



# Journal of the Senate

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Tuesday, March 21, 2000

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## CALL TO ORDER

The Senate was called to order by President Jennings at 9:00 a.m. A quorum present—39:

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

Excused: Senator Myers

## PRAYER

The following prayer was offered by the Rev. Allen Harrod, Pastor, First Baptist Church, Orange Park:

Our Father, we come today with a great sense of blessing. We realize, our Father, that you have blessed us in so many ways, they are innumerable. We think of our world that is in such great need, and we are privileged to have the food we eat, the clothes we wear, the minds we have and the health we enjoy. I lift up this President, this Secretary, these Senators, these men and women to you, Lord, and ask that you will meet the needs of their lives.

Our Father, we deeply need you. Our Father, we must have you for life to be not only a reality but also to be successful. So Father, I pray for their specific needs. No doubt, Lord, there are people here with great physical problems, and so I lift them up to you today.

Lord, we have great needs in our family problems today, needs in our families with our children, with our spouses so many times, so I lift the people that may be experiencing that. We thank you, Father, for the great love you have for us, and I pray today we might enjoy that love and, because we have been so blessed, that we might be a blessing. In Christ's name, we pray. Amen.

## PLEDGE

Senate Pages Michelle Gourley of Bonita Springs and Scott Layden of Brandon, 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 Sullivan—

By Senators Sullivan, Bronson, Forman, Latvala, Hargrett, Carlton, Diaz-Balart and Laurent—

**SR 1076**—A resolution honoring Florida's state parks, voted "America's Best"; commending the Division of Recreation and Parks of the Department of Environmental Protection for receiving the 1999 National State Park Gold Medal, signifying that Florida's state park system is the best in all 50 states; recognizing July, 2000, as "Parks and Recreation Month" in celebration of the benefits of all state, national, and local parks in Florida.

WHEREAS, Florida's massive and diverse state park system, with over 500,000 acres and 151 park properties, has received national recognition for its state-parks partnerships, its cutting-edge resource management, its recreation programs, and its innovative ecotourism marketing initiatives, and

WHEREAS, more than 1,900 public and private partners have been recruited to help provide expanded resource-based recreational opportunities for the 15 million annual visitors to Florida's state parks, and

WHEREAS, some 60 citizen support organizations assist Florida's state parks, and in 1998 volunteers provided 760,000 hours of service, the equivalent of 365 full-time employees, and

WHEREAS, Florida's award-winning "PARKnership" program has paired 45 schools with 34 Florida state parks for environmental education opportunities, and its "Partnership in Parks," a public-private matching program, has resulted in \$1 million in park improvements, and

WHEREAS, since 1996, attendance at Florida state parks has increased by two million visitors, a 17-percent increase, and self-generated revenues, which are used to help operate Florida's state parks, have increased by 30 percent over the same period, and

WHEREAS, in addition to preserving one-half million acres in Florida's finest, most pristine natural areas for enjoyment by this and future generations, Florida's state park system has a direct and positive economic impact of \$273 million and has created 8,100 jobs for Florida's communities, and

WHEREAS, at the National Recreation and Park Association Annual Congress last November in Nashville, Tennessee, the National Sporting Goods Association's National Sports Foundation, Inc., awarded the prestigious 1999 State Parks Gold Medal to Florida's state park system, recognizing it as the best state park system in America, and

WHEREAS, the National Recreation and Park Association has designated July, 2000, as National Parks and Recreation Month in the United States in order to emphasize and celebrate the importance of state, national, and local parks and the immense benefits of parks and recreation in our society, NOW, THEREFORE,

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

That the Florida Senate commends the employees of the Department of Environmental Protection's Division of Recreation and Parks for their dedication and commitment that helped Florida receive this national honor; encourages all Floridians to support Florida's state parks, voted "America's Best"; and, along with the National Recreation and Park Association, recognizes July, 2000, as National Parks and Recreation Month.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to David B. Struhs, Secretary of Environmental Protection; Bob Ballard, Deputy Secretary of Environmental Protection; and Fran P. Mainella, Director of the Division of Recreation and Parks, as a tangible token of the sentiments of the Florida Senate.

—**SR 1076** was introduced, read and adopted by publication.

**SPECIAL GUESTS**

The President recognized Senator Sullivan who introduced the following guests: David B. Struhs, Secretary, Department of Environmental Protection; Bob Ballard, Deputy Secretary, Department of Environmental Protection; Fran P. Mainella, Director, Division of Recreation and Parks; and John Pennekamp, Jr., President, Friends of Florida State Parks, Inc., who were present in the chamber. Senator Sullivan also introduced members of the Florida State Park Service and representatives of Oshman's Super Sports who were present in the gallery.

The President recognized Senator Bronson who introduced Irene DeLaby, Florida State Park Service Volunteer with 15,000 hours of service, who was present in the gallery.

Upon request of the President, the guests in the chamber were escorted to the rostrum where they were presented a copy of the resolution.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator McKay, by two-thirds vote **SB 214** was withdrawn from the Committee on Fiscal Resource; and **SB 1256** and **CS for SB 1262** were withdrawn from the Committee on Rules and Calendar.

On motion by Senator Casas, by two-thirds vote **CS for SB 1114** was removed from the calendar and referred to the Committee on Fiscal Policy.

**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 Wednesday, March 22.

**BILLS ON THIRD READING**

**CS for SB 946**—A bill to be entitled An act relating to offenses by public servants; amending s. 16.56, F.S.; authorizing the Statewide Prosecutor to prosecute violations of ch. 838, F.S.; amending s. 287.133, F.S.; redefining the term "public entity crime"; providing criteria for the placement and removal of names on the convicted vendor list; amending s. 837.02, F.S.; providing for an exception to perjury in official proceedings; creating s. 838.0105, F.S.; providing a short title; amending s. 838.014, F.S.; redefining the terms "benefit," "corruptly," "harm," and "public servant"; amending ss. 838.015, 838.016, F.S.; increasing penalties; creating ss. 838.022, 838.20, 838.21, 838.22, 838.23, 838.24, F.S.; providing criminal penalties for official misconduct, criminal misuse of official position, disclosure or use of confidential criminal justice information, bid-tampering, and perjury by a public servant in an official proceeding; providing for evidence of governmental function or service; creating s. 838.25, F.S.; providing status of confidential informants or confidential sources; authorizing public servants who are subjected to an investigation for official misconduct to recover attorney's fees; amending s. 921.0022, F.S.; deleting specified felonies from and adding specified felonies to the Criminal Punishment Code; repealing s. 838.15, F.S., relating to commercial bribe receiving; repealing s. 838.16, F.S., relating to commercial bribery; repealing s. 839.25, F.S., relating to official misconduct; providing an effective date.

—as amended March 15 and 16 was read the third time by title.

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

**Amendment 1 (720418)(with title amendment)**—On page 15, lines 18-26, delete those lines and insert:

Section 10. Section 838.30, Florida Statutes, is created to read:

*838.30 Attorney's fees.—If a public servant is arrested or prosecuted for any alleged violation of this chapter and either the criminal charges are dismissed or the public servant is acquitted, the public servant may petition the employing public agency to award attorney's fees for the cost of defending against those charges. The employing public agency shall award attorney's fees to the public servant upon a finding that the public servant's actions arose out of or in connection with the performance of his or her official duties and served a public purpose.*

And the title is amended as follows:

On page 1, line 26, after the semicolon (;) insert: creating s. 838.30, F.S.;

On motion by Senator Sebesta, **CS for SB 946** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**SB 1108**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing that the identity of confidential informants or confidential sources is exempt from disclosure; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—as amended March 16 was read the third time by title.

On motion by Senator Sebesta, **SB 1108** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**SPECIAL ORDER CALENDAR**

On motion by Senator Saunders, by two-thirds vote **HB 729** was withdrawn from the Committee on Health, Aging and Long-Term Care.

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

**HB 729**—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; revising qualifications for membership on the Board of Dentistry; providing applicability; providing an effective date.

—a companion measure, was substituted for **SB 1014** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 729** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Sullivan, by two-thirds vote **CS for HB 405** was withdrawn from the Committee on Regulated Industries.

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

**CS for HB 405**—A bill to be entitled An act relating to public accountability; amending s. 473.308, F.S.; extending an application deadline for licensure based on certain practice experience; amending s. 473.309, F.S.; revising a practice requirement of partnerships, corporations, and limited liability companies relating to ownership; amending s. 473.322, F.S.; providing restrictions on the use of practice titles, designations, and abbreviations; providing penalties; providing an effective date.

—a companion measure, was substituted for **CS for SB 688** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 405** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Silver, by two-thirds vote **CS for HB 5** was withdrawn from the Committee on Regulated Industries.

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

**CS for HB 5**—A bill to be entitled An act relating to the Beverage Law; amending ss. 562.11 and 562.111, F.S.; providing an exemption for giving or serving to certain underage students alcoholic beverages that are delivered as part of a required curriculum at an accredited institution; providing an exemption for the possession of alcoholic beverages by underage students in specified circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 234** and by two-thirds vote read the second time by title.

Senator Silver moved the following amendment which was adopted:

**Amendment 1 (172140)**—On page 1, line 22 and on page 2, line 17, delete “over 17” and insert: *at least 18*

Pursuant to Rule 4.19, **CS for HB 5** as amended was placed on the calendar of Bills on Third Reading.

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On motion by Senator Diaz-Balart, by two-thirds vote **HB 17** was withdrawn from the Committee on Judiciary.

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

**HB 17**—A bill to be entitled An act relating to building designation; designating the courthouse of the District Court of Appeal for the Third District as the “Thomas H. Barkdull, Jr., District Courthouse”; authorizing the Third District Court of Appeal to erect suitable markers; providing an effective date.

—a companion measure, was substituted for **SB 70** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 17** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Geller—

**CS for SB 140**—A bill to be entitled An act relating to local government code enforcement boards; amending ss. 162.09, 162.10, F.S.; authorizing suits to recover money judgments and costs; amending s. 162.12, F.S.; providing an alternative for posting certain notices; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 140** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Laurent, by two-thirds vote **CS for HB 143** was withdrawn from the Committee on Commerce and Economic Opportunities.

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

**CS for HB 143**—A bill to be entitled An act relating to warehouse receipts; amending s. 671.201, F.S.; revising the definition of warehouse receipt to include electronic notification; providing an effective date.

—a companion measure, was substituted for **CS for SB 224** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 143** was placed on the calendar of Bills on Third Reading.

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Consideration of **SB 892** was deferred.

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On motion by Senator Campbell—

**SB 360**—A bill to be entitled An act relating to local governments; amending s. 893.138, F.S.; authorizing local governments to take local administrative action to declare certain buildings and premises to be a public nuisance when the building or premises is used to deal in stolen property; providing an effective date.

—was read the second time by title.

Amendments were considered and adopted to conform **SB 360** to **HB 65**.

Pending further consideration of **SB 360** as amended, on motion by Senator Campbell, by two-thirds vote **HB 65** was withdrawn from the Committee on Comprehensive Planning, Local and Military Affairs.

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

**HB 65**—A bill to be entitled An act relating to local governments; amending s. 893.138, F.S.; authorizing local governments to take local administrative action to declare certain buildings and premises to be a public nuisance when the building or premises is used to deal in stolen property; providing for notice of certain property owners with multiple tenants; providing a fine; providing an effective date.

—a companion measure, was substituted for **SB 360** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 65** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Cowin—

**CS for CS for CS for SB’s 852, 2 and 46**—A bill to be entitled An act relating to school safety and security; amending s. 229.57, F.S.; revising criteria for determining a school’s performance grade category for specified school years; creating s. 229.8347, F.S.; establishing the Partnership for School Safety and Security; providing responsibilities of the partnership; assigning the partnership to the Department of Education for administrative purposes; providing for membership, meetings, and reimbursement for expenses; providing for the partnership to be funded through the General Appropriations Act; providing for staff support and technical assistance; requiring that the partnership prepare annual reports; requiring the Department of Education to develop an individualized school safety and environment assessment instrument; requiring that the department expand performance standards for school safety; amending s. 230.23025, F.S.; requiring that safety and security be included as part of the factors reviewed as best financial management practices for school districts; amending s. 230.235, F.S.; requiring each

district school board to review its zero-tolerance policy and ensure the inclusion of specific offenses; creating s. 231.0851, F.S.; requiring that school principals report and verify data concerning school safety and discipline; requiring that the State Board of Education adopt a form for such reports; requiring the Department of Education to improve reporting concerning school safety; requiring that the department develop indicators of safe schools; amending s. 232.24521, F.S.; prohibiting the use of a student's attendance record as the basis of an exemption from academic performance requirements; amending s. 232.26, F.S.; requiring that any suspension of a student with disabilities be in accordance with rules of the State Board of Education; creating s. 235.192, F.S.; requiring school districts and community colleges to provide blueprints of educational facilities to certain agencies; requiring that school districts and community colleges provide a revised blueprint following modification of a facility; requiring the Department of Education to assess safety and security initiatives and make certain reports; establishing a pilot program to assess teams that meet the optimal ratios of certain school professionals to students; requiring that the school district evaluate the program and make certain reports; requiring a plan for school transportation safety; amending s. 232.17, F.S.; prohibiting students referred to a child study team from enrolling in a home education program; providing exceptions; providing an appeals process; amending s. 414.125, F.S.; revising criteria for reduction of temporary cash assistance; amending s. 984.03, F.S.; revising the definitions of the terms "habitually truant" and "truancy petition"; amending s. 984.151, F.S.; revising requirements for filing a truancy petition; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Dyer moved the following amendments which were adopted:

**Amendment 1 (035992)**—On page 8, line 17; on page 10, lines 24 and 28; and on page 13, line 15, after "safety" insert: *and security*

**Amendment 2 (584542)**—On page 14, lines 24-29, delete those lines and insert:

(2) *To be eligible to participate in the pilot program, each school district must ensure that each school participating in the pilot program meets and maintains the optimal ratio of school psychologists, guidance counselors, and school social workers to students, as determined by the Department of Education and funded through the General Appropriations Act.*

Senator Cowin moved the following amendment which was adopted:

**Amendment 3 (030768)**—On page 16, lines 1-17, delete those lines and insert:

(1) *Each school district and the state or local governmental entity having jurisdiction shall jointly develop a priority list of hazardous-walking-conditions projects that have been identified and have not yet been corrected. Each school district shall use this part of the plan to monitor school transportation safety. The plan must include the following for the hazardous walking conditions determined under the provisions of section 234.021, Florida Statutes:*

(a) *The number of hazardous walking conditions which have been identified and have not been corrected by the state or local governmental entity having jurisdiction within 5 years after identification of the hazard and a fiscal impact of the cost to correct each hazard; and*

(b) *For each hazardous walking condition that has been identified and has not been corrected, a statement of the reason given for the deficiency by the state or local governmental entity having jurisdiction.*

Pursuant to Rule 4.19, **CS for CS for CS for SB's 852, 2 and 46** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Cowin—

**CS for SB 1002**—A bill to be entitled An act relating to public records and meetings; providing an exemption from public records and meetings requirements for portions of the blueprints of an educational facility, including a state university facility; providing for future legislative review and repeal; providing for rulemaking authority; providing for per-

sons who have a bona-fide need to know such information; providing a finding of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Cowin moved the following amendment which was adopted:

**Amendment 1 (700678)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. (1) *The portion of each blueprint of an educational facility as defined in section 235.011(6), Florida Statutes, which is determined to be confidential and exempt by rule and which is submitted to a law enforcement agency, the Department of Education, or the State Board of Education, as required by Committee Substitute for Committee Substitute for Senate Bills 852, 2, and 46, 2000 Regular Session, is confidential and exempt from section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution. This exemption is subject to the Open Government Sunset Review Act of 1995 in accordance with section 119.15, Florida Statutes, and shall stand repealed on October 2, 2005, unless reviewed and saved from repeal through reenactment by the Legislature.*

(2) *Portions of all meetings or proceedings of any agency as defined in section 119.011(2), Florida Statutes, relating directly to, or which would reveal confidential and exempt information set forth in rule relating solely to, the blueprints of an educational facility are confidential and exempt from section 286.011, Florida Statutes, and Section 24(b), Article I of the State Constitution. An agency as defined in section 119.011(2), Florida Statutes, may hold public meetings to discuss nonconfidential information or issues relating to these blueprints.*

(3) *The Department of Education shall prescribe by rule the information relating to the blueprints of an educational facility, as defined in section 235.011(6), Florida Statutes, which is confidential and exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution. To be confidential, the information must be necessary to the security and integrity of the educational facility. A law enforcement officer, an emergency medical services provider, an authorized agent or employee of the educational facility, a parent or guardian, and a person who is involved in the planning, design, site improvement, construction, remodeling, renovation, maintenance, and repair of plants and facilities, including ancillary and auxiliary facilities, has a bona-fide need to know such information. The department shall also prescribe by rule which persons have a bona-fide need to know this information in order to carry out their duties.*

(4) *Confidential and exempt information may be released to and used by other governmental entities as needed in connection with the performance of their duties. Any such information that is confidential and exempt as provided for in this section retains its status as confidential and exempt.*

Section 2. *The Legislature finds that the exemption from the public records law provided in section 1 of this act is a public necessity and that the protection of students and others in schools and community colleges is a critical state concern. Furthermore, the Legislature finds that failure to protect the confidentiality of a blueprint of an educational facility submitted to or collected by law enforcement personnel, the Department of Education, or the State Board of Education under Committee Substitute for Committee Substitute for Senate Bills 852, 2, and 46, 2000 Regular Session, would impede the safety and security of schools, community colleges, students, and others. The Legislature further finds that incidents may occur in which blueprints of educational facilities are requested under circumstances that could threaten the safety or welfare of students, employees, and others whether or not actual harm results. Because release of certain portions of facility blueprints under these circumstances would not benefit the public or aid it in monitoring the effective and efficient operation of government but could result in harm to students, employees, and others, the Legislature finds that it is necessary that portions of blueprints be confidential and exempt.*

Section 3. *This act shall take effect on the effective date of Committee Substitute for Committee Substitute for Committee Substitute for Senate Bills 852, 2, and 46, 2000 Regular Session, or similar legislation relating to educational facilities, and shall not take effect if that legislation does not become law.*

And the title is amended as follows:

On page 1, lines 5 and 6, delete those lines and insert: blueprints of an educational facility;

Pursuant to Rule 4.19, **CS for SB 1002** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Cowin—

**SB 990**—A bill to be entitled An act relating to education; amending s. 230.23, F.S.; requiring certain reports; amending s. 232.24521, F.S.; encouraging certain grading practices; requiring a grade-point-average calculation for the Bright Futures Scholarship Program; prohibiting certain exemption; amending s. 232.2463, F.S.; authorizing school districts to abandon certain high school grading practices; providing definitions; repealing s. 240.1163(4), F.S., relating to weighting of grades in dual enrollment and advanced placement courses; providing an effective date.

—was read the second time by title.

The Committee on Education recommended the following amendments which were moved by Senator Cowin and adopted:

**Amendment 1 (025164)**—On page 3, line 12, after “and” insert: , effective July 1, 2001,

**Amendment 2 (963668)**—On page 3, line 15, after “Program” insert: in courses designated for Bright Futures eligibility

Senator Cowin moved the following amendment which was adopted:

**Amendment 3 (971268)**—On page 3, line 14, after “for” insert: the Academic and Merit Scholarship components of

Senator Campbell moved the following amendment which failed:

**Amendment 4 (894100)**—On page 3, lines 19-29, delete those lines and insert:

(3) School districts shall not allow schools to exempt students from academic performance requirements based on practices or policies designed to encourage student attendance.

Pursuant to Rule 4.19, **SB 990** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 748**, **CS for SB 50** and **CS for SB 850** was deferred.

On motion by Senator Sullivan—

**SB 92**—A bill to be entitled An act relating to education; amending s. 232.425, F.S., relating to student standards for participation in interscholastic extracurricular student activities; providing that the participation of nonpublic school students in interscholastic extracurricular activities at public schools and the participation of public school students in interscholastic extracurricular activities at nonpublic schools is not mandatory; revising provisions relating to the grade point average required for participation in interscholastic extracurricular student activities; requiring a contract to be executed upon a student's falling below a certain cumulative grade point average; amending s. 232.61, F.S., relating to bylaws relating to student eligibility adopted by the governing organization for athletics; providing an effective date.

—was read the second time by title.

Senator Sullivan moved the following amendments which were adopted:

**Amendment 1 (233048)(with title amendment)**—On page 2, lines 3-14, delete those lines and insert: necessary to become a well-rounded adult. It is the intent of the Legislature to provide the mechanism for all students in Florida to participate in interscholastic extracurricular activities. As used in this section, the term

And the title is amended as follows:

On page 1, lines 5-11, delete those lines and insert: extracurricular student activities; deleting intent language regarding providing a mechanism for all students to participate in interscholastic extracurricular activities; revising

**Amendment 2 (132572)**—On page 2, delete line 28 and insert: the appropriate governing association, and the student's

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

On motion by Senator Lee—

**SB 130**—A bill to be entitled An act relating to postsecondary education; amending s. 240.551, F.S.; providing for the transfer of Florida Prepaid College Program benefits to certain applied technology diploma programs and vocational certificate programs; requiring the direct-support organization to operate under written contract with the board; providing contract requirements; requiring an annual financial and compliance audit; allowing the Florida Prepaid College Board to permit direct-support organizations established under this section to use the property, facilities, and personal services of the board; providing for such direct-support organizations to invest funds with the moneys invested under the Florida Prepaid College Trust Fund; providing an effective date.

—was read the second time by title.

The Committee on Governmental Oversight and Productivity recommended the following amendment which was moved by Senator Lee and adopted:

**Amendment 1 (292314)(with title amendment)**—On page 7, between lines 6 and 7, insert:

Section 2. Subsection (20) of section 240.553, Florida Statutes, is amended to read:

240.553 Florida College Savings Program.—

(20) PROGRAM IMPLEMENTATION RESTRICTIONS.—Implementation of the program may not begin until the board has received the following:

(a) A favorable written and unqualified opinion from counsel specializing in federal tax matters indicating that the program constitutes a qualified state tuition program under s. 529 of the Internal Revenue Code;

(b) A written and unqualified opinion from a qualified member of the United States Patent Bar indicating that the implementation of the program or the operation of the program will not knowingly infringe upon any patent or copyright specifically related to the financing of higher education expenses;

(c) A written and unqualified opinion of qualified counsel specializing in federal securities law that the program and the offering of participation in the program does are not violate subject to federal securities law; and

(d) A written and unqualified opinion from the board's litigation counsel indicating that the implementation or operation of the program will not adversely impact any pending litigation against the board.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 17, after the semicolon (;) insert: amending s. 240.553(20), F.S.; modifying the type of legal counsel required prior to implementing the program;

Pursuant to Rule 4.19, **SB 130** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator McKay—

**SB 1264**—A bill to be entitled An act providing for a study on children with developmental delays; providing purposes; providing for a commission and its membership, officers, and meetings; providing for the administration of the study and for staff and expenses; prescribing the components of the study; authorizing the employment of expert consultants; providing for advisory workgroups; requiring reports to the Legislature; providing an appropriation; providing for expiration of the act; providing an effective date.

—was read the second time by title.

The Committee on Fiscal Policy recommended the following amendment which was moved by Senator McKay and adopted:

**Amendment 1 (232752)**—On page 8, line 5, delete “\$300,000” and insert: \$250,000

Senator Klein moved the following amendments which were adopted:

**Amendment 2 (095020)**—On page 3, line 30, delete “15” and insert: 16

**Amendment 3 (825298)**—On page 4, between lines 25 and 26, insert:

15. *A professional with expertise in autism and related disorders.*

(Redesignate subsequent subparagraph.)

Senator Rossin moved the following amendment which was adopted:

**Amendment 4 (550498)**—On page 8, line 3 after the period (.) insert: *The recommendations of the task force must include proposed legislation.*

Pursuant to Rule 4.19, **SB 1264** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Klein—

**SB 842**—A bill to be entitled An act relating to grade forgiveness policies; amending s. 232.246, F.S.; revising requirements for district grade forgiveness policies; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 842** was placed on the calendar of Bills on Third Reading.

On motion by Senator Horne—

**SB 836**—A bill to be entitled An act relating to public records; creating s. 240.554, F.S.; providing an exemption from public records requirements for account information associated with the Florida College Savings Program; authorizing the release of such information to community colleges, colleges, and universities under certain circumstances; requiring that such institutions maintain the confidentiality of the information; providing for future legislative review and repeal; providing a finding of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 836** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz-Balart—

**CS for SB 358**—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 394.455, F.S.; redefining the term “mental illness” for purposes of part I of ch. 394, F.S.; amending s. 394.492, F.S.; redefining the term “child or adolescent who is experiencing an acute mental or emotional crisis” for purposes of part III of ch. 394, F.S.; amending s. 394.493, F.S.; revising the income standard that is the basis for a sliding fee scale adopted by the Department of Children

and Family Services for mental health services provided to children and adolescents; amending s. 394.65, F.S.; redesignating part IV of ch. 394, F.S., as “The Community Substance Abuse and Mental Health Services Act”; amending s. 394.66, F.S.; providing legislative intent with respect to substance abuse and mental health services; amending s. 394.67, F.S.; providing additional definitions; creating s. 394.674, F.S.; providing criteria for clinical eligibility and fee-collection requirements for substance abuse and mental health services funded by the Department of Children and Family Services; providing requirements for the department in the provision of crisis services, substance abuse services, and mental health services; specifying requirements for counties in spending certain funds for local substance abuse and mental health services; authorizing the use of funds for activities to prevent substance abuse; requiring that the Department of Children and Family Services adopt rules; requiring the department to establish a sliding fee scale for clients who receive substance abuse and mental health services; amending s. 394.675, F.S.; revising the types of services provided by the department under the substance abuse and mental health service system; creating s. 394.676, F.S., relating to the Indigent Psychiatric Medication Program; requiring the department to adopt rules; amending s. 394.74, F.S., relating to contracts for substance abuse and mental health programs; conforming provisions to changes made by the act; amending s. 394.75, F.S.; requiring district health and human services boards rather than planning councils to prepare substance abuse and mental health plans; providing requirements for the plans; revising the population groups to be addressed in the plans to conform to changes made by the act; amending ss. 394.76, 394.77, 394.78, 394.79, 394.908, F.S., relating to the financing of district programs and services, uniform information and reporting systems, procedures for audits and dispute resolution, and distribution of appropriations; conforming provisions to changes made by the act; requiring the Department of Children and Family Services to submit a master plan to the Legislature for implementing a publicly funded, community-based system of care for mental health and substance abuse services; providing requirements for the master plan; requiring the department to submit a report to the Legislature which describes the compliance of providers with performance outcome standards; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 358** was placed on the calendar of Bills on Third Reading.

On motion by Senator Forman—

**CS for SB 682**—A bill to be entitled An act relating to mental health services for children and adolescents; amending s. 39.407, F.S.; revising provisions governing the medical, psychiatric, and psychological examination and treatment of children; prescribing procedures for the admission of children or adolescents to residential treatment centers for residential mental health treatment; amending s. 394.4785, F.S.; prohibiting children and adolescents from admission to state mental health treatment facilities; requiring residential treatment centers for children and adolescents to adhere to certain standards; amending s. 394.67, F.S.; defining the term “residential treatment center for children and adolescents”; amending s. 394.875, F.S.; requiring the licensure of residential treatment centers for children and adolescents; requiring the Department of Children and Family Services to adopt rules; amending s. 409.175, F.S.; specifying that residential child-caring agencies do not include residential treatment centers for children and adolescents; providing an effective date.

—was read the second time by title.

The Committee on Fiscal Policy recommended the following amendment which was moved by Senator Forman and adopted:

**Amendment 1 (232796)**—On page 20, between lines 29 and 30, insert:

Section 5. *Nothing in this act excuses or relieves the department of any other obligations to abused, neglected or abandoned children in its custody.*

(Redesignate subsequent section.)

Pursuant to Rule 4.19, **CS for SB 682** 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 Wednesday, March 22.

**REPORTS OF COMMITTEES**

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 344

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

The Committee on Judiciary recommends the following pass: SB 1572

**The bill was referred to the Committee on Ethics and Elections under the original reference.**

The Committee on Criminal Justice recommends the following pass: SB 722 with 1 amendment, SB 1196 with 1 amendment, SB 1548, SB 1670

The Committee on Natural Resources recommends the following pass: SB 1640, SB 1696

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

The Committee on Regulated Industries recommends the following pass: SB 214

**The bill was referred to the Committee on Fiscal Resource under the original reference.**

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1308

**The bill was referred to the Committee on Governmental Oversight and Productivity under the original reference.**

The Committee on Banking and Insurance recommends the following pass: SB 164

**The bill was referred to the Committee on Health, Aging and Long-Term Care under the original reference.**

The Committee on Banking and Insurance recommends the following pass: SB 2084

The Committee on Judiciary recommends the following pass: SB 1750, SB 1784

The Committee on Regulated Industries recommends the following pass: SB 1740, SB 1746, SB 1748

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

The Committee on Banking and Insurance recommends the following pass: SB 252 with 1 amendment, SB 2150

The Committee on Commerce and Economic Opportunities recommends the following pass: CS for SB 266, SB 932

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 1288

**The bill with committee substitute attached was referred to the Committee on Agriculture and Consumer Services under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 406

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

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: CS for SB 1408

The Committee on Comprehensive Planning, Local and Military Affairs recommends committee substitutes for the following: CS for SB 1406, SB 1708

The Committee on Criminal Justice recommends committee substitutes for the following: Senate Bills 1192 and 180, Senate Bills 1400 and 1224

**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 Judiciary recommends a committee substitute for the following: CS for SB 832

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

The Committee on Children and Families recommends a committee substitute for the following: SB 340

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 802

**The bill with committee substitute attached was referred to the Committee on Health, Aging and Long-Term Care under the original reference.**

The Committee on Children and Families recommends a committee substitute for the following: SB 1144

The Committee on Transportation recommends a committee substitute for the following: SB 1866

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

The Committee on Judiciary recommends committee substitutes for the following: SB 1752, SB 1778

**The bills with committee substitutes attached were referred to the Committee on Rules and Calendar under the original reference.**

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 1736

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 2028, SB 2130, SB 2158

The Committee on Children and Families recommends a committee substitute for the following: SB 752

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 1230

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 770 and SB 286

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

## REPORTS OF COMMITTEES RELATING TO GUBERNATORIAL APPOINTMENTS

The Committee on Regulated Industries recommends that the Senate confirm the appointment made by the Governor of Lila A. Jaber, for a term ending January 1, 2001, as a member of the **Florida Public Service Commission**.

[The appointment contained in the foregoing report was referred to the Committee on Gubernatorial Appointments and Confirmations under the original reference.]

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By the Committee on Fiscal Policy—

**SB 2202**—A bill to be entitled An act implementing the 2000-2001 General Appropriations Act; providing legislative intent; providing that specified funds are to be allocated based on equity and are not subject to the provisions of s. 394.908, F.S.; amending s. 409.9115, F.S.; specifying how the Agency for Health Care Administration shall make payments for the Medicaid disproportionate share program for mental health hospitals; requiring the Agency for Health Care Administration to use a specified disproportionate share formula, specified audited financial data, and a specified Medicaid per diem rate in fiscal year 2000-2001 for qualifying hospitals; amending s. 409.9116, F.S.; providing a formula for rural hospital disproportionate share payments; amending s. 216.181, F.S.; authorizing the Department of Children and Family Services and the Department of Health to advance certain moneys for certain contract services; directing the Agency for Health Care Administration to include health maintenance organization recipients in the county billing for a specified purpose; authorizing the Departments of Children and Family Services, Management Services, Labor and Employment Security, and Health and the Agency for Health Care Administration to transfer positions and funds to comply with the General Appropriations Act or the WAGES Act; amending s. 39.3065, F.S.; providing for the Broward County Sheriff to provide child protective investigative services; amending s. 216.181, F.S.; authorizing the Department of Law Enforcement to transfer some positions and associated budget and a certain percentage of salary rate between budget entities and providing requirements with respect thereto; providing that billing agent consulting services related to certain Medicaid provider agreements not be considered billing agent services; requiring the Agency for Health Care Administration to develop a reimbursement schedule; authorizing the Department of Law Enforcement to use certain moneys to provide meritorious-performance bonuses for employees, subject to approval; amending s. 212.20, F.S.; providing for use of moneys allocated to the Solid Waste Management Trust Fund; amending s. 403.7095, F.S.; revising the expiration date of the solid waste management grant program; requiring a specified level of funding for counties receiving solid waste management and recycling grants; providing for allocation of funds for innovative programs to address recycling practices and procedures; amending s. 110.1239, F.S.; providing requirements for the funding of the state group health insurance program; amending s. 86, ch. 93-213, Laws of Florida, as amended; deferring repayment requirements for

certain funding provided to the state NPDES program; amending s. 287.161, F.S.; requiring the Department of Management Services to charge all persons receiving transportation from the executive aircraft pool a specified rate; providing for deposit and use of such fees; amending s. 403.1826, F.S.; providing authority of the Department of Environmental Protection to waive requirements related to water pollution control and sewage treatment grants; amending s. 216.181, F.S.; providing authority to the Department of Transportation to facilitate the transfer of personnel to the turnpike headquarters facility in Orange County; providing legislative intent concerning funds appropriated for the San Carlos Institute; providing for allocation of moneys provided for workforce development and providing for budget amendment when a program is moved; providing for future repeal of various provisions; amending s. 240.2605, F.S.; requiring the Board of Regents to rank certain donations; requiring presidents of universities in the State University System to provide lists of certain donations; requiring the Board of Regents to submit a report; requiring the Board of Regents to rank such donations; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing applicability to other legislation; providing performance measures and standards for programs within state agencies; providing that the performance measures and standards are linked to appropriations in the General Appropriations Act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

**Senate Bills 2204-2402**—Previously referenced.

By Senator Silver—

**SB 2404**—A bill to be entitled An act relating to the Miami River; creating s. 163.065, F.S.; creating the “Miami River Improvement Act”; providing findings and purpose; directing state and regional agencies to assist the Miami River Commission; requiring a plan; providing an appropriation; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Natural Resources; and Fiscal Policy.

By Senator Campbell—

**SB 2406**—A bill to be entitled An act relating to mandatory sentences for sexual felony offenses; creating s. 794.0116, F.S.; defining “repeat sexual felony offender”; providing within the definition a category of enumerated felony offenses in violation of s. 794.011, F.S., relating to sexual battery; requiring the court to sentence a defendant as a repeat sexual felony offender and impose a 20-year mandatory minimum term of imprisonment under specified circumstances when the defendant is to be sentenced for committing or attempting to commit any of the enumerated felony violations of s. 794.011, F.S., and the defendant has previously been convicted of committing or attempting to commit any one of certain enumerated felony offenses involving sexual battery; providing penalties; providing procedures and criteria for court determination if the defendant is a repeat sexual felony offender; providing for sentencing as a repeat sexual felony offender; providing for construction; amending s. 800.04, F.S.; specifying sexual activity by certain persons with certain younger persons as sexual battery; providing penalties; providing a mandatory minimum sentencing period; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

By Senators Mitchell, Thomas, Webster, Campbell, Silver, King, Rossin, Brown-Waite, Casas, Kurth, Saunders, Horne, Forman, Clary, Holzenorf, Sebesta, Bronson, Dyer, Childers, Myers, Kirkpatrick, Dawson, Meek, Hargrett, Grant, McKay and Jones—

**SB 2408**—A bill to be entitled An act relating to agency reorganization; transferring the Division of Retirement and its powers, duties, functions, components, and assets from the Department of Management

Services to the State Board of Administration; amending s. 110.205, F.S.; providing status of division personnel under the Career Service System; amending ss. 20.22, 20.28, 112.05, 112.3173, 112.352, 112.354, 112.356, 112.358, 112.361, 112.362, 112.363, 112.625, 112.63, 112.64, 112.658, 112.665, 121.021, 121.025, 121.031, 121.051, 121.0511, 121.0515, 121.052, 121.055, 121.071, 121.081, 121.091, 121.101, 121.111, 121.133, 121.135, 121.136, 121.1815, 121.1905, 121.192, 121.193, 121.22, 121.23, 121.24, 121.30, 121.35, 121.40, 121.45, 122.02, 122.03, 122.05, 122.06, 122.07, 122.08, 122.09, 122.10, 122.12, 122.13, 122.15, 122.16, 122.23, 122.30, 122.34, 122.351, 175.032, 175.1215, 185.02, 185.105, 215.20, 215.28, 215.50, 238.01, 238.02, 238.03, 238.05, 238.07, 238.08, 238.09, 238.10, 238.11, 238.12, 238.14, 238.15, 238.171, 238.181, 238.32, 650.02, F.S., to conform to such transfer; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

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By Senator Campbell—

**SB 2410**—A bill to be entitled An act relating to white collar crime; creating s. 775.088, F.S.; defining the term “white collar crime”; providing penalties; specifying circumstances in which a white collar crime becomes an aggravated white collar crime; providing increased penalties for aggravated white collar crimes; defining the term “victim”; creating s. 775.0881, F.S.; providing for preservation of property in cases of aggravated white collar crime; providing for fines and restitution; providing for notice; providing for preliminary injunctions, hearings, and injunctive relief; authorizing the sale of certain property under specified conditions; requiring proceeds from such sale to be deposited with the court or as directed by the court; providing for appraisal of property under certain circumstances; providing for protection of interests of innocent third persons; authorizing the court to liquidate property and assets under certain circumstances; providing conditions for seizure and forfeiture of property under the Florida Contraband Forfeiture Act; amending s. 921.002, F.S.; providing for ranking the offense of aggravated white collar crime under the offense severity ranking chart; providing for severability; providing legislative intent with regard to rules changes; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

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By Senator Hargrett—

**SB 2412**—A bill to be entitled An act relating to the Florida Housing Finance Corporation; expressing the legislative intent to change the relationship between the Housing Finance Corporation and the Department of Community Affairs and to expand the membership of the governing board of the Housing Finance Corporation; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Governmental Oversight and Productivity.

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By Senator Brown-Waite—

**SB 2414**—A bill to be entitled An act relating to drug trafficking; amending s. 893.03, F.S.; adding 1,4-Butanediol to the controlled substances listed under Schedule II; amending s. 893.13, F.S.; providing enhanced penalties for the sale, manufacture, or possession of methamphetamine; providing enhanced penalties for possessing methamphetamine within a specified distance of a school, park, or public housing facility; providing enhanced penalties for purchasing or using a minor to sell or deliver methamphetamine; amending s. 893.135, F.S.; revising certain penalties imposed for trafficking in controlled substances; deleting certain provisions requiring that an offender be sentenced under the Criminal Punishment Code; prohibiting the sale, purchase, manufacture, or delivery of gamma-hydroxybutyric acid (GHB); providing penalties; prohibiting the sale, purchase, manufacture, or delivery of 1,4-Butanediol; providing penalties; prohibiting the sale, purchase, manufacture, or delivery of various drugs known as “phenethylamines”; providing penalties; amending s. 893.145, F.S.; defining the term “drug

paraphernalia” to mean certain additional equipment, products, and materials; including certain objects used for unlawfully introducing nitrous oxide into the human body within the definition of the term “drug paraphernalia”; providing an effective date.

—was referred to the Committees on Criminal Justice and Fiscal Policy.

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By Senator Brown-Waite—

**SB 2416**—A bill to be entitled An act relating to electronic commerce; providing definitions; providing scope; providing for prospective application; providing for use of electronic records and signatures; providing for variation by agreement among parties using electronic records and electronic signatures; providing construction and application; providing for uniformity; providing for legal recognition of electronic records, signatures, and contracts; providing for provision of information in writing; providing for presentation of records; providing for attribution and effect of electronic records and electronic signatures; providing for the effect of changes or errors in electronic records; providing for notarization and acknowledgment; providing for retention of electronic records and originals; providing for admissibility of electronic records as evidence; providing for rules applying to automated transactions; providing for time and place of sending and receiving electronic records and signatures; providing for transferable records; providing for creation and retention of electronic records by governmental agencies; providing for conversion of written records by governmental agencies; providing for acceptance and distribution of electronic records by governmental agencies; providing for interoperability; providing severability; requiring the clerks of court to provide a statewide index of official records available on the Internet by a time certain; providing for security; requiring that the Internet information shall not be admissible in court; authorizing charging a reasonable fee for certain purposes; providing that the official records must be made available for electronic retrieval on the statewide site by a time certain; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; and Fiscal Policy.

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By Senator Sullivan—

**SB 2418**—A bill to be entitled An act relating to regulatory boards; amending s. 455.587, F.S.; providing for the abolition of any board regulating a profession which has a negative cash balance for a specified period; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Health, Aging and Long-Term Care; and Fiscal Policy.

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By Senator Diaz-Balart—

**SB 2420**—A bill to be entitled An act relating to confidentiality of records; amending s. 119.07, F.S.; providing for the exemption of certain information regarding personnel, and the families of personnel, of the Department of Children and Family Services who provide services to abused, neglected, abandoned, or exploited children, disabled adults, and elderly persons; providing for future review and repeal; providing a legislative finding of necessity; providing for the release of certain records by the court in cases involving the death of a child, disabled adult, or elderly person; providing an effective date.

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

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By Senators Clary, Mitchell, Rossin, Thomas, Childers, Saunders, Latvala, Myers and Dawson—

**SB 2422**—A bill to be entitled An act relating to rural hospitals; amending s. 395.602, F.S.; redefining the term “rural hospital”; amend-

ing s. 409.9116, F.S.; providing that certain hospitals are eligible for funding; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Fiscal Policy.

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By Senator Cowin—

**SB 2424**—A bill to be entitled An act relating to education; providing legislative intent to create a procedure for planning dual-enrollment programs for high school students; providing an effective date.

—was referred to the Committee on Education.

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By Senator Clary—

**SB 2426**—A bill to be entitled An act relating to social work practice in generalist and nonclinical specializations; creating part XV of chapter 468, Florida Statutes, consisting of sections 468.851, 468.852, 468.853, 468.854, 468.855, 468.856, 468.857, 468.858, 468.859, 468.86, 468.861, 468.862, 468.863, 468.864, 468.865, Florida Statutes; providing for the licensure and regulation of social work practice in generalist and nonclinical specializations; providing legislative intent; providing definitions; creating an Advisory Council on Social Work Practice in Generalist and Nonclinical Specializations and providing for council membership and headquarters; providing rulemaking authority; providing for licensure by examination of licensed master social workers and of certified bachelor social workers; providing for license renewal; providing for inactive license status and for the reactivation of licenses; providing for fees; providing requirements for continuing education and for the approval of providers, programs, and courses; defining infractions; providing for discipline of licensees or applicants for licensure; prohibiting sexual misconduct and providing for penalties; providing violations; providing penalties; providing for injunctions; providing exemptions from regulation under this part; providing for confidential communications; requiring recordkeeping; requiring the display of licenses; requiring the use of a licensee's professional title on promotional materials; repealing ss. 491.0145, 491.015, F.S., relating to certified master social workers; providing applicability to current certificateholders; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Governmental Oversight and Productivity.

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By Senator Forman—

**SB 2428**—A bill to be entitled An act relating to child abuse; amending s. 827.03, F.S.; modifying definitions; providing penalties for child abuse; providing penalties for malicious punishment of a child; increasing penalties for subsequent acts; providing an effective date.

—was referred to the Committees on Criminal Justice; Children and Families; and Fiscal Policy.

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By Senator Clary—

**SJR 2430**—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of Section 26 of Article XII of the State Constitution, relating to ad valorem tax assessments; authorizing the exemption, valuation, or classification as provided by general law of specified property.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Fiscal Resource; and Rules and Calendar.

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By Senator Cowin—

**SB 2432**—A bill to be entitled An act relating to school system personnel; amending s. 20.15, F.S.; changing the name of the Division of

Human Resource Development to the Division of Professional Educators; amending s. 230.303, F.S.; assigning duties of the Florida Council on Educational Development to the Department of Education; amending ss. 231.15, 231.17, F.S.; revising certification requirements; providing for a competency-based alternative preparation program; providing criteria for out-of-state teachers and administrators; amending s. 231.1725, F.S.; requiring school boards to establish minimal qualifications for career specialists; amending s. 231.24, F.S.; authorizing the State Board of Education to establish a certificate fee; extending the time within which an expired certification may be reinstated; amending s. 231.261, F.S.; expanding the membership of the Education Practices Commission; revising the method of designating panels to review certificates; amending s. 231.263, F.S.; providing for a deferred prosecution agreement when enrolled in a recovery network treatment program; amending s. 231.28, F.S.; revising disciplinary procedures of the Education Practices Commission; amending s. 231.30, F.S.; providing standards for certification fees; amending s. 231.600, F.S.; providing criteria for inservice activities of professional development systems; requiring the Department of Education to provide a system for recruitment, preparation, and professional development of school administrators; amending ss. 231.625, 231.6255, F.S.; providing for the Department of Education to take over duties of the Office of Teacher Recruitment and Retention Services; amending s. 236.081, F.S.; conforming a statutory cross-reference; amending s. 236.08106, F.S.; raising the cap on the fee subsidy for the Excellent Teaching Program; creating the Florida Mentor Teacher School Pilot Program; providing standards for multiple career paths in teaching; providing criteria for the program; providing for salary incentives; providing for rulemaking authority; repealing s. 231.0861, F.S., relating to selection of principals and assistant principals; repealing s. 231.087, F.S., relating to management training; repealing s. 231.173, F.S., relating to out-of-state teachers and administrators; repealing s. 236.0811, F.S., relating to school board educational training programs; providing an effective date.

—was referred to the Committee on Education.

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By Senator Cowin—

**SB 2434**—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain records of an educator who successfully completes a recovery network treatment program; providing an expiration date; providing a finding of public necessity; providing a contingent effective date.

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

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By Senator Meek—

**SB 2436**—A bill to be entitled An act relating to gun-free zones; defining the term "gun-free zone"; authorizing the governing body of a municipality or county to establish a gun-free zone pursuant to an ordinance approved by the governing body or approved by a vote of the electors; requiring that signs be posted to notify the public of a gun-free zone; requiring that law enforcement officers and security officers who carry firearms be exempt from any ordinance establishing a gun-free zone; providing a penalty; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Criminal Justice; and Fiscal Policy.

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**SR 2438**—Not referenced.

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By Senator Meek—

**SB 2440**—A bill to be entitled An act relating to the death penalty; expressing the legislative intent to revise the laws governing the death penalty; providing an effective date.

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

SR 2442—Not referenced.

By Senator Holzendorf—

SB 2444—A bill to be entitled An act relating to workforce preparation; creating the Learning and Earning for Parents (LEAP) Program, to be administered by the Department of Education; providing purposes; providing for eligibility; providing for the amount of benefits; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Mitchell—

SB 2446—A bill to be entitled An act relating to tobacco production relief; providing legislative intent; providing for use of state funds to assist persons and communities adversely affected by the settlement; providing for periodic appropriation and distribution of those funds; specifying what funds will be used for and specifying entities to receive funds; providing for appointment of trustees to administer the distribution of the funds and specifying their duties; authorizing reimbursement for per diem and travel; providing for public meetings and records; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Sullivan—

SB 2448—A bill to be entitled An act relating to postsecondary education; providing for the creation of baccalaureate and master's degree oriented universities; directing the Postsecondary Education Planning Commission to develop an operational plan; providing for the mission and governance of the new universities; providing for admission standards and student fees; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Sullivan—

SB 2450—A bill to be entitled An act relating to postsecondary education; expressing the legislative intent to revise the laws relating to postsecondary education; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Sullivan—

SB 2452—A bill to be entitled An act relating to postsecondary education; expressing the legislative intent to revise the laws relating to postsecondary education; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Sullivan—

SB 2454—A bill to be entitled An act relating to legal education; expressing the legislative intent to foster legal education; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Sullivan—

SB 2456—A bill to be entitled An act relating to graduate medical education; expressing the legislative intent to foster graduate medical education; providing an effective date.

—was referred to the Committees on Education and Fiscal Policy.

By Senator Geller—

SB 2458—A bill to be entitled An act relating to condominiums; amending s. 718.116, F.S.; increasing the time period during which certain mortgagees who acquire title to a unit by foreclosure or by deed in lieu of foreclosure may be liable for certain unpaid assessments; increasing the maximum limit on the responsibility for the payment of certain unpaid assessments by such mortgagees; providing for application; providing an effective date.

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

By Senator Carlton—

SB 2460—A bill to be entitled An act relating to the Veterans' Nursing Home of Florida; amending s. 296.36, F.S.; prescribing eligibility requirements for admittance to the home; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

By Senator Bronson—

SB 2462—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 certain molds and dies; providing an effective date.

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

By Senator Horne—

SB 2464—A bill to be entitled An act relating to juvenile justice education programs; amending s. 228.041, F.S.; providing that funded days of instruction may not be reduced to accommodate teacher in-service days; amending s. 230.02, F.S.; providing for district school systems to provide instructional personnel at certain juvenile justice programs; amending s. 230.23161, F.S.; providing legislative intent; prescribing duties for the Department of Juvenile Justice and the Department of Education regarding providing educational instruction to certain delinquent youths; requiring certain delinquent youths to participate in educational programs; requiring a multi-agency plan; amending s. 232.032, F.S.; exempting youths in juvenile justice programs from certain immunization requirements; amending s. 235.1975, F.S.; requiring the Department of Juvenile Justice to notify the Department of Education regarding certain actions taken regarding the construction of new facilities; amending s. 236.08104, F.S.; providing for youths enrolled in juvenile justice education programs to earn funds from the Florida Education Finance Program; creating s. 985.3155, F.S.; requiring both departments to develop a plan for vocational education in juvenile justice facilities; providing powers, duties, and guidelines for the plan; requiring a report; amending s. 985.316, F.S.; providing for compulsory participation in education programs by youths in custody; requiring a study; requiring a review and the creation of a plan; providing appropriations; providing an effective date.

—was referred to the Committees on Education, Criminal Justice and Fiscal Policy.

By Senator Mitchell—

**SB 2466**—A bill to be entitled An act relating to trust funds; creating the Florida Indemnification and Community Revitalization Trust Fund; providing for sources of funds and purposes; providing for annual carry-forward of funds until final authorized annual distribution and then for reversion of any unencumbered balance to the Department of Banking and Finance Tobacco Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator King—

**SB 2468**—A bill to be entitled An act relating to athletic agents; creating s. 468.45615, F.S.; providing a criminal penalty for providing an illegal inducement to a student athlete; amending s. 468.4562, F.S.; providing for a university to receive treble damages from an agent under certain circumstances; providing an effective date.

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

By Senators Latvala, Thomas, Mitchell and Silver—

**SB 2470**—A bill to be entitled An act relating to state air travel; requiring the Department of Management Services to establish a central database to maintain a record of all state-related travel; providing an appropriation for the development, maintenance, and improvements to the database; requiring the Comptroller to establish object codes that uniquely identify expenses related to air travel, car rental, and motel or hotel accommodations; authorizing the Department of Management Services to negotiate and contract with an air carrier for service; requiring local matching funds; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Latvala—

**SB 2472**—A bill to be entitled An act relating to financial matters; amending s. 215.322, F.S.; providing intent; specifying circumstances under which governmental agencies or the judicial branch may accept credit cards, charge cards, or debit cards; prescribing duties of the State Technology Office; removing a limitation on convenience fees; providing an effective date.

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

By Senator Latvala—

**SB 2474**—A bill to be entitled An act relating to information technology management; amending ss. 282.005, 282.101, 282.102, 282.103, 282.104, 282.105, 282.106, 282.107, 282.1095, 282.111, 282.20, 282.21, 282.22, 282.303, 282.3031, 282.3032, 282.3041, 282.3055, 282.3063, F.S.; providing legislative findings and creating the State Technology Office within the Department of Management Services; providing for the Chief Information Officer to be in charge of the office; requiring the office to provide support and guidance to all state agencies in order to enhance the state's use and management of information technology resources; providing for enterprise resource planning and management by each state agency in consultation with the office; creating s. 282.3095, F.S.; directing the State Technology Office to create a Task Force on Privacy and Technology; providing for the task force to hold meetings and report to the Legislature and Governor; amending ss. 282.310, 282.315, 282.318, 282.404, F.S.; directing the State Technology Office to prepare and disseminate the State Annual Report on Enterprise Resource Planning and Management; transferring the Florida Geographic Information

Board and the Florida Geographic Information Advisory Council from the Executive Office of the Governor to the State Technology Office; amending ss. 119.07, 287.073, F.S.; conforming statutory cross-references; repealing s. 282.3091, F.S., relating to the State Technology Council; repealing s. 282.3093, F.S., relating to the State Technology Office; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Kirkpatrick—

**SB 2476**—A bill to be entitled An act protecting private property rights; amending s. 70.001, F.S.; redefining the term "action of a governmental entity" and the terms "inordinate burden" or "inordinately burdened"; providing that specified action by a governmental entity creates a rebuttable presumption of inordinate burden; providing criteria for the court to consider in claims for compensation; providing an effective date.

—was referred to the Committees on Judiciary; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Geller—

**SB 2478**—A bill to be entitled An act relating to rulemaking authority of state agencies (RAB); amending s. 386.205, F.S.; authorizing state agencies to adopt rules to designate smoking areas; amending s. 554.115, F.S.; providing additional circumstances under which the Department of Insurance may suspend or revoke a certificate of compliance to operate a boiler; requiring that certain violations be reported to the state attorney; providing for administrative actions; amending s. 624.3161, F.S.; requiring the Department of Insurance to adopt rules for market conduct examinations; creating s. 624.4135, F.S.; requiring that the department adopt rules governing applications by foreign insurers for a certificate of authority as a domestic insurer; amending s. 624.424, F.S.; requiring health insurers to provide information pertaining to the training and instruction provided to agents; requiring the Department of Insurance to adopt rules; amending s. 625.305, F.S.; requiring that the department adopt rules governing certain investments by domestic life insurers; creating s. 625.765, F.S.; exempting specified transactions from requirements that a domestic stock insurer file statements and recover certain profits; amending s. 626.171, F.S.; requiring the Department of Insurance to adopt rules governing the license application process for insurance representatives; creating s. 626.2817, F.S.; providing for the regulation of course providers, instructors, and other groups involved in precensure education for insurance agents and other licensees; amending s. 626.7353, F.S.; requiring that the Department of Insurance adopt rules governing the appointment of customer representatives; amending s. 626.748, F.S.; providing requirements for agents in maintaining records of policies; amending s. 626.9541, F.S.; prohibiting certain discrimination with respect to motor vehicle insurance premiums; providing that failure to make certain disclosures regarding a self-insured plan constitute an unfair method of competition and an unfair or deceptive act; requiring that the department adopt rules governing such disclosures; amending s. 626.9551, F.S.; providing additional requirements for insurance sold in connection with an extension of credit or the sale or lease of goods or services; requiring the Department of Insurance to adopt rules governing such sales and rules to prevent the coercion of borrowers; creating s. 626.9881, F.S.; requiring that the department adopt rules governing the marketing of insurance in connection with persons not licensed as insurance agents; amending s. 627.062, F.S.; providing for the availability of water supplies to be considered by insurers or rating organizations in establishing rates; amending s. 627.0625, F.S.; authorizing the Department of Insurance to adopt rules governing claims under commercial motor vehicle policies; creating s. 627.385, F.S.; requiring each residual market board to adopt rules to prevent conflicts of interest and inappropriate behavior; specifying prohibited activities on the part of board members; creating s. 627.4065, F.S.; providing for a right to return a health insurance policy within a specified period; providing notice requirements; providing certain exceptions; creating s. 627.4086, F.S.; providing notice requirements for policies of disability insurance; creating s. 627.41335, F.S.; requiring that an applicant for health insurance sign certain acknowledgements with respect to the termination of the insurance; creating s. 627.41337, F.S.;

providing certain limitations on the use of the terms “noncancelable” or “noncancelable and guaranteed renewable” by insurers; amending s. 627.429, F.S.; providing that certain limitations on the use of medical tests for human immunodeficiency virus infection and acquired immune deficiency syndrome apply to insurance provided by prepaid limited health organizations; creating s. 627.4305, F.S.; authorizing the Department of Insurance to make certain distinctions between various insurance policies in adopting rules governing insurance contracts; amending s. 627.481, F.S.; requiring that the department adopt rules governing certain annuity agreements; creating s. 627.7276, F.S.; providing notice requirements for motor vehicle policies that do not provide coverage for bodily injury and property damage liability or that do not comply with the Florida Motor Vehicle No-Fault Law; amending s. 627.7282, F.S.; authorizing the Department of Insurance to adopt rules governing the format of the notice of additional premiums; creating s. 627.795, F.S.; requiring that title insurance commitments be issued on certain real estate transactions; creating s. 627.796, F.S.; requiring that a title insurer obtain a minimum amount of errors and omissions coverage for persons performing title searches; creating s. 627.797, F.S.; requiring that insurers file with the department a list of agents who are exempt from licensure; creating s. 627.798, F.S.; requiring that the Department of Insurance adopt forms for notifying the mortgagor of certain provisions in a title policy; amending ss. 627.8405, 627.848, F.S.; requiring that the Department of Insurance adopt forms for disclosing coverages financed with personal injury protection and for cancelling certain policies; amending s. 627.918, F.S.; requiring that the department adopt rules for approving certain forms; creating s. 627.955, F.S.; prohibiting certain deductibles that are applicable to the insured group as a whole; amending s. 635.071, F.S.; prohibiting insurance on mortgages that are offered for sale based on certain advertisements; creating s. 636.0225, F.S.; requiring that a group prepaid limited health service contract provide for conversion of the contract on termination of eligibility; specifying certain exceptions; amending s. 636.0226, F.S.; providing requirements for conversion contracts; providing certain time limits; requiring issuance without evidence of insurability; providing for a conversion premium; providing for scope of coverage; providing requirements for optional coverage; providing certain limitations on termination; limiting certain exclusions for preexisting conditions; providing notice requirements; amending s. 648.4425, F.S.; requiring the Department of Insurance to prescribe forms for use by bail bond agents in issuing bonds; amending s. 651.033, F.S.; requiring that the Department of Insurance sign certain escrow agreements, letters of credit, and amendments thereto; amending s. 791.015, F.S.; authorizing the State Fire Marshal to adopt by rule registration forms for manufacturers, distributors, wholesalers, and retailers of sparklers; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Rules and Calendar.

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By Senator Saunders—

**SB 2480**—A bill to be entitled An act relating to the Florida Price Level Index; creating a study commission to study the factors that make up the index; providing for commission membership; providing an effective date.

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

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By Senator Saunders—

**SB 2482**—A bill to be entitled An act relating to special risk membership in the Florida Retirement System; amending s. 121.0515, F.S.; extending membership in the special risk class to certain helicopter pilots and supervisory personnel of emergency medical technicians and paramedics; providing a finding of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Fiscal Policy.

By Senator Saunders—

**SB 2484**—A bill to be entitled An act relating to gasoline additives; providing legislative intent; providing an effective date.

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

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By Senator Forman—

**SB 2486**—A bill to be entitled An act relating to public records; amending s. 624.311, F.S.; providing an exemption from public records requirements for patient-identifying information contained in medical records of the Department of Insurance; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

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

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By Senator Kirkpatrick—

**SB 2488**—A bill to be entitled An act relating to rulemaking authority of the Department of Labor and Employment Security (RAB); expressing the intent of the Legislature to clarify the department’s rulemaking authority; providing an effective date.

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

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By Senator Kirkpatrick—

**SB 2490**—A bill to be entitled An act relating to economic development; creating s. 414.224, F.S.; creating the Retention Enhancing Communities Initiative; providing for the selection of communities; requiring solicitation of proposals; providing for the selection of RECI participants by the WAGES Program State Board of Directors; providing for the appointment of liaisons; authorizing the Governor to address barriers to implementation of RECI proposals; providing for the redirection of certain funds; providing for RECI elements; requiring the Governor to designate a coordinator; establishing a center for community excellence; providing appropriations for RECI elements; providing restrictions of funds; providing for monitoring and reporting; providing an effective date.

—was referred to the Committees on Comprehensive Planning, Local and Military Affairs; Commerce and Economic Opportunities; Children and Families; and Fiscal Policy.

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By Senator Brown-Waite—

**SB 2492**—A bill to be entitled An act relating to telehealth; creating s. 455.5641, F.S.; providing legislative findings and intent; requiring separate licensure to provide telehealth services to patients in this state; providing that telehealth licensure requirements and responsibilities shall be identical to those provided for full licensure in the applicable profession; requiring certain information to be provided in all telehealth communications; providing responsibility for confidentiality of medical records; providing for prosecution of unlicensed and other criminal activity; authorizing certain consultative services without a license; requiring licensure to order out-of-state electronic communications diagnostic-imaging or treatment services for persons in this state; providing exemption from telehealth licensure for registered nonresident pharmacies and their employees; providing applicability to regulation of Florida licensees; providing rulemaking authority; amending s. 766.102, F.S.; authorizing the bringing of telehealth malpractice actions in this state regardless of provider location; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Judiciary.

By Senator Diaz de la Portilla—

**SB 2494**—A bill to be entitled An act relating to racial and ethnic health outcomes; creating s. 381.7351, F.S.; creating the “Reducing Racial and Ethnic Health Disparities—Closing the Gap Act”; creating s. 381.7352, F.S.; providing legislative findings and intent; creating s. 381.7353, F.S.; creating a grant program; providing for administration; creating s. 381.7354, F.S.; providing for eligibility; creating s. 381.7355, F.S.; providing project requirements, including contents of proposals; creating s. 381.7356, F.S.; limiting grant awards; requiring local matching funds; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Forman—

**SB 2496**—A bill to be entitled An act relating to health care coverage; amending s. 627.402, F.S.; defining the term “insurer conduct”; amending s. 627.410, F.S.; prescribing requirements for determining whether a health insurance policy provides benefits that are reasonable in relation to premium rates; providing disclosure requirements regarding rates; revising certain filing requirements regarding actuarial justification; deleting certain provisions that establish presumptions regarding the reasonableness of rates; amending s. 627.411, F.S.; authorizing the Department of Insurance to disapprove forms, rate manuals, or rate schedules because of certain rates or rate increases; creating s. 627.42396, F.S.; requiring certain health insurance policies to allow insureds to obtain drugs that are not included in the insurer’s drug formulary; amending s. 641.31, F.S.; providing requirements for determining whether a health maintenance contract provides benefits that are reasonable in relation to premium rates; providing disclosure requirements regarding premium rates; authorizing the Department of Insurance to disapprove rate changes that exceed certain standards; requiring certain health maintenance contracts to allow members to obtain drugs that are not included in the health maintenance organization’s drug formulary; amending s. 641.315, F.S.; prohibiting certain referrals to collection agencies; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health, Aging and Long-Term Care.

By Senators Klein and King—

**SB 2498**—A bill to be entitled An act relating to tax on sales, use, and other transactions; providing intent; amending s. 212.08, F.S.; revising the exemption for machinery and equipment used in silicon technology production and research and development, to include machinery and equipment used by health technology facilities to produce health technology products, and machinery and equipment used in research and development or manufacturing in a health technology facility; providing a definition; providing an effective date.

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

By Senator Klein—

**SB 2500**—A bill to be entitled An act relating to sexually violent predators; amending s. 216.1365, F.S.; requiring the Criminal Justice Estimating Conference to project future bed needs and other program needs for sexually violent predators; amending s. 775.089, F.S.; redefining the term “victim,” for purposes of restitution payments from the Crimes Compensation Trust Fund, to include any victim of an offense committed by an offender who is alleged, at any time following the offense, to be a sexually violent predator; amending s. 394.913, F.S.; increasing the period of time for the multidisciplinary team to determine if an offender is a sexually violent predator; amending s. 394.930, F.S.; requiring the Department of Children and Family Services to adopt rules for continuing education and training for members of multidisciplinary teams and other professionals who evaluate sexually violent predators; amending s. 394.931, F.S.; requiring the Department of Children

and Family Services to implement a long-term study to determine the effectiveness of involuntary civil commitment of sexually violent predators; providing an effective date.

—was referred to the Committees on Criminal Justice; Children and Families; and Fiscal Policy.

By Senator Latvala—

**SB 2502**—A bill to be entitled An act relating to public records and meetings; expressing the legislative intent regarding the enactment of exemptions from requirements pertaining to such records and meetings.

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

By Senator Kirkpatrick—

**SB 2504**—A bill to be entitled An act relating to the space industry; expressing the legislative intent to foster the continued development of the space industry; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Fiscal Policy.

By Senator Bronson—

**SB 2506**—A bill to be entitled An act relating to beach management; amending s. 161.021, F.S.; revising definitions; amending s. 161.041, F.S.; revising provisions relating to permit conditions; amending s. 161.042, F.S.; providing authority of the Department of Environmental Protection relating to beach nourishment for certain coastal construction and excavation; amending ss. 161.053, 161.082, and 161.141, F.S.; conforming terminology; amending s. 161.088, F.S.; revising declarations of public policy relating to beach erosion control, restoration, and nourishment; amending s. 161.091, F.S.; providing legislative intent with respect to disbursements from the Ecosystem Management and Restoration Trust Fund; modifying requirements of the department’s multiyear repair and maintenance strategy; amending s. 161.101, F.S.; revising requirements and criteria for state funding of projects and studies relating to beach management and erosion control; providing rulemaking authority of the department; amending s. 161.161, F.S.; revising provisions relating to the state’s comprehensive long-term beach management plan; deleting project criteria and requirements for the approval of certain projects by the Board of Trustees of the Internal Improvement Trust Fund; revising department rulemaking authority; providing an effective date.

—was referred to the Committees on Natural Resources and Fiscal Policy.

By Senator Diaz-Balart—

**SB 2508**—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.60, F.S.; revising certain definitions; amending s. 320.61, F.S.; prohibiting the granting of a replacement application during the pendency of certain actions alleging the unfair cancellation of a dealer franchise agreement; amending s. 320.64, F.S.; providing additional grounds for the denial, suspension, or revocation of a license; providing for the maintenance and disclosure of certain records; amending s. 320.641, F.S.; revising provisions relating to the unfair cancellation of franchise agreements; adding additional acts that constitute such actions; providing procedural standards during such action; amending s. 320.642, F.S.; establishing certain geographic comparison area standards for use in determining whether dealers are providing adequate representation; amending s. 320.643, F.S.; prohibiting licensees from having a right of first refusal regarding franchise agreements; amending s. 320.645, F.S.; providing for a licensee to operate a dealership under

special conditions; amending s. 320.695, F.S.; providing additional grounds for injunctive relief by any person; providing an effective date.

—was referred to the Committees on Transportation and Judiciary.

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By Senator Diaz-Balart—

**SB 2510**—A bill to be entitled An act relating to rulemaking authority of the Department of Children and Family Services (RAB); amending s. 393.066, F.S.; authorizing the department to adopt rules limiting the number of clients in a supported-living dwelling unit and limiting the number of units within a geographical area; prohibiting the department from restricting the ability of a client to live in a unit that is not in compliance with the rules; amending s. 409.919, F.S.; requiring that the department adopt rules to administer provisions governing medical assistance; creating s. 409.953, F.S.; requiring the department to adopt rules to administer the refugee assistance program; amending ss. 414.085, 414.095, F.S.; authorizing the department to adopt rules for determining a person's eligibility for the WAGES Program; amending s. 414.13, F.S.; providing for rules to allow exceptions to the requirements that a child receive certain immunizations; amending s. 414.15, F.S.; authorizing the department to adopt rules for administering diversion services; providing an effective date.

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

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By Senator Diaz-Balart—

**SB 2512**—A bill to be entitled An act relating to foreign-licensed physicians; amending s. 458.3115, F.S.; revising provisions governing the licensure of such physicians; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

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By Senator Forman—

**SB 2514**—A bill to be entitled An act relating to medical equipment; amending s. 400.295, F.S.; defining the terms “collateral costs,” “nonconformity,” and “warranty rights period”; creating s. 400.936, F.S.; providing for warranties and equipment repairs; providing for notice of consumer’s rights; amending s. 427.802, F.S.; redefining the terms “assistive technology devices” and “assistive technology device dealer”; amending s. 427.803, F.S.; revising the duties of assistive technology device dealers and manufacturers; amending s. 427.8041, F.S.; eliminating a fee; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; and Judiciary.

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By Senator Diaz de la Portilla—

**SB 2516**—A bill to be entitled An act relating to law enforcement academies; amending s. 943.14, F.S.; requiring a background check prior to entrance into a basic-recruit class; amending s. 943.17, F.S.; requiring basic-recruit candidates to pass a basic skills examination; providing an effective date.

—was referred to the Committee on Criminal Justice.

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**SR 2518**—Not referenced.

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Children and Families; and Senators Forman, Carlton and Grant—

**CS for SB 340**—A bill to be entitled An act relating to human rights; creating s. 402.164, F.S., and amending ss. 402.165, 402.166, 402.167,

F.S.; renaming the statewide and district human rights advocacy committees as the Florida statewide and local advocacy councils; providing legislative intent with respect to the duties and powers of the councils; defining the terms “client” and “client services” as used in ss. 402.164-402.167, F.S.; providing for the duties of the councils with respect to monitoring the activities of, and investigating complaints against, state agencies that provide client services; revising council membership, appointment, officers, and terms of service; providing for revision of local council service areas; providing for access to records of the state agencies subject to council investigations; providing rulemaking authority to such state agencies; amending ss. 39.001, 39.202, 39.302, 393.13, 394.459, 394.4595, 394.4597, 394.4598, 394.4599, 394.4615, 400.0067, 400.0089, 400.118, 400.141, 400.419, 400.428, 415.1034, 415.104, 415.1055, 415.106, 415.107, 430.04, F.S.; conforming references; providing an effective date.

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By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Hargrett, Latvala, Holzendorf, Childers, Laurent and Meek—

**CS for SB 406**—A bill to be entitled An act relating to community development; creating the Community and Faith-based Organizations initiative within the Institute on Urban Policy and Commerce at Florida Agricultural and Mechanical University; providing for the initiative to promote community development through partnerships with community and faith-based organizations; specifying the activities to be conducted by the initiative; providing for financial assistance to community and faith-based organizations; creating the Community and Library Technology Access Partnership; requiring the Institute on Urban Policy and Commerce at Florida Agricultural and Mechanical University to administer the initiative and the Division of Library and Information Services of the Department of State to administer the Community and Library Technology Access Partnership; authorizing certain activities and uses of funds; providing appropriations; providing an effective date.

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By the Committee on Children and Families; and Senator Geller—

**CS for SB 752**—A bill to be entitled An act relating to writs of bodily attachment; amending s. 61.11, F.S.; providing for a writ of bodily attachment to be served on any day and at any time; authorizing a law enforcement officer to use reasonable force to enter a building and to take a person into custody pursuant to such a writ; providing an effective date.

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By the Committees on Regulated Industries, Fiscal Resource and Senators Latvala, Geller, Hargrett, Sullivan, Brown-Waite, Clary, Casas, Saunders, Kirkpatrick and Sebesta—

**CS for CS for SB 770 and SB 286**—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.501, F.S.; reducing the surcharges on liquor, wine, cider, and beer sold for consumption on the premises; providing an exemption from the surcharge to certain non-profit organizations; amending s. 561.121, F.S.; increasing the portion of the surcharge which is transferred to the Children and Adolescents Substance Abuse Trust Fund; providing an effective date.

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By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Saunders and Silver—

**CS for SB 802**—A bill to be entitled An act relating to the county public hospital surtax; amending s. 212.055, F.S.; revising provisions that require the counties authorized to levy the surtax to annually appropriate a specified minimum amount for operation, administration, and maintenance of the county public general hospital; providing procedure for disbursement of funds by certain counties; requiring a public health authority or agency in such counties to adopt and implement a health care plan for indigent health care services; specifying provisions of the plan; providing an effective date.

By the Committees on Judiciary; Banking and Insurance; and Senator Horne—

**CS for CS for SB 832**—A bill to be entitled An act relating to unclaimed property; revising provisions of ch. 717, F.S., to refer to property considered abandoned as unclaimed property; amending s. 717.101, F.S.; revising certain definitions; amending ss. 717.102, 717.103, 717.1035, 717.104, 717.105, 717.107, 717.108, 717.109, 717.1101, 717.111, 717.113, 717.115, 717.116, 717.1201, 717.122, 717.125, 717.129, F.S.; changing references to property from being abandoned to being unclaimed; amending s. 717.106, F.S., to conform; providing an additional criterion for certain property in financial organizations being presumed unclaimed; amending s. 717.112, F.S., to conform; providing a presumption that certain intangible property is unclaimed under certain circumstances; amending s. 717.117, F.S., to conform; deleting a report verification requirement; revising unclaimed property report requirements; revising search and notification requirements for inactive accounts; amending s. 717.118, F.S., to conform; revising certain notification procedures; amending s. 717.119, F.S., to conform; authorizing payment of unclaimed funds by electronic transfer; deleting an authorization to deduct reasonable fees from certain sale proceeds; providing valuation and remission of contents of safety-deposit boxes; amending s. 717.122, F.S., to conform; authorizing the department to dispose of certain property under certain circumstances; amending s. 717.123, F.S.; revising provisions relating to the disposition of funds held by the Department of Banking and Finance with respect to unclaimed property; amending s. 717.124, F.S.; including state-certified public accountants among persons authorized to file claims as owner's representatives; revising certain procedures for filing claims by owner's representatives and receiving and making payments to an owner or owner's representative; amending s. 717.1241; revising provisions governing the resolution of conflicting ownership claims between certain persons; amending s. 717.1243, F.S.; revising provisions for disposition of claims from small estate accounts; amending s. 717.132, F.S.; providing for deposit of administrative fines into the Unclaimed Property Trust Fund; amending s. 717.135, F.S.; revising provisions relating to unenforceability of certain agreements to locate reported property; requiring disclosure of certain information; limiting certain recovery fees; specifying agreement requirements; amending s. 732.107, F.S.; deleting an interest rate requirement relating to payments of amounts of escheated property; creating s. 717.1353, F.S.; prohibiting specific conduct of a department employee; repealing s. 717.137, F.S., relating to effect and application of certain provisions; amending s. 493.6102, F.S.; exempting certified public accountants engaged in the recovery of unclaimed property and the location of apparent owners from the provisions of ch. 493, F.S., relating to private investigation; providing an effective date.

By the Committee on Children and Families; and Senator Diaz-Balart—

**CS for SB 1144**—A bill to be entitled An act relating to the representation of dependent children; providing legislative intent with respect to providing competent legal representation for children in state custody; requiring that the Statewide Public Guardianship Office create a pilot Attorney Ad Litem Program in specified counties; authorizing the office to adopt rules to administer the pilot program; authorizing the office to contract with a private or public entity to operate the pilot program; providing for the pilot program to operate independently of other state agencies responsible for the care of children in state custody; providing for administration of the program; requiring that the Statewide Public Guardianship Office develop a training program for attorneys ad litem; requiring that the court direct the pilot program to assign an attorney ad litem; requiring that the Department of Children and Family Services provide information to the pilot-program administrator; providing for assigning an attorney ad litem to represent the child's wishes; requiring the Statewide Public Guardianship Office to make annual reports to the Legislature; requiring that the Office of the State Court Administrator evaluate the pilot programs; requesting that the Supreme Court adopt rules of juvenile procedure; providing for funding the pilot program; providing an effective date.

By the Committee on Criminal Justice and Senators Webster and Lee—

**CS for SB's 1192 and 180**—A bill to be entitled An act relating to juvenile justice; amending s. 784.075, F.S., relating to third degree felony penalty for battery on a juvenile probation officer; conforming cross-references; amending s. 984.09, F.S.; providing conforming provisions; amending s. 984.225, F.S.; revising requirements for placement of a child in a staff-secure shelter; amending s. 984.226, F.S.; providing for physically secure settings for children in need of services; authorizing the Department of Juvenile Justice to establish physically secure settings; providing for a waiver of a child's right to counsel at court appearances; authorizing a court to place a child in a physically secure setting under prescribed circumstances; requiring the department to verify to the court that a bed is available; providing duration of stay in a physically secure setting; providing for court review of a child's placement; providing grounds for transfer of jurisdiction of the child to the Department of Children and Family Services; amending s. 985.201, F.S.; extending court jurisdiction over certain children for certain purposes; extending court jurisdiction over juveniles released from a commitment program prior to age 21; amending s. 985.207, F.S.; authorizing law enforcement to take a child into custody under certain circumstances; amending s. 985.211, F.S.; requiring a probable cause affidavit or written report to be made within a time certain; requiring such affidavit or report to be filed with the clerk of the circuit court within a time certain; amending s. 985.213, F.S.; revising provisions relating to the risk assessment workgroup; revising provisions relating to the risk assessment instrument for purposes of detention care placement; amending s. 985.215, F.S.; authorizing detention of a child for failure to appear at certain court hearings; requiring law enforcement agencies to complete and present certain investigations to a state attorney within a time certain; providing for increased holding times for children charged with offenses of certain severity; deleting references to assignment centers; amending s. 985.216, F.S.; prescribing punishment for contempt of court by a delinquent child or a child in need of services; amending s. 985.219, F.S.; requiring law enforcement agencies to act upon subpoenas and serve process within a certain time; amending s. 985.231, F.S., to conform; amending s. 985.233, F.S.; revising conditions under which adult sanctions may be imposed; creating the Juvenile Arrest and Monitor Unit, a pilot program in Orange County; prescribing the duration and purpose of the program; providing duties of the Orange County Sheriff's Office and the Department of Juvenile Justice; requiring the sheriff's office to contract with the University of Central Florida to conduct a study of the program's effectiveness and results; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senator Silver—

**CS for SB 1230**—A bill to be entitled An act relating to eminent domain; amending s. 166.411, F.S.; authorizing municipalities to exercise the power of eminent domain for public school purposes; providing for repeal; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senator Sullivan—

**CS for SB 1288**—A bill to be entitled An act relating to home inspection services; creating s. 501.935, F.S.; providing requirements relating to home inspection services; providing legislative intent; providing definitions; providing certain inspector qualifications and practice standards; providing exemptions; requiring, prior to inspection, provision of inspector credentials, a caveat, a disclosure of conflicts of interest and certain relationships, and a statement or agreement of scope, limitations, terms, and conditions; requiring a report to the client on the results of the inspection and requiring provision of relevant portions thereof to homeowners under certain circumstances; prohibiting certain acts, for which there are civil penalties; providing that failure to comply is a deceptive and unfair trade practice; providing for injunction against use of the title "board-certified home inspector" under certain circumstances and requiring notice thereof to potential clients; providing for the filing of complaints; requiring maintenance of records regarding complaints and compilation of statistics regarding such complaints; providing an effective date.

By the Committee on Criminal Justice and Senators Bronson, Dyer and Brown-Waite—

**CS for SB's 1400 and 1224**—A bill to be entitled An act relating to sexual predators and sexual offenders; amending s. 775.21, F.S.; revising the definition of the term "conviction" to include a conviction in another jurisdiction; clarifying the definition of the term "temporary residence" to include an out-of-state address; revising criteria under which an offender may be designated as a sexual predator; expanding scope of persons required to register as sexual predators; revising criteria for exemption from registration requirements; expanding the information required to be provided for registration purposes; requiring that the Department of Corrections or custodian of a local jail notify the Department of Law Enforcement if a sexual predator escapes from custody, absconds from supervision, or dies; requiring a sexual predator to report a legal name change; deleting a current exemption from registration for sexual predators whose civil rights are restored; requiring that a sexual predator report in person to the sheriff or the Department of Law Enforcement prior to changing a place of residence; revising criteria under which a court may remove an offender's designation as a sexual predator; revising verification procedures; revising provisions granting certain agencies and personnel immunity from civil liability for the release of information concerning sexual predators; revising penalties; providing legislative findings with respect to the designation of sexual offenders; amending s. 943.0435, F.S.; revising the definitions of the terms "sexual offender" and "conviction"; revising criteria under which an offender is required to register as a sexual offender; revising reporting requirements for sexual offenders; expanding the information to be provided for registration purposes; revising verification procedures; deleting current exemption from lifetime registration if sexual offender has civil rights restored; revising provisions granting certain agencies and personnel immunity from civil liability for the release of information concerning sexual offenders; amending s. 944.606, F.S., relating to reporting requirements for sexual offenders upon release; revising definitions of the terms "convicted" and "sexual offender"; expanding the information required to be provided for notification purposes; requiring that the Department of Corrections notify the Department of Law Enforcement if a sexual offender escapes, absconds, or dies; amending s. 944.607, F.S., relating to notification to the Department of Law Enforcement of information on sexual offenders; revising the definitions of the terms "sexual offender" and "convicted"; correcting a reference to refer to the Department of Law Enforcement; clarifying requirements that a sexual offender report his or her temporary residence; expanding the information required to be provided for notification purposes; providing an effective date.

By the Committees on Comprehensive Planning, Local and Military Affairs; Natural Resources; and Senator Latvala—

**CS for CS for SB 1406**—A bill to be entitled An act relating to brownfield financial incentives; amending s. 197.432, F.S.; conforming statutory cross-references; amending s. 197.502, F.S.; authorizing local governments to file tax deed applications in a specified manner; amending s. 197.522, F.S.; conforming a statutory cross-reference; amending s. 199.1055, F.S.; broadening the contaminated site rehabilitation tax credit against the intangible personal property tax to include in the preapproved advanced cleanup program petroleum-contaminated sites and other contaminated sites at which cleanup is undertaken pursuant to a voluntary rehabilitation agreement with the Department of Environmental Protection under certain circumstances; amending s. 212.08, F.S.; providing an exemption from the sales and use tax for building materials used in the rehabilitation of real property located in a designated brownfield area; providing an exemption from the sales and use tax for business property purchased for use by businesses located in a designated brownfield area; amending s. 212.096, F.S.; providing for a brownfield area jobs credit against the sales and use tax; amending s. 220.181, F.S.; providing for a designated brownfield area jobs credit against the corporate income tax; amending s. 220.182, F.S.; providing for a designated brownfield area property tax credit against the corporate income tax; amending s. 220.183, F.S.; providing a partial credit against the corporate income tax for community contributions that benefit designated brownfield areas; amending s. 220.1845, F.S.; broadening the contaminated site rehabilitation tax credit against the corporate income tax to include in the preapproved advanced cleanup program petroleum-contaminated sites and other contaminated sites at which cleanup is undertaken pursuant to a voluntary rehabilitation agreement

with the Department of Environmental Protection under certain circumstances; amending s. 290.007, F.S.; providing for state incentives in designated brownfield areas; creating s. 376.30702, F.S.; creating the Florida State-Owned-Lands Cleanup Program; providing intent; directing the Department of Environmental Protection to use existing site priority ranking and cleanup criteria; establishing limited liability protection; amending s. 376.30781, F.S.; broadening the partial tax credits for the rehabilitation of certain contaminated sites; clarifying provisions regarding the filing for the tax credits; amending s. 376.84, F.S.; authorizing entities approved by the local government for the purpose of redeveloping brownfield areas to use tax increment financing; amending s. 376.86, F.S.; increasing the limits of the state loan guaranty in brownfield areas; creating s. 376.876, F.S.; providing for a Brownfield Redevelopment Grants Program in the Department of Environmental Protection; specifying the uses of grant funds; requiring matching funds; authorizing the department to adopt rules; providing appropriations; repealing s. 211.3103(9), F.S.; deleting requirements for a county that accepts real property of mined or reclaimed land from phosphate mining companies to forfeit a portion of its share of severance tax equal to the value of property donated; providing an effective date.

By the Committees on Commerce and Economic Opportunities; Natural Resources; and Senator Latvala—

**CS for CS for SB 1408**—A bill to be entitled An act relating to brownfield economic redevelopment; amending s. 288.047, F.S.; requiring Enterprise Florida, Inc., to set aside each fiscal year a certain amount of the appropriation for the Quick Response Training Program for businesses located in a brownfield area; amending s. 288.107, F.S.; redefining the term "eligible business"; providing for bonus refunds for businesses that can demonstrate a fixed capital investment in certain mixed use activities in the brownfield area; amending s. 288.905, F.S.; requiring Enterprise Florida, Inc., to develop comprehensive marketing strategies for redevelopment of brownfield areas; amending s. 376.301, F.S.; redefining the terms "antagonistic effects," "discharge," "institutional controls," "natural attenuation," and "site rehabilitation" and defining the term "risk reduction"; creating s. 376.30701, F.S.; extending application of risk-based corrective action principles to all contaminated sites resulting from a discharge of pollutants or hazardous substances; providing for contamination cleanup criteria that incorporates risk-based corrective actions to be adopted by rule; providing clarification that cleanup criteria do not apply to offsite relocation or treatment; providing the conditions under which further rehabilitation may be required; amending s. 376.3078, F.S.; providing for rehabilitation criteria; amending s. 376.79, F.S.; defining the terms "contaminant" and "risk reduction"; redefining the terms "natural attenuation," "institutional control," and "source removal"; amending s. 376.80, F.S.; allowing local governments or persons responsible for brownfield area rehabilitation and redevelopment to use an existing advisory committee; deleting the requirement that the advisory committee must review and provide recommendations to the local government with jurisdiction on the proposed brownfield site rehabilitation agreement; providing that the person responsible for site rehabilitation must notify the advisory committee of the intent to rehabilitate and redevelop the site before executing the brownfield site rehabilitation agreement; requiring the person responsible for site rehabilitation to hold a meeting or attend a regularly scheduled meeting of the advisory committee to inform the advisory committee of the outcome of the environmental assessment; requiring the person responsible for site rehabilitation to enter into a brownfield site rehabilitation agreement only if actual contamination exists; clarifying provisions relating to the required comprehensive general liability and comprehensive automobile liability insurance; amending s. 376.81, F.S.; providing direction regarding the risk-based corrective action rule; requiring the department to establish alternative cleanup levels under certain circumstances; amending s. 376.82, F.S.; providing immunity for liability regarding contaminated site remediation under certain circumstances; creating s. 376.88, F.S.; providing for the Brownfield Program Review Advisory Council; providing duties and responsibilities; amending s. 403.973, F.S.; providing that projects located in a designated brownfield area are eligible for the expedited permitting process; amending s. 190.012, F.S.; authorizing community development districts to fund certain environmental costs under certain circumstances; amending ss. 712.01, 712.03, F.S.; prohibiting subsequent property owners from removing certain deed restrictions under other provisions of the Marketable Record Title Act; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senators Latvala, Laurent, Myers, Kurth, Sullivan and Carlton—

**CS for SB 1708**—A bill to be entitled An act relating to spring training facilities; amending s. 212.20, F.S.; providing for the distribution of specified sales tax proceeds for professional sports facilities; amending s. 288.1162, F.S.; redefining the term “new spring training franchise”; directing the Department of Tourism, Trade, and Economic Development to provide funding for a limited number of facilities for retained spring training franchises; providing criteria for setting priorities; providing an effective date.

By the Committee on Comprehensive Planning, Local and Military Affairs; and Senator Diaz de la Portilla—

**CS for SB 1736**—A bill to be entitled An act relating to the Florida Airport Authority Act; creating ss. 332.201, 332.202, 332.203, 332.204, 332.205, 332.206, 332.207, 332.208, 332.209, 332.210, 332.211, F.S., the Florida Airport Authority Act; providing definitions; providing that a county or contiguous counties may form an airport authority; providing for appointment of members of the governing body of an authority; providing for officers, employees, expenses, removal from office, and application of financial disclosure provisions; providing purposes and powers of an authority; providing restrictions on authority powers; providing for issuance of bonds; providing that the county may be appointed as an authority’s agent for construction; providing for acquisition of lands and property; providing for cooperation with other units, boards, agencies, and individuals; providing a covenant of the state with respect to bond issuance and agreements with federal agencies; providing an exemption from taxation; providing for applicability; providing an effective date.

By the Committee on Judiciary and Senator McKay—

**CS for SB 1752**—A bill to be entitled An act relating to the Florida Statutes; repealing various statutory provisions that have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; repealing s. 16.58(2)(g), F.S., relating to a pilot project of the Florida Legal Resource Center to provide court reporting services to state agencies; repealing ss. 25.074 and 25.081, F.S., relating to the Supreme Court’s assignment of circuit and county court judges to geographical areas and the seal of the Supreme Court; amending s. 34.01, F.S.; eliminating obsolete provisions relating to actions at law subject to jurisdiction of the county courts; repealing s. 35.09, F.S., relating to seals of the district courts of appeal; repealing s. 46.015(4), F.S., relating to applicability of provisions relating to release of parties to written releases or covenants not to sue executed after a certain date; repealing s. 46.051(6)(b), F.S., relating to applicability of provisions relating to joinder of products liability insurers to causes of action accruing on or after a certain date; repealing s. 57.111(6)(b), F.S., relating to applicability of the Florida Equal Access to Justice Act; repealing s. 60.02, F.S., relating to jurisdiction of chancery courts to enjoin against destruction of timber and removal of logs; repealing s. 92.55(1), F.S., relating to findings and a request of the Supreme Court to amend applicable rules of procedure to conform with statutory provisions to protect the interests of children or persons with mental retardation as witnesses in criminal, civil, or juvenile proceedings; repealing s. 112.3217(4), F.S., relating to applicability to existing contracts of provisions prohibiting contingency fees; repealing s. 120.574(2)(g), F.S., relating to a register of the total number of formal proceedings filed with the Division of Administrative Hearings under s. 120.57(1), F.S.; providing an effective date.

By the Committee on Judiciary and Senator McKay—

**CS for SB 1778**—A bill to be entitled An act relating to the Florida Statutes; repealing various statutory provisions that have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; repealing s. 766.106(13), F.S., relating to applicability of provisions establishing presuit requirements for medical malpractice claims; repealing s. 768.151, F.S., relating to temporary revival of waiver of sovereign immunity authorized under ch. 69-116,

Laws of Florida, for certain causes of action; repealing s. 768.27, F.S., relating to the effective date and applicability of the Florida Wrongful Death Act; repealing s. 768.30, F.S., relating to the effective dates and applicability of provisions governing waiver of sovereign immunity in tort actions; providing an effective date.

By the Committee on Transportation and Senator Webster—

**CS for SB 1866**—A bill to be entitled An act relating to the operation of vehicles and vessels; amending s. 213.053, F.S.; authorizing the exchange of certain information between the Department of Revenue and the Department of Highway Safety and Motor Vehicles; amending s. 234.02, F.S.; updating the current allowable exception to the use of a school bus; amending s. 316.003, F.S.; redefining the term “motor vehicle” to include gopeds; amending s. 316.193, F.S.; revising penalties for subsequent convictions of driving under the influence; amending s. 316.1936, F.S.; defining the term “road”; revising provisions relating to the possession of open containers of alcoholic beverages in vehicles; providing penalties; amending s. 316.2065, F.S.; providing for compliance with certain federal safety standards with respect to bicycle helmets; amending s. 316.212, F.S.; providing that a person under the age of 14 may not operate a golf cart on public roads; amending s. 316.2125, F.S.; providing restrictions on the operation of golf carts in retirement communities; amending s. 316.228, F.S.; providing for the use of strobe lamps on certain motor vehicles and trailers; establishing penalties for violation; amending s. 316.251, F.S.; conforming a statutory cross-reference; amending s. 316.515, F.S.; providing an exception to length limitations for certain boat trailers; amending s. 316.530, F.S.; providing that cables and certain safety devices comply with towing requirements; amending s. 316.613, F.S.; authorizing the expenditure of certain funds for safety and public awareness campaigns; amending s. 318.1451, F.S.; eliminating a reference to traffic law and substance abuse education courses; amending s. 318.32, F.S.; authorizing traffic infraction hearing officers to administer oaths; amending s. 319.001, F.S.; revising definitions with respect to major component parts of vehicles; redefining the term “new motor vehicle”; amending s. 319.14, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to affix a decal on rebuilt vehicles; providing a penalty for the removal of rebuilt decals; revising provisions relating to brands and certificates of registration; revising definitions; amending s. 319.17, F.S.; providing for the use of electronic records; amending s. 319.24; revising record-retention requirements; amending s. 319.27, F.S.; revising the process for filing liens on motor vehicles and mobile homes; amending s. 319.30, F.S.; redefining the terms “major component parts” and “major part”; providing standards for the sale of certain rebuilt vehicles; providing penalties; revising provisions relating to change of identity of motor vehicles or mobile homes; amending s. 319.33, F.S.; revising provisions relating to vehicle identification numbers; amending s. 320.02, F.S.; requiring a driver’s license or identification card for vehicle registration; amending s. 320.031, F.S.; providing for the deposit of certain fees into the Highway Safety Operating Trust Fund; amending s. 320.04; providing for the deposit of certain funds into the Highway Safety Operating Trust Fund; amending s. 320.05, F.S.; providing for the use of electronic records; amending s. 320.055, F.S.; providing for registration periods; amending s. 320.0605, F.S.; providing for the issuance of a temporary receipt for electronic registration renewal via the Internet; amending s. 320.07, F.S.; providing for the expiration of registration; amending s. 320.0805, F.S.; revising provisions relating to personalized prestige license plates; amending s. 320.08058, F.S.; revising provisions relating to the United States Marine Corp License Plate; amending s. 320.083, F.S.; eliminating vehicle weight restrictions relating to the amateur radio operator’s license plate; amending s. 320.089, F.S.; eliminating vehicle weight restrictions relating to the Ex-POW and Purple Heart license plates; amending s. 320.18, F.S.; authorizing the suspension of registration and driver’s license for payment of fees by a dishonored check; amending s. 320.27, F.S.; providing for the issuance of a temporary supplemental license to motor vehicle dealers; providing for indicia of ownership; amending s. 320.60, F.S.; redefining the term “motor vehicle”; amending s. 320.61, F.S.; prohibiting the granting of a replacement application until the exhaustion of appellate remedies with respect to certain complaints against licensees; amending s. 320.641, F.S.; revising provisions relating to the unfair cancellation of franchise agreements; providing clarification regarding when a complaint may be filed; establishing a burden of proof standard; providing standards for determining when an agreement is unfair; amending s. 320.645, F.S.; restricting the ownership of dealerships by licensees; prohibiting licensees from receiving a

motor vehicle dealer's license; defining terms; providing exceptions; amending s. 320.695, F.S.; providing additional grounds for issuing injunctions; amending s. 320.77, F.S.; providing for the issuance of a temporary supplemental license to mobile home dealers; amending s. 320.771, F.S.; providing for the issuance of a temporary supplemental license to recreational vehicle dealers; amending s. 320.833, F.S.; providing for the electronic retention of records; amending s. 320.865, F.S.; providing for the electronic retention of certain records; amending s. 322.01, F.S.; redefining the term "motor vehicle" to include mopeds; amending s. 322.025, F.S.; conforming a statutory cross-reference; amending s. 322.051, F.S.; providing conditions for the issuance of identification cards; amending s. 322.08, F.S.; providing for proof of identity for the issuance of driver's licenses; amending s. 322.161, F.S.; providing for the restriction of driving privileges; amending s. 322.22, F.S.; authorizing the suspension of registration for payment of fees by a dishonored check; amending ss. 322.271, 322.291, F.S.; providing conditions for the reinstatement of driving privileges; amending ss. 325.203, 328.48, 328.72, 328.73, 328.735, F.S.; conforming statutory cross-references; amending s. 328.15, F.S.; revising records-retention requirements; amending s. 328.40, F.S.; providing for electronic retention of records; amending s. 713.585, F.S.; providing for the enforcement of lien by sale; providing penalties; amending s. 713.78, F.S.; revising provisions relating to liens for recovering, towing, or storing vehicles and vessels; restricting the number of reassignments allowable under a certificate of destruction; authorizing the inspection of records; providing penalties for failure to maintain or produce required records; amending s. 715.05, F.S.; providing for the reporting of unclaimed vessels; amending s. 715.07, F.S.; providing for the removal of certain vessels; providing for the creation of the Used Motor Vehicle Industry Task Force; providing for membership and responsibilities; providing an effective date.

By the Committee on Banking and Insurance; and Senator Grant—

**CS for SB 2028**—A bill to be entitled An act relating to consumer finance; amending s. 516.031, F.S.; providing for delinquency charges on consumer finance loans; prescribing standards for imposition of such charges; amending s. 520.07, F.S.; revising the disclosure requirements for retail installment contracts; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rossin—

**CS for SB 2130**—A bill to be entitled An act relating to public deposits; amending s. 280.02, F.S.; defining the terms "affiliate," "book-entry form," "operating subsidiary," "pledged collateral," "pledgor," "pool figure," "Treasurer's custody," and "triggering events" and redefining the terms "collateral-pledging level" and "public deposit"; amending s. 280.04, F.S.; revising general provisions relating to collateral for public deposits; creating s. 280.041, F.S.; prescribing requirements for collateral arrangements; providing duties and powers of the Treasurer; prescribing duties and powers of depositories; amending s. 280.13, F.S.; revising the list of securities eligible to be pledged as collateral; amending s. 625.52, F.S.; revising requirements for certificates of deposit to constitute securities eligible for deposit; amending s. 660.27, F.S.; providing requirements for deposit of securities with the Treasurer; providing an effective date.

By the Committee on Banking and Insurance; and Senator Holzen-dorf—

**CS for SB 2158**—A bill to be entitled An act relating to insurance; amending s. 626.852, F.S.; providing that part VI of the Florida Insurance Code regulating adjusters does not apply to employees or agents of certain governmental entities; amending s. 627.7295, F.S.; providing exception to the minimum down-payment requirement for motor vehicle insurance policies; providing an effective date.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

**FIRST READING**

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 5, HB 17, CS for HB 143, CS for HB 405, HB 729;

has passed as amended HB 65; has passed by the required Constitutional three-fifths vote of the membership HB 1209, HB 1565 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By the Committee on Judiciary and Representative Heyman and others—

**CS for HB 5**—A bill to be entitled An act relating to the Beverage Law; amending ss. 562.11 and 562.111, F.S.; providing an exemption for giving or serving to certain underage students alcoholic beverages that are delivered as part of a required curriculum at an accredited institution; providing an exemption for the possession of alcoholic beverages by underage students in specified circumstances; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Representative Cosgrove and others—

**HB 17**—A bill to be entitled An act relating to building designation; designating the courthouse of the District Court of Appeal for the Third District as the "Thomas H. Barkdull, Jr., District Courthouse"; authorizing the Third District Court of Appeal to erect suitable markers; providing an effective date.

—was referred to the Committee on Judiciary.

By the Committee on Financial Services and Representative Dockery and others—

**CS for HB 143**—A bill to be entitled An act relating to warehouse receipts; amending s. 671.201, F.S.; revising the definition of warehouse receipt to include electronic notification; providing an effective date.

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

By the Committee on Business Regulation and Consumer Affairs; and Representative J. Miller and others—

**CS for HB 405**—A bill to be entitled An act relating to public accountability; amending s. 473.308, F.S.; extending an application deadline for licensure based on certain practice experience; amending s. 473.309, F.S.; revising a practice requirement of partnerships, corporations, and limited liability companies relating to ownership; amending s. 473.322, F.S.; providing restrictions on the use of practice titles, designations, and abbreviations; providing penalties; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Representative Bense—

**HB 729**—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; revising qualifications for membership on the Board of Dentistry; providing applicability; providing an effective date.

—was referred to the Committee on Health, Aging and Long-Term Care.

By Representative Sanderson and others—

**HB 65**—A bill to be entitled An act relating to local governments; amending s. 893.138, F.S.; authorizing local governments to take local administrative action to declare certain buildings and premises to be a public nuisance when the building or premises is used to deal in stolen

property; providing for notice of certain property owners with multiple tenants; providing a fine; providing an effective date.

—was referred to the Committee on Comprehensive Planning, Local and Military Affairs.

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By the Committee on General Government Appropriations and Representative Sembler—

**HB 1209**—A bill to be entitled An act relating to trust funds; re-creating the Legislative-Auditor General Federal Reimbursement Trust Fund within the legislative branch without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

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By the Committee on Transportation and Economic Development Appropriations; and Representative Fuller—

**HB 1565**—A bill to be entitled An act relating to trust funds; re-creating the Historic Pensacola Preservation Board Operating Trust Fund within the Department of State without modification; carrying forward current balances and continuing current sources and uses thereof; providing an effective date.

—was referred to the Committee on Fiscal Policy.

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#### COMMITTEE MEMBERSHIP CHANGE

The President announced the appointment of Senator McKay to the Select Committee on Apportionment and Redistricting.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

#### CO-SPONSORS

Senators Clary—SB 1860; Diaz de la Portilla—SB 1250; Geller—SB 242; Hargrett—SB 2364; Holzendorf—SB 1976; Kurth—SB 2268; Mitchell—SB 1978, SB 2364; Rossin—SB 2364

#### RECESS

On motion by Senator McKay, the Senate recessed at 12:00 noon for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, March 22.

#### SENATE PAGES

March 20-24

Clay Adkinson, DeFuniak Springs; Dakarai "DC" Calhoun, Tallahassee; Konata "KC" Calhoun, Tallahassee; Christopher Cannon, Tallahassee; Courtney Connell, Mulberry; Christopher Cumbie, Jacksonville; Michelle Gourley, Bonita Springs; Acquanetta Henry, Tallahassee; Scott Layden, Brandon; Christopher Latvala, Jacksonville; Marguerite Long, Naples; Amanda Lucas, Seffner; Jeremy McKee, Spring Hill; Kerry Myers, Shalimar; Bethany Saputo, Sarasota; Kafi Swanson, Jacksonville; Thomas Tessner, Lehigh Acres; Mary Wolcott, Milton