



Journal of the Senate

Number 8—Regular Session

Wednesday, March 29, 2000

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CALL TO ORDER

The Senate was called to order by President Jennings at 10:00 a.m. A quorum present—36:

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

Excused: Senator Thomas

PRAYER

The following prayer was offered by the Rev. Charles Roesel, Pastor, First Baptist Church, Leesburg:

Father, you have taught us to pray "Our Father who art in heaven." Help us to be able to pray "our" with sincerity—having a love that includes those who are difficult, different and deprived.

Help us to realize, as we pray "Father", you are the one who has preserved us in peace and protected us in conflict.

Father, as we pray "Thy kingdom come", help us to seek first your kingdom and your righteousness.

As we pray "Thy will be done", give us the wisdom to know your perfect will for our lives, our families and our nation.

Father, as we pray "give us this day our daily bread", help us to realize that you are our provider and that you shall supply all our needs according to your glorious riches.

As we pray "and forgive us", help us to remember Abraham Lincoln's confession—"We have forgotten God. We have forgotten the gracious hand which preserved us in peace, and multiplied and enriched and strengthened us. We have vainly imagined, in the deceitfulness of our hearts, that all these blessings were produced by some superior wisdom and virtue of our own. Intoxicated with unbroken success, we have become too self-sufficient to feel the necessity of redeeming and preserv-

ing grace, too proud to pray to the God that made us!" For that, we ask your forgiveness.

"Lead us not into temptation but deliver us from evil." Help us to realize that at any moment we are one step from doing something stupid, and we need your presence and power to help us overcome.

Only then can we pray "For thine is the kingdom and the power and the glory forever." Amen.

PLEDGE

Senate Pages Jon Ryan Quinn of Titusville and Kristin Sharkey of Spring Hill, 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 Carlton—

SR 2196—A resolution recognizing March as Colorectal Cancer Awareness Month and urging all men and women to become aware of the risks and symptoms associated with colorectal cancer.

WHEREAS, colorectal cancer is the second leading cause of cancer deaths in Florida, and

WHEREAS, it is estimated that this year physicians will diagnose 9,100 cases of colorectal cancer in Florida, and

WHEREAS, nationally less than 50 percent of individuals above age 50 receive annual screenings for colorectal cancer, and

WHEREAS, adopting a healthy diet at a young age can significantly reduce the risk of developing colorectal cancer, and

WHEREAS, March is also recognized as National Nutrition Awareness Month and the prevention of colorectal cancer is highly dependent on dietary factors, and

WHEREAS, regular screenings can save many lives, and

WHEREAS, education can help inform the public of methods of prevention and symptoms of early detection, NOW, THEREFORE,

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

That the Florida Senate recognizes March as Colorectal Cancer Awareness Month in Florida, and urges all men and women, and particularly members of high-risk populations, to become aware of the risks and symptoms associated with colorectal cancer and to become informed concerning screening tests and methods for early detection and treatment.

—**SR 2196** was read and adopted by publication.

At the request of Senator Carlton—

SR 2198—A resolution commending Mote Marine Laboratory on 45 years of public service and recognizing March 28, 2000, as Mote Day.

WHEREAS, Mote Marine Laboratory, an independent nonprofit organization, has served the State of Florida and its residents well for 45 years, and

WHEREAS, Mote Marine Laboratory is recognized throughout the world for its excellence in marine research and education, and

WHEREAS, Mote Marine Laboratory has continuously performed public service in this state through marine and environmental research and education, and

WHEREAS, Mote Marine Laboratory operates an aquarium that is a world-class education facility in the environmental and marine sciences, and

WHEREAS, Mote Marine Laboratory is celebrating its 45th anniversary with a year-long celebration that began on January 3, 2000, NOW, THEREFORE,

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

That Mote Marine Laboratory is commended for its outstanding accomplishments and public service in marine and environmental research and education.

BE IT FURTHER RESOLVED that the Senate recognizes March 28, 2000, as "Mote Day" in honor of Mote Marine Laboratory's services to the residents of Florida.

—**SR 2198** was read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Kirkpatrick, by two-thirds vote **SB 302, SB 304, SB 432** and **SB 886** were withdrawn from the committees of reference and further consideration.

On motion by Senator Saunders, by two-thirds vote **SR 798, SB 174, SB 906** and **SB 336** were withdrawn from the committees of reference and further consideration.

On motion by Senator McKay, by two-thirds vote **SB 2200** was withdrawn from the Committee on Budget; and **SB 2082, SR 2196** and **SR 2198** were withdrawn from the Committee on Rules and Calendar.

On motion by Senator Forman, by two-thirds vote **SB 2428** was withdrawn from the committees of reference and further consideration.

On motion by Senator Hargrett, by two-thirds vote **SB 254** and **SJR 256** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator McKay, a deadline of 5:00 p.m. this day, was set for filing amendments to Bills on Third Reading to be considered Thursday, March 30.

REPORTS OF COMMITTEES

GUBERNATORIAL APPOINTMENTS

The Honorable Toni Jennings March 29, 2000
President, The Florida Senate

Dear Madam President:

The following executive appointments were referred to the Senate Committee on Gubernatorial Appointments and Confirmations for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Accountancy	
Appointees: Boue, Lourdes G.	10/31/2003
Davis, Tanya I.	10/31/2003
Oscher, Steven S.	10/31/2002
Shinn, Byron E.	10/31/2002
Board of Acupuncture	
Appointees: Bochichio Riggin, Mary F.	10/31/2001
D'Aprile, Delores A.	10/31/2002

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Architecture and Interior Design	
Appointees: Lopez-Isa, Orlando	10/31/2002
Morse, Sharon L.	10/31/2002
Florida Board of Auctioneers	
Appointee: Dietrich, Hugh Fred III	10/31/2002
Florida State Boxing Commission	
Appointees: Perry, Donald J.	09/30/2002
Waldman, Aleida Ors	09/30/2001
Florida Building Code Administrators and Inspectors Board	
Appointees: Franklin, Dennis E.	10/31/2000
Pass, Margaret Rose Collins	10/31/2002
Chair, Florida Building Commission	
Appointee: Rodriguez, Raul L.	Pleasure of Governor
Florida Building Commission	
Appointees: Browdy, Richard Steven	01/21/2003
Corn, Stephen H.	02/11/2001
Covey, Harold D.	11/21/2003
Leonard, Bob	11/21/2003
Marshall, Suzanne A.	11/21/2003
Parrino, Craig	07/26/2003
Quintana, Francisco J.	01/06/2001
Wiggins, George J.	07/26/2003
Capitol Center Planning Commission	
Appointees: Reeves, Mary Jane	09/30/2003
Rodriguez, Miguel A.	09/30/2001
Board of Chiropractic Medicine	
Appointees: Kirby, Vicki Gates	10/31/2003
Perman, William	10/31/2002
Vogel, Trudi E.	10/31/2002
Escambia County Civil Service Board	
Appointees: Alfred, William Thomas	02/15/2003
Crawford, Johnny C., Sr.	02/15/2003
Hillsborough County Civil Service Board	
Appointee: Stokes, Willie J.	07/02/2003
Board of Clinical Laboratory Personnel	
Appointees: Barr, Alice R.	10/31/2003
Guethon, Jose Antonio	10/31/2002
Lineback, Janet A.	10/31/2002
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling	
Appointees: Mallery, Sally	10/31/2001
Sanderson, Pearl Rhonne	10/31/2002
Zachary, Jamie L.	10/31/2002
Florida Communities Trust	
Appointee: Alfonso, Carlos J.	01/31/2001
State Board of Community Colleges	
Appointees: Plymale, Sheridan B.	09/30/2003
Salud, Violeta B.	09/30/2003
Tripp, Norman D.	09/30/2003
Board of Trustees of Brevard Community College	
Appointee: Handley, James W.	05/31/2003
Board of Trustees of Broward Community College	
Appointees: Anderson, Alan Paul	05/31/2003
Krause, Cheryl W.	05/31/2003
Board of Trustees of Chipola Junior College	
Appointees: Clark, Gary F.	05/31/2003
Crawford, Jeff, Jr.	05/31/2003
Goodman, Jennie B.	05/31/2003
Hinson, Abigail	05/31/2003

		<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Trustees of Daytona Beach Community College	Appointees: Korwek, Alexander D. Lemerand, Gale	05/31/2003 05/31/2003	Womack, Evelyn T.	05/31/2003
Board of Trustees of Edison Community College	Appointee: Hoffman, Dawn	05/31/2003	Board of Trustees of Seminole Community College Appointees: English, Charles W. Lee, Richard H.	05/31/2002 05/31/2003
Board of Trustees of Florida Community College at Jacksonville	Appointees: Mass, M. F. McGehee, T. R., Jr. Miller, David Francis, Sr.	05/31/2003 05/31/2003 05/31/2003	Board of Trustees of South Florida Community College Appointees: Cooper, Patricia G. Maenpaa, Richard Reynolds, Anne D.	05/31/2003 05/31/2003 05/31/2003
Board of Trustees of Gulf Coast Community College	Appointees: Grantham, Linda S. Shoaf, Renee	05/31/2003 05/31/2003	Board of Trustees of Tallahassee Community College Appointee: Hebrock, Bill J.	05/31/2003
Board of Trustees of Hillsborough Community College	Appointee: Coton, Daniel Mark	05/31/2003	Board of Trustees of Valencia Community College Appointee: Marchena, Marcos R.	05/31/2003
Board of Trustees of Indian River Community College	Appointees: Bols, Werner Patterson, Samuel L. Proctor, Linda K.	05/31/2003 05/31/2003 05/31/2003	Construction Industry Licensing Board Appointees: Burke, Anthony J. Chung, Lee-En	10/31/2002 10/31/2002
Board of Trustees of Lake City Community College	Appointees: Davis, Wyman A. Johnson, Richard J. Shadd, John Lowell	05/31/2003 05/31/2003 05/31/2003	Florida Corrections Commission Appointees: Bell, Wilbur B. Evers, Bill Grizzard, O. Jane Lancaster, Leon Scott Thomas, Victor T.	06/30/2002 06/30/2002 06/30/2002 06/30/2000 06/30/2002
Board of Trustees of Lake-Sumter Community College	Appointees: Simpson, Jon Alan Talley, Jacqueline V. Winter, Carole	05/31/2003 05/31/2003 05/31/2003	Board of Cosmetology Appointee: Sharff, Sondra F.	10/31/2002
Board of Trustees of Manatee Community College	Appointee: Hudson, George Trammell	05/31/2003	Board of Dentistry Appointees: Ackley, Eva F. Bradford, Kimberly J. Dallas, Michele A. Fisher, Gloria A. Garcia, Faustino G. Laboda, Gerald	10/31/2003 10/31/2000 10/31/2003 10/31/2002 10/31/2002 10/31/2002
Board of Trustees of Miami-Dade Community College	Appointees: Fair, Talmadge W. Klein, Henry	05/31/2003 05/31/2003	Education Practices Commission Appointees: Brodie, Steven J. Casey, Lucile O. Coddington, Clarissa H. Palmer, Jayne A. Rasco, Ana M. Wolfe, Margaret A.	09/30/2002 09/30/2002 09/30/2003 09/30/2003 09/30/2003 09/30/2003
Board of Trustees of North Florida Community College	Appointees: Maultsby, John, Jr. Padgett, Lester D. Rhoads, Janice D.	05/31/2003 05/31/2003 05/31/2003	Education Standards Commission Appointees: Atkins, Marguerite A. Curry, Teresa D. Harvey-Pratt, Rosa L. McBride, Rebecca Rigby Pepper, Martha Moore Robinson, Sandra L. Stidham, Cary	09/30/2002 09/30/2002 09/30/2002 09/30/2002 09/30/2002 09/30/2002
Board of Trustees of Okaloosa-Walton Community College	Appointees: Rainer, Lamar S. III Smith, J. E.	05/31/2003 05/31/2003	Florida Elections Commission, Chair Appointee: MacManus, Susan A.	01/06/2003
Board of Trustees of Palm Beach Community College	Appointees: Baumel, Susan K. Howden, William Beath	05/31/2003 05/31/2003	Board of Employee Leasing Companies Appointee: Goldman, Richard A.	10/31/2002
Board of Trustees of Pasco-Hernando Community College	Appointees: Case, Jean M. Collins, Ed Yant, James C.	05/31/2003 05/31/2003 05/31/2003	Board of Professional Engineers Appointees: Bondada, Murthy V.A. Matthews, Robert Lynn Rebane, Henn	10/31/2003 10/31/2002 10/31/2003
Board of Trustees of Pensacola Junior College	Appointees: Baker, Richard R. McKenzie, Gerald McKinnon, Denis A.	05/31/2003 05/31/2003 05/31/2003	Board of Directors, Enterprise Florida, Inc. Appointees: Corley, Leslie M. Kronick, Susan D. Moran, Patricia G. Otis, Clarence, Jr.	07/01/2002 07/01/2001 07/01/2003 07/01/2002
Board of Trustees of Polk Community College	Appointees: Platt, Carol Roberts, Neriah E.	05/31/2003 05/31/2003	Commission on Ethics Appointees: Spencer, Ronald S., Jr. Warshal, Bruce S.	06/30/2001 06/30/2001
Board of Trustees of St. Johns River Community College	Appointee: Roberts, William Walter	05/31/2003	Board of Funeral and Cemetery Services Appointees: Ballas, Parascho Peter	09/08/2003
Board of Trustees of St. Petersburg Junior College	Appointees: Bilirakis, Evelyn M. Burke, Kenneth P.	05/31/2003 05/31/2003		
Board of Trustees of Santa Fe Community College	Appointees: Cunningham, Richard W. Roundtree, Robert E., Jr.	05/31/2003 05/31/2003		

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Reese, E. James III	09/08/2003	Board of Pharmacy	
Board of Hearing Aid Specialists		Appointees: Barad, Arnold	10/31/2002
Appointees: Lowell, Alan L.	10/31/2002	Smith, Gail A.	10/31/2003
Miller, Robert H.	10/31/2002	Board of Pilot Commissioners	
Florida Housing Finance Corporation		Appointees: Leech, David A.	10/31/2002
Appointees: Diaz de Villegas, Rene Ramon	11/13/2002	Winegeart, James Perrow	10/31/2001
Maxwell, Dewitt Jackson	11/13/2002	Board of Podiatric Medicine	
Santini, Terry	11/13/2002	Appointees: Fishman, Tamara D.	10/31/2003
Taylor, R. Jay	11/13/2002	Inge, Sandra R.	10/31/2003
Florida Commission on Human Relations		Pearce, Beth S.	10/31/2002
Appointees: Craig, Rita Barreto	09/30/2003	Strickland, James G.	10/31/2002
Farrell, George	09/30/2002	Tampa Port Authority	
Hermantin, Leonie	09/30/2003	Appointee: Ringhaver, Lance C.	11/15/2003
Montes, Juan A.	09/30/2002	Postsecondary Education Planning Commission	
Paige, Roosevelt	09/30/2002	Appointees: Arrizurieta, Jorge L.	02/04/2001
State Board of Independent Colleges and Universities		Bennett, Mary G.	02/04/2001
Appointees: Barker, Robert H., Jr.	09/30/2000	Dauer, Edward A.	02/04/2001
Brock, Jeanette	09/30/2000	Desai, Akshay M.	02/04/2003
Brosemer, Donna	09/30/2001	Kone, Constance Kelly	02/04/2002
Marshall, Ronald L.	09/30/2001	Morgaman, Philip Edward	02/04/2003
Mullenix, Joel H.	09/30/2000	Smith, George H.	02/04/2002
Senft, H. Paul, Jr.	09/30/2001	Tapanes, Melissa	08/31/2000
Florida Inland Navigation District		Vasquez, Elaine M.	02/04/2002
Appointees: Allen-Kofoed, JoAnn	01/09/2003	Florida Prepaid College Board	
Barck, Grayce K.	01/09/2001	Appointee: Tate, Stanley G.	06/30/2002
Faulkner, Charles R.	01/09/2003	Historic Pensacola Preservation Board of Trustees	
Moorhead, Ted	01/09/2003	Appointees: Currin, Beverly Madison	06/30/2003
Song, Ji-Ang	01/09/2003	Quina, Carter B.	06/30/2003
Vogel, Cathleen	01/09/2003	Young, Jacqueline	06/30/2002
Governor's Mansion Commission		Commission for Purchase from the Blind or Other Severely Handicapped	
Appointees: Alfonso, Dorothy M.	09/30/2001	Appointee: Gillrup, John A.	10/01/2001
Smith, Carole C.	09/30/2001	Florida Real Estate Commission	
Thrasher, Mary Jean	09/30/2002	Appointees: Powell Sullivan, Marie	10/31/2002
Marine Fisheries Commission, now known as Fish and Wildlife Conservation Commission		Richardson, Tina D.	10/31/2002
Appointee: Meehan, David K.	08/01/2002	Veissi, Madeline H.	10/31/2003
Board of Massage Therapy		Oklawaha Basin Recreation and Water Conservation and Control Authority in Lake County	
Appointees: Parker, Barbara L.	10/31/2003	Appointees: Hill, Joe E.	07/13/2003
Welfley, K. Sue	10/31/2003	Modica, James V.	07/13/2000
Board of Medicine		Swartz, Gena M.	07/13/2001
Appointees: Tucker, Elisabeth Dunning	10/31/2002	Treasure Coast Regional Planning Council, Region 10	
Zachariah, Zachariah P.	10/31/2002	Appointees: Cuzzo, Donald J.	10/01/2002
National Conference of Commissioners on Uniform State Laws		Hurley, Richard E.	10/01/2001
Appointee: Ehrhardt, Charles W.	06/05/2003	Mehl, Bertram	10/01/2001
Board of Nursing		Webb, Elizabeth	10/01/2001
Appointees: Barber, Holly M.	10/31/2002	Board of Respiratory Care	
Chally, Pamela S.	10/31/2000	Appointees: Friday, Shawnta	10/31/2001
Miller, Ouida Anne	10/31/2002	Grassi, Michele A.	10/31/2003
Board of Nursing Home Administrators		Johnson, Ethel E.	10/31/2001
Appointees: Darling, Linda	10/31/2003	Nunez, Morfia Joy	10/31/2003
Goehring, Mary Louise	10/31/2002	Rappa, David J.	10/31/2002
Board of Opticianry		Waggoner, Deborah M.	10/31/2003
Appointees: Holt, Pamela P.	10/31/2003	Weiss, Ellen H.	10/31/2002
Perez, Maria E.	10/31/2003	Board of Trustees of the John and Mable Ringling Museum of Art	
Wooten, Stanley E.	10/31/2002	Appointees: Saunders, Michael	12/31/2002
Board of Optometry		Straz, David A., Jr.	12/31/2002
Appointees: Easton, Robert M., Jr.	10/31/2003	Jacksonville Transportation Authority	
McClane, John W. III	10/31/2002	Appointees: Gibbs, Donna L.	05/31/2003
Pierie, Raymond W.	10/31/2003	Howard, Marcia Morales	05/31/2002
Rink, Anita M.	10/31/2002	Sawyer, J. Charles	05/31/2003
Board of Osteopathic Medicine		Florida Commission on Veterans' Affairs	
Appointees: Haller, Jeffrey M.	10/31/2002	Appointees: Ebitz, Curtis V.	11/16/2000
Moran, Glenn K.	10/31/2002		

Office and Appointment

For Term
Ending

- 1) the executive appointment of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate.
- 2) Senate action on said appointments be taken prior to the adjournment of the 2000 Regular Session; and
- 3) there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
William G. "Doc" Myers, Chairman

Senator Cowin called for a division of the question to remove from the report the appointment of Sharon L. Morse as a member of the **Board of Architecture and Interior Design**, due to her recent death.

Senator Myers moved that all other appointments contained therein be confirmed. The motion was adopted without objection and the Senate confirmed the appointments identified in the report to the offices and for the terms indicated. The vote was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Meek

BILLS ON THIRD READING

CS for HB 313—A bill to be entitled An act relating to payment of insurance claims; amending s. 627.4035, F.S.; authorizing payment of certain claims by debit card or other form of electronic transfer under certain circumstances; providing an effective date.

—was read the third time by title.

On motions by Senator King, **CS for HB 313** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

SB 748—A bill to be entitled An act relating to education; providing an intent to demonstrate benefits of a program to prepare new teachers and to provide certain professional development activities to support them; providing for recruitment of persons to participate in a fellowship program by means of forgivable loans; providing standards and conditions for eligibility for the program; assigning responsibility for recruitment; requiring regional review committees; providing for selection of certain postsecondary education institutions to participate in the program; providing standards and conditions for receipt and forgiveness of

Lawrie, Mary Antoinette	11/16/2002
Linden, Albert H., Jr.	11/16/2002
Martory, Joseph J.	11/16/2002
Strainge, Lawrence E.	11/16/2002
Wheeler, Murray K.	11/16/2000

Big Cypress Basin Board of the South Florida Water Management District

Appointees: Carroll, Patricia M.	03/01/2002
Hawkins, Mary Ellen	03/01/2002
Thomas, Fred N., Jr.	03/01/2001

Alafia River Basin Board of the Southwest Florida Water Management District

Appointees: Hinton, Carol M.	03/01/2001
Minthorn, Robert E.	03/01/2001

Coastal Rivers Basin Board of the Southwest Florida Water Management District

Appointees: Howland, George A. III	03/01/2001
Tria, Leonard F., Jr.	03/01/2002
West, Margaret A.	03/01/2002

Hillsborough River Basin Board of the Southwest Florida Water Management District

Appointees: Baldwin, Martha Jane	03/01/2001
Finora, George	03/01/2002
Lester, David L.	03/01/2002
Mai, Hung T.	03/01/2001
Utterback, Shirley M.	03/01/2002

Manasota Basin Board of the Southwest Florida Water Management District

Appointees: Almy, Marion M.	03/01/2001
Longino, Berryman T.	03/01/2002
Rathke, Edwin T.	03/01/2001
Webb, Harvey, Jr.	03/01/2002

Northwest Hillsborough County Basin Board of the Southwest Florida Water Management District

Appointees: Adams, Frank Lester III	03/01/2001
Guy, Irene C.	03/01/2002
Tillotson, Gwendolyn S.	03/01/2002
Turney, William H.	03/01/2001

Peace River Basin Board of the Southwest Florida Water Management District

Appointees: Harrison, Ken	03/01/2001
Moore, James A.	03/01/2001

Pinellas-Anclote River Basin Board of the Southwest Florida Water Management District

Appointees: Harris, Tina C.	03/01/2001
Memoli, Robert	03/01/2002
Provenzano, Jerome T.	03/01/2002
Starkey, Jay B. III	03/01/2002

Withlacoochee River Basin Board of the Southwest Florida Water Management District

Appointees: Appel, Stephen W.	03/01/2001
Lyons, Samuel H.	03/01/2001
Wade, James E. III	03/01/2002

Governing Board of the Suwannee River Water Management District

Appointee: Pope, William David III	03/01/2003
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As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of each appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearing, the Committee on Gubernatorial Appointments and Confirmations respectfully advises and recommends that:

a loan; providing conditions for repayment of loans not eligible for loan forgiveness; authorizing conditions for deferment of repayment; providing for a revolving fund; establishing a professional development program for recipients of a fellowship and other college graduates; providing standards for recruitment of participating teachers, school districts, and postgraduate programs; requiring certain conditions of employment of participants; establishing tiers of sequential professional development activities; creating a not-for-profit organization to be administratively assigned to the Executive Office of the Governor; providing for appointment of members of its board of directors; authorizing the employment of staff; providing its duties and responsibilities; providing for cooperation with an office of the Department of Education; providing implementation to the extent funded in the General Appropriations Act; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Cowin, **SB 748** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 850—A bill to be entitled An act relating to instructional materials; amending s. 230.23, F.S.; prescribing duty of school boards to provide instructional materials; amending s. 233.09, F.S.; amending existing notice requirements and eliminating the requirements for providing weighted and unweighted aggregations; amending s. 233.16, F.S.; changing the reference from the Department of Education to the Commissioner of Education with respect to certain duties in selecting and adopting instructional materials; eliminating a condition for rejecting bids; amending s. 233.17, F.S.; changing the term of adoption for instructional materials; eliminating the optional escalator clause in certain contracts; amending s. 233.22, F.S.; requiring the superintendent of a school district to requisition certain materials; allowing the superintendent of a school district to requisition certain materials; amending s. 233.25, F.S.; requiring publishers and manufacturers to retain instructional materials in a depository for a specified period of time and to ensure the availability of materials; authorizing the Commissioner of Education to accept certain submissions under certain circumstances; amending s. 233.34, F.S.; requiring school districts to purchase instructional materials in core courses of subject areas within a specified time; allowing school districts to make certain purchases when authorized in the General Appropriations Act; changing dates for authorized purchase orders; amending s. 233.37, F.S.; providing for the disposal of unserviceable instructional materials and those no longer on state contract; eliminating contracts between the Department of Education and recycling firms; authorizing the district school board to prescribe policies for destroying instructional materials; requiring that certain moneys be deposited in the district school fund and added to the district appropriation for instructional materials; repealing s. 233.38, F.S., relating to the exchange of textbooks by school districts; amending s. 233.43, F.S.; requiring district school board policies to include the superintendent's responsibilities for keeping records pursuant to s. 233.46(4), F.S.; establishing notification requirements for superintendents; requiring reports; amending s. 233.46, F.S.; adding a responsibility for principals; requiring policies by district school boards related to lost or damaged books; requiring a report by the Department of Education; requiring that the Executive Office of the Governor and the Secretary of State renegotiate existing contracts for certain instructional materials; amending s. 230.23025, F.S.; requiring that administrative and instructional technology be included in the review of best financial management practices;

amending s. 233.07, F.S.; providing for more members on the state committees; providing for geographical representation; creating s. 233.66, F.S.; authorizing the Commissioner of Education to take certain actions; creating additional responsibilities for publishers; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Cowin, **CS for SB 850** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 288—A bill to be entitled An act relating to children and families; creating s. 752.011, F.S.; providing for court-ordered grandparent visitation under certain circumstances; providing for appointment of a guardian ad litem and family mediation if the court makes a preliminary finding that the minor is threatened with demonstrable significant mental or emotional harm without visitation; requiring court-ordered evaluation of the child if mediation fails; providing for a hearing in which the determination of demonstrable significant mental or emotional harm to the minor will be made; providing criteria for such a determination; providing for attorney's fees and costs; applying the Uniform Child Custody Jurisdiction Act; repealing s. 752.01, F.S., relating to grandparental visitation; amending s. 61.13, F.S., to conform to the act; encouraging consolidation of actions under ss. 61.13, 752.011, F.S.; amending ss. 752.015, 752.07, F.S., to conform cross-references; amending s. 39.01, F.S.; including references to great-grandparents in definitions relating to dependent children; amending s. 39.509, F.S.; providing for great-grandparents visitation rights; amending ss. 39.801 and 63.0425, F.S.; providing for a great-grandparent's right to adopt; amending s. 61.13, F.S.; providing for great-grandparents visitation rights and standing with regard to evaluating custody arrangements; amending s. 63.172, F.S.; conforming references relating to great-grandparental visitation rights under ch. 752, F.S.; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Campbell, **CS for SB 288** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 708—A bill to be entitled An act relating to domestic violence; amending ss. 25.385, 39.902, 741.28, 943.171, F.S.; redefining the terms “domestic violence” and “family or household member”; amending s. 90.5036, F.S.; redefining the terms “domestic violence center” and “domestic violence advocate”; specifying the persons to whom confidential communication provisions apply; amending s. 741.30, F.S.; specifying when a person has standing to file a petition for an injunction against domestic violence; providing for incidents that describe violence or threats of violence; providing legislative intent that ex parte temporary injunctions protect a victim as long as he or she is in danger; requesting the Supreme Court to adopt rules to require extensions of temporary injunctions; specifying when a court may grant relief; providing factors for the court to consider in determining imminent danger; requiring the Batterers’ Intervention Program to provide notification of discharge; providing that respondents must complete the Batterers’ Intervention Program if ordered; providing for the court not to modify or dissolve an injunction unless failure to complete the Batterers’ Intervention Program is justified; providing for recording of proceedings; directing the Office of State Court Administrator to examine and develop recommendations concerning certain court practices; providing for a report to the Governor and Legislature; amending s. 61.1825, F.S.; providing for additional circumstances when a family violence indicator must be placed on a record; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Jones, **CS for SB 708** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

SB 1220—A bill to be entitled An act relating to homelessness; creating the Commission on the Homeless within the Executive Office of the Governor; providing for membership of the commission; requiring the commission to review the problems of the homeless and propose solutions for reducing homelessness; requiring the commission to hold a specified number of public meetings; providing requirements for a written report by the commission; providing for commission members to be reimbursed for travel and per diem expenses; authorizing the commission to employ an executive director; abolishing the commission after a specified date; providing an appropriation; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator McKay, **SB 1220** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Myers	Saunders	Sebesta	Sullivan
Rossin	Scott	Silver	Webster

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 212—A bill to be entitled An act relating to health care assistance; amending s. 216.136, F.S.; requiring the Social Services Estimating Conference to develop certain information relating to the Florida Kidcare program; amending s. 409.8132, F.S.; revising eligibility requirements for the Medikids program component of the Florida Kidcare program; removing the applicability of the Medicaid third-party liability requirements to the Medikids program; revising enrollment procedures; allowing mandatory assignment; amending s. 409.8134, F.S.; requiring agencies that administer Florida Kidcare components to collect certain information and report to the Social Services Estimating Conference; amending s. 409.814, F.S.; providing for Medicaid-presumptive eligibility; providing for expedited enrollment; revising eligibility for certain children for services under the Children’s Medical Services network; allowing premium assistance for certain children ineligible for federal funding; extending the period of continuous eligibility for the Florida Kidcare program; amending s. 409.815, F.S.; providing for dental benefits under the Florida Kidcare program; amending s. 409.8177, F.S.; requiring the Agency for Health Care Administration to submit additional monthly reports to the Governor and Legislature; revising evaluation requirements; amending s. 409.818, F.S.; extending the period of continuous eligibility for the Florida Kidcare program; requiring simplified eligibility redetermination; amending s. 409.903, F.S.; providing for presumptive eligibility for children eligible for Medicaid; amending s. 409.904, F.S.; revising the eligibility requirements for optional payments for medical assistance and related services for certain children; authorizing optional payments for certain pregnant women; providing for presumptive eligibility; requiring the Division of State Group Insurance of the Department of Management Services to develop a program to subsidize health insurance coverage for children of certain state employees; providing applicability of the act to certain contracts; making implementation of bill provisions contingent on specific appropriations; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Clary, **CS for SB 212** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 1222—A bill to be entitled An act creating the Task Force on the Availability and Affordability of Long-term Care; providing for membership and duties; providing for staff and expenses; requiring a report; providing for the expiration of the task force; providing an appropriation; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator McKay, **CS for SB 1222** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 758—A bill to be entitled An act relating to growth management; creating the Grow Smart Florida Study Commission; providing for commission membership and purpose; providing an appropriation; providing an effective date.

—was read the third time by title.

On motions by Senator Lee, **CS for SB 758** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Meek

CS for SB 372—A bill to be entitled An act relating to investment of public funds; amending s. 112.625, F.S.; revising and providing definitions under the Florida Protection of Public Employee Retirement Benefits Act; creating s. 112.661, F.S.; requiring that investment of the assets of any local retirement system or plan be consistent with a written investment policy; specifying requirements for such policies with respect to scope, investment objectives, performance measurement, investment standards, maturity and liquidity requirements, portfolio composition, risk and diversification, rate of return, third-party custodial agreements, master repurchase agreements, bid requirements, internal controls, continuing education requirements, reporting and filing requirements, and valuation of illiquid investments; requiring that such policies list authorized investments and prohibiting investments not so listed; amending s. 218.415, F.S.; revising requirements relating to local governments' investment policies; revising the funds to which written investment policies apply and revising requirements relating to bids, internal controls, and reporting; specifying authorized investments for those local governments that adopt a written investment policy; prohibiting investments not listed in such policy; requiring continuing education for officials responsible for investment decisions; revising the list of authorized investments for those local governments that do not adopt a written investment policy; providing requirements with respect to the disposition and sale of securities, and funds subject to preexisting contracts; providing for preemption of conflicting laws; providing that audits of local governments shall report on compliance with said section; providing powers and duties of the Joint Legislative Auditing Committee, the Department of Revenue, the Department of Banking and Finance, and the Department of Community Affairs to enforce compliance;

amending s. 11.45, F.S.; revising authority of the Department of Revenue and the Department of Banking and Finance to follow up on entities that fail to submit required audits; amending s. 218.32, F.S.; revising authority of the Department of Banking and Finance to follow up on entities that fail to file annual financial reports; amending s. 218.38, F.S.; revising authority of the Department of Revenue and the Department of Banking and Finance to follow up on entities that fail to verify or file certain information; amending ss. 28.33 and 219.075, F.S.; providing for application of s. 218.415, F.S., to investment of county funds by clerks of the circuit courts and investment of surplus funds by county officers; amending s. 159.416, F.S.; providing for application of s. 218.415, F.S., to investments made in connection with a pool financing program under the Florida Industrial Development Financing Act; amending s. 236.24, F.S.; deleting provisions that specify requirements with respect to investment of surplus funds by school boards; amending s. 236.49, F.S.; providing for application of s. 218.415(16), F.S., to investment of surplus funds derived from school district bond issues; amending s. 237.211, F.S.; correcting a reference; repealing ss. 125.31, 166.261, and 218.345, F.S., which specify requirements with respect to investment of surplus funds by counties, municipalities, and special districts, s. 230.23(10)(k), F.S., which provides requirements with respect to adoption of investment policies by school boards, and s. 237.161(5), F.S., which authorizes school boards to invest surplus assets as obligations for a period of 1 year; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Rossin, **CS for SB 372** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Meek

SB 8—A bill to be entitled An act relating to St. Johns County; providing for the relief of William D. Mock and Susan G. Mock; providing for an appropriation to compensate them for injuries sustained as a result of the negligence of St. Johns County; providing an effective date.

—was read the third time by title.

On motions by Senator Holzendorf, **SB 8** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—2

King Webster

Vote after roll call:

Yea—Meek

CS for SB 10—A bill to be entitled An act for the relief of Elizabeth Schnell and Frederick Schnell; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the Department of Highway Safety and Motor Vehicles; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Myers, **CS for SB 10** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

King Webster

Vote after roll call:

Yea—Meek

Consideration of **SB 12** was deferred.

SB 14—A bill to be entitled An act relating to Orange County; providing for the relief of Maria Garcia, as legal guardian of Delfina Benjumea, for injuries and damages sustained by Ms. Benjumea as a result of the negligence of the Orange County Sheriff's Office; providing for a reversionary interest to the Orange County Sheriff's Office; providing legislative intent with respect to expenditures; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Dyer, **SB 14** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

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

Nays—2

King Webster

Vote after roll call:

Yea—Meek

CS for SB 38—A bill to be entitled An act relating to Volusia County; providing for the relief of Fred Fedorka; providing for an appropriation to compensate him for the death of his wife, Carol Fedorka, and for injuries he sustained as a result of the negligence of Volusia County; providing an effective date.

—as amended March 22 was read the third time by title.

On motions by Senator Burt, **CS for SB 38** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—2

King Webster

Vote after roll call:

Yea—Meek

SPECIAL ORDER CALENDAR

On motion by Senator King—

CS for SB 2050—A bill to be entitled An act relating to workforce innovation; creating s. 445.001, F.S.; designating chapter 445, F.S., as the "Workforce Innovation Act of 2000"; creating s. 445.002, F.S.; providing definitions; transferring, renumbering, and amending s. 288.9956, F.S.; revising provisions implementing the federal Workforce Investment Act of 1998 to conform to changes made by the act; revising the investment act principles; revising funding requirements; deleting obsolete provisions; transferring, renumbering, and amending s. 288.9952, F.S.; redesignating the Workforce Development Board as "Workforce Florida, Inc."; providing for Workforce Florida, Inc., to function as a not-for-profit corporation and be the principal workforce organization for the state; providing for a board of directors; providing for the appointment of a president of Workforce Florida, Inc.; providing duties of the board of directors; specifying programs to be administered by Workforce Florida, Inc.; requiring reports and measures of outcomes; providing for Workforce Florida, Inc., to develop the state's workforce-development strategy; authorizing the granting of charters to regional workforce boards; creating s. 445.005, F.S.; requiring the chairperson of Workforce Florida, Inc., to establish the First Jobs/First Wages Council, the Better Jobs/Better Wages Council, and the High Skills/High Wages Council; providing for council members; providing for the councils to advise the board of directors of Workforce Florida, Inc., and make recommendations for implementing workforce strategies; creating s. 445.006, F.S.; requiring Workforce Florida, Inc., to develop a strategic plan for workforce development; requiring updates of the plan; requiring a marketing plan as part of the strategic plan; providing for performance measures and contract guidelines; requiring that the plan include a teen pregnancy prevention component; transferring, renumbering, and amending s. 288.9953, F.S.; redesignating the regional workforce development boards as the "regional workforce boards"; providing requirements for contracts with an organization or individual represented on the board; transferring duties for overseeing the regional workforce boards to Workforce Florida, Inc.; requiring the workforce boards to establish certain committees; specifying that regional workforce boards and their entities are not state agencies; providing for procurement procedures; creating s. 445.008, F.S.; authorizing Workforce Florida, Inc., to create the Workforce Training Institute; providing for the institute to include Internet-based modules; requiring Workforce Florida, Inc., to adopt policies for operating the institute; authorizing the acceptance of grants and donations; transferring, renumbering, and amending s. 288.9951, F.S.; redesignating one-stop career centers as the "one-stop delivery system"; providing for the system to be the state's primary strategy for providing workforce-development services; providing a procedure for designating one-stop delivery system administrative entities and fiscal agents; authorizing a lease agreement with the Department of Management Services for employment services; requiring Workforce Florida, Inc., to review the delivery of employment services and report to the Governor and Legislature; providing legislative intent with respect to the transfer of programs and administrative responsibilities for the state's workforce-development system; providing for a transition period; requiring that the Governor appoint a representative to coordinate the transition plan;

requiring that the Governor submit information and obtain waivers as required by federal law; providing for the transfer of records, balances of appropriations, and other funds; providing for the Office of Tourism, Trade, and Economic Development within the Executive Office of the Governor to contract with Workforce Florida, Inc., as the state's principal workforce-development organization; transferring the records, personnel, appropriations, and other funds of the WAGES Program and the Workforce Development Board of Enterprise Florida, Inc., to Workforce Florida, Inc., as created by the act; transferring the employees of the Jobs and Education Partnership to the Department of Management Services; transferring the programs and functions of the Division of Workforce and Employment Opportunities and the Office of Labor Market and Performance Information of the Department of Labor and Employment Security to the Department of Management Services; providing certain exceptions; transferring certain vacant positions to the Department of Management Services to be allocated by regional workforce boards; authorizing Workforce Florida, Inc., to contract with the Department of Management Services for the lease of employees; creating s. 445.010, F.S.; providing principles for developing and managing information technology for the workforce system; requiring the sharing of information between agencies within the workforce system; creating s. 445.011, F.S.; requiring Workforce Florida, Inc., to implement a workforce information system, subject to legislative appropriation; specifying information systems to be included; providing requirements for procurement and validation services; requiring that the system be compatible with the state's information system; creating s. 445.012, F.S.; establishing the Careers for Florida's Future Incentive Grant Program; providing for loans to encourage students to obtain degrees or certificates in advanced technology fields; requiring Workforce Florida, Inc., to manage the grant program, under contract with the Department of Education; providing for the allocation of funds; providing for regional workforce boards to determine award recipients; specifying the amount of the grants; providing for the transfer of a grant award; creating s. 445.0121, F.S.; providing eligibility requirements for an initial incentive grant award; creating s. 445.0122, F.S.; providing for renewal of grants; creating s. 445.0123, F.S.; specifying postsecondary education institutions that are eligible to enroll a student who receives an incentive grant; creating s. 445.0124, F.S.; specifying eligible programs; creating s. 445.0125, F.S.; providing a repayment schedule after termination of an incentive grant; creating s. 445.0128, F.S.; authorizing school boards and community college boards of trustees to apply to Workforce Florida, Inc., for workplace education grants; providing requirements for grant applications; providing for a workplace education coordinator; providing program requirements; creating s. 445.013, F.S.; providing for challenge grants in support of welfare-to-work initiatives; requiring Workforce Florida, Inc., to establish the grant program, subject to legislative appropriation; specifying types of organizations that are eligible to receive a grant under the program; providing requirements for matching funds; providing requirements for administering and evaluating the grant program; creating s. 445.014, F.S.; providing for a small business workforce service initiative; requiring Workforce Florida, Inc., to establish a program for support services to small businesses, subject to legislative appropriation; specifying eligible uses of funds under the program; providing program criteria; defining the term "small business" for purposes of the program; creating s. 445.015, F.S.; providing for initiatives to support economic development for working poor families; authorizing Workforce Florida, Inc., to establish economic-development projects for families at risk of welfare dependency, subject to legislative appropriation; providing eligibility requirements; requiring Workforce Florida, Inc., to establish a pilot grant program for youth internships, subject to legislative appropriation; specifying the amount of a grant under the program; providing for eligibility; requiring a business to submit an internship work plan; specifying criteria for evaluating an application for funding of an internship; requiring Workforce Florida, Inc., to report the outcomes of the pilot program to the Legislature; establishing a specified number of pilot programs for incumbent workers with disabilities; requiring Workforce Florida, Inc., to develop guidelines for the pilot programs; transferring, renumbering, and amending s. 288.9955, F.S., relating to the Untried Worker Placement and Employment Incentive Act; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 414.15, F.S.; providing certain diversion services under the one-stop delivery system; providing for regional workforce boards to determine eligibility for diversion services; deleting certain limitations on diversion payments; creating s. 445.018, F.S.; providing for a diversion program to strengthen families; specifying services that may be offered under the program; providing that such services are not assistance under federal law or guidelines; requiring families that receive services to agree not to apply for temporary cash assistance for

a specified period unless an emergency arises; providing requirements for repaying the value of services provided; transferring, renumbering, and amending s. 414.159, F.S., relating to the teen parent and pregnancy prevention diversion program; conforming cross-references to changes made by the act; creating s. 445.020, F.S.; providing for certain criteria for establishing eligibility for diversion programs; transferring, renumbering, and amending s. 414.155, F.S., relating to the relocation assistance program; providing duties of the regional workforce boards; revising eligibility requirements for services under the program; requiring the board of directors of Workforce Florida, Inc., to determine eligibility criteria and relocation plans; transferring, renumbering, and amending s. 414.223, F.S., relating to Retention Incentive Training Accounts; authorizing the board of directors of Workforce Florida, Inc., to establish such accounts; transferring, renumbering, and amending s. 414.18, F.S., relating to a program for dependent care for families with children with special needs; conforming provisions to changes made by the act; creating s. 445.024, F.S.; specifying the activities that satisfy the work requirements for a participant in the welfare-transition program; providing for regional workforce boards to administer various subsidized employment programs formerly administered by the local WAGES coalitions; including GED preparation and literacy education within the activities that satisfy work requirements under the welfare-transition program; providing requirements for participating in work activities; providing for certain individuals to be exempt from such requirements; requiring regional workforce boards to prioritize work requirements if funds are insufficient; requiring regional workforce boards to contract for work activities, training, and other services; transferring, renumbering, and amending s. 414.20, F.S.; authorizing the regional workforce boards to prioritize or limit certain support services; providing requirements for the boards in providing for counseling and therapy services; transferring, renumbering, and amending s. 414.1525, F.S.; providing for a severance benefit in lieu of cash assistance payments; requiring the regional workforce boards to determine eligibility for such a benefit; creating s. 445.028, F.S.; requiring the Department of Children and Family Services, in cooperation with Workforce Florida, Inc., to provide for certain transitional benefits and services for families leaving the temporary cash assistance program; transferring, renumbering, and amending s. 414.21, F.S., relating to transitional medical benefits; clarifying requirements for notification; transferring, renumbering, and amending s. 414.22, F.S.; authorizing the board of directors of Workforce Florida, Inc., to prioritize transitional education and training; providing for regional workforce boards to authorize child care or other services; transferring, renumbering, and amending s. 414.225, F.S.; providing for transitional transportation services administered by regional workforce boards; expanding the period such services may be available; creating s. 445.032, F.S.; providing for transitional child care services; authorizing regional workforce boards to prioritize such services; transferring, renumbering, and amending s. 414.23, F.S.; providing for the evaluation of programs funded under Temporary Assistance for Needy Families; creating s. 445.034, F.S.; providing requirements for expenditures from the Temporary Assistance for Needy Families block grant; transferring, renumbering, and amending s. 414.44, F.S.; requiring the board of directors of Workforce Florida, Inc., to collect data and make reports; amending s. 414.025, F.S.; revising legislative intent with respect to the programs administered under chapter 414, F.S., to conform to changes made by the act; amending s. 414.0252, F.S.; revising definitions; amending s. 414.045, F.S., relating to the cash assistance program; specifying families that are considered to be work-eligible cases; providing for the regional workforce boards to provide for service delivery for work-eligible cases; amending s. 414.065, F.S.; deleting provisions governing work activities to conform to changes made by the act; amending s. 414.085, F.S.; specifying eligibility standards for the temporary cash assistance program; amending s. 414.095, F.S.; revising requirements for determining eligibility for temporary cash assistance; conforming cross-references to changes made by the act; revising eligibility requirements for noncitizens; amending s. 414.105, F.S.; revising procedures for reviewing exemptions from the requirements for eligibility for temporary cash assistance; deleting certain limitations on the period of such exemptions; providing an extension of certain time limitations with respect to an applicant for supplemental security disability income (SSDI); providing for the regional workforce boards to review the prospects of certain participants for employment; amending s. 414.157, F.S., relating to the diversion program for victims of domestic violence; conforming provisions to changes made by the act; amending s. 414.158, F.S.; providing for a diversion program to prevent or reduce child abuse and neglect; providing for eligibility; amending ss. 414.35, 414.36, F.S., relating to emergency relief and the recovery of overpayments; deleting obsolete provisions; amending ss. 414.39, 414.41, F.S., relating to case screening

and the recovery of certain payments; conforming provisions to changes made by the act; amending s. 414.55, F.S.; deleting provisions authorizing a delay in the implementation of certain programs; providing for Workforce Florida, Inc., to implement the community work program; amending s. 414.70, F.S.; revising certain provisions of a drug-testing and drug-screening program to conform to changes made by the act; deleting obsolete provisions; repealing ss. 239.249, 288.9950, 288.9954, 288.9957, 288.9958, 288.9959, 414.015, 414.026, 414.0267, 414.027, 414.028, 414.029, 414.030, 414.055, 414.125, 414.25, 414.38, F.S., relating to funding for vocational and technical education programs, the Workforce Florida Act of 1996, the Workforce Development Board, the WAGES Program State Board of Directors, the WAGES Program, matching grants, local WAGES coalitions, the WAGES Program business registry, WAGES Program Employment Projects, one-stop career centers, the Learnfare Program, exemptions from requirements for certain leases of real property, and certain pilot programs; conforming provisions to changes made by the act; amending s. 14.2015, F.S.; providing additional duties of the Office of Tourism, Trade, and Economic Development within the Executive Office of the Governor with respect to workforce development; requiring that the office cooperate and contract with Workforce Florida, Inc., in performing certain functions; amending s. 20.171, F.S.; revising duties of the Assistant Secretary for Programs and Operations within the Department of Labor and Employment Security; abolishing the Division of Workforce and Employment Opportunities within the department to conform to changes made by the act; amending s. 20.22, F.S.; creating the Division of Workforce Administrative Support within the Department of Management Services; specifying duties of the division; providing for the division to administer the Office of One-Stop Workforce Services, the Office of Workforce Investment and Accountability, and the Office of Workforce Information Services; specifying the federal grants and other funds assigned to the division for administration; amending s. 212.08, F.S., relating to sales tax exemptions; deleting a requirement that a business register with the WAGES Program Business Registry for purposes of qualifying for certain exemptions; amending s. 212.096, F.S.; redefining the term "new employee" to include participants in the welfare-transition program for purposes of certain tax credits; amending ss. 212.097, 212.098, F.S., relating to job tax credits; providing eligibility for tax credits to certain businesses that hire participants in the welfare-transition program; amending s. 216.136, F.S.; redesignating the Occupational Forecasting Conference as the "Workforce Estimating Conference"; specifying additional duties of the conference with respect to developing forecasts for employment demands and occupational trends; amending s. 220.181, F.S., relating to the enterprise zone jobs credit; providing for businesses that hire participants in the welfare-transition program to be eligible for the credit; amending s. 230.2305, F.S., relating to the prekindergarten early intervention program; providing eligibility for children whose parents participate in the welfare-transition program; amending s. 232.17, F.S.; revising requirements for administering the Child Labor Law to conform to changes made by the act; amending s. 234.01, F.S.; providing for school boards to provide transportation services to participants in the welfare-transition program; amending s. 234.211, F.S., relating to the use of school buses; conforming provisions to changes made by the act; amending s. 239.105, F.S.; redefining the term "degree vocational education program" for purposes of ch. 239, F.S.; amending s. 239.115, F.S.; providing for a response fund to be used to provide customized training for businesses; providing for remaining balances to carry over; providing for performance funds to be distributed to certain workforce programs; conforming provisions to changes made by the act; amending s. 239.117, F.S.; providing for school districts or community colleges to pay the fees of students enrolled in a program under the welfare-transition program; amending s. 239.229, F.S.; requiring the Department of Education to update certain vocational, adult, and community education programs; amending s. 239.301, F.S.; providing for literacy assessments and other specialized services for participants in the welfare-transition program; amending s. 239.514, F.S., relating to the Workforce Development Capitalization Incentive Grant Program; conforming provisions to changes made by the act; amending s. 240.209, F.S.; requiring that the Board of Regents consider industry-driven competencies in certain program reviews; amending s. 240.312, F.S.; revising requirements for reviewing certificate career education programs and certain degree programs; amending s. 240.35, F.S.; providing for students enrolled in employment and training programs under the welfare-transition program to be exempt from certain fees; amending ss. 240.40207, 240.40685, F.S., relating to the Florida Gold Seal Vocational Scholars award and the Certified Education Paraprofessional Welfare Transition Program; conforming provisions to changes made by the act; amending s. 240.61, F.S., relating to college reach-out programs; providing for including temporary cash

assistance in determining eligibility; amending s. 246.50, F.S.; providing for recipients of temporary cash assistance to be eligible for the Teacher-Aide Welfare Transition Program; amending ss. 288.046, 288.047, 288.0656, F.S., relating to quick-response training; deleting a reference to targeted industrial clusters; providing for the program to be administered by Workforce Florida, Inc., in conjunction with Enterprise Florida, Inc.; abolishing the advisory committee; revising requirements for the grant agreements; providing for a Quick-Response Training Program for participants in the welfare-transition program; amending s. 288.901, F.S.; providing for the chairperson of Workforce Florida, Inc., to be a member of the board of directors of Enterprise Florida, Inc.; amending ss. 288.904, 288.905, 288.906, F.S.; revising the duties and functions of Enterprise Florida, Inc., to conform to changes made by the act; amending s. 320.20, F.S.; providing for employing participants in the welfare-transition program for certain projects of the Department of Transportation and the Florida Seaport Transportation and Economic Development Council; amending ss. 322.34, 341.052, F.S., relating to proceeds from the sale of seized motor vehicles and a public transit block grant program; conforming provisions to changes made by the act; amending s. 402.3015, F.S.; including children who participate in certain diversion programs under ch. 445, F.S., in the subsidized child care program; providing for certain needy families to be eligible to participate in the subsidized child care program; amending s. 402.33, F.S.; defining the term "state and federal aid" to include temporary cash assistance; amending s. 402.40, F.S.; revising membership requirements of the Child Welfare Standards and Training Council to reflect changes made by the act; amending s. 402.45, F.S., relating to the community resource mother or father program; providing for eligibility for recipients of temporary cash assistance; amending s. 403.973, F.S.; providing for expedited permitting of projects that employ participants in the welfare-transition program; amending ss. 409.2554, 409.259, F.S., relating to the child support enforcement program; conforming provisions to changes made by the act; amending s. 409.903, F.S., relating to payments for medical assistance; conforming provisions; amending s. 409.942, F.S.; requiring Workforce Florida, Inc., to establish an electronic benefit transfer program; requiring that the program be compatible with the benefit transfer program of the Department of Children and Family Services; amending ss. 411.01, 411.232, 411.242, F.S., relating to the Florida Partnership for School Readiness, the Children's Early Investment Program, and the Education Now and Babies Later Program; conforming provisions and revising eligibility for such programs; amending s. 413.82, F.S., relating to occupational access and opportunity; conforming a definition to changes made by the act; amending s. 421.10, F.S., relating to housing authorities; conforming income requirements; amending ss. 427.013, 427.0155, 427.0157, F.S., relating to the Commission for the Transportation Disadvantaged and community transportation programs; conforming cross-references and provisions to changes made by the act; amending s. 443.091, 443.151, F.S.; providing for the Division of Workforce Administrative Support in the Department of Management Services to administer certain unemployment programs; providing for the division to enforce certain requirements for providing bilingual materials; amending s. 443.181, F.S.; providing for the division to administer employment services under the policy direction of Workforce Florida, Inc.; providing for the one-stop delivery system to be the primary method for delivering employment services; amending ss. 443.211, 443.221, 443.231, F.S., relating to the Employment Security Administration Trust Fund, reciprocal arrangements, and the Florida Training Investment Program; conforming provisions to changes made by the act; requiring Workforce Florida, Inc., to report to the Legislature on its programs and on-the-job training; requiring Workforce Florida, Inc., to make recommendations for improving the programs and decreasing costs; amending ss. 446.011, 446.021, 446.032, 446.041, 446.045, 446.052, 446.061, 446.071, 446.075, F.S.; providing for the Division of Workforce Administrative Support within the Department of Management Services to perform duties with respect to apprenticeship training which were formerly performed by the Division of Jobs and Benefits within the Department of Labor and Employment Security; providing for the division to operate under the direction of Workforce Florida, Inc.; redesignating the State Apprenticeship Council as the "State Apprenticeship Advisory Council"; revising the method of appointing members to the council; amending ss. 446.40, 446.41, 446.42, 446.43, 446.44, F.S.; redesignating the Rural Manpower Services Program as the "Rural Workforce Services Program"; providing for the Division of Workforce Administrative Support of the Department of Management Services to administer the program under the direction of Workforce Florida, Inc.; amending s. 446.50, F.S.; requiring the Division of Workforce Administrative Support to administer services for displaced homemakers under the direction of Workforce Florida, Inc.; requiring Workforce Florida,

Inc., to develop the plan for the program; amending ss. 447.02, 447.04, 447.041, 447.045, 447.06, 447.12, 447.16, F.S.; providing for part I of ch. 447, F.S., relating to the regulation of labor organizations, to be administered by the Department of Labor and Employment Security; deleting references to the Division of Jobs and Benefits; amending s. 447.305, F.S., relating to the registration of employee organizations; providing for administration by the Department of Labor and Employment Security; amending ss. 450.012, 450.061, 450.081, 450.095, 450.121, 450.132, 450.141, F.S.; providing for part I of ch. 450, F.S., relating to child labor, to be administered by the Department of Labor and Employment Security; deleting references to the Division of Jobs and Benefits; amending s. 450.191, F.S., relating to the duties of the Executive Office of the Governor with respect to migrant labor; conforming provisions to changes made by the act; amending ss. 450.28, 450.30, 450.31, 450.33, 450.35, 450.36, 450.37, 450.38, F.S., relating to farm labor registration; providing for part III of ch. 450, F.S., to be administered by the Department of Labor and Employment Security; deleting references to the Division of Jobs and Benefits; amending s. 497.419, F.S., relating to preneed contracts; conforming provisions to changes made by the act; providing appropriations; providing for expiration of specified sections; providing for severability; providing effective dates.

—was read the second time by title.

Senators King and Klein offered the following amendment which was moved by Senator King and adopted:

Amendment 1 (514248)—On page 22, lines 19 and 20, delete those lines and insert:

(1) “Agency” means the Agency for Workforce Innovation.

Senators King and Klein offered the following amendment which was moved by Senator King:

Amendment 2 (514664)(with title amendment)—On page 32, line 27 through page 42, line 8, delete those lines and insert:

(2) *Workforce Florida, Inc., is the principal workforce policy organization for the state. The purpose of the Workforce Florida, Inc., Development Board is to design and implement strategies that help Floridians enter, remain in, and advance in the workplace, becoming more highly skilled and successful, benefiting these Floridians, Florida businesses, and the entire state, and to assist in developing the state’s business climate.*

(3)(2)(a) ~~The Workforce Florida, Inc., Development Board shall be governed by a 25-voting member board of directors whose membership and appointment must be consistent with Pub. L. No. 105-220, Title I, s. 111(b), and contain five three representatives of organized labor. Notwithstanding s. 114.05(1)(f) s. 114.05(f), the Governor may appoint members of the current Workforce Development Board or the WAGES Program State Board of Directors, established pursuant to chapter 96-175, Laws of Florida, to serve on the reconstituted board as required by this section. By July 1, 2000 June 1, 1999, the Workforce Development Board will provide to the Governor a transition plan to incorporate the changes required by this act and Pub. L. No. 105-220, specifying the timeframe and manner of changes to the board. This plan shall govern the transition, unless otherwise notified by the Governor. The importance of minority and gender representation shall be considered when making appointments to the board and the geographic representation of board members shall also be considered. Additional members may be appointed when necessary to conform to the requirements of Pub. L. No. 105-220.~~

(b) The board of directors of the Workforce Florida, Inc., Development Board shall be chaired by a board member designated by the Governor pursuant to Pub. L. No. 105-220.

(c) Private-sector members appointed by the Governor must be appointed for 4-year, staggered terms. Public-sector members appointed by the Governor must be appointed to 4-year terms. *One-third of all representatives of businesses required to be appointed by the Governor pursuant to Pub. L. No. 105-220, must be recommended by the President of the Senate from leaders nominated by statewide business organizations. One-third of all representatives of businesses required to be appointed by the Governor pursuant to Pub. L. No. 105-220, must be recommended by the Speaker of the House of Representatives from leaders nominated by statewide business organizations.* Members appointed by the Governor serve at the pleasure of the Governor.

(d) The Governor shall appoint members to the board of directors of the Workforce Florida, Inc., ~~Development Board~~ within 30 days after the receipt of nominations.

(e) A member of the board of directors of the Workforce Florida, Inc., ~~Development Board~~ may be removed by the Governor for cause. Absence from three consecutive meetings results in automatic removal. The ~~chairperson chair~~ of the Workforce Florida, Inc., ~~Development Board~~ shall notify the Governor of such absences.

(f) *Representatives of businesses appointed to the board of directors may not include providers of workforce services.*

(4)(3)(a) The president of the Workforce Florida, Inc., ~~Development Board~~ shall be hired by the board of directors of Workforce ~~president of Enterprise Florida, Inc.,~~ and shall serve in the capacity of an executive director and secretary of the Workforce Florida, Inc. ~~Development Board.~~

(b) The board of directors of the Workforce Florida, Inc., ~~Development Board~~ shall meet at least quarterly and at other times upon call of its ~~chairperson chair~~.

(c) A majority of the total current membership of the board of directors of the Workforce Florida, Inc., ~~Development Board~~ comprises a quorum of the board.

(d) A majority of those voting is required to organize and conduct the business of the ~~Workforce Development board,~~ except that a majority of the entire board of directors of the ~~Workforce Development Board~~ is required to adopt or amend the operational plan.

(e) Except as delegated or authorized by the board of directors of the Workforce Florida, Inc. ~~Development Board,~~ individual members have no authority to control or direct the operations of the Workforce Florida, Inc., ~~Development Board~~ or the actions of its officers and employees, including the president.

~~(f) The board of directors of the Workforce Development Board may delegate to its president those powers and responsibilities it deems appropriate.~~

~~(f)(g) Members of the board of directors of the Workforce Florida, Inc., Development Board and its committees shall serve without compensation, but these members, the president, and all employees of the Workforce Florida, Inc., Development Board may be reimbursed for all reasonable, necessary, and actual expenses, as determined by the board of directors of Enterprise Florida, Inc.~~

(g)(h) The board of directors of the Workforce Florida, Inc., ~~Development Board~~ may establish an executive committee consisting of the chair and at least two additional board members selected by the board of directors. The executive committee *and the president* shall have such authority as the board of directors of the ~~Workforce Development Board~~ delegates to it, except that the board of directors may not delegate to the executive committee authority to take action that requires approval by a majority of the entire board of directors.

(h)(i) The ~~chairperson board of directors of the Workforce Development Board~~ may appoint committees to fulfill its responsibilities, to comply with federal requirements, or to obtain technical assistance, and must incorporate members of regional workforce development boards into its structure. *At a minimum, the chairperson shall establish the following standing committees: the First Jobs/First Wages Council, the Better Jobs/Better Wages Council, and the High Skills/High Wages Council. For purposes of Pub. L. No. 105-220, the First Jobs/First Wages Council shall serve as the state’s youth council.*

(i)(j) Each member of the board of directors of the ~~Workforce Development Board~~ who is not otherwise required to file a financial disclosure pursuant to s. 8, Art. II of the State Constitution or s. 112.3144 must file disclosure of financial interests pursuant to s. 112.3145.

(5)(4) The Workforce Florida, Inc., ~~Development Board~~ shall have all the powers and authority, not explicitly prohibited by statute, necessary or convenient to carry out and effectuate the purposes as determined by statute, Pub. L. No. 105-220, and the Governor, as well as its functions, duties, and responsibilities, including, but not limited to, the following:

(a) Serving as the state's Workforce Investment Board pursuant to Pub. L. No. 105-220. Unless otherwise required by federal law, at least 90 percent of the workforce development funding must go into direct customer service costs. ~~Of the allowable administrative overhead, appropriate amounts shall be expended to procure independent job placement evaluations.~~

(b) ~~Providing oversight to ensure that the following programs are administered by the Agency for Workforce Innovation in compliance with approved plans:~~

1. ~~Programs authorized under Title I of the Workforce Investment Act of 1998, Pub. L. No. 105-220, with the exception of programs funded directly by the United States Department of Labor under Title I, s. 167.~~

2. ~~Programs authorized under the Wagner-Peyser Act of 1933, as amended, 29 U.S.C. ss. 49 et seq.~~

3. ~~Welfare-to-work grants administered by the United States Department of Labor under Title IV, s. 403, of the Social Security Act, as amended.~~

4. ~~Activities authorized under Title II of the Trade Act of 1974, as amended; 2 U.S.C. ss. 2271 et seq.; and the Trade Adjustment Assistance Program.~~

5. ~~Activities authorized under 38 U.S.C., chapter 41, including job counseling, training, and placement for veterans.~~

6. ~~Employment and training activities carried out under the Community Services Block Grant Act, 42 U.S.C. ss. 9901 et seq.~~

7. ~~Employment and training activities carried out under funds awarded to this state by the United States Department of Housing and Urban Development.~~

8. ~~Welfare-transition services funded by the Temporary Assistance for Needy Families Program, created under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403, of the Social Security Act, as amended.~~

9. ~~Displaced homemaker programs, provided under s. 446.50.~~

10. ~~The Florida Bonding Program, provided under Pub. L. No. 97-300, s. 164(a)(1).~~

11. ~~The Food Stamp Employment and Training Program, provided under the Food Stamp Act of 1977, U.S.C. ss. 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198; and the Hunger Prevention Act, Pub. L. No. 100-435.~~

12. ~~The Quick-Response Training Program, provided under ss. 288.046-288.047.~~

13. ~~The Work Opportunity Tax Credit, provided under the Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277, and the Taxpayer Relief Act of 1997, Pub. L. 105-34.~~

14. ~~Offender-placement services, provided under ss. 944.707-944.708.~~

15. ~~Programs authorized under the National and Community Service Act of 1990, 42 U.S.C. ss. 12501 et seq., and the Service-America programs, the National Service Trust programs, the Civilian Community Corps, the Corporation for National and Community Service, the American Conservation and Youth Service Corps, and the Points of Light Foundation programs, if such programs are awarded to the state.~~

16. ~~Other programs funded by federal or state appropriations, as determined by the Legislature in the General Appropriations Act or by law.~~

(c)(b) Contracting with public and private entities as necessary to further the directives of this section. ~~All contracts executed by Workforce Florida, Inc., must include specific performance expectations and deliverables., except that any contract made with an organization represented on the board of directors of Enterprise Florida, Inc., or on the board of directors of the Workforce Development Board must be approved by a two-thirds vote of the entire board of directors of the Workforce Development Board, and, if applicable, the board member representing such organization shall abstain from voting. No more than 65 percent of the~~

~~dollar value of all contracts or other agreements entered into in any fiscal year, exclusive of grant programs, shall be made with an organization represented on the board of directors of Enterprise Florida, Inc., or the board of directors of the Workforce Development Board. An organization represented on the board of directors of the Workforce Development Board or on the board of directors of Enterprise Florida, Inc., may not enter into a contract to receive a state-funded economic development incentive or similar grant unless such incentive award is specifically endorsed by a two-thirds vote of the entire board of directors of the Workforce Development Board. The member of the board of directors of the Workforce Development Board representing such organization, if applicable, shall abstain from voting and refrain from discussing the issue with other members of the board. No more than 50 percent of the dollar value of grants issued by the board in any fiscal year may go to businesses associated with members of the board of directors of the Workforce Development Board.~~

(c) ~~Providing an annual report to the board of directors of Enterprise Florida, Inc., by November 1 that includes a copy of an annual financial and compliance audit of its accounts and records conducted by an independent certified public accountant and performed in accordance with rules adopted by the Auditor General.~~

(d) ~~Notifying the Governor, the President of the Senate, and the Speaker of the House of Representatives of noncompliance by the Agency for Workforce Innovation or other agencies or obstruction of the board's efforts by such agencies. Upon such notification, the Executive Office of the Governor shall assist agencies to bring them into compliance with board objectives.~~

(e) ~~Ensuring that the state does not waste valuable training resources. Thus, the board shall direct that all resources, including equipment purchased for training Workforce Investment Act clients, be available for use at all times by eligible populations as first priority users. At times when eligible populations are not available, such resources shall be used for any other state authorized education and training purpose.~~

(f) ~~Archiving records with the Bureau of Archives and Records Management of the Division of Library and Information Services of the Department of State.~~

(5) ~~Notwithstanding s. 216.351, to allow time for documenting program performance, funds allocated for the incentives in s. 239.249 must be carried forward to the next fiscal year and must be awarded for the current year's performance, unless federal law requires the funds to revert at the year's end.~~

(6) ~~The Workforce Florida, Inc., Development Board may take action that it deems necessary to achieve the purposes of this section, including, but not limited to: and consistent with the policies of the board of directors of Enterprise Florida, Inc., in partnership with private enterprises, public agencies, and other organizations. The Workforce Development Board shall advise and make recommendations to the board of directors of Enterprise Florida, Inc., and through that board of directors to the State Board of Education and the Legislature concerning action needed to bring about the following benefits to the state's social and economic resources:~~

(a) ~~Creating a state employment, education, and training policy that ensures that programs to prepare workers are responsive to present and future business and industry needs and complement the initiatives of Enterprise Florida, Inc.~~

(b) ~~Establishing policy direction for a funding system that provides incentives to improve the outcomes of vocational education programs, and of registered apprenticeship and work-based learning programs, and that focuses resources on occupations related to new or emerging industries that add greatly to the value of the state's economy.~~

(c) ~~Establishing a comprehensive policy related approach to the education and training of target populations such as those who have disabilities, are economically disadvantaged, receive public assistance, are not proficient in English, or are dislocated workers. This approach should ensure the effective use of federal, state, local, and private resources in reducing the need for public assistance.~~

(d) ~~Designating The designation of Institutes of Applied Technology composed of public and private postsecondary institutions working together with business and industry to ensure that technical and voca-~~

tional education programs use the most advanced technology and instructional methods available and respond to the changing needs of business and industry. Of the funds reserved for activities of the Workforce Investment Act at the state level, \$500,000 shall be reserved for an institute of applied technology in construction excellence, which shall be a demonstration project on the development of such institutes. The institute, once established, shall contract with the Workforce Development Board to provide a coordinated approach to workforce development in this industry.

(e) *Providing policy direction* for a system to project and evaluate labor market supply and demand using the results of the *Workforce Estimating Occupational Forecasting* Conference created in s. 216.136 and the career education performance standards identified under s. 239.233.

And the title is amended as follows:

On page 1, lines 18-23, delete those lines and insert: policy organization for the state; providing for a board of directors; providing for the appointment of a president of Workforce Florida, Inc.; providing duties of the board of directors; specifying programs to be under the oversight of Workforce Florida, Inc.;

Senator Kirkpatrick moved the following amendment to **Amendment 2** which was adopted:

Amendment 2A (314760)—On page 5, line 21 through page 7, line 12, delete those lines and insert:

(b) *Providing oversight and policy direction to ensure that the following programs are administered by the Agency for Workforce Innovation in compliance with approved plans and under contract with Workforce Florida, Inc.:*

1. *Programs authorized under Title I of the Workforce Investment Act of 1998, Pub. L. No. 105-220, with the exception of programs funded directly by the United States Department of Labor under Title I, s. 167.*
2. *Programs authorized under the Wagner-Peyser Act of 1933, as amended, 29 U.S.C. ss. 49 et seq.*
3. *Welfare-to-work grants administered by the United States Department of Labor under Title IV, s. 403, of the Social Security Act, as amended.*
4. *Activities authorized under Title II of the Trade Act of 1974, as amended; 2 U.S.C. ss. 2271 et seq.; and the Trade Adjustment Assistance Program.*
5. *Activities authorized under 38 U.S.C., chapter 41, including job counseling, training, and placement for veterans.*
6. *Employment and training activities carried out under the Community Services Block Grant Act, 42 U.S.C. ss. 9901 et seq.*
7. *Employment and training activities carried out under funds awarded to this state by the United States Department of Housing and Urban Development.*
8. *Welfare-transition services funded by the Temporary Assistance for Needy Families Program, created under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended, Pub. L. No. 104-193, and Title IV, s. 403, of the Social Security Act, as amended.*
9. *Displaced homemaker programs, provided under s. 446.50.*
10. *The Florida Bonding Program, provided under Pub. L. No. 97-300, s. 164(a)(1).*
11. *The Food Stamp Employment and Training Program, provided under the Food Stamp Act of 1977, U.S.C. ss. 2011-2032; the Food Security Act of 1988, Pub. L. No. 99-198; and the Hunger Prevention Act, Pub. L. No. 100-435.*
12. *The Work Opportunity Tax Credit, provided under the Tax and Trade Relief Extension Act of 1998, Pub. L. No. 105-277, and the Taxpayer Relief Act of 1997, Pub. L. 105-34.*
13. *Offender-placement services, provided under ss. 944.707-944.708.*

14. *Programs authorized under the National and Community Service Act of 1990, 42 U.S.C. ss. 12501 et seq., and the Service-America programs, the National Service Trust programs, the Civilian Community Corps, the Corporation for National and Community Service, the American Conservation and Youth Service Corps, and the Points of Light Foundation programs, if such programs are awarded to the state.*

15. *Other programs funded by federal or state appropriations, as determined by the Legislature in the General Appropriations Act or by law.*

Amendment 2 as amended was adopted.

Senator Silver moved the following amendment which was adopted:

Amendment 3 (294912)—On page 51, lines 17-20, delete those lines and insert:

(b) *The payment structure shall provide not more than 50 percent of the cost of services provided to a welfare-transition-program participant prior to placement, 25 percent upon employment placement, and 25 percent if employment is retained for at least 6 months. The payment structure must*

Senator King moved the following amendment which was adopted:

Amendment 4 (853254)(with title amendment)—On page 60, lines 6-22, delete those lines and insert:

(b) *A regional workforce board may not designate as its one-stop delivery system operator any public or private entity that is eligible to provide services under any state or federal workforce program that is a mandatory or discretionary partner in the region's one-stop delivery system. Workforce Florida, Inc., may waive this prohibition upon a showing by the regional workforce board that a fair and competitive process was used in the selection. As a condition of authorizing a regional workforce board to designate such an entity as its one-stop delivery system operator, Workforce Florida, Inc., must require the regional workforce board to demonstrate that safeguards are in place to ensure that the one-stop delivery system operator will not exercise an unfair competitive advantage or unfairly refer or direct customers of the one-stop delivery system to services provided by that one-stop delivery system operator. A regional workforce*

And the title is amended as follows:

On page 3, lines 10 and 11, delete those lines and insert: system operators; authorizing a lease agreement with the

Senators King and Klein offered the following amendments which were moved by Senator King and adopted:

Amendment 5 (642062)—On page 61, line 18 through page 62, line 23, delete those lines and insert:

(b) *Employment services must be provided through the one-stop delivery system Career Centers, under the guidance of one-stop delivery system Career Center operators. One-stop delivery system operators shall have overall authority for directing the staff of the workforce system. Personnel matters shall remain under the ultimate authority of the Agency for Workforce Innovation. However, the one-stop delivery system operator shall submit to the agency information concerning the job performance of department employees who deliver employment services. The agency shall consider any such information submitted by the one-stop delivery system operator in conducting performance appraisals of the employees.*

(c) *As a part of the memorandum of understanding under this subsection, a regional workforce board may elect to enter into an agreement with the Agency for Workforce Innovation under which agency employees delivering employment services shall be leased to the one-stop delivery system operator. Notwithstanding any provisions in chapter 110 to the contrary, an agency employee leased pursuant to this paragraph shall retain the position classification as a state employee that he or she held on the day before the lease agreement takes effect, as well as any state employee personnel rights or benefits associated with that position classification. This lease agreement, at a minimum, must specify that:*

1. *The agency shall retain fiscal responsibility and accountability for the administration of funds allocated to the state under the Wagner-Peyser Act.*

2. The agency shall retain ultimate authority over personnel matters relating to an employee covered by the lease agreement; however, the employee shall be under the day-to-day supervision of the one-stop delivery system operator. The one-stop delivery system operator shall submit to the agency information relating to the job performance of agency employees, as provided in paragraph (b).

Amendment 6 (035202)(with title amendment)—On page 66, line 15 through page 72, line 13, delete those lines and insert:

(8)(9)(a) ~~Workforce Florida, Inc. The Department of Management Services, working with the Agency for Workforce Innovation Workforce Development Board, shall coordinate among the agencies a plan for a One-Stop Career Center Electronic Network made up of one-stop delivery system Career centers and other partner agencies that are operated by authorized public or private for-profit or not-for-profit agents. The plan shall identify resources within existing revenues to establish and support this electronic network for service delivery that includes Government Services Direct.~~

(b) The network shall assure that a uniform method is used to determine eligibility for and management of services provided by agencies that conduct workforce development activities. The Department of Management Services shall develop strategies to allow access to the databases and information management systems of the following systems in order to link information in those databases with the one-stop delivery system Career Centers:

1. The Unemployment Compensation System of the Department of Labor and Employment Security.
2. The Job Service System of the Department of Labor and Employment Security.
3. The FLORIDA System and the components related to WAGES, food stamps, and Medicaid eligibility.
4. The Workers' Compensation System of the Department of Labor and Employment Security.
5. The Student Financial Assistance System of the Department of Education.
6. Enrollment in the public postsecondary education system.

The systems shall be fully coordinated at both the state and local levels by July January 1, 2001 2000.

(9) To the maximum extent that is appropriate and feasible, the one-stop delivery system may use private-sector staffing-services firms in the provision of workforce services to individuals and employers in the state. Regional workforce boards may collaborate with staffing-services firms in order to facilitate the provision of services to the same target populations. Regional workforce boards may contract with private-sector staffing-services firms to design programs that meet the employment needs of the region. All such contracts must be performance-based and require a specific period of job tenure prior to payment.

Section 10. (1) It is the intent of the Legislature that the changes to the workforce system made by this act, including, but not limited to, the transfer of any workforce policy, program, or administrative responsibility to Workforce Florida, Inc., or to the Agency for Workforce Innovation, be accomplished with minimal disruption of services provided to the public and with minimal disruption to employees of any organization in the workforce system. To that end, the Legislature directs all applicable units of state government to contribute to the successful implementation of this act, and the Legislature believes that a transition period between the effective date of this act and October 1, 2000, is appropriate and warranted.

(2) Workforce Florida, Inc., shall coordinate the development and implementation of a transition plan that supports the implementation of this act. The Department of Management Services, the Department of Labor and Employment Security, and all other state agencies identified by Workforce Florida, Inc., shall cooperate fully in developing and implementing the plan and shall dedicate the financial and staff resources that are necessary to implement the plan.

(3) The Governor shall designate a staff member of the Office of Planning and Budgeting to serve as the Governor's primary representative on

matters related to implementing this act and the transition plan required under this section. The representative shall report to the Governor on the progress being made in implementing this act and the transition plan, including, but not limited to, any difficulties experienced by Workforce Florida, Inc., in securing the full participation and cooperation of applicable state agencies. The representative shall also coordinate the submission of any budget amendments, in accordance with chapter 216, Florida Statutes, that may be necessary to implement this act.

(4) Upon the recommendation and guidance from Workforce Florida, Inc., in order to carry out the changes made by this act to the workforce system, the Governor shall submit in a timely manner to the applicable departments or agencies of the Federal Government any necessary amendments or supplemental information concerning plans that the state is required to submit to the Federal Government in connection with any federal or state workforce program. The Governor shall seek any waivers from the requirements of federal law or rules which may be necessary to administer the provisions of this act.

(5) The transfer of any program, activity, or function under this act includes the transfer of any records and unexpended balances of appropriations, allocations, or other funds related to such program, activity, or function. Unless otherwise provided, the successor organization to any program, activity, or function transferred under this act shall become the custodian of any property of the organization that was responsible for the program, activity, or function immediately prior to the transfer.

(6) The Office of Tourism, Trade, and Economic Development within the Executive Office of the Governor may contract with Workforce Florida, Inc., to take any necessary initial steps in preparing to become the state's principal workforce policy organization on October 1, 2000, consistent with the provisions of this act.

Section 11. (1) Effective July 1, 2000, the following programs and functions are assigned and transferred to Workforce Florida, Inc.:

(a) The WAGES Program State Board of Directors support staff, data, records, contract personnel, property, and unexpended balances of appropriations, allocations, and other funds from the Executive Office of the Governor.

(b) The programs, activities, and functions of the Workforce Development Board of Enterprise Florida, Inc., including records, personnel, property, and unexpended balances of funds. To reduce administrative cost, Workforce Florida, Inc., may contract with Enterprise Florida, Inc., for the provision of personnel, property management, and other support services.

(2) Effective October 1, 2000, employees of the Workforce Development Board of Enterprise Florida, Inc., who are leased from the Department of Management Services are transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, to the Agency for Workforce Innovation.

(3) Effective October 1, 2000, the following programs and functions transferred to the Agency for Workforce Innovation:

(a) The Division of Workforce and Employment Opportunities and the Office of Labor Market and Performance Information are transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, from the Department of Labor and Employment Security. Employees who are responsible for licensing and permitting business agents and labor organizations under chapter 447 and employees who are responsible for regulations relating to minority labor groups under chapter 450 are not included in this transfer.

(b) The resources, staff, data, records, personnel, property, and unexpended balances of appropriations, allocations, and other funds and information systems within the Office of the Secretary, Office of Information Systems, or any other division, office, bureau, or unit within the Department of Labor and Employment Security that support the Division of Workforce and Employment Opportunities are transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, from the Department of Labor and Employment Security.

(c) Staff of the displaced homemaker program are transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, from the Department of Education.

(4) Prior to effecting the transfer of staff required by paragraphs (3)(a) and (b), the Department of Labor and Employment Security shall reduce by 25 percent the number of staff to be transferred who are not engaged in directly providing services to customers or in supervising the direct provision of services. Positions vacated as a result of this reduction shall be placed and maintained in reserve by the Office of Planning and Budgeting of the Executive Office of the Governor. Savings that result from position reductions shall be transferred, under section 20.06(2), Florida Statutes, to the Agency for Workforce Innovation for allocation to regional workforce boards for operating the one-stop delivery system. Prior to January 15, 2001, Workforce Florida, Inc., in cooperation with the Agency for Workforce Innovation, shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a plan for reorganizing and further reducing the number of staff members transferred pursuant to paragraphs (3)(a) and (b).

(5) Workforce Florida, Inc., may contract with the Agency for Workforce Innovation to lease any employees deemed necessary by Workforce Florida, Inc., for the effective operation of the workforce system. Notwithstanding any provisions in chapter 110, Florida Statutes, to the contrary, a department employee who is leased pursuant to this subsection shall retain the position classification as a state employee which he or she held on the day before the lease agreement takes effect and shall retain any state-employee personnel rights or benefits associated with that position classification.

And the title is amended as follows:

On page 3, line 31 through page 4, line 19, delete those lines and insert: workforce policy organization; transferring the records, personnel, appropriations, and other funds of the WAGES Program and the Workforce Development Board of Enterprise Florida, Inc., to Workforce Florida, Inc., as created by the act; transferring the employees of the Jobs and Education Partnership to the Agency for Workforce Innovation; transferring the programs and functions of the Division of Workforce and Employment Opportunities and the Office of Labor Market and Performance Information of the Department of Labor and Employment Security to the Agency for Workforce Innovation; providing certain exceptions; transferring certain vacant positions to the Agency for Workforce Innovation for allocation to regional workforce boards; authorizing Workforce Florida, Inc., to contract with the Agency for Workforce Innovation for the lease of employees; creating

Senator King moved the following amendments which were adopted:

Amendment 7 (662384)—On page 79, delete line 16 and insert: *purposes other than to obtain an education for the previous 3 years; or*

Amendment 8 (494268)—On page 80, lines 10 and 11, delete those lines and insert:

(a) *Have been a resident of this state for the previous 3 years for purposes other than to obtain an education.*

Amendment 9 (973828)—On page 80, lines 26 and 27, delete those lines

Amendment 10 (823544)—On page 115, line 4, delete “*department*” and insert: *agency*

Senators King and Holzendorf offered the following amendments which were moved by Senator King and adopted:

Amendment 11 (503890)—On page 131, line 29, delete “*department*” and insert: *Department of Children and Family Services department*

Amendment 12 (093482)—On page 163, line 8, after “*Act,*” insert: *for at least one year, a noncitizen who is granted conditional entry pursuant to s. 203(a)(7) of the Immigration and Nationality Act*

Senators King and Klein offered the following amendment which was moved by Senator King:

Amendment 13 (470348)(with title amendment)—On page 197, line 11 through page 201, line 17, delete those lines and insert:

Section 63. Section 20.50, Florida Statutes, is created to read:

20.50 Agency for Workforce Innovation.—There is created the Agency for Workforce Innovation within the Department of Management Services. The agency shall be a separate budget entity, and the director of the agency shall be the agency head for all purposes. The agency shall not be subject to control, supervision, or direction by the Department of Management Services in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, and budgetary matters.

(1) The Agency for Workforce Innovation shall ensure that the state appropriately administers federal and state workforce funding by administering plans and policies of Workforce Florida, Inc.

(a) All policy direction to regional workforce boards shall emanate from the Agency pursuant to plans and policies of Workforce Florida, Inc.

(b) Unless otherwise provided by agreement with Workforce Florida, Inc., administrative and personnel policies of the Agency for Workforce Innovation shall apply.

(2) The Agency for Workforce Innovation shall be the designated administrative agency for receipt of federal workforce-development grants and other federal funds, and shall carry out the duties and responsibilities assigned by the Governor under each federal grant assigned to the division. The agency shall be a separate budget entity and shall expend each revenue source as provided by federal and state law and as provided in plans developed by and agreements with Workforce Florida, Inc. The head of the agency is the Director of Workforce Innovation, who shall be appointed by the Governor from nominees submitted by Workforce Florida, Inc. The agency shall be organized as follows:

(a) The Office of One-Stop Workforce Services shall administer the state merit system staff who provide services in the one-stop delivery system, pursuant to policies of Workforce Florida, Inc. The office shall be directed by the Deputy Director for One-Stop Workforce Services, who shall be appointed by and serve at the pleasure of the director.

(b) The Office of Workforce Accountability shall be responsible for procurement, contracting, financial management, accounting, audits, and verification. The office shall be directed by the Deputy Director for Workforce Investment and Accountability, who shall be appointed by and serve at the pleasure of the director.

(c) The Office of Workforce Information Services shall deliver information on labor markets, employment, occupations, and performance, and shall implement and maintain information systems that are required for the effective operation of the one-stop delivery system, including, but not limited to, those systems described in s. 445.009. The office will be under the direction of the Deputy Director for Workforce Information Services, who shall be appointed by and serve at the pleasure of the director.

(3) The Agency for Workforce Innovation shall serve as the designated agency for purposes of each federal workforce development grant assigned to it for administration. The agency shall carry out the duties assigned to it by the Governor, under the terms and conditions of each grant. The agency shall have the level of authority and autonomy necessary to be the designated recipient of each federal grant assigned to it, and shall disperse such grants pursuant to the plans and policies of Workforce Florida, Inc. The director may, upon delegation from the Governor and pursuant to agreement with Workforce Florida, Inc., sign contracts, grants, and other instruments as necessary to execute functions assigned to the agency. The assignment of powers and duties to the agency does not limit the authority and responsibilities of the Secretary of Management Services as provided in s. 20.05(1)(a). Notwithstanding other provisions of law, the following federal grants and other funds are assigned for administration to the Agency for Workforce Innovation:

And the title is amended as follows:

On page 13, lines 2-11, delete those lines and insert: the act; creating s. 20.50, F.S.; creating the Agency for Workforce Innovation in the Department of Management Services; specifying duties of the agency; providing for the agency to administer the Office of One-Stop Workforce Services, the Office of Workforce Accountability, and the Office of Workforce Information Services; specifying the federal grants and other funds assigned to the agency for administration;

Senator Kirkpatrick moved the following amendments to **Amendment 13** which were adopted:

Amendment 13A (022992)—On page 2, lines 1-4, delete those lines and insert: *Workforce Florida, Inc., under contract with Workforce Florida, Inc. The operating budget and mid-year amendments thereto must be part of such contract.*

(a) *All program and fiscal instructions to regional workforce boards shall emanate from the agency pursuant to plans and policies of Workforce Florida, Inc. Workforce Florida, Inc., shall be responsible for all policy directions to the regional boards.*

Amendment 13B (021618)—On page 2, line 13, delete “*division*” and insert: *agency*

Amendment 13 as amended was adopted.

Senator Horne moved the following amendment which was adopted:

Amendment 14 (535930)—On page 222, line 9, after the period (.) insert: *Business firms whose employees receive the customized training must provide 50 percent of the cost of the training.*

Senators King and Kirkpatrick offered the following amendment which was moved by Senator King and adopted:

Amendment 15 (763686)—On page 260, lines 6-27, delete those lines and insert:

(4) *Workforce Florida, Inc., through the Agency for Workforce Innovation, shall establish an electronic benefit transfer program for the use and management of education, training, childcare, transportation, and other program benefits under its direction. The workforce electronic benefit transfer program shall fulfill all federal and state requirements for Individual Training Accounts, Retention Incentive Training Accounts, Individual Development Accounts, and Individual Services Accounts. The workforce electronic benefit transfer program shall be designed to enable an individual who receives an electronic benefit transfer card under subsection (1) to use that card for purposes of benefits provided under the workforce development system as well. The Department of Children and Family Services shall assist Workforce Florida, Inc., in developing an electronic benefit transfer program for the workforce development system that is fully compatible with the department's electronic benefit transfer program. The agency shall reimburse the department for all costs incurred in providing such assistance and shall pay all costs for the development of the workforce electronic benefit transfer program.*

Senators King and Klein offered the following amendments which were moved by Senator King and adopted:

Amendment 16 (471902)—On page 268, line 24 through page 271, line 25, delete those lines and insert:

Section 114. Paragraph (b) of subsection (1) of section 443.091, Florida Statutes, is amended to read:

443.091 Benefit eligibility conditions.—

(1) An unemployed individual shall be eligible to receive benefits with respect to any week only if the division finds that:

(b) She or he has registered for work at, and thereafter continued to report at, the division, which shall be responsible for notification of the *Agency for Workforce Innovation* ~~Division of Jobs and Benefits~~ in accordance with such rules as the division may prescribe; except that the division may, by rule not inconsistent with the purposes of this law, waive or alter either or both of the requirements of this subsection as to individuals attached to regular jobs; but no such rule shall conflict with s. 443.111(1).

Section 115. Subsection (8) of section 443.151, Florida Statutes, is amended to read:

443.151 Procedure concerning claims.—

(8) BILINGUAL REQUIREMENTS.—

(a) Based on the estimated total number of households in a county which speak the same non-English language, a single-language minority, the division shall provide printed bilingual instructional and educational materials in the appropriate language in those counties in which

5 percent or more of the households in the county are classified as a single-language minority.

(b) The division shall ensure that *one-stop career centers jobs and benefits offices* and appeals bureaus in counties subject to the requirements of paragraph (c) prominently post notices in the appropriate languages that translators are available in those *centers offices* and bureaus.

(c) Single-language minority refers to households which speak the same non-English language and which do not contain an adult fluent in English. The division shall develop estimates of the percentages of single-language minority households for each county by using data made available by the United States Bureau of the Census.

Section 116. Section 443.181, Florida Statutes, is amended to read:

443.181 State Employment Service.—

(1) A state public employment service is hereby established in the *Agency for Workforce Innovation, under policy direction from Workforce Florida, Inc.* ~~Division of Jobs and Benefits~~. The *agency division* shall establish and maintain free public employment offices in such number and in such places as may be necessary for the proper administration of this chapter and for the purposes of performing such duties as are within the purview of the Act of Congress entitled “An Act to provide for the establishment of a national employment system and for cooperation with the states in the promotion of such system and for other purposes,” approved June 6, 1933 (48 Stat. 113; 29 U.S.C. s. 49(c)), as amended. *Notwithstanding any provisions in this section to the contrary, the one-stop delivery system shall be the primary method for delivering services under this section, consistent with Pub. L. No. 105-220 and chapter 445.* It shall be the duty of the *agency division* to cooperate with any official or agency of the United States having power or duties under the provisions of the Act of Congress, as amended, and to do and perform all things necessary to secure to this state the benefits of said Act of Congress, as amended, in the promotion and maintenance of a system of public employment offices. The provisions of the said Act of Congress, as amended, are hereby accepted by this state, in conformity with s. 4 of that act, and this state will observe and comply with the requirements thereof. The *Agency for Workforce Innovation* ~~Division of Jobs and Benefits of the Department of Labor and Employment Security~~ is hereby designated and constituted the agency of this state for the purpose of that act. The *agency division* is authorized and directed to appoint sufficient employees to carry out the purposes of this section. The *agency division* may cooperate with or enter into agreements with the Railroad Retirement Board with respect to the establishment, maintenance, and use of free employment service facilities.

(2) FINANCING.—All moneys received by this state under the said Act of Congress, as amended, shall be paid into the Employment Security Administration Trust Fund, and such moneys are hereby made available to the *agency division* to be expended as provided by this chapter and by said Act of Congress. For the purpose of establishing and maintaining free public employment offices, the *agency division* is authorized to enter into agreements with the Railroad Retirement Board or any other agency of the United States charged with the administration of an unemployment compensation law, with any political subdivision of this state, or with any private, nonprofit organization, and as a part of any such agreement the *agency division* may accept moneys, services, or quarters as a contribution to the Employment Security Administration Trust Fund.

(3) References to “the *agency division*” in this section mean the *Agency for Workforce Innovation* ~~Division of Jobs and Benefits~~.

Amendment 17 (264140)—On page 270, line 3 through page 271, line 25, delete those lines and insert:

443.181 State Employment Service.—

(1) A state public employment service is hereby established in the *Agency for Workforce Innovation, under policy direction from Workforce Florida, Inc.* ~~Division of Jobs and Benefits~~. The *agency division* shall establish and maintain free public employment offices in such number and in such places as may be necessary for the proper administration of this chapter and for the purposes of performing such duties as are within the purview of the Act of Congress entitled “An Act to provide for the establishment of a national employment system and for cooperation

with the states in the promotion of such system and for other purposes," approved June 6, 1933 (48 Stat. 113; 29 U.S.C. s. 49(c)), as amended. *Notwithstanding any provisions in this section to the contrary, the one-stop delivery system shall be the primary method for delivering services under this section, consistent with Pub. L. No. 105-220 and chapter 445.* It shall be the duty of the ~~agency division~~ to cooperate with any official or agency of the United States having power or duties under the provisions of the Act of Congress, as amended, and to do and perform all things necessary to secure to this state the benefits of said Act of Congress, as amended, in the promotion and maintenance of a system of public employment offices. The provisions of the said Act of Congress, as amended, are hereby accepted by this state, in conformity with s. 4 of that act, and this state will observe and comply with the requirements thereof. The ~~Agency for Workforce Innovation Division of Jobs and Benefits of the Department of Labor and Employment Security~~ is hereby designated and constituted the agency of this state for the purpose of that act. The ~~agency division~~ is authorized and directed to appoint sufficient employees to carry out the purposes of this section. The ~~agency division~~ may cooperate with or enter into agreements with the Railroad Retirement Board with respect to the establishment, maintenance, and use of free employment service facilities.

(2) FINANCING.—All moneys received by this state under the said Act of Congress, as amended, shall be paid into the Employment Security Administration Trust Fund, and such moneys are hereby made available to the ~~agency division~~ to be expended as provided by this chapter and by said Act of Congress. For the purpose of establishing and maintaining free public employment offices, the ~~agency division~~ is authorized to enter into agreements with the Railroad Retirement Board or any other agency of the United States charged with the administration of an unemployment compensation law, with any political subdivision of this state, or with any private, nonprofit organization, and as a part of any such agreement the ~~agency division~~ may accept moneys, services, or quarters as a contribution to the Employment Security Administration Trust Fund.

(3) References to "the ~~agency division~~" in this section mean the ~~Agency for Workforce Innovation Division of Jobs and Benefits~~.

Amendment 18 (631534)—On page 273, lines 6-30, delete those lines and insert: Compensation and the ~~Agency for Workforce Innovation Division of Jobs and Benefits~~ for the payment of costs of administration which are found not to have been properly and validly chargeable against funds obtained from federal sources. All moneys in the Special Employment Security Administration Trust Fund shall be continuously available to the division for expenditure in accordance with the provisions of this chapter and shall not lapse at any time. All payments from the Special Employment Security Administration Trust Fund shall be approved by the division or by a duly authorized agent thereof and shall be made by the Treasurer upon warrants issued by the Comptroller. The moneys in this fund are hereby specifically made available to replace, as contemplated by subsection (3), expenditures from the Employment Security Administration Trust Fund, established by subsection (1), which have been found by the Bureau of Employment Security, or other authorized federal agency or authority, because of any action or contingency, to have been lost or improperly expended. The Treasurer shall be liable on her or his official bond for the faithful performance of her or his duties in connection with the Special Employment Security Administration Trust Fund.

(5) In connection with its duties under s. 443.181, the ~~Agency for Workforce Innovation Division of Jobs and Benefits~~ shall have

Amendment 19 (582532)—On page 274, delete line 16 and insert: ~~the Agency for Workforce Innovation Division of Jobs and Benefits~~

Senators Klein and Sullivan offered the following amendments which were moved by Senator Klein and adopted:

Amendment 20 (652280)(with title amendment)—On page 276, lines 5-25, delete those lines and insert:

(2) It is the intent of the Legislature that the Division of ~~Workforce Development Jobs and Benefits~~ of the Department of ~~Education Labor and Employment Security~~ have responsibility for the development of the apprenticeship and preapprenticeship uniform minimum standards for the apprenticeable trades and that the Division of Workforce Development of the Department of Education have responsibility for assisting district school boards and community college district boards of trustees

in developing preapprenticeship programs ~~in compliance with the standards established by the Division of Jobs and Benefits.~~

(3) It is the further intent of ~~ss. 446.011-446.092 this act~~ that the Division of ~~Workforce Development Jobs and Benefits~~ ensure quality training through the adoption and enforcement of uniform minimum standards and that the ~~Bureau of Apprenticeship of the division of Jobs and Benefits~~ promote, register, monitor, and service apprenticeship and training programs and ensure that such programs adhere to the standards.

And the title is amended as follows:

On page 18, line 4 through page 19, line 6, delete those lines and insert: providing for the Division of Workforce Development within the Department of Education to perform duties with respect to apprenticeship training which were formerly performed by the Division of Jobs and Benefits within the Department of Labor and Employment Security;

Amendment 21 (650724)(with title amendment)—On page 277, line 5 through page 283, line 28, delete those lines and insert:

Section 122. Subsections (1), (5), (12), and (13) of section 446.021, Florida Statutes, are amended to read:

446.021 Definitions of terms used in ss. 446.011-446.092.—As used in ss. 446.011-446.092, the following words and terms shall have the following meanings unless the context clearly indicates otherwise:

(1) "Preapprentice" means any person 16 years of age or over engaged in any course of instruction in the public school system or elsewhere, which course is registered as a preapprenticeship program with the Division of ~~Workforce Development Jobs and Benefits~~ of the Department of ~~Education Labor and Employment Security~~.

(5) "Preapprenticeship program" means an organized course of instruction in the public school system or elsewhere, which course is designed to prepare a person 16 years of age or older to become an apprentice and which course is approved by and registered with the ~~Bureau of Apprenticeship~~ of the Division of ~~Workforce Development Jobs and Benefits~~ and sponsored by a registered apprenticeship program.

(12) "Division" means the Division of ~~Workforce Development Jobs and Benefits~~ of the Department of ~~Education Labor and Employment Security~~.

(13) "Director" means the director of the Division of ~~Workforce Development Jobs and Benefits~~.

Section 123. Section 446.032, Florida Statutes, is amended to read:

446.032 General duties of division with respect to apprenticeship training.—The Division of ~~Workforce Development Jobs and Benefits~~ shall:

(1) Establish uniform minimum standards and policies governing apprentice programs and agreements. Such standards and policies shall govern the terms and conditions of the apprentice's employment and training, including the quality training of the apprentice with respect to, but not limited to, such matters as ratios of apprentices to journeymen, safety, related instruction, and on-the-job training; but such standards and policies shall not include rules, standards, or guidelines that require the use of apprentices and job trainees on state, county, or municipal contracts. The division may adopt rules as necessary to carry out such standards and policies.

(2) Establish ~~by rule~~ procedures to be ~~used~~ utilized by the State Apprenticeship Advisory Council in accordance with the provisions of s. 446.045.

~~(3) Establish a Bureau of Apprenticeship pursuant to the instructions of the Secretary of Labor and Employment Security.~~

Section 124. Section 446.041, Florida Statutes, is amended to read:

446.041 Apprenticeship program, duties of division.—The Division of ~~Workforce Development Jobs and Benefits~~ shall:

(1) Administer the provisions of ss. 446.011-446.092.

- (2) Administer the standards established by the division.
- (3) Register in accordance with this chapter any apprenticeship or preapprenticeship program, regardless of affiliation, which meets standards established by the division.
- (4) Investigate complaints concerning the failure of any registered program to meet the standards established by the division.
- (5) Cancel the registration of any program *that which* fails to comply with the standards and policies of the division or *that which* unreasonably fails or refuses to cooperate with the division in monitoring and enforcing compliance with such standards.
- (6) Develop and encourage apprenticeship programs.
- (7) Cooperate with and assist local apprenticeship sponsors in the development of their apprenticeship standards and training requirements.
- ~~(8) Cooperate with and assist the Division of Workforce Development of the Department of Education and appropriate education institutions in the development of viable apprenticeship and preapprenticeship programs.~~
- (8)(9) Encourage registered apprenticeship programs to grant consideration and credit to individuals completing registered preapprenticeship programs.
- (9)(10) Monitor registered apprenticeship programs to ensure that they are being operated in compliance with all applicable standards.
- (10)(11) Supervise all apprenticeship programs which are registered with the division.
- (11) *Ensure that minority and gender diversity are considered in administering this program.*
- (12) Adopt rules as required to implement *ss. 446.011-446.092* the provisions of this act.

Section 125. Section 446.045, Florida Statutes, is amended to read:

446.045 State Apprenticeship *Advisory Council*.—

- (1) For the purposes of this section, *the term*:
- (a) “Joint employee organization” means an apprenticeship sponsor who participates in a collective bargaining agreement and represents employees.
- (b) “Nonjoint employer organization” means an apprenticeship sponsor who does not participate in a collective bargaining agreement and who represents management.
- (2)(a) There is created a State Apprenticeship *Advisory Council* to be composed of 13 members, which shall be advisory to the Division of *Workforce Development*. ~~*Jobs and Benefits of the Department of Labor and Employment Security*~~. The purpose of the *advisory council* is to advise the division and the council on matters relating to apprenticeship. The *advisory council* may not establish policy, adopt rules, or consider whether particular apprenticeship programs should be approved by the division or bureau. ~~Only those matters contained in the notice of meeting provided by the division shall be considered by the council at council meetings.~~
- (b) The division director or the division director’s designee shall be ex officio chair of the State Apprenticeship *Advisory Council*, but may not vote. ~~The administrator of industrial education of the Department of Education and the state director of the Bureau of Apprenticeship and Training of the United States Department of Labor shall be appointed a nonvoting member members of the council. The Governor shall appoint two three-member committees for the purpose of nominating candidates for appointment to the council. One nominating committee shall be composed of joint employee organization representatives, and the other nominating committee shall be composed of nonjoint employer organization representatives. The joint employee organization nominating committee shall submit to the Governor the names of three persons for each vacancy occurring among the joint employee organization members on the council, and the nonjoint employer organization nominating committee~~

likewise shall submit to the Governor the names of three persons for each vacancy occurring among the nonjoint employer organization members on the council. The Governor shall appoint to the council five members representing joint employee organizations and five members representing nonjoint employer organizations from the candidates nominated for each position by the respective nominating committees. Each member shall represent industries which have registered apprenticeship programs or in which a need for apprenticeship programs has been demonstrated. Initially, the Governor shall appoint four members for terms of 4 years, two members for terms of 3 years, two members for terms of 2 years, and two members for terms of 1 year. Thereafter, members shall be appointed for 4-year terms. A vacancy shall be filled for the remainder of the unexpired term.

(c) The council shall meet at the call of the chair or at the request of a majority of its membership, but at least twice a year. A majority of the voting members shall constitute a quorum, and the affirmative vote of a majority of a quorum is necessary to take action.

(d) The Governor may remove any member for cause.

(e) The council shall maintain minutes of each meeting. The division shall keep on file the minutes of each meeting and shall make such minutes available to any interested person.

(f) Members of the council shall serve without compensation, but shall be entitled to receive reimbursement for per diem and travel expenses as provided in s. 112.061.

Section 126. Subsection (3) of section 446.052, Florida Statutes, is amended to read:

446.052 Preapprenticeship program.—

(3) The Division of Workforce Development, the district school boards, and the community college district boards of trustees, ~~and the Division of Jobs and Benefits~~ shall work together with existing registered apprenticeship programs so that individuals completing such preapprenticeship programs may be able to receive credit towards completing a registered apprenticeship program.

Section 127. Section 446.061, Florida Statutes, is amended to read:

446.061 Expenditures.—The Division of *Workforce Development of the Department of Education* ~~*Jobs and Benefits*~~ shall make necessary expenditures from the appropriation provided by law for personal services, travel, printing, equipment, office space, and supplies as provided by law.

Section 128. Subsection (1) of section 446.071, Florida Statutes, is amended to read:

446.071 Apprenticeship sponsors.—

(1) One or more local apprenticeship sponsors shall be approved in any trade or group of trades by the Division of *Workforce Development of the Department of Education* ~~*Jobs and Benefits*~~, upon a determination of need, provided the apprenticeship sponsor meets all of the standards established by the division. “Need” refers to the need of state residents for apprenticeship training. In the absence of proof to the contrary, it shall be presumed that there is need for apprenticeship and preapprenticeship training in each county in this state.

Section 129. Section 446.075, Florida Statutes, is amended to read:

446.075 Federal and state cooperation.—The Division of *Workforce Development of the Department of Education* ~~*Jobs and Benefits of the Department of Labor and Employment Security*~~ is authorized to make and enter into contracts with the United States Department of Labor, and *may* to assume such other functions and duties as are necessary for the division to serve as registration agent for federal apprenticeship registration purposes, except that the division *may* ~~shall~~ not enforce any federal apprenticeship requirement unless the division first adopts such requirement as a rule. All rules ~~adopted promulgated~~ and administrative hearings afforded by the division ~~under because of~~ this section ~~must shall~~ be in accordance with the requirements of chapter 120.

And the title is amended as follows:

On page 18, line 30 through page 19, line 19, delete those lines and insert: providing for the Division of Workforce Development within the Department of Education to perform duties with respect to apprenticeship training which were formerly performed by the Division of Jobs and Benefits within the Department of Labor and Employment Security;

Senators King and Holzendorf offered the following amendment which was moved by Senator King and adopted:

Amendment 22 (114390)(with title amendment)—On page 286, line 9 through page 291, line 13, delete those lines and insert:

Section 135. Section 446.50, Florida Statutes, is amended to read:

446.50 Displaced homemakers; multiservice programs; report to the Legislature; Displaced Homemaker Trust Fund created.—

(1) INTENT.—It is the intent of the Legislature to require the ~~Agency for Workforce Innovation Division of Community Colleges of the Department of Education~~ to enter into contracts with, and make grants to, public and nonprofit private entities for purposes of establishing multipurpose service programs to provide necessary training, counseling, and services for displaced homemakers so that they may enjoy the independence and economic security vital to a productive life.

(2) DEFINITIONS.—For the purposes of this section:

(a) “Displaced homemaker” means an individual who:

1. Is 35 years of age or older;
2. Has worked in the home, providing unpaid household services for family members;
3. Is not adequately employed, as defined by rule of the division;
4. Has had, or would have, difficulty in securing adequate employment; and
5. Has been dependent on the income of another family member but is no longer supported by such income, or has been dependent on federal assistance.

(b) “Agency Division” means the ~~Agency for Workforce Innovation Division of Community Colleges of the Department of Education~~.

(3) ~~AGENCY DIVISION POWERS AND DUTIES.—~~

(a) The ~~agency division~~, under plans established by *Workforce Florida, Inc.*, shall establish, or contract for the establishment of, programs for displaced homemakers which shall include:

1. Job counseling, by professionals and peers, specifically designed for a person entering the job market after a number of years as a homemaker.
2. Job training and placement services, including:
 - a. Training programs for available jobs in the public and private sectors, taking into account the skills and job experiences of a homemaker and developed by working with public and private employers.
 - b. Assistance in locating available employment for displaced homemakers, some of whom could be employed in existing job training and placement programs.
 - c. Utilization of the services of the state employment service, ~~which shall cooperate with the division~~ in locating employment opportunities.
3. Financial management services providing information and assistance with respect to insurance, including, but not limited to, life, health, home, and automobile insurance, and taxes, estate and probate problems, mortgages, loans, and other related financial matters.
4. Educational services, including high school equivalency degree and such other courses as the ~~agency division~~ determines would be of interest and benefit to displaced homemakers.
5. Outreach and information services with respect to federal and state employment, education, health, and unemployment assistance

programs which the division determines would be of interest and benefit to displaced homemakers.

(b)1. The ~~agency division~~ shall enter into contracts with, and make grants to, public and nonprofit private entities for purposes of establishing multipurpose service programs for displaced homemakers under this section. Such grants and contracts shall be awarded pursuant to chapter 287 and based on criteria established in the state plan developed pursuant to this section. The ~~agency division~~ shall designate catchment areas which together shall comprise the entire state, and, to the extent possible from revenues in the Displaced Homemaker Trust Fund, the ~~agency division~~ shall contract with, and make grants to, entities which will serve entire catchment areas so that displaced homemaker service programs are available statewide. *These catchment areas shall be coterminous with the state’s workforce development regions.* The ~~agency division~~ may give priority to existing displaced homemaker programs when evaluating bid responses to the ~~agency’s division’s~~ request for proposals.

2. In order to receive funds under this section, and unless specifically prohibited by law from doing so, an entity that provides displaced homemaker service programs must, ~~by the 1991-1992 fiscal year~~, receive at least 25 percent of its funding from one or more local, municipal, or county sources or nonprofit private sources. In-kind contributions may be evaluated by the ~~agency division~~ and counted as part of the required local funding.

3. The ~~agency division~~ shall require an entity that receives funds under this section to maintain appropriate data to be compiled in an annual report to the division. Such data shall include, but shall not be limited to, the number of clients served, the units of services provided, designated client-specific information including intake and outcome information specific to each client, costs associated with specific services and program administration, total program revenues by source and other appropriate financial data, and client followup information at specified intervals after the placement of a displaced homemaker in a job.

(c) The ~~agency division~~ shall consult and cooperate with the Commissioner of Education, the United States Commissioner of the Social Security Administration, and such other persons in the executive branch of the state government as the ~~agency division~~ considers appropriate to facilitate the coordination of multipurpose service programs established under this section with existing programs of a similar nature.

(d) Supervisory, technical, and administrative positions relating to programs established under this section shall, to the maximum extent practicable, be filled by displaced homemakers.

(e) The ~~agency division~~ shall adopt rules establishing minimum standards necessary for entities that provide displaced homemaker service programs to receive funds from the ~~agency division~~ and any other rules necessary to administer this section.

(4) STATE PLAN.—

(a) The ~~Agency for Workforce Innovation division~~ shall develop a 3-year state plan for the displaced homemaker program which shall be updated annually. The plan must address, at a minimum, the need for programs specifically designed to serve displaced homemakers, any necessary service components for such programs in addition to those enumerated in this section, goals of the displaced homemaker program with an analysis of the extent to which those goals are being met, and recommendations for ways to address any unmet program goals. Any request for funds for program expansion must be based on the state plan.

(b) Each annual update must address any changes in the components of the 3-year state plan and a report which must include, but need not be limited to, the following:

1. The scope of the incidence of displaced homemakers;
2. A compilation and report, by program, of data submitted to the division pursuant to subparagraph 3. by funded displaced homemaker service programs;
3. An identification and description of the programs in the state that receive funding from the division, including funding information; and
4. An assessment of the effectiveness of each displaced homemaker service program based on outcome criteria established by rule of the division.

(c) The 3-year state plan must be submitted to the President of the Senate, the Speaker of the House of Representatives, and the Governor on or before January 1, 2001 ~~1999~~, and annual updates of the plan must be submitted by January 1 of each subsequent year.

(5) **DISPLACED HOMEMAKER TRUST FUND.**—

(a) There is established within the State Treasury a Displaced Homemaker Trust Fund to be used by the ~~agency division~~ for its administration of the displaced homemaker program and to fund displaced homemaker service programs according to criteria established under this section.

(b) The trust fund shall receive funds generated from an additional fee on marriage license applications and dissolution of marriage filings as specified in ss. 741.01(3) and 28.101, respectively, and may receive funds from any other public or private source.

(c) Funds that are not expended by the ~~agency division~~ at the end of the budget cycle or through a supplemental budget approved by the ~~agency division~~ shall revert to the trust fund.

And the title is amended as follows:

On page 19, lines 18 and 19, delete those lines and insert: F.S.; requiring the Agency for Workforce Innovation to administer services

Senators King and Burt offered the following amendment which was moved by Senator King and adopted:

Amendment 23 (974778)—On page 308, line 1 through page 309, line 27, delete those lines and insert:

Section 161. (1) *For the Careers for Florida's Future Incentive Grant Program established pursuant to sections 445.012-445.0125, Florida Statutes, the sum of \$20 million in recurring General Revenue is appropriated to the Agency for Workforce Innovation.*

(2) *For the Small Business Workforce Service Initiative established pursuant to section 445.014, Florida Statutes, the sum of \$1 million in nonrecurring General Revenue is appropriated to the Agency for Workforce Innovation.*

(3) *For the purchase of workforce marketing materials required by section 445.006, Florida Statutes, the sum of \$250,000 in nonrecurring General Revenue is appropriated to the Agency for Workforce Innovation.*

(4) *For the workplace education grant program established pursuant to section 445.0128, Florida Statutes, the sum of \$1 million in nonrecurring General Revenue is appropriated to the Agency for Workforce Innovation.*

(5) *For the workforce information systems required by section 445.011, Florida Statutes, the sum of \$20 million is appropriated from nonrecurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.*

(6) *For grants to support local economic development projects that lead to jobs for needy Florida families authorized by section 445.015, Florida Statutes, the sum of \$10 million is appropriated from nonrecurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.*

(7) *For youth internship program grants authorized by section 24 of this act, the sum of \$1 million is appropriated from nonrecurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.*

(8) *For the workforce training institute established pursuant to section 445.008, Florida Statutes, the sum of \$200,000 is appropriated from nonrecurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.*

(9) *For diversion services for needy families authorized by section 445.018, Florida Statutes, the sum of \$8 million is appropriated from recurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.*

(10) *For pilot projects established pursuant to section 25 of this act for financially needy incumbent workers with disabilities, the sum of*

\$450,000 is appropriated from nonrecurring Temporary Assistance for Needy Families funds to the Agency for Workforce Innovation.

Senator King moved the following amendments which were adopted:

Amendment 24 (934530)(with title amendment)—On page 309, between lines 27 and 28, insert the following new section and redesignate subsequent sections:

Section 162. *Nothing in this act shall be construed as creating an entitlement to services or benefits authorized by any section of the act.*

And the title is amended as follows:

On page 20, line 22, after "appropriations;" insert: providing that no entitlement is created by the act;

Amendment 25 (703360)(with title amendment)—On page 61, lines 2 and 3, delete "Department of Management Services" and insert: *Agency for Workforce Innovation*

And the title is amended as follows:

On page 3, delete line 12 and insert: Agency for Workforce Innovation for

Pursuant to Rule 4.19, **CS for SB 2050** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **SB 428** was deferred.

MOTION

On motion by Senator McKay, the rules were waived and time of recess was extended until completion of **CS for SB 2080**, **SB 2082** and **SB 12** and motions and announcements.

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

CS for SB 2080—A bill to be entitled An act relating to child protection; creating s. 383.50, F.S.; prescribing duties of hospitals and fire stations with respect to abandoned newborn infants, as defined; providing for anonymity of such infants' parents; amending s. 39.01, F.S.; redefining the term "abandoned"; amending s. 39.201, F.S.; revising duties of the central abuse hotline to accept specified reports of abandoned newborn infants and disclose names of eligible licensed child-placing agencies; amending s. 63.167, F.S.; providing duties of the state adoption information center with respect to maintaining a list of child-placing agencies with which abandoned newborns may be placed; creating s. 63.0423, F.S.; prescribing rights, duties and procedures for licensed child-placing agencies with respect to custody, placement, and adoption of abandoned newborn infants; providing limited relief from judgment of termination of parental rights; amending s. 63.182, F.S.; providing a statute of repose for setting aside adoptions; creating s. 409.163, F.S.; providing duties of the Department of Children and Family Services in conjunction with the Department of Health to produce media campaign with respect to abandoned newborns; creating s. 827.035, F.S.; providing that it is an affirmative defense to certain child-abuse charges that the parent of a newborn infant arranged its placement under this act; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1 (632670)—On page 2, lines 22-31; and on page 3, lines 1-5, delete those lines and insert: *is left at a hospital or a fire station.*

(2) *There is a presumption that the parent who leaves the newborn infant in accordance with this section intended to leave the newborn infant and consented to termination of parental rights.*

(3) *Each fire station staffed with full-time firefighters or emergency medical technicians shall accept any newborn infant left with a firefighter or emergency medical technician. The fire station shall consider these actions as implied consent to and shall:*

(a) Provide emergency medical services to the newborn infant to the extent he or she is trained to provide those services, and

(b) Arrange for the immediate transportation of the newborn infant to the nearest hospital with emergency services. Any firefighter or emergency medical technician accepting or providing emergency medical services to a newborn infant pursuant to this subsection is immune from criminal or civil liability for having performed the act. Nothing in this subsection limits liability for negligence.

(Redesignate subsequent subsections.)

Amendment 2 (534372)—On page 3, line 27 through page 4, line 15, delete those lines and insert:

(5) A parent of a newborn infant left at a hospital or a fire station under this section may claim his or her newborn infant up until the court enters a judgment terminating his or her parental rights. A claim of parental rights of the newborn infant must be made to the entity having physical or legal custody of the newborn infant or to the circuit court before whom proceedings involving the newborn infant are pending.

(6) Upon admitting a newborn infant under this section, the hospital shall immediately contact a local licensed child-placing agency or alternatively contact the statewide central abuse hotline for the name of a licensed child-placing agency for purposes of transferring physical custody of the newborn infant. The hospital shall notify the licensed child-placing agency that a newborn infant has been left with the hospital and approximately when the licensed child-placing agency can take physical custody of the child. In cases where there is actual or suspected child abuse or neglect, the hospital or any of its licensed health care professionals shall report the actual or suspected child abuse or neglect in accordance with ss. 39.1023 and 395.1023 in lieu of contacting a licensed child-placing agency.

(Redesignate subsequent sections.)

Amendment 3 (235592)—On page 11, lines 12-15, delete those lines and insert: station or hospital, the department shall provide to the caller the name of a licensed child-placing agency on a rotating basis from a list of licensed child-placing agencies eligible and required to accept physical custody of and to place newborn infants left at a hospital or a

Amendment 4 (441502)—On page 12, line 11 through page 15, line 11, delete those lines and insert:

(1) A licensed child-placing agency that takes physical custody of a newborn infant left at a hospital or a fire station pursuant to s. 383.50, shall assume responsibility for all medical costs and all other costs associated with the emergency services and care of the newborn infant from the time the licensed child-placing agency takes physical custody of the newborn infant.

(2) The licensed child-placing agency shall immediately seek an order from the circuit court for emergency custody of the newborn infant. The emergency custody order shall remain in effect until the court orders preliminary approval of placement of the newborn infant in the prospective home, at which time the prospective adoptive parents become guardians pending termination of parental rights and finalization of adoption or until the court orders otherwise. The licensed child-placing agency may seek to temporarily place the newborn infant in a prospective adoptive home as soon as possible.

(3) The licensed child-placing agency that takes physical custody of the newborn infant shall immediately request assistance from law enforcement officials to investigate and determine, through the Missing Children Information Clearinghouse, the National Center for Missing and Exploited Children, and any other national and state resources, whether or not the newborn infant is a missing child.

(4) Within 7 days after accepting physical custody of the newborn infant, the licensed child-placing agency shall initiate a diligent search to notify and to obtain consent from a parent whose identity or location is unknown, other than the parent who has left a newborn infant at a fire station or a hospital in accordance with s. 383.50. The diligent search must include, at a minimum, inquiries of all known relatives of the parent, inquiries of all offices or program areas of the department likely to have information about the parent, inquiries of other state and federal

agencies likely to have information about the parent, inquiries of appropriate utility and postal providers and inquiries of appropriate law enforcement agencies. Constructive notice must also be provided pursuant to chapter 49 in the county where the newborn infant was left and in the county where the petition to terminate parental rights will be filed. The constructive notice must include at a minimum, available identifying information, and information on whom a parent must contact in order to assert a claim of parental rights of the newborn infant and how to assert that claim. If a parent is identified and located, notice of the adjudicatory hearing shall be provided. If a parent can not be identified or located subsequent to the diligent search and constructive notice, the licensed child-placing agency shall file an affidavit of diligent search at the same time that the petition to terminate parental rights is filed.

(5) A petition for termination of parental rights under this section may not be filed until 30 days after the date the newborn infant was left in accordance with s. 383.50. A petition for termination of parental rights may not be granted until consent to adoption or an affidavit of nonpaternity has been executed by a parent of the newborn infant as set forth in s. 63.062, a parent has failed to reclaim or claim the newborn infant within the specified time period, or the consent of a parent is otherwise waived by the court.

(6) A claim of parental rights of the newborn infant must be made to the entity having physical or legal custody of the newborn infant or to the circuit court before whom proceedings involving the newborn infant are pending. A claim of parental rights of the newborn infant may not be made after the judgment to terminate parental rights is entered, except as otherwise provided by subsection (10).

(7) If a claim of parental rights of a newborn infant is made before the judgement to terminate parental rights is entered, the circuit court shall hold the action for termination of parental rights pending subsequent adoption in abeyance for a period of time not to exceed 60 days.

(a) The court shall order scientific testing to determine maternity or paternity at the expense of the parent claiming parental rights unless maternity or paternity has been previously established legally or by scientific testing.

(b) The court may appoint a guardian ad litem for the newborn infant and order whatever investigation, home evaluation and psychological evaluation are necessary to determine what is in the best interest of the newborn infant.

(c) The court may not terminate parental rights solely on the basis that the parent left a newborn infant at a hospital or fire station in accordance with s. 383.50.

(d) The court shall enter a judgment with written findings of fact and conclusions of law.

(8) Within 24 hours after filing the judgment, the clerk of the court shall mail a copy of the judgment to the department, the petitioner, and the persons whose consent were required, if known. The clerk shall execute a certificate of each mailing.

(Redesignate subsequent subsections.)

Amendment 5 (043340)—On page 16, lines 19-23, delete those lines and insert:

(11) Except to the extent expressly provided in this section, proceedings initiated by a licensed child-placing agency for the termination of parental rights and subsequent adoption of a newborn left at a hospital or a fire station in accordance with s. 383.50 shall be conducted pursuant to chapter 63.

Amendment 6 (544520)(with title amendment)—On page 17, line 10 through page 18, line 2, delete those lines and insert:

Section 7. Department; duties with respect to abandoned newborns.—The Department of Health in conjunction with the Department of Children and Families shall produce a media campaign to promote safe placement alternatives for newborn infants, to inform the public concerning the confidentiality and limited immunity from criminal prosecution offered to a parent who leaves a newborn infant at a hospital or a fire station under section 383.50, Florida Statutes, and the rights of parents to reclaim or claim their newborn infant within specified time periods, and to publicize adoption procedures.

Section 8. Section 827.035, Florida Statutes, is created to read:

827.035 Affirmative defense.—It is an affirmative defense to any prosecution under this chapter that the parent of a newborn infant placed or arranged for placement of the infant with any hospital or fire station in accordance with s. 383.50. A criminal investigation shall not be initiated solely because a newborn infant is left at a hospital or at a fire station under s. 383.50 unless there is actual or suspected child abuse.

And the title is amended as follows:

On page 1, lines 24 and 25, delete "creating s. 409.163, F.S.;"

Pursuant to Rule 4.19, CS for SB 2080 as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Grant—

SB 2082—A bill to be entitled An act relating to public records; exempting information that identifies parents who leave newborn infants at hospitals from public records requirements; providing legislative findings; providing a contingent effective date.

—was read the second time by title.

Senator Grant moved the following amendment which was adopted:

Amendment 1 (025648)—On page 1, line 12, delete "with a hospital" and insert: at a hospital or a fire station

Senator Laurent moved the following amendment which was adopted:

Amendment 2 (221430)—On page 1, line 15, after the period (.) insert: The identity of a parent leaving a child shall be disclosed to a person claiming to be a parent of the newborn infant.

Pursuant to Rule 4.19, SB 2082 as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

SB 12—A bill to be entitled An act relating to Miami-Dade County; providing for the relief of Frank J. Ruck, Jr., and Marlene G. Ruck, individually and as Personal Representatives of the Estate of Christopher F. Ruck; providing for an appropriation to compensate them for the death of Christopher F. Ruck as a result of the negligence of Miami-Dade County; providing an effective date.

—was read the third time by title.

On motions by Senator Silver, SB 12 was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Name, Dawson, Jones, Myers. Rows include Bronson, Brown-Waite, Burt, Campbell, Carlton, Casas, Childers, Clary, Cowin, etc.

Nays—None

MOTION

On motion by Senator McKay, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Thursday, March 30.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 29, 2000: CS for SB 2050, SB 428, CS for SB 2080, SB 2082, CS for CS for CS for SB 1258, SB 1256, CS for CS for SB 1262, SB 1260, CS for SB 726, CS for SB's 1400 and 1224, SB 838, CS for SB 1266, CS for SB's 1192 and 180, CS for SB 1196, CS for SB 722, SB 1548

Respectfully submitted, John McKay, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, March 30, 2000: SB 2200, CS for SB 2202, CS for SB 1026, CS for SB 60, SB 64, CS for SB 388, CS for CS for SB 770 and SB 286, SB 932, CS for SB 1070, SB 1072

Respectfully submitted, John McKay, Chairman

The Committee on Children and Families recommends the following pass: SB 1032 with 1 amendment

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

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 2322 with 1 amendment

The bill was referred to the Committee on Children and Families under the original reference.

The Committee on Natural Resources recommends the following pass: SB 1274 with 1 amendment

The bill was referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.

The Committee on Children and Families recommends the following pass: SB 1910 with 3 amendments

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

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 236

The Committee on Criminal Justice recommends the following pass: SB 146, SB 1240, SB 1632 with 1 amendment

The Committee on Education recommends the following pass: SB 1104, SB 1438, SB 2088 with 4 amendments, SB 2316

The Committee on Judiciary recommends the following pass: CS for SB 1144

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

The Committee on Natural Resources recommends the following pass: SB 880

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 2076

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

The Committee on Children and Families recommends the following pass: SB 1350

The Committee on Criminal Justice recommends the following pass: SB 1718 with 2 amendments

The bills contained in the foregoing reports were 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 1130

The Committee on Criminal Justice recommends the following pass: SB 1924

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

The Committee on Commerce and Economic Opportunities recommends the following pass: SB 1756

The Committee on Education recommends the following pass: SB 2250

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 2172

The Committee on Natural Resources recommends the following pass: SB 1138 with 1 amendment

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

The Committee on Agriculture and Consumer Services recommends the following pass: SB 150, SB 960

The Committee on Commerce and Economic Opportunities recommends the following pass: CS for SB 194

The Committee on Education recommends the following pass: SB 1318, SB 1444 with 1 amendment

The Committee on Fiscal Policy recommends the following pass: CS for SB 726, SB 838 with 2 amendments, CS for SB 1026 with 2 amendments, CS for SB's 1192 and 180, SB 1260, CS for SB's 1400 and 1224, SB 1548

The Committee on Judiciary recommends the following pass: CS for SB 840

The Committee on Natural Resources recommends the following pass: SB 1686 with 1 amendment

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1730

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1930

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Agriculture and Consumer Services under the original reference.

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 1934

The Committee on Criminal Justice recommends a committee substitute for the following: SB 856

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1064

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Comprehensive Planning, Local and Military Affairs under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 924

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 1668

The Committee on Criminal Justice recommends a committee substitute for the following: SB 196

The Committee on Education recommends committee substitutes for the following: SB 1574, SB 2030

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 2276

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2212

The Committee on Health, Aging and Long-Term Care recommends committee substitutes for the following: SB 1062, SB 2034, SB 2266

The Committee on Natural Resources recommends a committee substitute for the following: SB 2506

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1526

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 Regulated Industries recommends a committee substitute for the following: SB 218

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

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 1844

The Committee on Transportation recommends a committee substitute for the following: SB 2262

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2086

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 Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1966

The Committee on Transportation recommends a committee substitute for the following: SB 938

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 Agriculture and Consumer Services recommends a committee substitute for the following: SB 1904

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

The Committee on Fiscal Resource recommends a committee substitute for the following: SB 1338

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

The Committee on Education recommends a committee substitute for the following: SB 2062

The Committee on Fiscal Resource recommends a committee substitute for the following: SB 1772

The Committee on Judiciary recommends a committee substitute for the following: SB 808

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1846

The bills with committee substitutes attached 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 a committee substitute for the following: SB 2388

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 378

The Committee on Education recommends committee substitutes for the following: CS for SB 890, SB 1390

The Committee on Fiscal Policy recommends committee substitutes for the following: SB 722, SB 1196, CS for CS for SB 1258, SB 2202

The Committee on Fiscal Resource recommends a committee substitute for the following: CS for SB 386

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 1932

The Committee on Judiciary recommends committee substitutes for the following: SB 680, SB 2080

The Committee on Natural Resources recommends a committee substitute for the following: SB 2134

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Budget—

SB 2200—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2000, and ending June 30, 2001, to pay salaries, and other expenses, capital outlay -

buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Budget.

Senate Bills 2202-2518—Previously referenced.

By Senator Silver—

SB 2520—A bill to be entitled An act relating to towed vehicles; requiring persons who tow or otherwise remove motor vehicles to notify the local law enforcement agency; providing notification requirements; requiring the law enforcement agency to enter such information in the state FCIC/NCIC computer system; requiring law enforcement agencies to inquire into the reported theft or recovery of vehicles or certain vehicle identification information and requiring them to enter such information into the state FCIC/NCIC computer system; providing an effective date.

—was referred to the Committees on Transportation and Criminal Justice.

By Senator Silver—

SB 2522—A bill to be entitled An act relating to health care; providing legislative intent to create an Office of Health Care Consumer Advocate; providing an effective date.

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

By Senator Silver—

SB 2524—A bill to be entitled An act relating to the Official Florida Treasures Program; creating s. 265.2867, F.S.; providing legislative intent; creating the Official Florida Treasures Program; authorizing the Department of State to designate an object or organization as an Official Florida Treasure; authorizing the department to adopt rules; providing an effective date.

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

By Senator Silver—

SB 2526—A bill to be entitled An act relating to adoption; amending s. 63.022, F.S.; declaring additional legislative intent; amending s. 63.032, F.S.; providing definitions applicable to laws regulating adoptions; transferring, renumbering, and amending s. 63.207, F.S., relating to out-of-state placement; amending s. 63.042, F.S.; providing who may not adopt; amending s. 63.052, F.S.; providing that prospective adoptive parents become legal custodians of a child pending finalization of adoption; providing for removal of a child from an unsuitable home; amending s. 63.062, F.S.; prescribing certain obligations that must be met by the father of a prospective adoptee in order to preserve his right of consent in an adoption; providing certain requirements with respect to consent; creating s. 63.063, F.S.; providing for notice of adoption proceedings; creating s. 63.064, F.S.; providing for the content of notice and service; creating s. 63.065, F.S.; providing for hearings for termination of rights; creating s. 63.066, F.S.; providing for the identity or location of a parent unknown after filing of notice of adoption; amending s. 63.072, F.S.; providing for waiver of the requirement that the parent must consent to the adoption of a child in certain circumstances; amending s. 63.092, F.S.; revising requirements of the preliminary home study and for certain records checks; amending s. 63.097, F.S.; requiring court approval of certain fees of agencies; amending s. 63.102, F.S.; providing for filing a petition for adoption in the county in which an adoption intermediary is located; amending s. 63.112, F.S.; requiring certain information to be made part of, or to accompany, an adoption petition; amending s. 63.125, F.S.; changing the time for filing the written report

of a final home investigation; amending s. 63.132, F.S.; requiring agencies to file reports of expenditures and receipts; amending s. 63.162, F.S.; requiring intermediaries and agencies to retain certain records and to provide notice of the location of records prior to closing; amending s. 63.182, F.S.; revising time period for appeal; amending s. 63.085, F.S.; conforming a cross-reference; amending s. 63.212, F.S.; prohibiting persons from providing false or misleading information about themselves when providing information for completion of an adoption placement; prohibiting birth parents from contracting with, or accepting benefits from, more than one agency or intermediary; providing penalties; revising fees that intermediaries may charge; conforming cross-references; creating s. 63.215, F.S.; providing for preplanned adoption arrangements; amending ss. 39.01, 984.03, 985.03, F.S.; conforming cross-references; providing an effective date.

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

By Senator Dawson—

SB 2528—A bill to be entitled An act relating to public officers' and employees' traveling expenses; amending s. 112.061, F.S.; increasing the amount allowed for meals while traveling on public business; reenacting s. 112.3148(7)(e), F.S., relating to the reporting of gifts; providing an effective date.

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

By Senator Klein—

SB 2530—A bill to be entitled An act relating to regulation of business; providing for state regulation of intrastate moving companies; providing definitions; providing intent and application; requiring moving companies operating solely within the state to obtain permits; requiring certain information to be included in advertising by movers; requiring certain information and decals to be placed on moving vehicles; providing for review of actions taken with respect to permitting; requiring permittees to maintain insurance; requiring written estimates and providing elements thereof; requiring elements to be included in written contracts; requiring disclosure of certain information to a prospective shipper; limiting charges that may be imposed for moves; requiring preparation of inventories in certain circumstances; prescribing acceptable forms of payment; providing requirements for reasonable dispatch; providing guidelines for liability of movers and for limitations on liability; requiring records to be kept and providing for access to such records; providing procedures for claims against a mover; providing procedures for consumer complaints; prescribing factors to be used in determining when the transfer of a moving company is deemed fraudulent; providing for enforcement; providing penalties; assigning responsibility for regulating intrastate movers to the Department of Business and Professional Regulation and providing powers of the department; providing an effective date.

—was referred to the Committees on Regulated Industries; Agriculture and Consumer Services; and Fiscal Policy.

By Senator Thomas—

SB 2532—A bill to be entitled An act relating to workers' compensation; clarifying the legislative intent that the terms "net premiums written" and "net premiums collected" as used in ch. 440, F.S., include ceded reinsurance premiums in accord with original intent; clarifying the legislative intent that the term "major contributing cause" as used in ch. 440, F.S., be interpreted in accord with original intent; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Sebesta—

SB 2534—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 use of a specified percentage of nonresidual fuel to produce electrical or steam energy; providing an effective date.

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

By Senator Brown-Waite—

SB 2536—A bill to be entitled An act relating to pharmacy benefits; establishing a pharmacy benefit program for certain low-income persons, under the Agency for Health Care Administration; providing eligibility; providing program parameters; providing for processing and payment of claims; providing requirements for participation by pharmaceutical manufacturers; providing for the purchase of medications from foreign sources; providing rulemaking authority; providing for a Medicare prescription discount as a condition for pharmacy participation in the pharmacy benefit program and the Medicaid program; creating s. 430.072, F.S.; creating the pharmacy benefit counseling and assistance program, under the Department of Elderly Affairs; providing for delivery of pharmacy benefit counseling to elderly persons; providing eligibility; providing for funding; providing for staff assistance from the Agency for Health Care Administration and the Department of Health; providing rulemaking authority; establishing a Medicaid cost-reduction program; providing for aggregation of the state purchase of certain prescription drugs for distribution at a described rate for elderly or disabled state residents; providing for a participation charge to cover administrative costs; authorizing a management agreement for program development and management services; providing a procedure for the selection of managing entities; requiring a report; directing the agency to pursue certain federal waivers to obtain funding for the pharmacy benefit program and the pharmacy benefit counseling and assistance program; providing appropriations; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 2538—A bill to be entitled An act relating to alcoholic beverage licenses; requiring publication of intent to apply for a beverage license; providing standards for such notice; providing exceptions; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Lee—

SB 2540—A bill to be entitled An act relating to school construction, renovation, and repair; amending s. 125.01, F.S.; prohibiting imposition and collection of impact fees for schools when a local option sales surtax for funding school construction is in effect; amending s. 212.054, F.S.; correcting a cross-reference; amending ss. 212.055, 236.25, F.S.; authorizing school districts to levy a sales surtax in lieu of certain ad valorem taxes for school capital outlay under certain conditions; amending ss. 235.056, 235.199, 235.435, F.S.; conforming to the change made by this act; providing an effective date.

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

By Senator King—

SB 2542—A bill to be entitled An act relating to the Beverage Law; amending s. 561.01, F.S.; redefining the term "licensee"; amending s. 561.17, F.S.; requiring additional information on license applications; amending s. 561.181, F.S.; revising provisions relating to the granting and duration of a temporary initial license; amending s. 561.20, F.S.;

increasing certain population requirements relating to the limitation on numbers of licenses; amending s. 561.29, F.S.; providing an additional ground for suspending or revoking a license; amending s. 561.32, F.S.; prohibiting the waiving of a license renewal fee; amending s. 561.331, F.S.; revising provisions relating to the granting and duration of a temporary license upon application for transfer, change of location, or change of type or series; amending s. 561.501, F.S.; prohibiting the failure to remit certain collected surcharges relating to the sale of alcoholic beverages for consumption on the premises; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Latvala—

SJR 2544—A joint resolution amending s. 16, Art. III of the State Constitution to revise the timeframes for apportionment by the Legislature.

—was referred to the Committee on Rules and Calendar.

By Senator Scott—

SB 2546—A bill to be entitled An act relating to the Department of Management Services; amending s. 112.362, F.S., relating to the minimum benefit adjustment; providing for a person to refuse the minimum benefit adjustment; amending s. 121.021, F.S.; revising and adding definitions; amending s. 121.051, F.S.; providing for rules relating to the submission of documents required for proper application by cities and special districts for Florida Retirement System participation; clarifying retention of Florida Retirement System membership for certain members; providing for furnishing of employee information upon enrollment in the Florida Retirement System; amending s. 121.0515, F.S., relating to Special Risk Class membership; providing for definitions; clarifying provisions relating to upgrading of past service to creditable service under the Special Risk Class; clarifying circumstances for retroactive coverage for Special Risk Administrative Support Class members; amending s. 121.081, F.S., relating to past service and prior service; providing guidelines when less than all prior service is claimed; clarifying matters related to past service credit and prior service credit; creating s. 121.085, F.S.; relating to claiming of creditable service; providing for submission of required information or evidence to establish a claim; providing a restriction with respect to unclaimed service; amending s. 121.091, F.S., relating to retirement benefits payable under the system; providing for retention of service credit upon termination; restricting payment of retirement benefits potentially subject to forfeiture; providing for payment of retirement benefits directly to a beneficiary, rather than a trust, in certain cases; providing requirements relative to payment of retirement benefits; amending s. 121.121, F.S., relating to authorized leaves of absence; providing that leaves under the Family Medical Leave Act are included in this provision; amending s. 287.16, F.S.; revising duties relating to the acquisition, operation, and disposal of watercraft; providing legislative intent; providing an effective date.

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

By Senator Kirkpatrick—

SB 2548—A bill to be entitled An act relating to economic development; amending s. 14.2015, F.S.; eliminating administrative responsibility of the Office of Tourism, Trade, and Economic Development for the sports franchise facility program, the professional golf hall of fame facility program, the Regional Rural Development Grants Program, the Certified Capital Company Act, and the Florida State Rural Development Council; eliminating authority for the Office of Tourism, Trade, and Economic Development to enter into contracts in connection with duties relating to the Florida First Business Bond Pool, the Certified Capital Company Act, and foreign offices; conforming terminology; amending s. 159.8083, F.S.; providing for Enterprise Florida, Inc., to recommend Florida First Business projects to the Office of Tourism, Trade, and Economic Development; providing for consultation; amending s. 288.012, F.S.; revising the authority of the Office of Tourism, Trade, and

Economic Development to establish foreign offices; providing for the office to approve the establishment and operation of such offices by Enterprise Florida, Inc., and the Florida Commission on Tourism; providing for foreign offices to submit updated operating plans and activity reports; amending s. 288.018, F.S.; providing for Enterprise Florida, Inc., to administer the Regional Rural Development Grants Program and make recommendations for approval by the Office of Tourism, Trade, and Economic Development; amending s. 288.1162, F.S.; providing for a specified direct-support organization to administer the professional sports franchises and spring training franchises facilities programs; providing for final approval of decisions under such programs by the Office of Tourism, Trade, and Economic Development; amending s. 288.1168, F.S.; deleting obsolete provisions relating to certification of the professional golf hall of fame; providing for a specified direct-support organization to administer that program; amending s. 288.1169, F.S.; providing for a specified direct-support organization to administer the certification program for the International Game Fish Association World Center facility; providing for annual verification of attendance and sales tax revenue projections; transferring, renumbering, and amending s. 288.1185, F.S.; assigning administrative responsibility for the Recycling Markets Advisory Committee to the Department of Environmental Protection; amending s. 288.1223, F.S.; authorizing the Governor to designate a person to serve on the Florida Commission on Tourism and as the chair of the commission; amending s. 288.1226, F.S.; providing for the appointment of the president of the Florida Tourism Industry Marketing Corporation and specifying that the president serves at the pleasure of the Governor; amending s. 288.1229, F.S.; requiring an annual report on the status of specified sports projects; amending s. 288.1251, F.S.; renaming the Office of the Film Commissioner the Governor's Office of Film and Entertainment; renaming the Film Commissioner as the Commissioner of Film and Entertainment; amending s. 288.1252, F.S.; renaming the Florida Film Advisory Council the Florida Film and Entertainment Advisory Council; amending s. 288.1253, F.S., relating to travel and entertainment expenses; conforming terminology; amending s. 288.901, F.S.; correcting a cross-reference; providing that the Governor's designee may serve as chairperson of the board of directors of Enterprise Florida, Inc.; specifying that at-large members of the board of directors of Enterprise Florida, Inc., shall not have voting authority; amending s. 288.9015, F.S.; requiring Enterprise Florida, Inc., to use specified programs to facilitate economic development; amending s. 288.980, F.S.; providing for Enterprise Florida, Inc., to administer defense grant programs and make recommendations to the Office of Tourism, Trade, and Economic Development on approval of grant awards; amending s. 288.99, F.S.; assigning responsibility for ongoing administration of the Certified Capital Company Act to the Department of Banking and Finance; amending s. 373.4149, F.S.; removing the director of the Office of Tourism, Trade, and Economic Development from the membership of the Miami-Dade County Lake Belt Plan Implementation Committee; authorizing the Institute of Food and Agricultural Sciences to contract and receive money to support the Florida State Rural Development Council; repealing s. 288.039, F.S., relating to the Employing and Training Our Youths (ENTRY) program; 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 Dyer—

SB 2550—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting from the tax certain sales of "people-mover" systems and parts thereof; forgiving certain taxes unpaid on transactions occurring before a specified date; providing an effective date.

—was referred to the Committees on Fiscal Resource and Transportation.

By Senator Hargrett—

SB 2552—A bill to be entitled An act relating to economic development in urban communities; creating 414.224, F.S.; creating the Retention Enhancing Communities Initiative; providing for the identification of communities; requiring solicitation of proposals; providing for the

selection of RECI participants by the WAGES Program State Board of Directors; 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 extended period for certain businesses to claim enterprise-zone tax incentives; authorizing amendments to the boundaries of an enterprise zone in a community with a brownfield pilot project; 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.

By Senator King—

SB 2554—A bill to be entitled An act relating to boating safety; amending s. 316.193, F.S.; including certain alcohol-related boating offenses in offenses that are considered previous offenses for purposes of penalties for the offense of driving under the influence; amending s. 316.635, F.S.; revising provisions related to the jurisdiction of courts over minors who commit traffic or boating violations; amending s. 318.32; empowering hearing officers to hear cases involving boating violations; amending s. 327.02, F.S.; revising definitions; amending s. 327.04, F.S.; authorizing the Fish and Wildlife Conservation Commission to adopt rules; amending s. 327.22, F.S.; revising provisions relating to the regulations of vessels in restricted areas by local governments; creating s. 327.303, F.S.; prescribing accident report forms to be used for boating accidents; amending s. 327.32, F.S.; establishing a standard of care for vessel operators to limit liability; amending s. 327.33, F.S.; revising provisions relating to vessel operation in the vicinity of a divers-down flag; amending s. 861.065, F.S.; revising provisions relating to the design and display of divers-down flags; amending s. 327.35, F.S.; requiring certain persons convicted of boating under the influence to have evaluations and complete substance-abuse-treatment programs; providing an exemption for boaters with designated drivers; amending s. 327.355, F.S.; conforming a reference; amending s. 327.36, F.S.; revising terminology regarding blood and breath-alcohol levels; amending s. 327.37, F.S.; revising personal flotation device requirements for water skiing, parasailing, or aquaplaning participants; amending s. 327.39, F.S.; revising requirements for the operation of personal watercraft relating to flotation devices, reckless or careless operation, and minimum age for operation; prohibiting the lease, hiring, or rental to certain persons; providing a penalty; amending s. 327.395, F.S.; revising the age limits regarding boating safety identification card requirements; amending ss. 327.40 and 327.41, F.S.; revising the requirements for placing safety and navigational markers on state waters; amending s. 327.46, F.S.; revising provisions relating to the authority to establish restricted areas; creating s. 327.49, F.S.; authorizing certain testing of vessels and vessel motors on the waters of the state; amending s. 327.54, F.S.; revising requirements for leasing, hiring, or renting of vessels by liveries, relating to prerenal or preride instruction, minimum age for rental, safety information and instruction, and limitation of liability; requiring liveries to carry certain insurance coverage; providing a penalty; amending s. 327.72, F.S.; extending the time within which to pay certain penalties without incurring further sanctions; amending s. 327.73, F.S.; revising penalties for vessel laws violations; providing additional court costs; providing for alternative penalties; amending s. 327.731, F.S.; requiring certain persons convicted of divers-down flag violations to attend a boating safety course; creating s. 327.732, F.S.; providing penalties for minors convicted of boating violations; amending ss. 328.48, 328.56, 328.70, 328.72, F.S.; conforming provisions; requiring the registration number of antique vessels to be permanently attached to each side of the forward half of the vessels; amending s. 328.76, F.S.; limiting the use of personal watercraft registration fees; amending s. 713.78, F.S.; redefining the term “vessel”; amending s. 938.17, F.S.; conforming provisions; assessing a court-cost charge to certain persons convicted of boating offenses; amending s. 947.146, F.S.; providing that inmates convicted of BUI manslaughter who are also habitual offenders are ineligible for control release; amending s. 985.05, F.S.; providing that the clerk of the court destroy certain records of boating violations and forward certain boating-violation records to the Fish and Wildlife Conservation Commission; amending s. 985.212, F.S.; providing for the fingerprinting of juvenile boating violators; providing that such records are public records; providing an effective date.

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

By Senator King—

SB 2556—A bill to be entitled An act relating to administrative procedure; amending s. 57.111, F.S.; increasing the maximum net worth for qualification as a small business party under the Florida Equal Access to Justice Act; increasing the limitation on the amount of attorney’s fees and costs that may be awarded under the act; amending s. 120.573, F.S., which provides for mediation of disputes under the Administrative Procedure Act; revising the parties who must agree to mediation and to the length of the mediation period; revising requirements relating to the mediation agreement; providing requirements for the conduct of such mediation; providing conditions under which the party subject to agency action is entitled to recover attorney’s fees and costs after a subsequent hearing; amending s. 120.574, F.S., which provides for summary hearings under said act; redesignating such hearings as expedited hearings; revising conditions under which such hearings may be held; specifying time periods for filing objections to a motion for such a hearing; removing the requirement that the administrative law judge’s decision is final agency action and providing for a recommended order and final agency action on that order; amending s. 373.1501, F.S., relating to administrative action with respect to project components of the Central and Southern Florida Project, s. 403.088, F.S., relating to proceedings regarding permits for certain facilities in the Everglades Protection Area, and s. 408.7056, F.S., relating to certain proposed orders under the Statewide Provider and Subscriber Assistance Program, to conform provisions with respect to expedited hearings; amending s. 403.973, F.S., which provides for expedited permitting for certain projects; revising conditions under which the expedited hearing provisions of the Administrative Procedure Act apply to the expedited permitting process; conforming provisions; amending s. 120.595, F.S.; providing for award of attorney’s fees and costs to the petitioner when an agency statement is challenged under the Administrative Procedure Act as not having been properly adopted as a rule and the agency has proceeded to rulemaking; amending s. 373.4141, F.S.; providing that an applicant for a permit for a stormwater management system, dam, impoundment, or other work under part IV of ch. 373, F.S., may elect to publish notice of such application; specifying effect of such publication on the rights of substantially affected persons and others to initiate administrative proceedings with respect to such application; providing conditions under which approval or denial of an application by a water management district governing board is presumed correct in a subsequent administrative proceeding; specifying the date by which a final hearing must be held when a permit application is challenged and providing that certain construction activities may be authorized during the pendency of the administrative proceeding; providing an effective date.

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

By Senator Grant—

SB 2558—A bill to be entitled An act relating to injunctions for protection; creating s. 784.049, F.S.; providing definitions; establishing a cause of action through which a parent or legal guardian may obtain an injunction for protection against an adult whose actions threaten the well-being of a minor child; providing guidelines and limitations; requiring the clerk of the court to provide assistance under certain circumstances; requiring waiver of fees under certain circumstances; providing a form for a sworn petition; permitting the court to grant a temporary injunction under certain circumstances; providing for an ex parte hearing; restricting the introduction of evidence during an ex parte hearing; limiting the duration of temporary injunctions; providing for a hearing; requiring the court to conduct the hearing within a specific time limit; requiring service on the respondent; providing for a continuance upon a showing of good cause; providing evidentiary guidelines; permitting the court to grant such relief as the court deems proper; permitting the court to enjoin specific activities; providing guidelines for modifying or dissolving an injunction for protection; permitting the court to summarily dismiss a respondent’s motion to dissolve an injunction for protection under certain circumstances; providing for termination of an injunction for protection; requiring that specific items appear on an injunction for protection; requiring the clerk of the court to provide certain information to the sheriff or a law enforcement agency; providing for service upon the respondent; establishing time limitations; permitting the chief judge, in consultation with the sheriff, to authorize a law enforcement agency to effect service and receive a portion of the service fee; requiring the clerk

of the court to forward a copy of the injunction to the sheriff within a specific time period; requiring the law enforcement officer who served the respondent to forward written proof of service to the sheriff within a specific time period; requiring the sheriff to make information relating to the injunction available to other law enforcement agencies within a specific time period; requiring the clerk of the court to notify the sheriff or local law enforcement agency within a specific time period following certain occurrences; requiring the law enforcement agency to notify the Department of Law Enforcement within a specific time period following certain occurrences; requiring the court to enforce injunctions for protection through contempt proceedings; permitting monetary assessments; requiring the clerk of the court to transfer monetary assessments to the State Treasury for deposit in the Crimes Compensation Trust Fund; providing that the respondent shall be held in custody for violating an injunction for protection; providing immunity for law enforcement officers under certain circumstances; amending s. 901.15(10), F.S.; permitting law enforcement officers to make an arrest without a warrant under certain circumstances; providing an effective date.

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

SR 2560—Not referenced.

By Senator Hargrett—

SB 2562—A bill to be entitled An act relating to computer access; creating a community computer-access grant program, to be known as the Community High-Technology Investment Partnership, or CHIP, program; providing legislative intent; providing purposes of the program; providing for grants to be awarded to eligible neighborhood facilities; providing for the Division of Libraries and Information Services of the Department of State to administer the grant program; providing requirements for grant applications; prescribing the maximum amount of a grant; requiring a grant agreement between the division and the recipient facility; providing for establishing minimum specifications of computers purchased under the program; providing for an evaluation and a report; providing an effective date.

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

By Senator Dyer—

SB 2564—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; extending the general governmental sales tax exemption to specific contracted agents of school boards; amending s. 235.32, F.S.; allowing school boards to authorize certain tax-exempt purchases by the boards' contracted agents; requiring school boards to develop a means of verifying to retailers that such purchases are tax-exempt; prohibiting contractors from retroactively passing on sales tax charges to school boards; providing an effective date.

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

By Senator Diaz-Balart—

SB 2566—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 20.04, F.S.; providing for program offices to be headed by program directors rather than assistant secretaries; amending s. 20.19, F.S.; revising mission and purpose of the department; providing duties and responsibilities of the secretary, deputy secretary, and program directors; providing for program offices and support offices; providing for local services, service areas, service networks, and lead agencies; providing for service area directors; providing certain budget transfer authority; providing for transition from the district structure of the department; providing for community alliances; providing for consultation with counties on mandated programs; amending s. 39.3065, F.S.; providing for the sheriff in any county to provide

child protective investigative services; requiring individuals providing such services to complete protective investigation training; providing for funding; providing for performance evaluation; requiring annual reports to the department; providing for program performance evaluation; amending ss. 393.502, 393.503, F.S.; providing for appointment of family care councils by the Governor; deleting references to health and human services boards; creating s. 402.73, F.S.; providing contracting and performance standards for contracted client services; providing conditions for competitive procurement; providing for procurement and contract for services that involve multiple providers; providing requirements relating to matching contributions; providing for independent contract for assessment and case management services; providing penalties; requiring certain notice; providing for standards of conduct and disciplinary actions with respect to department employees carrying out contracting responsibilities; providing requirements relating to the developmental services Medicaid waiver service system; requiring a report; providing for cancellation of provider contracts; restricting new contracts with canceled providers; providing for liens against facility properties; providing for performance-based incentives; creating s. 402.731, F.S.; authorizing certification programs for department employees and service providers; providing rulemaking authority; authorizing employment programs for staff to facilitate transition to privatized community-based care; authorizing contracts for outpatient services; authorizing certain time-limited exempt positions; amending s. 409.1671, F.S., relating to foster care and related services; deleting obsolete provisions relating to a state-wide privatization plan; providing for the designation of more than one eligible lead community-based provider within a single county under certain circumstances; providing for the establishment of a risk pool to reduce financial risk to community-based providers; providing for any excess earnings to be distributed to all entities contributing to the excess; creating s. 409.1675, F.S.; providing conditions and procedures for placing a lead community-based provider in receivership; providing for notice and hearing; providing powers and duties of a receiver; providing for compensation; providing liability; requiring a receiver to post a bond under certain circumstances; providing for termination of receivership; amending ss. 20.43, 39.001, 39.0015, 39.01, 39.201, 39.302, 92.53, 216.136, 381.0072, 383.14, 393.064, 393.13, 394.462, 394.4674, 394.67, 397.311, 397.321, 397.821, 397.901, 400.435, 402.17, 402.3015, 402.40, 402.47, 409.152, 410.0245, 411.01, 411.223, 411.224, 414.028, 414.105, 414.36, 916.107, 985.223, 985.413, F.S.; providing changes to conform with the provisions of the act; repealing s. 402.185(2), F.S., relating to funding for staff of the Office of Standards and Evaluation of the department; repealing s. 409.152(6), F.S., relating to designation of family preservation programs by the health and human services boards; providing for preparation of a reviser's bill; providing an effective date.

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

By Senator Campbell—

SB 2568—A bill to be entitled An act relating to property insurance; restricting the application of pollution exclusion clauses; defining the term "pollutants"; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator King—

SB 2570—A bill to be entitled An act relating to payment of court costs and attorney's fees; providing for the board of county commissioners to request the court to order a defendant who has received public assistance in his or her defense to perform community service in satisfaction of a lien for payment of attorney's fees and costs; providing for the court to establish the number of hours of community service required; providing an effective date.

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

By Senator King—

SB 2572—A bill to be entitled An act relating to the Florida School for the Deaf and the Blind; amending s. 110.205, F.S.; providing for additional positions for employees of the Florida School for the Deaf and the Blind to be exempt positions under the Career Service System; amending s. 242.331, F.S.; requiring the board of trustees of the Florida School for the Deaf and the Blind to administer a uniform personnel, job classification, and pay plan for all employees of the board of trustees; providing an effective date.

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

By Senator King—

SB 2574—A bill to be entitled An act relating to the presidential preference primary; amending s. 103.101, F.S.; changing the date of the presidential preference primary; revising other dates relating to selection and certification of the candidates or delegates whose names are to appear on the ballot and to the qualifying of delegates for such purpose, to conform; providing applicability; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Kirkpatrick—

SB 2576—A bill to be entitled An act relating to economic development; amending s. 163.3164, F.S.; exempting certain activities from the term “development” for the purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 290.004, F.S.; defining the term “rural enterprise zone”; creating s. 290.00676, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to amend the boundaries of a rural enterprise zone and providing requirements with respect thereto; creating s. 290.00677, F.S.; modifying the employee residency requirements for the enterprise zone job credit against the sales tax and corporate income tax, if the business is located in a rural enterprise zone; modifying the employee residency requirements for maximum exemptions or credits with respect to the sales tax credits for enterprise zone job creation, for building materials used in the rehabilitation of real property in an enterprise zone, for business property used in an enterprise zone, and for electrical energy used in an enterprise zone, and the corporate income tax enterprise zone job creation property tax credits, if the business is located in a rural enterprise zone; providing application time limitations; creating s. 290.00694, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to designate rural champion communities as enterprise zones; providing requirements with respect thereto; providing an effective date.

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

By Senator Hargrett—

SB 2578—A bill to be entitled An act relating to neighborhood revitalization; amending s. 212.08, F.S.; providing an exemption from the tax on sales, use, and other transactions for building materials and labor used in the construction of certain single-family homes located in an enterprise zone, empowerment zone, or Front Porch Florida Community; providing an exemption from the tax on sales, use, and other transactions for building materials used in the construction of specified redevelopment projects; providing requirements for refund applications; providing for rules; directing the agencies involved with specified housing programs to give priority consideration to specified projects in urban-core neighborhoods; directing the Department of Community Affairs to propose modifications to the Brownfields Redevelopment Act for consideration by the Legislature; providing an effective date.

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

By Senator Clary—

SB 2580—A bill to be entitled An act relating to privatization of professional licensing and investigative functions; creating s. 455.30, F.S.; creating the Management Privatization Act; allowing the Department of Business and Professional Regulation to contract with a private entity to provide specified support services for professional licensing boards, commissions, and councils; requiring such a contract on behalf of the Board of Architecture and Interior Design; providing powers and responsibilities of the department and the private entity; maintaining the confidentiality of information; establishing reporting and audit requirements; providing for sovereign immunity; providing an appropriation; providing for expiration of the act; providing an effective date.

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

By Senator Latvala—

SB 2582—A bill to be entitled An act relating to lighthouses; directing the Department of Community Affairs and the Department of State to conduct a study of lighthouses in the state; providing for planning and funding responsibilities; directing each department to make a budget request for funding purposes; providing an effective date.

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

By Senator Cowin—

SB 2584—A bill to be entitled An act relating to excluding school administrative personnel from collective bargaining; providing legislative findings; providing a statement of compelling state interest; amending s. 228.041, F.S.; revising definitions; amending s. 236.685, F.S.; revising a definition; amending s. 447.203, F.S.; revising definitions; clarifying an application to school administrative personnel of an exclusion from collective bargaining; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Criminal Justice and Senator Laurent—

CS for SB 196—A bill to be entitled An act relating to operating vehicles and vessels under the influence; amending s. 316.193, F.S.; providing that a previous conviction for purposes of violating this section includes alcohol or drug related boating offenses; providing for an additional period of probation where the court orders restitution with respect to driving under the influence; amending s. 948.15, F.S., relating to probation services for defendants found guilty of misdemeanors involving the use of alcohol; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Regulated Industries—

CS for SB 218—A bill to be entitled An act relating to telecommunications; amending s. 364.025, F.S.; extending certain dates regarding service obligations; providing an effective date.

By the Committees on Criminal Justice; Governmental Oversight and Productivity; and Senator King—

CS for CS for SB 378—A bill to be entitled An act relating to release of employee information by employers; providing specified requirements of employers with respect to a background investigation of an applicant for employment or appointment as a full-time, part-time, or auxiliary law enforcement officer, correctional officer, or correctional probation

officer; providing requirements relating to an authorization to release information; defining the term "employment information"; providing for injunctive relief; providing a presumption; providing for fees to cover certain costs incurred by the employer; providing an effective date.

By the Committees on Fiscal Resource and Natural Resources—

CS for CS for SB 386—A bill to be entitled An act relating to licenses issued by the Fish and Wildlife Conservation Commission; amending s. 372.105, F.S.; providing that the proceeds from the sale of all lifetime licenses be deposited into the Lifetime Fish and Wildlife Trust Fund; amending s. 372.57, F.S.; providing for noncommercial saltwater fishing licenses; providing for exceptions; providing for a combination license to hunt and take freshwater and saltwater fish; providing for a combination freshwater and saltwater fishing license; coordinating the exemption requirements for licenses for retired residents to the retirement-age eligibility requirements of the United States Social Security Administration; authorizing the commission to issue temporary saltwater fishing licenses for special events in management areas for certain persons; providing that no fee is charged for such temporary licenses; providing for lifetime and 5-year saltwater fishing licenses; deleting duplicate provision dealing with fishing licenses for residents 64 years of age or older; providing for a snook permit; providing for a crawfish permit; providing for use of such funds; creating s. 372.5701, F.S.; providing for the deposit and allocation of revenues received from the annual saltwater license fees; amending s. 372.561, F.S.; requiring the commission to issue licenses and permits to take wild animal life or freshwater or saltwater aquatic life upon proof of the applicant that he or she is entitled to such a permit or license; providing that licenses and permits for hunting, saltwater fishing, and freshwater fishing must be issued, without fee, to certain disabled persons; specifying portion of license fees to be retained by tax collectors; amending s. 372.574, F.S.; providing for a fee for electronic license sales; providing for the replacement of a lost or destroyed license or permit; providing a fee; amending s. 372.66, F.S.; deleting the nonresident fur dealer agent license, the resident fur dealer agent license, and the resident local fur dealer license; amending ss. 372.571, 372.5712, 372.5715, 372.573, 372.661, F.S.; conforming cross-references; amending s. 372.83, F.S.; providing that it is unlawful to make, forge, or counterfeit any hunting or fishing license; providing penalties; providing that it is a noncriminal infraction to violate specified provisions relating to snook permits or crawfish permits; providing penalties; amending ss. 328.72, 328.76, F.S.; revising provisions relating to the remission of service fees to the Department of Highway Safety and Motor Vehicles and relating to the distribution and use of certain portions of the registration certificate fees; amending s. 370.06, F.S.; deleting obsolete provisions relating to gill nets; repealing ss. 370.0605, 370.0615, 370.0608, 370.062, 370.1111, and s. 370.14(10), (11), F.S., relating to saltwater fishing licenses; creating s. 372.5702, F.S.; providing a license program for tarpon; providing for fees; providing for deposit of such fees; providing an effective date.

By the Committee on Judiciary and Senator Carlton—

CS for SB 680—A bill to be entitled An act relating to condominium unit unpaid assessments; amending s. 718.116, F.S.; providing a definition in order to limit application of certain assessment reduction or exemption provisions to a third-party purchaser at a foreclosure sale; providing an effective date.

By the Committee on Fiscal Policy and Senator Lee—

CS for SB 722—A bill to be entitled An act relating to habitual juvenile offenders; providing a short title; amending s. 985.227, F.S.; revising provisions with respect to mandatory direct filing of information with respect to certain juvenile offenders; amending s. 985.233, F.S.; revising provisions with respect to alternatives for juveniles prosecuted as adults; reenacting s. 985.226(2)(b), F.S., relating to criteria for waiver of juvenile court jurisdiction and relating to hearing on motion to transfer for prosecution as an adult, to incorporate the amendments in reference thereto; providing an effective date.

By the Committee on Judiciary and Senators Sebesta and Kirkpatrick—

CS for SB 808—A bill to be entitled An act relating to expert witnesses in medical negligence actions; amending s. 766.102, F.S.; providing requirements for expert witness testimony in actions based on medical negligence; amending s. 766.106, F.S.; requiring claimants to provide a list of treating physicians; providing for presuit unsworn statements of physicians; providing for unsworn statements after service of a complaint upon a defendant physician; amending s. 455.667, F.S.; allowing unsworn statements for good cause shown; providing an effective date.

By the Committee on Criminal Justice and Senator Meek—

CS for SB 856—A bill to be entitled An act relating to traffic safety; amending s. 316.2045, F.S.; prohibiting persons under the age of 15 years from standing or approaching vehicles on any public street, highway, or road for purposes of soliciting, collecting from, or distributing to the occupant of a motor vehicle; providing that a first-time violation results in a warning and that subsequent violations will be cited as pedestrian violations; prohibiting persons from directing a person under the age of 15 years to unlawfully stand or approach motor vehicles on the road; providing that a first-time violation results in a warning and that subsequent violations will be cited as noncriminal traffic infractions; amending s. 318.18, F.S.; providing penalties; amending s. 385.207, F.S.; conforming a cross-reference; amending s. 318.21, F.S.; providing a cross-reference; providing an effective date.

By the Committees on Education; Ethics and Elections; and Senators Kurth and Kirkpatrick—

CS for CS for SB 890—A bill to be entitled An act relating to direct-support organizations; amending s. 240.299, F.S.; prohibiting a university direct-support organization from making certain political contributions unless approved by board vote; amending s. 240.331, F.S.; prohibiting a community college direct-support organization from making certain political contributions unless approved by board vote; amending s. 240.3315, F.S.; prohibiting statewide community college direct-support organizations from making certain political contributions unless approved by board vote; providing an effective date.

By the Committee on Children and Families; and Senators Webster and Carlton—

CS for SB 924—A bill to be entitled An act relating to children; providing legislative findings; creating a Blind Babies Program; providing for early-intervention education for certain children who are blind or visually impaired and for their parents, families, and caregivers; prescribing program emphasis; requiring development of program outcomes, criteria, and performance measures; requiring reports; providing an appropriation; providing an effective date.

By the Committee on Transportation and Senator Bronson—

CS for SB 938—A bill to be entitled An act relating to motor vehicle damage disclosure; creating pt. VI of ch. 501, F.S.; consisting of s. 501.98, F.S.; providing definitions; prescribing the duty of motor vehicle manufacturers and dealers to disclose and repair certain damage to motor vehicles; apportioning liability for certain damage and repairs; prescribing duties of dealers with respect to cooperation with manufacturers; providing remedies for purchasers of damaged motor vehicles, including injunctive relief and attorney's fees; amending s. 320.27, F.S.; revising provisions relating to denial, suspension, or revocation of a motor vehicle dealer's license; providing penalties; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senators Saunders, King and Kurth—

CS for SB 1062—A bill to be entitled An act relating to the Florida Healthy Kids Corporation; eliminating the local-match requirement

under the Healthy Kids Corporation under specified conditions; allowing voluntary contributions; providing an effective date.

By the Committee on Regulated Industries and Senators Forman and Myers—

CS for SB 1064—A bill to be entitled An act relating to fire protection systems; amending s. 471.025, F.S.; requiring professional engineers to seal all final bid documents; amending s. 633.021, F.S.; providing a definition of the term “layout”; providing an effective date.

By the Committee on Fiscal Policy and Senator Brown-Waite—

CS for SB 1196—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; revising the duties of the Secretary of Juvenile Justice; abolishing the offices of the Deputy Secretary for Operations and the Assistant Secretary of Programming and Planning; establishing various programs within the department; creating juvenile justice operating circuits; revising the boundaries of the department’s service districts to conform to the boundaries of the judicial circuits; amending ss. 984.09 and 985.216, F.S., relating to alternative sanctions coordinators; deleting references to county juvenile justice councils; amending s. 985.03, F.S.; defining the term “conditional release” to mean the supervision and treatment services formerly known as aftercare; defining the term “probation” to mean the legal status formerly known as community control; revising and deleting definitions to conform to other changes made by the act; amending ss. 985.309, 985.31, and 985.311, F.S.; revising the minimum period for certain juveniles to participate in a boot camp, a serious or habitual juvenile offender program, or an intensive residential treatment program; amending ss. 20.19, 39.0015, 216.136, 232.19, 288.9957, 419.001, 744.309, 784.075, 790.22, 938.17, 948.51, 984.03, 984.05, 984.086, 984.10, 985.04, 985.06, 985.2066, 985.207, 985.215, 985.226, 985.227, 985.228, 985.23, 985.231, 985.233, 985.305, 985.308, 985.312, 985.3141, 985.315, 985.316, 985.317, 985.401, 985.404, 985.4045, 985.406, 985.411, 985.4145, 985.415, 985.416, 985.417, F.S.; conforming provisions to changes made by the act; creating s. 985.4135, F.S.; creating juvenile justice circuit boards and juvenile justice county councils; providing for membership, duties, and procedures; providing that certain members of district juvenile justice boards and county juvenile justice councils may complete their terms; repealing s. 985.413, F.S., relating to district juvenile justice boards; repealing s. 985.414, F.S., relating to county juvenile justice councils; requiring the department to provide technical assistance to facilitate transition to circuit boards and county councils; providing for repeal; authorizing the Executive Office of the Governor to establish salaries for positions within the Department of Juvenile Justice at specified rates; providing effective dates.

By the Committees on Fiscal Policy; Banking and Insurance; and Criminal Justice—

CS for CS for CS for SB 1258—A bill to be entitled An act relating to money laundering; creating s. 311.12, F.S.; providing for minimum standards for seaport security; providing for development and implementation of a statewide seaport security plan and local seaport security plans; providing for inspections of seaports to determine compliance with minimum seaport security standards and reporting of results of inspections performed; providing for a fingerprint-based criminal-history check of applicants for employment and current employees at certain seaports; amending s. 560.103, F.S.; limiting the definition of the term “authorized vendor” as used in the Money Transmitters’ Code to businesses located in this state; creating s. 560.1073, F.S.; providing a criminal penalty for making or filing with the department certain false or misleading statements or documents; amending s. 560.111, F.S.; deleting requirement that violation must be knowing; adding usury to prohibited acts; amending s. 560.114, F.S.; expanding the department’s disciplinary authority; deleting requirement that certain prohibited acts be knowingly or willfully committed; adding other acts subject to disciplinary action; providing that each money transmitter is responsible for any act of its authorized vendors if the money transmitter should have known of the act; amending s. 560.117, F.S.; providing the circumstances under which the department must give notice prior to bringing disciplinary action; providing for an administrative fine; amending s. 560.118,

F.S.; revising requirements for examinations, reports, and audits of money transmitters; providing a criminal penalty for violations of the section; amending s. 560.123, F.S.; revising standards for graduated penalties involving currency or payment instruments under the Florida Control of Money Laundering in Money Transmitters Act; providing that the common law corpus delicti rule does not apply to prosecutions under the Money Transmitters’ Code; amending s. 560.125, F.S.; providing graduated criminal penalties; increasing fines; providing for a civil penalty; providing that the corpus delicti rule, as specifically designated, does not apply; amending s. 560.205, F.S.; requiring the submission of fingerprints by applicants for registration under the Payment Instruments and Funds Transmission Act; amending s. 560.211, F.S.; providing a criminal penalty for violating or failing to comply with recordkeeping requirements; amending s. 560.306, F.S.; providing standards for qualifying for registration under the Check Cashing and Foreign Currency Exchange Act; amending s. 560.310, F.S.; providing a criminal penalty for violating or failing to comply with recordkeeping requirements; amending s. 655.50, F.S.; revising standards for graduated penalties involving monetary instruments under the Florida Control of Money Laundering in Financial Institutions Act; providing that the corpus delicti rule, as specifically designated, does not apply; amending s. 893.145, F.S.; redefining the term “drug paraphernalia”; amending s. 893.147, F.S.; providing a criminal penalty for transportation of drug paraphernalia; amending s. 895.02, F.S.; expanding the definition of the term “racketeering activity”; amending s. 896.101, F.S.; redefining the terms “transaction” and “financial transaction”; defining the terms “knowing” and “petitioner”; revising elements of the offense to include avoidance of a money transmitter’s registration requirement; providing that specific circumstances do not constitute a defense to a prosecution; providing for graduated criminal penalties, fines, and civil penalties; providing for temporary injunctions; providing for seizure warrants; providing for immunity from liability arising from lawful actions taken to comply with a warrant; providing that the corpus delicti rule, as specifically designated, does not apply; amending s. 896.103, F.S.; conforming a statutory cross-reference; creating ss. 896.104, 896.105, 896.106, 896.107, F.S.; providing definitions; providing graduated criminal penalties for evading reporting or registration requirements in specific financial transactions; providing for fines and civil penalties; providing exceptions for undercover law enforcement purposes; providing for fugitive disentitlement; authorizing law enforcement agencies to provide informant rewards, subject to certain requirements; amending s. 921.0022, F.S.; adding specified monetary transaction offenses to the Criminal Punishment Code ranking chart; providing for 15 FTE and \$1,600,000 from State Transportation Fund to Department of Transportation, Office of Motor Carrier Compliance, to create contraband interdiction team; specifying composition of FTE positions; specifying purpose of contraband interdiction teams; requiring the Department of Transportation to seek additional funding from federal grants and forfeiture proceedings; authorizing the Department of Transportation to amend its budget; providing for an effective date.

By the Committee on Fiscal Resource and Senator Horne—

CS for SB 1338—A bill to be entitled An act relating to communications services; creating s. 202.10, F.S.; creating ch. 202, F.S., the Communications Services Tax Simplification Law; creating s. 202.11, F.S.; providing definitions; creating s. 202.12, F.S.; imposing a tax on sales of communications services; providing for the rate of the tax; creating s. 202.125, F.S.; providing certain exemptions; creating s. 202.13, F.S.; providing legislative intent if the tax is declared invalid, unconstitutional, or void; creating s. 202.14, F.S.; providing for a credit against the tax; creating s. 202.15, F.S.; providing special rules for users of substitute communications systems; creating s. 202.16, F.S.; providing for payment of the tax; creating s. 202.17, F.S.; requiring dealers of communications services to register with the Department of Revenue; providing registration requirements; providing for a fee; providing circumstances under which the department may revoke a dealer’s certificate of registration; creating s. 202.18, F.S.; providing for allocation of the tax proceeds; creating s. 202.19, F.S.; authorizing counties and municipalities to levy a discretionary communications services tax; providing the rate of such tax; specifying authorized uses for the proceeds of the tax; creating s. 202.20, F.S.; providing for establishing the initial and maximum rates of local communications services taxes; creating s. 202.21, F.S.; providing for effective dates of such levies and notice to dealers of communications services; creating s. 202.22, F.S.; providing requirements for determining local tax situs; requiring the Department of Revenue to

create an electronic database for the purpose of determining local taxing jurisdiction; creating s. 202.23, F.S.; providing procedures by which a purchaser may request a refund or credit of the communications services tax; creating s. 202.24, F.S.; limiting the local fees and taxes that may be imposed on dealers of communications services; creating s. 202.25, F.S.; providing for jurisdiction for the purpose of collecting taxes due; creating s. 202.26, F.S.; authorizing the Department of Revenue to adopt rules; creating s. 202.27, F.S.; providing requirements for dealers with respect to filing returns and remitting taxes; creating s. 202.28, F.S.; providing for a credit for collecting taxes; providing penalties for certain acts of tax evasion; creating s. 202.29, F.S.; providing for a credit against unpaid balances due under certain circumstances; creating s. 202.30, F.S.; providing for payment of taxes by electronic transfer; creating s. 202.31, F.S.; providing for tax liabilities upon the sale of a business; creating s. 202.32, F.S.; providing for local governmental agencies to cooperate in administering the law; creating s. 202.33, F.S.; providing penalties for failure to remit taxes due; creating s. 202.34, F.S.; requiring dealers of communications services to maintain certain records; providing penalties; providing for audits upon written notification by the department; creating s. 202.35, F.S.; specifying the powers of the department to collect delinquent tax; creating s. 202.36, F.S.; providing powers of the department with respect to hearings, writs of garnishment, tax warrants, and subpoenas; creating s. 202.37, F.S.; providing special rules in administering local communications services taxes; establishing the Simplified Communications Tax Advisory Council to advise the department with respect to administering ch. 202, F.S., as created by the act; amending s. 203.01, F.S., as amended; providing for the gross receipts tax on communications services to be paid pursuant to ch. 202, F.S., as created by the act; deleting provisions imposing a gross receipts tax on telephone and telecommunication systems and services; redefining the term "gross receipts" for purposes of s. 203.01; amending s. 203.012, F.S., as amended; revising definitions; repealing ss. 203.013, 203.60, 203.61, 203.62, 203.63, F.S., relating to the gross receipts tax on interstate telecommunication services and other taxes on interstate and international telecommunications services imposed under part II of ch. 203, F.S.; amending s. 337.401, F.S.; providing for use of right-of-way for communications services lines; providing requirements for municipalities and counties in imposing rules, fees, taxes, and other requirements on dealers of communications services placing or maintaining communications facilities in roads or rights-of-way; authorizing a municipality or county to impose permit fees and inspection fees; providing notice requirements for certain ordinances; deleting certain limitations on fees that a municipality may impose on a telecommunications company; amending ss. 72.011, 213.05, F.S.; providing for the authority of the Department of Revenue and the jurisdiction of the circuit courts with respect to tax matters arising under ch. 202, F.S., as created by the act; amending s. 213.0535, F.S.; extending the Registration Information Sharing and Exchange Program to the taxes on communications services; amending s. 166.231, F.S., as amended, relating to the remittance of taxes; conforming provisions to changes made by the act; deleting provisions authorizing a municipality to levy a tax on the purchase of telecommunication services; amending s. 166.233, F.S., relating to the public service tax; conforming provisions to changes made by the act; amending s. 212.20, F.S.; providing for the distribution of certain taxes collected under ch. 202, F.S., as created by the act; amending s. 125.42, F.S.; deleting provisions authorizing a board of county commissioners to grant certain licenses to construct and maintain telephone lines; amending s. 166.231, F.S.; excluding from the public service tax charges for telecommunications services which are paid for through a prepaid calling arrangement; providing applicability of the amendment to s. 166.231(9), F.S.; amending ss. 203.01, 203.012, F.S.; revising the definition of the term "gross receipts" for purposes of the tax on utility services; amending s. 212.054, F.S.; providing that the local option sales tax applies to prepaid calling arrangements; amending s. 212.05, F.S.; requiring the payment of a sales tax on prepaid calling arrangements; providing the rate of the tax; providing for such sale to be a sale of tangible personal property; deleting provisions governing the payment of sales tax on prepaid telephone calling cards; providing applicability of the amendment to s. 212.05(1), F.S.; amending ss. 212.05, 212.054, F.S., as amended; deleting the sales tax and the discretionary sales surtax imposed on telegraph messages, long-distance telephone calls, certain other telecommunication services, and television system program services; amending s. 212.031, F.S.; revising certain tax exemptions provided for the lease or rental of property used in the provision of certain communications services and applying such changes retroactively; providing applicability; providing an appropriation; providing effective dates.

By the Committee on Education and Senators Mitchell, Horne and Dyer—

CS for SB 1390—A bill to be entitled An act relating to education; amending s. 236.025, F.S.; revising funding for exceptional student education programs; amending s. 236.081, F.S.; revising funding for exceptional student education programs; amending s. 237.34, F.S.; revising reporting requirements for exceptional student education programs; providing an effective date.

By the Committee on Regulated Industries and Senators Dyer and King—

CS for SB 1526—A bill to be entitled An act relating to cigarettes; amending s. 210.05, F.S.; requiring the Division of Alcoholic Beverages and Tobacco to design cigarette tax stamps that will permit identification of the agent or wholesale dealer that affixes the stamp; creating s. 210.185, F.S.; prohibiting the sale and distribution of certain cigarettes not intended for sale or distribution in this country; providing for criminal penalties, administrative sanctions, and unfair trade practices; providing for enforcement by the Division of Alcoholic Beverages and Tobacco; amending s. 210.19, F.S.; requiring the division to maintain specified records; providing an effective date.

By the Committee on Education—

CS for SB 1574—A bill to be entitled An act relating to charter schools; amending s. 228.056, F.S.; revising terminology; clarifying time periods; revising criteria for renewal of a charter; requiring compliance with certain statutes; providing for exemption from ad valorem taxation; amending s. 228.0561, F.S.; changing the formula for charter school facilities funding; revising requirements for reversions of property to a school board; authorizing pilot program grants for the construction of charter school facilities; establishing criteria; amending s. 196.29, F.S.; granting charter schools an exemption from ad valorem taxes; amending s. 236.0817, F.S.; providing for a developmental research school that is issued a charter to be eligible for categorical funding; amending s. 228.053, F.S.; exempting a chartered developmental research school from the requirement that it be of closest geographic proximity to the college of education to which it is affiliated; providing for funding developmental research schools that are issued a charter; revising requirements for determining full-time-equivalent membership; providing for capital outlay funding for a chartered developmental research school; amending s. 228.505, F.S.; providing for governance of certain charter technical career centers; providing an effective date.

By the Committee on Commerce and Economic Opportunities; and Senator Kirkpatrick—

CS for SB 1668—A bill to be entitled An act relating to economic development; amending s. 163.3164, F.S.; exempting certain activities from the term "development" for the purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 290.004, F.S.; defining the term "rural enterprise zone"; creating s. 290.00676, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to amend the boundaries of a rural enterprise zone and providing requirements with respect thereto; creating s. 290.00677, F.S.; modifying the employee residency requirements for the enterprise zone job credit against the sales tax and corporate income tax if the business is located in a rural enterprise zone; modifying the employee residency requirements for maximum exemptions or credits with respect to the sales tax credits for enterprise zone job creation, for building materials used in the rehabilitation of real property in an enterprise zone, for business property used in an enterprise zone, and for electrical energy used in an enterprise zone, and the corporate income tax enterprise zone job creation and property tax credits if the business is located in a rural enterprise zone; providing application time limitations; providing an extended application period for certain businesses to claim tax incentives; creating s. 290.00694, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to designate rural champion communities as enterprise zones; providing requirements with respect thereto; amending s. 290.046, F.S., increasing the number of economic development grants that an eligible local government may receive under

the Florida Small Cities Community Development Block Grant Program; authorizing certain businesses to earn additional premium tax credits under the Certified Capital Company Act; specifying conditions governing the receipt of such additional tax credits; providing an effective date.

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

CS for SB 1730—A bill to be entitled An act relating to the money transmitters' code; amending s. 560.103, F.S.; redefining the term "code"; creating s. 560.1051, F.S.; authorizing electronic submission of forms or fees; authorizing the Department of Banking and Finance to accept certification of compliance; amending s. 560.208, F.S.; requiring persons registered to issue payment instruments or engage in funds transmission to cash checks within a specified period and deposit funds in a specified manner; providing penalties; creating s. 560.2081, F.S.; limiting fees that may be charged by payment instrument sellers; providing penalties; creating ss. 560.401, 560.402, 560.403, 560.404, 560.405, 560.406, 560.407, 560.408, F.S.; creating the Deferred Presentment Act; providing definitions; requiring persons who engage in deferred presentment transactions, as defined, to register with the department and file a declaration of intent to engage in that business and allowing for renewal of deferred presentment providers; prescribing guidelines for persons engaging in the business of deferred presentment transactions; prescribing guidelines for such transactions; prohibiting specified practices in connection with the deferred presentment business; requiring certain information to be disclosed to customers of such a business; providing penalties; requiring records to be maintained; providing appropriations; providing an effective date.

By the Committee on Fiscal Resource and Senator McKay—

CS for SB 1772—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. 193.621(3), F.S., relating to assessment of certain manufacturing or industrial plants or facilities demolished and reconstructed for pollution control purposes; repealing s. 197.448, F.S., relating to cancellation of tax certificates on riparian rights separate from land; repealing s. 199.052(11), F.S., relating to intangible tax return requirements for banking organizations with respect to intangible personal property resulting from international banking transactions; repealing s. 206.435, F.S., relating to remittance of unpaid tax by wholesalers, terminal suppliers, retail dealers, and former special fuel dealers having motor or taxable diesel fuel inventory; amending s. 206.97, F.S.; removing a cross-reference, to conform; repealing s. 206.9935(3)(c), F.S., relating to scheduled legislative review of the tax for inland protection; amending s. 211.025, F.S.; deleting an obsolete gas tax rate; amending s. 211.026, F.S.; deleting an obsolete sulfur tax rate; repealing s. 212.0305(3)(g), F.S., relating to authority to employee persons and incur other expenses from funds appropriated therefor for administration of the Convention Development Tax Act; amending s. 213.015, F.S.; conforming a cross-reference; amending s. 212.04, F.S.; deleting an exemption from admissions tax imposed but not collected prior to a specified date for any museum or historic building owned by a political subdivision of the state; repealing s. 212.0599, F.S., relating to rules which implement ch. 87-548, Laws of Florida; amending s. 212.08, F.S., and repealing paragraph (hh) of subsection (7), relating to a tax exemption on sales of electric vehicles; deleting an obsolete reporting requirement in a tax exemption provision relating to charges for certain electricity or steam uses; amending s. 414.029, F.S.; conforming a cross-reference; amending s. 212.097, F.S.; deleting intent and application implementation provisions of the Urban High-Crime Area Job Tax Credit Program; amending s. 212.098, F.S.; deleting intent and application implementation provisions of the Rural Job Tax Credit Program; repealing s. 212.20(7), F.S., relating to the use of funds allocated to the Solid Waste Management Trust Fund for the 1999-2000 fiscal year; repealing s. 212.215, F.S., the Fairness in Retail Sales Taxation Act; repealing s. 213.01, F.S., relating to intent with respect to state revenue laws; repealing s. 213.065, F.S., relating to intent with respect to rule adoption to implement ch. 89-171, Laws of Florida; repealing s. 213.066, F.S., relating to rule adoption to implement ch. 92-319, Laws of Florida; amending s. 215.3208, F.S.; deleting obsolete scheduling provisions relating to review of trust funds scheduled for termination; repealing s.

215.821, F.S., relating to effect of adoption of the State Bond Act on the issuance of bonds by state agencies; repealing s. 220.18, F.S., relating to the gasohol development tax incentive credit; repealing ss. 193.076, 193.085(5), and 195.073(4), F.S., relating to notice of expansion, assessment of expansion-related or rebuilt property, and classification of property as prior existing or expanded or rebuilt, respectively, to conform; amending s. 193.077, F.S.; conforming a cross-reference; amending s. 220.183, F.S.; deleting findings and policy and purpose provisions in provisions governing the community contribution tax credit; conforming cross-references; repealing s. 220.185(1) and (2), F.S., relating to findings and policy and purpose provisions in provisions governing the state housing tax credit; repealing s. 220.188, F.S., relating to the export finance corporation investment credit; amending s. 220.02, F.S., and repealing subsections (6) and (9), relating to intent with respect to the gasohol development tax incentive credit and the export finance corporation investment credit; removing cross-references, to conform; amending ss. 220.181, 220.182, 220.184, 220.1845, 220.1895, and 220.19, F.S.; conforming cross-references; amending s. 220.03, F.S., and repealing paragraphs (1)(dd)-(ff), relating to definitions applicable to provisions governing the export finance corporation investment credit; deleting definitions relating to the gasohol development tax incentive credit; conforming a cross-reference; amending s. 288.106, F.S.; deleting findings and intent with respect to the tax refund program for qualified target industry businesses; amending ss. 159.803 and 288.107, F.S.; conforming cross-references; amending s. 624.5105, F.S.; deleting intent and policy and purpose provisions from provisions governing the community contribution tax credit; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Clary—

CS for SB 1844—A bill to be entitled An act relating to the long-term care ombudsman program; amending s. 400.0065, F.S.; providing duty of the State Long-Term Care Ombudsman to prepare and submit annual budget requests; creating s. 400.0066, F.S.; specifying additional duties of the Long-Term Care Ombudsman and other state agencies; limiting administrative charges; requiring a study; amending ss. 400.0067 and 400.0069, F.S.; revising provisions relating to appointment and terms of service of members of the state and local ombudsman councils; amending ss. 400.0077, 400.0081, and 400.0087, F.S.; providing authority of the Office of State Long-Term Care Ombudsman to adopt rules relating to disclosure of files maintained by the program, access to facilities and residents, and monitoring of local ombudsman councils by the Department of Elderly Affairs; deleting rulemaking authority of the department; amending ss. 20.41, 395.3025, 400.0063, 400.0071, 400.0073, 400.0075, 400.0079, 400.0083, 400.0089, 400.0091, 400.021, 400.022, 400.0255, 400.19, 400.191, 400.23, 400.419, 400.428, 400.434, 400.435, 400.4415, 400.619, and 400.628, F.S.; clarifying and conforming references and cross-references; providing appropriations; providing an effective date.

By the Committee on Regulated Industries and Senator Horne—

CS for SB 1846—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for certain telecommunications company records; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

By the Committee on Agriculture and Consumer Services; and Senator Thomas—

CS for SB 1904—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 253.025, F.S.; clarifying provisions relating to conveyance of state lands to the department for forestry facilities; deleting references to specific fire tower sites and work centers with respect to use of the department's Relocation and Construction Trust Fund; amending s. 482.051, F.S.; revising authority of the department to adopt rules relating to pesticides used for preconstruction treatments; amending ss. 500.12, 500.459, F.S.; deleting certain requirements relating to the setting and use of fees for bottled water plants, packaged ice plants, and water vending machines; amending s. 531.41, F.S.; authorizing the department to provide by rule for voluntary

registration of private weighing and measuring device service agencies and personnel; amending s. 570.07, F.S.; authorizing the department to purchase supplemental food and drink items and set temporary meal expenditure limits, under emergency conditions; providing restrictions; amending s. 570.952, F.S.; revising provisions relating to membership appointment and terms of the Florida Agriculture Center and Horse Park Authority; renumbering and amending s. 585.89, F.S.; revising provisions relating to state purchase of beef and pork; renumbering and amending s. 585.92, F.S.; revising provisions relating to labeling of meat sold to the state; repealing ss. 585.70, 585.71, 585.715, 585.72, 585.73, 585.74, 585.75, 585.76, 585.77, 585.78, 585.79, 585.80, 585.81, 585.82, 585.83, 585.84, 585.85, 585.86, 585.87, 585.88, 585.90, 585.902, 585.903, 585.904, 585.91, 585.93, 585.96, F.S., relating to animal and animal product inspection and labeling; repealing s. 205.1951, F.S., relating to custom slaughtering; amending s. 590.015, F.S.; revising the definition of "wild land" in provisions relating to forest protection; amending s. 590.14, F.S.; deleting a provision allowing the Division of Forestry to issue a warning citation with respect to authorized fires; amending s. 590.28, F.S.; redesignating the offense of careless burning as "reckless" burning; amending s. 616.242, F.S.; revising timing requirements for inspection and permitting of amusement rides; deleting exemptions from inspection requirements for certain temporary amusement rides at public events; amending s. 823.14, F.S.; limiting local government regulations with respect to the Right to Farm Act; providing authority to the Department of Agriculture and Consumer Services to negotiate agreements with certain land owners for water use in rural areas; providing an effective date.

By the Committee on Regulated Industries and Senator Carlton—

CS for SB 1930—A bill to be entitled An act relating to consumer price gouging in emergencies; amending s. 501.160, F.S.; adding building materials and public lodging to the definition of commodity; providing for enforcement by the Department of Business and Professional Regulation; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Silver—

CS for SB 1932—A bill to be entitled An act relating to nursing; amending part XV of chapter 468, F.S., relating to certified nursing assistants, and transferring that part to chapter 464, F.S., relating to nursing, to transfer from the Department of Health to the Board of Nursing responsibility and rulemaking authority for regulation of certified nursing assistants; transferring from the Department of Education to the board responsibility for approval of training programs; revising grounds for which the board may impose certain penalties; creating s. 464.2085, F.S.; providing requirements for a Council on Certified Nursing Assistants; amending ss. 20.43, 39.01, 39.304, 110.131, 232.46, 240.4075, 246.081, 310.102, 381.0302, 384.30, 384.31, 394.455, 395.0191, 400.021, 400.211, 400.402, 400.407, 400.4255, 400.426, 400.462, 400.464, 400.506, 400.6105, 401.23, 401.252, 408.706, 409.908, 415.1085, 455.597, 455.604, 455.667, 455.677, 455.694, 455.707, 458.348, 464.001, 464.002, 464.003, 464.006, 464.009, 464.016, 464.018, 464.019, 464.022, 464.023, 464.027, 466.003, 467.003, 467.0125, 467.203, 468.505, 483.041, 483.801, 491.0112, 550.24055, 627.351, 627.357, 627.9404, 641.31, 766.101, 766.110, 766.1115, 877.111, 945.602, 960.28, 984.03, 985.03, F.S.; conforming references; revising application procedures for certified nursing assistants; revising registration requirements for certified nursing assistants; amending ss. 400.215, 400.512, F.S.; revising provisions relating to the granting of exemptions from disqualification for employment in nursing homes or home health agencies; amending s. 455.557, F.S.; including advanced registered nurse practitioners under the credentialing program; creating s. 455.56503, F.S.; requiring advanced registered nurse practitioners to submit information and fingerprints for profiling purposes; amending s. 455.5651, F.S.; authorizing the department to publish certain information in practitioner profiles; amending s. 455.5653, F.S.; deleting obsolete provisions relating to scheduling and development of practitioner profiles for additional health care practitioners; providing access to information on advanced registered nurse practitioners maintained by the Agency for Health Care Administration for corroboration purposes; amending s. 455.5654, F.S.; providing for adoption by rule of a form for

submission of profiling information; providing an appropriation; providing an effective date.

By the Committee on Commerce and Economic Opportunities; and Senator Klein—

CS for SB 1934—A bill to be entitled An act relating to rural development; creating the Florida Rural Heritage Act; providing legislative findings; providing definitions; providing for the designation of a Rural Heritage Area; providing for a community-based planning process; specifying guidelines for Rural Heritage Area plans; providing procedure for adoption of a plan; providing for economic incentives, reports, and technical assistance; creating the Rural Heritage Grant Program to assist local governments in adopting Rural Heritage Areas, to be administered by the Department of Community Affairs; providing for development of a nature-and-heritage-based tourism business micro-loan program; providing for establishment of a revolving loan fund; providing for educational technology pilot programs to be established by the Department of Management Services; providing for agricultural diversification pilot projects to be administered by the Department of Agriculture and Consumer Services; providing for review and evaluation by the Office of Program Policy Analysis and Government Accountability; amending s. 163.3187, F.S.; providing conditions for adoption of local comprehensive plans for rural activity centers; amending s. 187.201, F.S.; modifying goals of the State Comprehensive Plan to include housing for specified persons in rural areas and development of nature-based tourism; providing a policy of fostering integrated and coordinated community planning efforts; providing support for rural communities in developing nature-and-heritage-based tourism enterprises; providing support for landowners who wish their lands to remain in agricultural use; amending s. 212.096, F.S.; providing a credit against sales tax for businesses located in an enterprise zone within a rural county or city as defined; amending s. 220.181, F.S.; providing enterprise-zone jobs credits for businesses within jurisdiction of a rural local government; amending s. 290.0055, F.S.; providing a condition for designating communities within the jurisdiction of a rural local government as an enterprise zone; amending s. 420.507, F.S.; modifying powers of the Florida Housing Finance Corporation; providing an appropriation; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Latvala—

CS for SB 1966—A bill to be entitled An act relating to state government; creating the "Florida Customer Service Standards Act"; specifying measures that state departments are directed to implement with respect to interaction with their customers; specifying that failure to comply with the act does not constitute a cause of action; providing an effective date.

By the Committee on Education and Senators Horne and Webster—

CS for SB 2030—A bill to be entitled An act relating to education funding; amending s. 236.081, F.S., relating to calculation of additional full-time equivalent membership based on college board advanced placement scores of students; providing bonuses for teachers who provide advanced placement instruction; creating s. 236.08103, F.S., the "Equity in School-Level Funding Act"; requiring school districts to allocate to each school within the district a specified minimum percentage of the funds generated by the school based on the Florida Education Finance Program; providing for graduated increases in such percentage; providing for carryforward of unused funds allocated to the schools; providing for review of certain task force recommendations for potential inclusion of certain funds in the allocation methodology; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Clary—

CS for SB 2034—A bill to be entitled An act relating to the Department of Health; amending s. 20.43, F.S.; requiring the department to include certain assessments, projections, and recommendations in the

department's strategic plan rather than in the state health plan; amending s. 39.303, F.S.; providing duties of the Children's Medical Services Program within the department with respect to child protection teams; amending s. 120.80, F.S.; revising procedures for hearings conducted with respect to the Brain and Spinal Cord Injury Program; amending s. 154.011, F.S.; revising duties of the department with respect to monitoring and administering certain primary care programs; amending s. 215.5602, F.S.; revising the goals of and expenditures for the Florida Biomedical Research Program within the Lawton Chiles Endowment Fund; amending s. 381.0011, F.S.; providing requirements for the department's strategic plan; amending s. 381.003, F.S.; requiring the department to develop an immunization registry; requiring that the registry include all children born in this state; providing procedures under which a parent or guardian may elect not to participate in the immunization registry; providing for the electronic transfer of records between health care professionals and other agencies; authorizing the department to adopt rules for administering the registry; amending s. 381.0031, F.S.; authorizing the department to obtain and inspect copies of certain medical records and information, notwithstanding laws governing the confidentiality of patient records; exempting health care practitioners, health care facilities, and agents and employees thereof from liability for the authorized release of patient records; amending s. 381.004, F.S.; revising requirements for the release of certain preliminary test results for human immunodeficiency virus; revising the definition of the term "medical personnel" to include additional personnel; amending s. 381.0059, F.S.; defining the term "person who provides services under a school health services plan" for purposes of background screening requirements for school health services personnel; amending s. 381.0101, F.S.; revising certification requirements for certain environmental health professionals; amending s. 381.731, F.S.; requiring that the department include certain strategies in the department's strategic plan rather than in the Healthy Communities, Healthy People Plan; amending s. 381.734, F.S.; revising the requirements of the Healthy Communities, Healthy People Program; transferring, renumbering, and amending s. 413.46, F.S.; revising legislative intent with respect to the brain and spinal cord injury program; creating s. 381.745, F.S.; providing definitions for purposes of the Charlie Mack Overstreet Brain or Spinal Cord Injuries Act; amending s. 381.75, F.S., relating to duties of the department under the brain and spinal cord injury program; conforming provisions to changes made by the act; creating s. 381.755, F.S.; providing that the right to benefits under the program is not assignable; amending s. 381.76, F.S.; revising eligibility requirements for the brain and spinal cord injury program; creating s. 381.765, F.S.; authorizing the department to retain title to property and equipment and to dispose of surplus equipment; authorizing the department to adopt rules; creating s. 381.775, F.S.; continuing the confidentiality provided for records and information that pertains to applicants for and recipients of services under the brain and spinal cord injury program; specifying circumstances under which the department may release such records or information; amending s. 381.78, F.S., relating to the advisory council on brain and spinal cord injuries; authorizing reimbursement for per diem and travel expenses for members of the council; prohibiting a council member from voting on matters that provide a financial benefit or create a conflict of interest; providing for removal of members for cause; creating s. 381.785, F.S.; authorizing the department to recover third-party payments for funded services; providing for the enforcement of such right to recovery pursuant to a lien; requiring the department to adopt rules governing the recovery of payments; amending s. 381.79, F.S., relating to the Brain and Spinal Cord Injury Rehabilitation Trust Fund; redesignating the fund as the "Brain and Spinal Cord Injury Program Trust Fund"; providing additional purposes for which moneys in the trust fund may be used; authorizing the department to accept certain gifts; amending s. 385.103, F.S.; providing for the department to operate community intervention programs rather than comprehensive health improvement projects; revising definitions; revising duties of the department in operating such services; requiring the department to adopt rules governing the operation of community intervention programs; amending s. 385.207, F.S., relating to programs in epilepsy control; conforming a cross-reference; amending s. 402.181, F.S.; providing for certain damages and injuries caused by patients of institutions under the Department of Health and specified other state agencies to be reimbursed under the State Institutions Claims Program; amending s. 514.021, F.S.; requiring the department to review rules; providing an effective date.

By the Committee on Education and Senators Horne, King and Mitchell—

CS for SB 2062—A bill to be entitled An act relating to rulemaking authority for the State University System (RAB); amending s. 240.209, F.S.; authorizing the Board of Regents to adopt certain systemwide rules; amending s. 240.227, F.S.; authorizing each university president to adopt rules implementing provisions of law governing the operation and administration of the university; providing for specific areas in which such authority is to be exercised; amending s. 240.229, F.S., relating to patents, copyrights, and trademarks; authorizing each university to adopt rules, as necessary, to carry out the powers and duties enumerated in this section; amending s. 240.233, F.S.; authorizing each university president to adopt rules governing the admission of students; amending s. 240.241, F.S., relating to divisions of sponsored research at state universities; authorizing each university president to adopt rules to implement this section; amending s. 240.261, F.S.; authorizing universities to adopt rules pertaining to codes of conduct, and penalties for violating such codes, for students and university employees; providing for rules and penalties relating to student academic honesty; amending s. 240.291, F.S., relating to delinquent accounts; providing for each university to adopt rules to implement this section; providing an effective date.

By the Committee on Judiciary and Senator Grant—

CS for SB 2080—A bill to be entitled An act relating to child protection; creating s. 383.50, F.S.; prescribing duties of hospitals and fire stations with respect to abandoned newborn infants, as defined; providing for anonymity of such infants' parents; amending s. 39.01, F.S.; redefining the term "abandoned"; amending s. 39.201, F.S.; revising duties of the central abuse hotline to accept specified reports of abandoned newborn infants and disclose names of eligible licensed child-placing agencies; amending s. 63.167, F.S.; providing duties of the state adoption information center with respect to maintaining a list of child-placing agencies with which abandoned newborns may be placed; creating s. 63.0423, F.S.; prescribing rights, duties and procedures for licensed child-placing agencies with respect to custody, placement, and adoption of abandoned newborn infants; providing limited relief from judgment of termination of parental rights; amending s. 63.182, F.S.; providing a statute of repose for setting aside adoptions; creating s. 409.163, F.S.; providing duties of the Department of Children and Family Services in conjunction with the Department of Health to produce media campaign with respect to abandoned newborns; creating s. 827.035, F.S.; providing that it is an affirmative defense to certain child-abuse charges that the parent of a newborn infant arranged its placement under this act; providing an effective date.

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

CS for SB 2086—A bill to be entitled An act relating to small employer health alliances; amending s. 408.7056, F.S.; providing additional definitions for the Statewide Provider and Subscriber Assistance Program; amending s. 627.654, F.S.; providing for insuring small employers under policies issued to small employer health alliances; providing requirements for participation; providing limitations; providing for insuring spouses and dependent children; allowing a single master policy to include alternative health plans; amending s. 627.6571, F.S.; including small employer health alliances within policy nonrenewal or discontinuance, coverage modification, and application provisions; amending s. 627.6699, F.S.; revising restrictions relating to premium rates to authorize small employer carriers to modify rates under certain circumstances and to authorize carriers to issue group health insurance policies to small employer health alliances under certain circumstances; requiring carriers issuing a policy to an alliance to allow appointed agents to sell such a policy; amending ss. 240.2995, 240.2996, 240.512, 381.0406, 395.3035, and 627.4301, F.S.; conforming cross-references; defining the term "managed care"; repealing ss. 408.70(3), 408.701, 408.702, 408.703, 408.704, 408.7041, 408.7042, 408.7045, 408.7055, and 408.706, F.S., relating to community health purchasing alliances; providing an effective date.

By the Committee on Natural Resources and Senator Geller—

CS for SB 2134—A bill to be entitled An act relating to resource recovery and management; amending s. 403.703, F.S.; redefining the term “source separated;” providing an effective date.

By the Committee on Fiscal Policy—

CS for 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 sheriffs of Broward County and Seminole County to provide child protective investigative services; amending s. 1, ch. 99-219, Laws of Florida; extending flexibility to implement reorganization of the Department of Children and Family Services until July 1, 2001; 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; providing for audit and transfer of specified funds relating to law enforcement programs transferred to St. Johns River and Tallahassee Community Colleges; 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.

By the Committees on Governmental Oversight and Productivity; and Criminal Justice—

CS for SB 2212—A bill to be entitled An act relating to the Department of Corrections; providing legislative intent with respect to the release of information to the public which concerns persons under community supervision by the Department of Corrections; requiring the Department of Corrections to update such information; providing requirements with respect to the equipment provided to probation officers by the Department of Corrections; requiring the department to submit an information technology plan to the Legislature; amending s. 775.089, F.S.; requiring that payments collected from offenders be applied toward victim restitution before satisfying other financial obligations of the offender; amending s. 948.01, F.S.; providing that an offender who is convicted of or has adjudication withheld for specified offenses may not be placed on probation or community control; prohibiting the court from continuing community control or probation for an offender whom the court finds has committed an offense that is the same or similar to the original offense; amending s. 948.03, F.S.; providing additional requirements for offenders placed in community control; providing requirements for polygraph examinations; amending s. 948.032, F.S.; requiring that restitution be a condition of community control; providing requirements for the court in determining whether to revoke an offender's community control; amending s. 948.04, F.S.; providing requirements for the supervision of offenders placed on community control; amending s. 948.06, F.S.; prohibiting the court from continuing community control or probation for an offender whom the court finds has committed an offense that is the same or similar to the original offense; amending s. 948.11, F.S.; requiring the Department of Corrections to electronically monitor offenders; providing an effective date.

By the Committee on Transportation and Senator Sullivan—

CS for SB 2262—A bill to be entitled An act relating to driver's licenses; creating s. 322.2617, F.S.; providing for a notice by certified letter to a person whose driver's license is going to be suspended, disqualified, cancelled, or revoked prior to the suspension, disqualification, cancellation, or revocation; prohibiting suspension, disqualification, cancellation, or revocation for a certain time period; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Forman—

CS for SB 2266—A bill to be entitled An act relating to healthcare; amending s. 400.408, F.S.; requiring field offices of the Agency for Health Care Administration to establish local coordinating workgroups to identify the operation of unlicensed assisted living facilities and to develop a plan to enforce state laws relating to unlicensed assisted living facilities; requiring a report to the agency of the workgroup's findings and recommendations; requiring health care practitioners to report known operations of unlicensed facilities; prohibiting hospitals and community mental health centers from discharging a patient or client to an unlicensed facility; amending s. 415.1034, F.S.; requiring paramedics and emergency medical technicians to report acts of abuse committed against a disabled adult or elderly person; providing an effective date.

By the Committee on Ethics and Elections; and Senator Meek—

CS for SB 2276—A bill to be entitled An act relating to the Voting System Technology Task Force; creating a Voting System Technology Task Force; providing for membership, officers, organization, per diem, and staffing; providing duties; providing for a report and termination of the task force upon submission of the report; providing an effective date.

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

CS for SB 2388—A bill to be entitled An act relating to banking; amending s. 658.12, F.S.; amending s. 658.165, F.S., relating to banker's banks; specifying criteria under which such a bank may provide services to a financial institution in organization or to a proposed financial institution; amending s. 658.34, F.S.; providing conditions for certain stock

dividends issued by a bank or trust company; clarifying the term "banker's bank"; providing legislative intent specifying certain deposits as pay-on-death-designated accounts under certain circumstances; repealing s. 655.81, F.S., relating to deposits in trust; providing application; providing an effective date.

By the Committee on Natural Resources and Senator Bronson—

CS for 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.; authorizing the department to enter into certain cooperative agreements for inlet project management and cost-sharing; 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. 161.111, F.S.; deleting provisions relating to a nonexistent erosion control account; amending s. 161.161, F.S.; revising provisions relating to the state's comprehensive long-term beach management plan; deleting project criteria; revising department rule-making authority; 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 21, HB 273, HB 429, HB 479, CS for HB 599; has passed as amended HB 155 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Insurance and Representative Ogles—

CS for HB 21—A bill to be entitled An act relating to premium security deposits; creating s. 627.4045, F.S.; authorizing insurers to accept and hold premium security deposits for certain purposes; providing a definition; authorizing an insurer to pay interest on such deposits; specifying conditions under which such deposits are considered premium; including such deposits within the definition of covered claim for certain purposes; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Representative Futch and others—

HB 273—A bill to be entitled An act relating to the placement of rip current warning signs; providing a short title; creating s. 380.275, F.S.; providing for a cooperative effort among state agencies and local governments to plan for and assist in the placement of rip current warning signs; providing that the Department of Community Affairs shall direct and coordinate the program; requiring the development of a uniform rip current warning sign; authorizing the department to coordinate the distribution and erection of rip current warning signs; providing for rules; limiting the liability of participating governmental entities; providing an effective date.

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

By the Committee on Children and Families; and Representative Murman—

HB 429—A bill to be entitled An act relating to public meetings and public records; creating s. 414.295, F.S.; providing an exemption from public meetings requirements for any staff meeting, or portion thereof, of the Department of Children and Family Services, Department of Labor and Employment Security, Department of Management Services, Department of Health, Department of Revenue, WAGES Program State Board of Directors, or a local WAGES coalition, or their contract service providers, at which certain identifying information regarding temporary cash assistance programs, which is restricted pursuant to requirements of federal law, is discussed; providing an exemption from public records requirements for certain identifying information in such entities' records of such programs; authorizing release of confidential information for specified purposes; providing a prohibition; providing procedures for release of information under specified circumstances; providing a finding of public necessity; providing an effective date.

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

By Representative Turnbull—

HB 479—A bill to be entitled An act relating to research and development authorities; amending s. 159.703, F.S.; deleting requirements relating to membership of an authority affiliated with the National High Magnetic Field Laboratory; providing an effective date.

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

By the Committee on Real Property and Probate; and Representative Goodlette and others—

CS for HB 599—A bill to be entitled An act relating to the rule against perpetuities; amending s. 689.225, F.S.; revising certain criteria for application of the rule to certain trusts; specifying exclusivity of application of the rule; excluding common-law expressions; creating ss. 737.4031, 737.4032, and 737.4033, F.S.; providing for judicial and non-judicial modifications of certain trusts under certain circumstances; providing for representation of certain persons in modification actions; specifying nonapplication to certain trusts; providing definitions; providing construction; providing application relating to common law; providing for award of costs and attorney fees in modification proceedings; providing an effective date.

—was referred to the Committee on Judiciary.

By Representative Prieguez and others—

HB 155—A bill to be entitled An act relating to freight forwarders; amending s. 212.13, F.S.; requiring freight forwarders to provide warehouse receipts or copies of airway bills or bills of lading for certain purposes; providing receipt requirements; requiring freight forwarders to maintain certain records for a time certain; providing for effect of such documentation; providing a penalty for failing to provide such documentation or maintain certain records; providing an effective date.

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

ENROLLING REPORTS

SB 446, SB 448, SB 450, SB 452, SB 454, SB 456, SB 458, SB 460, SB 462, SB 464, SB 466, SB 468, SB 470, SB 472, SB 474, SB 476, SB 478, SB 480, SB 482, SB 484, SB 486, SB 488, SB 490, SB 492, SB 494, SB 496, SB 498, SB 500, SB 502, SB 504, SB 506, SB 508, SB 510, SB 512, CS for SB 514, SB 516, SB 518, SB 520, SB 522, SB 524, SB 526, CS for SB 528, CS for SB 530, SB 532, SB 534, SB 536, CS for SB 538, SB 540, SB 542, SB 544, CS for SB 546, SB 548, SB 550, SB 552, SB 554, SB 556, SB 558, SB 560, SB 562, SB 564, SB 566, SB 568, SB 570, SB 572, SB

574, SB 576, SB 578, SB 580, SB 582, SB 584, SB 586, SB 588, SB 590, SB 592, SB 594, SB 596, SB 598, CS for SB 600, SB 602, SB 604, SB 608, SB 610, SB 612, SB 614, SB 616, SB 618, SB 620, SB 622, SB 624, SB 626, SB 628, SB 630, SB 632, SB 634, SB 636, SB 638, SB 640, SB 642, SB 644, SB 646, SB 648, SB 650, SB 652, SB 654, SB 656, SB 658 and SB 660 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 28, 2000.

Faye W. Blanton, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 22 was corrected and approved.

CO-SPONSORS

Senators Bronson—CS for SB 1026; Burt—CS for SB 1026; Cowin—SB 1548; Dawson—SB 1660; Diaz de la Portilla—SB 1024, SB 1302; Forman—SB 242, SB 1350; Grant—CS for SB 1054; Holzendorf—CS for SB 50; Jones—SB 1294, SB 1660; Kurth—SB 1604; Meek—SB 1660; Rossin—SB 242; Silver—SB 1660; Webster—SB 2030

RECESS

On motion by Senator McKay, the Senate recessed at 12:10 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Thursday, March 30.

SENATE PAGES

March 27-31

Kellyn Aldrich, Spring Hill; Tyechia Culmer, Miami; John Franz, III, Fountain; Garima Gadodia, Indian Harbour Beach; Eugenio "Geno" Gant, Miami; Jeremiah Johnson, Havana; Victoria Johnson, St. Augustine; Crystal Jolly, Miami; John A. Laurent, Bartow; Litamarie "Lita" Lofton, Floral City; Stephanie Mastantuono, Spring Hill; Jon Ryan Quinn, Titusville; Kristin Sharkey, Spring Hill; Lagina Smith, Miami; Rachel Thomasson, Melbourne; Frank Thompson, Naples; Akila Washington, Palmetto; Zachary "Zach" Zink, Naples