. 373.41492, F.S.; imposing a mitigation fee on commercial extraction of limerock and sand from the Lake Belt Area; providing an exemption; providing procedures for collection, report, and disposition of fees; providing for enforcement and penalties; providing duties and authority of the Department of Revenue; providing for rules; providing for annual indexed fee increases after a specified date; providing purpose of fees for wetlands mitigation and specifying uses; requiring approval of expenditures by an interagency committee; providing membership of the committee; providing that payment of the fee satisfies certain mitigation requirements; providing for suspension of the fee under certain circumstances; requiring interagency committee reports to the South Florida Water Management District and the Legislature; amending ss. 373.4415 and 378.4115, F.S.; correcting references to conform to the county's name change; providing severability; providing an effective date.

By the Committee on Regulated Industries and Senator Lee—

CS for SB 2264—A bill to be entitled An act relating to communications networks and information technologies; establishing a task force in the Department of Management Services; providing for representation; providing responsibilities; providing for meetings of the task force;

providing for support staff for the task force; requiring reports; providing for the dissolution of the task force; providing an appropriation; providing an effective date.

By the Committee on Regulated Industries and Senator Saunders—

CS for SB 2274—A bill to be entitled An act relating to condominium associations; amending s. 718.102, F.S.; providing an additional purpose of ch. 718, F.S.; amending s. 718.103, F.S.; revising definitions; providing an additional definition; amending s. 718.104, F.S.; providing additional requirements for a declaration of condominium; providing for determining the percentage share of liability for common expenses and ownership; amending s. 718.106, F.S.; providing for the right to assign exclusive use; providing for the right to seek election; amending s. 718.110, F.S.; clarifying requirements for amending and recording the declaration of condominium; providing for determining the percentage share of liability for common expenses and ownership for purposes of condominiums comprising a multicondominium development; amending s. 718.111, F.S.; clarifying an attorney-client privilege; revising requirements for financial reports; requiring the disclosure of reserves; revising requirements for financial statements; requiring the disclosure of revenues and common expenses; revising certain limitations on the commingling of funds maintained in the name of a condominium association or multicondominium; amending s. 718.112, F.S.; revising requirements for budget meetings; providing conditions under which a multicondominium association may waive or reduce its funding of reserves; amending s. 718.113, F.S.; providing certain limitations on making material alterations or additions to multicondominiums; providing a procedure for approving an alteration or addition if not provided for in the bylaws; revising requirements for condominium boards with respect to installing and maintaining hurricane shutters; specifying expenses that constitute common expenses of a multicondominium association; providing for an association's bylaws to allow certain educational expenses of the officers or directors to be a permitted common expense; amending s. 718.115, F.S.; providing for determining the common surplus owned by a unit owner of a multicondominium; amending s. 718.116, F.S.; revising circumstances under which a developer may be excused from paying certain common expenses and assessments; providing for the developer's obligation for such expenses with respect to a multicondominium association; amending s. 718.117, F.S.; providing that certain requirements governing the termination of a condominium are inapplicable to the merger of a condominium with one or more other condominiums; creating s. 718.405, F.S.; providing for the creation of multicondominiums; providing requirements for the declaration of condominium; providing notice requirements; providing for the merger or consolidation of condominium associations that are not controlled by a developer; amending s. 718.5019, F.S.; providing for a member's continued service until a replacement has been appointed; amending s. 718.504, F.S.; providing requirements for the prospectus or offering circular for a condominium that is or may become part of a multicondominium; amending s. 624.462, F.S., relating to self-insurance funds; conforming a cross-reference to changes made by the act; requiring the Department of Business and Professional Regulation to prepare proposed legislation addressing master condominium associations; providing criteria; providing an effective date.

By the Committee on Regulated Industries and Senator Casas—

CS for SB 2296—A bill to be entitled An act relating to telecommunications services; amending s. 364.0252, F.S.; directing the Florida Public Service Commission to inform consumers about specific matters in the telecommunications services market; amending s. 364.24 F.S.; providing for telephonic customer account information; amending s. 364.508, F.S.; deleting certain definitions; amending s. 364.509, F.S.; specifying duties of the Department of Education relating to distance learning; amending s. 364.510, F.S.; creating the Florida Distance Learning Network Advisory Council in the Department of Education; providing for membership; specifying representation; providing for organization, procedures, and compensation of the council; providing responsibilities of the council; requiring the department to provide administrative and support services for the council; amending s. 364.514, F.S., to conform; repealing s. 364.506, F.S., relating to the short title to part II, ch. 364, F.S.; repealing s. 364.507, F.S., relating to legislative intent; repealing 364.511, F.S., relating to the powers of the board of directors of the Florida Distance

Learning Network; repealing s. 364.512, F.S., relating to the executive director of the network; repealing s. 364.513, F.S., relating to the annual report and audits of the network; providing an appropriation; providing an effective date.

By the Committee on Banking and Insurance; and Senators Clary and Horne—

CS for SB 2338—A bill to be entitled An act relating to workers' compensation; creating the Workers' Compensation Rating Law Study Commission; providing for appointment of members; requiring the commission to make a study and recommendations; requiring the staffs of specified legislative committees to provide administrative support; authorizing the commission to contract with independent parties for certain information; entitling commission members to reimbursement for travel and expenses; providing an appropriation; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rossin—

CS for SB 2342—A bill to be entitled An act relating to insurance; amending s. 627.7295, F.S.; providing conditions for payment pursuant to a payroll deduction or automatic electronic funds transfer payment plan; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senators Hargrett and Dawson-White—

CS for SB 2352—A bill to be entitled An act relating to community health; creating s. 381.100, F.S.; creating the "Florida Community Health Protection Act"; creating s. 381.102, F.S.; providing for Community Health Program pilot projects; establishing pilot projects in designated counties; creating s. 381.103, F.S.; providing duties of the Department of Health; requiring a report; providing appropriations; providing an effective date.

By the Committee on Education and Senator Sullivan—

CS for SB 2370—A bill to be entitled An act relating to public schools; amending s. 231.085, F.S.; specifying principals' responsibility for assessing performance of school personnel and implementing the Sunshine State Standards; requiring school principals to prepare individualized professional development programs for instructional personnel; requiring a review of student progress as a basis for the design and evaluation of the programs; requiring a performance evaluation to include consideration of the quality of professional development activities; authorizing rules; creating a program to increase student achievement in certain schools; providing legislative intent; providing for the selection of eligible schools; requiring school districts to provide certain assistance to the schools; requiring a professional development program; requiring a needs analysis based upon student achievement; requiring certain components; requiring a plan to increase the number of master teachers at certain schools; encouraging certain services; requiring an evaluation; providing criteria; providing certain responsibilities of the Education Standards Commission and the Office of Program Policy and Government Accountability; requiring a report; authorizing bonuses for certain principals and teachers; authorizing rules; requiring that contracts with teachers contain certain provisions relating to content area of advanced degrees; amending s. 236.08106, F.S.; authorizing bonuses for certain principals and teachers; providing for the distribution of Excellent Teaching Program Funds; deleting certain district incentives; providing an effective date.

By the Committee on Banking and Insurance; and Senator Grant—

CS for SB 2404—A bill to be entitled An act relating to insurance; amending s. 626.022, F.S.; providing an exception from certain insurance licensing requirements for certified public accountants acting within the scope of their profession; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Latvala—

CS for SB 2438—A bill to be entitled An act relating to health care; amending s. 455.654, F.S.; providing definitions; providing requirements for accepting outside referrals for diagnostic imaging; providing for disciplinary procedures against a group practice or sole provider that accepts an outside referral for diagnostic imaging services in violation of such requirements; providing a fine; requiring the Agency for Health Care Administration to study issues relating to quality care in providing diagnostic imaging services; authorizing the agency to convene a technical assistance panel; requiring a report to the Governor and Legislature; providing for registration of all group practices; prescribing registration information; authorizing group practices and sole practitioners to accept a prescribed percentage of their patients from outside referrals for a specified time; requiring the Agency for Health Care Administration in conjunction with the Medicaid Fraud Unit of the Office of the Attorney General to study certain specified business activities and arrangements of providers of clinical laboratory services for kidney dialysis; requiring a report; amending s. 4, ch. 98-192, Laws of Florida; eliminating requirement that the agency receive written confirmation from the federal Health Care Financing Administration that amendments to ss. 395.701 and 395.7015, F.S., will not adversely affect assessments or state match for the state's Medicaid program; providing an effective date.

By the Committee on Fiscal Resource and Senator Kirkpatrick—

CS for SB 2468—A bill to be entitled An act relating to economic development; expressing legislative intent to foster the development of the health technology industry; amending s. 499.015, F.S.; exempting certain medical device manufacturers from specified registration and fee provisions of the Florida Drug and Cosmetic Act; requiring documentation to support such exemption from the act; requiring the State University System and the University of Miami to report to the Legislature on evaluation of certain business incubator, clinical trial, intellectual property, and technology transfer activities; requiring consultation with specified entities as part of such evaluation; encouraging the State Board of Community Colleges to continue its efforts on the development of curriculum to support the workforce needs of the health technology industry; directing Enterprise Florida, Inc., and the Department of Banking and Finance to evaluate ch. 517, F.S., to determine its impact on the ability of health technology firms to raise capital; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rossin—

CS for SB 2516—A bill to be entitled An act relating to insurance fraud; amending s. 626.321, F.S.; providing requirements for limited licenses for credit life or disability insurance and credit insurance; amending s. 626.989, F.S.; defining the terms "insurer" and "insurance policy" for purposes of determining insurance fraud; creating s. 626.9892, F.S.; establishing the Anti-Fraud Reward Program in the department; providing for rewards under certain circumstances; requiring the department to adopt rules to implement the program; exempting review of department decisions relating to rewards; creating s. 641.3915, F.S.; requiring health maintenance organizations to comply with insurer anti-fraud requirements; amending s. 775.15, F.S.; extending the statute of limitations for certain insurance fraud violations; amending s. 817.234, F.S.; specifying a schedule of criminal penalties for committing insurance fraud; providing definitions; providing application to health maintenance organizations and contracts; amending s. 817.505, F.S.; revising a penalty for patient brokering; reenacting s. 455.657(3), F.S., relating to kickbacks, to incorporate changes; providing an appropriation; providing an effective date.

By the Committee on Children and Families; and Senator Holzen-dorf—

CS for SB 2546—A bill to be entitled An act relating to mental health and substance abuse services; amending s. 394.66, F.S.; conforming references; amending s. 394.74, F.S.; authorizing the Department of Children and Family Services to use unit cost methods of payment in contracts for mental health and substance abuse services; amending s.

394.78, F.S.; requiring the department to establish certain contract, payments, and accounting standards; establishing the Commission on Mental Health and Substance Abuse; providing membership and duties; providing for an advisory committee; providing for staff and meetings; requiring an interim report; providing an appropriation; amending s. 397.419, F.S.; providing quality assurance program requirements for substance abuse services; providing for district quality assurance coordinators, contingent upon specific appropriation; creating s. 397.92, F.S.; providing goals of the children's substance abuse services system; creating s. 397.93, F.S.; specifying target populations; creating s. 397.94, F.S.; requiring each district of the Department of Children and Family Services to develop a children's substance abuse information and referral network by a specified date; creating s. 397.95, F.S.; requiring certain service providers to comply with licensure requirements and department rules; creating s. 397.951, F.S.; providing for the integration of treatment and sanctions; creating s. 397.96, F.S.; providing for intensive case management for certain complex cases; creating s. 397.97, F.S.; creating the Children's Network of Care Demonstration Models for local delivery of substance abuse services; providing a time limitation; providing for purchase of services; providing criteria for operation; creating s. 397.98, F.S.; providing for utilization management under the demonstration models; creating s. 397.99, F.S.; providing for award of school substance abuse prevention partnership grants; providing procedures for application and review; providing criteria for funding and requirements for operation of programs funded; providing for rules; creating s. 397.997, F.S.; providing for a prevention website; creating s. 397.998, F.S.; directing the department to establish a program to provide drug-free communities support match grants, contingent upon specific appropriations; providing purposes, eligibility, and procedures; authorizing department rules; providing an effective date.

By the Committee on Banking and Insurance; and Senator King—

CS for SB 2554—A bill to be entitled An act relating to health maintenance contracts; amending s. 626.883, F.S.; requiring that certain information be included with the payments made by a fiscal intermediary to a health care provider; amending s. 641.31, F.S., relating to health maintenance contracts; requiring a health maintenance organization to provide notice prior to increasing the copayments or limiting any benefits under a group contract; requiring certain health maintenance contracts to cover persons licensed to practice massage under certain circumstances; amending s. 641.315, F.S.; providing that a contract between a health maintenance organization and a health care provider may not restrict the provider from entering into a contract with any other health maintenance organizations and may not restrict the health maintenance organization from entering into a contract with any other provider; amending s. 641.316, F.S.; requiring that certain information be included with the payments made by a fiscal intermediary to a health care provider; providing for applicability; providing an effective date.

By the Committee on Education and Senators Clary, Grant, Cowin, Bronson, Childers, Laurent and Horne—

CS for SB 2636—A bill to be entitled An act relating to education; authorizing district school boards to allow the use of an inspirational message at noncompulsory high school events; providing legislative intent; providing for severability; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 954 which he approved on April 20, 1999.

GUBERNATORIAL APPOINTMENTS

The Honorable Toni Jennings
President, The Florida Senate
April 14, 1999
Dear President Jennings:

Please be advised that on April 13, 1999 the State Board of Education approved the withdrawal of the following gubernatorial appointments

which are subject to Senate confirmation but have not yet been confirmed:

Postsecondary Education Planning Commission:
Plunkett, Karen L.
Bailey, Inez W.
Alterman, Richard C.
Haynes, Thomas J., Jr.

Please return all evidence of these appointments.

Sincerely,
Jeb Bush

[The Gubernatorial Appointments listed above were returned to the office of the Governor by the Secretary of the Senate on April 19, 1999.]

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 HB 449, HB 947, HB 949, HB 1089, HB 1099, HB 1417, HB 1561, HB 1563, HB 1565, HB 1567, HB 1569, HB 1571, HB 1577, HB 1593, HB 1595, HB 1629, HB 1687; has passed as amended HB 633, HB 803, HB 971, HB 1001, HB 1481, HB 1501, HB 1559, HB 1573 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Warner—

HB 449—A bill to be entitled An act relating to Palm Beach County; amending ch. 93-367, Laws of Florida, as amended; revising provisions relating to career service status of employees of the Palm Beach County Sheriff; clarifying provisions which define the minimum service period of employment required for the attainment of career service status; excluding specified training periods for purposes of calculating minimum service; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Waters—

HB 947—A bill to be entitled An act relating to the Pinellas Suncoast Transit Authority; clarifying the status of the Pinellas Suncoast Transit Authority as an independent special district; amending chapter 70-907, Laws of Florida, as amended; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Bilirakis and others—

HB 949—A bill to be entitled An act relating to Pinellas County; amending chapter 89-504, Laws of Florida; providing a correction to accurately reflect the administration of certification for plumbing contractors; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1089—A bill to be entitled An act relating to the City of Deerfield Beach, Broward County; extending and enlarging the corporate limits of the City of Deerfield Beach to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1099—A bill to be entitled An act relating to Broward County; amending chapter 96-542, Laws of Florida, which provides for procedures for annexation of unincorporated areas into municipalities throughout Broward County, certain provisions of s. 171.0413, F.S., to the contrary notwithstanding; amending that provision of the act which controls the effective date of annexation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Henriquez and others—

HB 1417—A bill to be entitled An act relating to the Twelve Oaks Special District, Hillsborough County; consolidating, compiling, and codifying extant laws pertaining to the district; providing legislative intent; deleting provisions that have expired, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition; improving clarity and facilitating correct interpretation; providing notice that the district is an independent special district approved by referendum; adding definitions; providing for election of trustees in non-partisan, biennial elections in even-numbered years; providing for the payment of a qualifying fee; providing for certain exemptions to chapter 106, F.S., relating to campaign financing; providing a transition schedule; revising ballot language requirements; providing the date trustees take office; providing for the appointment of trustees under certain circumstances; providing that the board is a public body and shall conduct its business accordingly; providing an exception for the disbursement of certain funds; conforming the law to s. 768.28, F.S., relating to trustees' civil liability and immunity from suit; enumerating the powers and duties of the district in a single section; clarifying and conforming the law to the actual business practices of the district, routine in nature but not previously enumerated, including to insure the facilities, properties, operations, and trustees of the district, to adopt bylaws, to enter into agreements, to operate, supervise, and maintain recreational facilities or enter into arrangements with others for same, to establish, charge, and collect fees for use of the facilities, to employ personnel, to transfer funds among line items, to provide for the creation of a petty cash fund and to make expenditures from same, to create and maintain reserves for certain known or planned expenditures, to invest surplus and reserve funds by resolution in certain accounts, and to adopt bylaws relating to calling special and other meetings; adding new powers, including the power to direct the supervisor to place certain referenda on the ballot, and to perform, when not excepted by this act and when otherwise applicable, duties required by general law relating to special districts and to the levy of non-ad valorem assessments; conforming the law to the requirements of ch. 197, F.S.; providing for the dissolution of the district in accordance with general law; providing a savings clause; repealing chapters 82-305 and 84-438, Laws of Florida, relating to the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1561—A bill to be entitled An act relating to Broward County; extending the corporate limits of the Cities of Fort Lauderdale and Pompano Beach and the Town of Lauderdale-By-The-Sea; providing for annexation by election of the unincorporated areas known as the "Intra-coastal/Beach Area" and surrounding areas; providing for incorporation of a new municipality by election; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1563—A bill to be entitled An act relating to Broward County; extending the corporate limits of the Cities of Fort Lauderdale, North Lauderdale, and Pompano Beach; providing for annexation of the unincorporated area known as "Palm Aire Village"; providing for a study; providing for an election, providing for a runoff election; providing for an effective date of annexation; providing for a transition plan and other plans; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1565—A bill to be entitled An act relating to the City of Weston, Broward County, Florida; extending and enlarging the corporate limits of the City of Weston to include specified unincorporated lands within said corporate limits; redefining city limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1567—A bill to be entitled An act relating to Broward County; amending chapter 97-371, Laws of Florida, as amended; extending the corporate limits for the cities of Pembroke Pines, Davie, Cooper City, and Weston; providing for the annexation of the unincorporated area known as Southwest Ranches; providing for amendment to the legal description of Southwest Ranches and surrounding areas and Sunshine Acres and surrounding areas; providing for incorporation of a new municipality; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1569—A bill to be entitled An act relating to the City of Hollywood, Broward County; extending and enlarging the corporate limits of the City of Hollywood to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1571—A bill to be entitled An act relating to Broward County; providing for the revision of the Charter of the Town of Pembroke Park; providing for extending the corporate limits of the City of Hollywood;

providing for extending the corporate limits of the Town of Pembroke Park; providing for annexation of unincorporated areas within Broward County; providing for referenda; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Bradley—

HB 1577—A bill to be entitled An act relating to Pinellas County; amending chapter 80-590, Laws of Florida; amending the home rule charter of the county to delete the reference to general law as controlling the composition of the county commission; increasing the number of county commissioners from five to seven, with four of the members to be elected from single-member districts and the three remaining members to be elected at large; providing residency requirements for the at-large members; providing for redistricting in accordance with a constitutional provision, to conform; providing for transition; providing for a ballot title and question; providing legislative intent; providing for a special referendum; providing effective dates.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1593—A bill to be entitled An act relating to Broward County; amending chapter 94-429, Laws of Florida; revising the definition of port jurisdictional area; revising territorial boundaries of the port jurisdictional area; repealing s. 6(2), chapter 94-429, Laws of Florida, relating to authority of the county administrator to enter into a lease whose term does not exceed 1 year; repealing chapter 91-356, Laws of Florida, relating to a revision of the former boundaries of the port jurisdictional area; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Murman and others—

HB 1595—A bill to be entitled An act relating to Hillsborough County; specifying completion dates for performance audits for specified agencies within Hillsborough County; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Sorensen—

HB 1629—A bill to be entitled An act relating to Monroe County; amending chapter 69-1191, Laws of Florida, as amended; revising provisions relating to the Utility Board of the City of Key West; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Sembler—

HB 1687—A bill to be entitled An act relating to Indian River County; amending chapter 61-2275, Laws of Florida, as amended; requiring a referendum of the electors of the county prior to any decision by the Indian River County Hospital District to sell Indian River Memorial Hospital; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Crady—

HB 633—A bill to be entitled An act relating to Nassau County and the Nassau General Hospital; repealing chapter 21228, Laws of Florida, 1941, as amended, relating to the Nassau General Hospital; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Harrington—

HB 803—A bill to be entitled An act relating to Charlotte County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to the East Charlotte Drainage District, an independent special tax district in Charlotte County; providing legislative intent; codifying and reenacting special acts relating to District's charter; providing for applicability of chapters 298 and 189, Florida Statutes, and other general laws; providing a district charter; repealing chapter 65-664, Laws of Florida, chapter 80-472, Laws of Florida, chapter 85-395, Laws of Florida, and s. 1(1)(b) of chapter 91-361, Laws of Florida, relating to the East Charlotte Drainage District; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Argenziano—

HB 971—A bill to be entitled An act relating to Citrus County; providing for codification of special laws regarding special districts pursuant to chapter 97-255, Laws of Florida, relating to the Citrus County Hospital Board, an independent special district in Citrus County; providing legislative intent; codifying, amending, and reenacting chapter 65-1371, Laws of Florida, as amended, the "Citrus County Hospital and Medical Nursing and Convalescent Home Act"; removing references to freeholders; deleting obsolete language; making technical revisions; repealing all prior special acts relating to board; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Dennis and others—

HB 1001—A bill to be entitled An act relating to the City of Jacksonville, Duval County; repealing chapter 89-509, Laws of Florida; abolishing the Jacksonville Sports Development Authority; amending chapter 92-341, Laws of Florida, as amended by chapter 97-339, Laws of Florida; replacing the Chairman of the Jacksonville Sports Development Authority with the Chairman of the Sports and Entertainment Board as an ex officio advisor to the Jacksonville Economic Development Commission; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Merchant—

HB 1481—A bill to be entitled An act relating to Palm Beach County, Port of Palm Beach District; amending chapter 74-570, Laws of Florida; increasing the salary of commissioners; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Fuller and others—

HB 1501—A bill to be entitled An act relating to the City of Jacksonville and the Jacksonville Electric Authority; amending chapter 80-513, Laws of Florida, as amended, to change the name of Jacksonville Electric Authority to JEA; correcting references to other laws; repealing superfluous provisions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1559—A bill to be entitled An act relating to Broward County; revising the Charter of Broward County; providing for the office of Mayor of Broward County; providing for the mayor's election, qualifications, duties, responsibilities, and powers; providing duties of certain county officers; providing for alteration of composition of County Commission; providing for election, duties, responsibilities, and powers of commissioners; providing a ballot question; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative Wasserman Schultz—

HB 1573—A bill to be entitled An act relating to the Cities of Deerfield Beach and Pompano Beach, Broward County; extending and enlarging the corporate limits of such cities to include specific unincorporated lands within the corporate limits of said cities; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Rules and Calendar.

RETURNING MESSAGES—FINAL ACTION

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed SB 14, SB 20, CS for SB 60, SB 72, SB 134, CS for CS for SB 150, SB 248, SB 326, CS for SB 714, CS for SB 728, CS for SB 892, CS for SB 990, CS for SB 1264, SB 1396 and CS for SB 1424; has passed CS for SB 716 by the required constitutional three-fifths vote of the membership.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 16 was corrected and approved.

CO-SPONSORS

Senators Brown-Waite—CS for SB 184; Campbell—CS for SB 184; Casas—CS for SB 184; Clary—CS for SB 184; Dyer—CS for SB 184; Forman—SB 2534; Grant—CS for SB 184; Gutman—CS for SB 184; Holzendorf—CS for SB 184, SB 1538; Jones—SB 1538; King—CS for SB 184; Kirkpatrick—CS for SB 184; Latvala—SB 2520; Meek—CS for SB 184; Scott—CS for SB 184

Senator King withdrew as prime sponsor of CS for SB 2636.

RECESS

On motion by Senator McKay, the Senate recessed at 12:08 p.m. to reconvene at 9:30 a.m., Thursday, April 22.

SENATE PAGES

April 19-23

Michael R. Benyon, West Palm Beach; Jesse Michael Boyles, Gainesville; Jeremy D. Branch, Grand Ridge; Bruce B. Butler, Green Cove Springs; Elliott Carter, Ft. Walton Beach; Holly Dye, Tallahassee; Justin V. Grant, Gretna; Jennifer Green, Bartow; Christopher Hargrett, Tallahassee; Eric Hoffman, Tallahassee; David Horst, Tampa; Gerren Conte Johnson, Jasper; Berek Lafayette Jones, Miami; Kelly Leanne McCutcheon, Wildwood; Katherine "Katie" MacElhannon, Gainesville; Jacob Mendelson, Tallahassee; Ronnie A. Nesbitt, Jr., Jacksonville; Brian Osborne, Tampa; Adrienne Riley, Tallahassee; Laura Ruttner, Boca Raton; Shannon Sprentall, Tarpon Springs