



Journal of the Senate

Number 15—Regular Session

Tuesday, April 18, 2000

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CALL TO ORDER

The Senate was called to order by President Jennings at 1:00 p.m. A quorum present—40:

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

PRAYER

The following prayer was offered by the Rev. Jeff Cordero, Pastor, Faith Baptist Church, Madison:

Almighty God, we come into your presence as children would come to their father, as subjects coming before their sovereign, seeking your blessings. We first would thank you for the great privilege of living in this wonderful nation, and we would ask that her flag would always wave in honor over a land of freedom and a people of courage and strength. We thank you for this land that we call Florida, and may your rich blessings continue upon our beautiful state.

Now, I would ask that you would bless these elected officials. May they walk in health and strength as each day demands. May their families and loved ones enjoy good health and happiness. As they assemble here today to carry out the affairs of state, may they have great wisdom and personal insight to reflect upon the greater needs of the many. You have ordained that we have this form of government, and now we ask your blessings that the good of the many be well guarded by the actions of the few.

Thank you for hearing our prayers and for the privilege of asking them in your strong name. Amen.

PLEDGE

Senate Pages Christopher Paul of Tampa and Thomas Tollerton of Sarasota, led the Senate in the pledge of allegiance to the flag of the United States of America.

BILLS ON THIRD READING

On motion by Senator Webster, by two-thirds vote **CS for HB's 1153 and 845** was withdrawn from the Committee on Commerce and Economic Opportunities.

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

CS for HB's 1153 and 845—A bill to be entitled An act relating to the Florida Clean Indoor Air Act; amending s. 386.205, F.S.; reducing the maximum percentage of seats that may be located in an area designated as a smoking area in restaurants; amending s. 386.203, F.S.; revising the definition of "public place" to delete the size requirement for restaurants subject to the act, after a specified date; providing effective dates.

—a companion measure, was substituted for **SB 1302** and by two-thirds vote read the second time by title. On motions by Senator Webster, by two-thirds vote **CS for HB's 1153 and 845** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Diaz-Balart

CS for SB 120—A bill to be entitled An act relating to campaign financing; amending s. 106.09, F.S.; increasing penalties for making certain illegal campaign contributions; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Klein, **CS for SB 120** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

McKay	Rossin	Sebesta	Thomas
Meek	Saunders	Silver	Webster
Myers	Scott	Sullivan	

Nays—None

Vote after roll call:

Yea—Mitchell

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

—was read the third time by title.

On motions by Senator Holzendorf, **CS for SB 2158** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

SB 794—A bill to be entitled An act relating to witnesses; amending s. 90.612, F.S.; requiring a judge to protect a witness under a specific age from undue harassment or embarrassment during interrogation and to restrict unnecessary repetition of questions; requiring that questions be stated in a form appropriate to the age and understanding of the witness; authorizing a court to forbid questions that are not in a form reasonably understood; providing an effective date.

—was read the third time by title.

On motions by Senator Saunders, **SB 794** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

SB 294—A bill to be entitled An act relating to building designations; designating the State Veterans' Nursing Home in Pembroke Pines as the Alexander "Sandy" Nininger, Jr. State Veterans' Nursing Home; directing the Department of Veterans' Affairs to erect suitable markers; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Forman, **SB 294** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

SB 1042—A bill to be entitled An act relating to unclaimed funds held by a guardian; amending s. 744.534, F.S.; increasing the threshold value of such funds for which publication of a notice of disposition is required; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Saunders, **SB 1042** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

CS for SB 1066—A bill to be entitled An act relating to durable powers of attorney; amending s. 709.08, F.S.; providing for durable powers of attorney contingent upon a specified condition; providing guidelines for such powers; providing statutory forms for affidavits to attest to specified condition; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Klein, **CS for SB 1066** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 479—A bill to be entitled An act relating to research and development authorities; amending s. 159.703, F.S.; deleting requirements re-

lating to membership of an authority affiliated with the National High Magnetic Field Laboratory; providing an effective date.

Rossin Scott Silver Thomas
Saunders Sebesta Sullivan Webster
Nays—None

—was read the third time by title.

On motions by Senator Mitchell, **HB 479** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

CS for CS for SB 1114—A bill to be entitled An act relating to protection of agriculture and horticulture; amending s. 581.091, F.S.; clarifying provisions with respect to a requirement to immediately inform the Department of Agriculture and Consumer Services upon receipt or possession of any noxious weed, plant, plant product, or regulated article infested or infested with any plant pest, declared to be a threat to the state's agricultural and horticultural interests, and to hold such weed, plant, or article for inspection; providing that it is unlawful to fail to disclose information regarding any infested or infested plant, plant product, regulated article, or noxious weed; amending s. 581.184, F.S.; defining the terms "infested or infested" and "exposed to infection" for purposes of the act; requiring the department to develop a risk-assessment program for commercial plantings; requiring the department to develop a statewide program of decontamination to prevent and limit the spread of citrus canker disease; providing program requirements; authorizing the department to develop specified compliance agreements and other agreements; requiring county sheriffs, upon request of the department, to provide assistance in obtaining access to private property for the purpose of enforcing citrus canker eradication efforts; specifying responsibilities of the sheriff; authorizing the department to reimburse the sheriff for reasonable costs of implementing the provisions of the act; providing for satisfaction of specified notice requirements; amending s. 193.461, F.S.; providing for classification of lands subject to eradication or quarantine programs; amending s. 298.005, F.S.; redefining the term "owner" for purposes of ch. 298, F.S., relating to drainage and water control; amending s. 298.11, F.S.; providing for assessable land to entitle a landowner to vote in an election of supervisors; amending s. 298.12, F.S.; limiting eligibility to vote in such election to landowners whose assessments are paid for the previous year; amending s. 298.22, F.S.; authorizing water control districts to construct and operate facilities to control and prevent agricultural pests and diseases; amending s. 298.225, F.S.; specifying those amendments that constitute insubstantial amendments to a water control plan; providing an effective date.

—was read the third time by title.

On motions by Senator Thomas, **CS for CS for SB 1114** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

CS for SB 840—A bill to be entitled An act relating to criminal actions; defining the term "sexual abuse"; providing for the admissibility of a defendant's confession or admission in specified sexual abuse cases without proof of a corpus delicti of the crime under certain conditions; providing for a court hearing; requiring corroborating evidence of the trustworthiness of the defendant's confession or admission; allowing hearsay evidence at such hearing; requiring specific findings of fact by the court on the record; providing an effective date.

—was read the third time by title.

On motions by Senator Carlton, **CS for SB 840** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

CS for SB 1854—A bill to be entitled An act relating to the crime of contributing to the delinquency or dependency of a child; amending s. 827.04, F.S.; defining the terms "child in need of services," "delinquent child," and "dependent child"; providing an effective date.

—was read the third time by title.

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

Amendment 1 (563540)(with title amendment)—On page 2, between lines 24 and 25, insert:

Section 2. Section 27.365, Florida Statutes, is amended to read:

27.365 Florida Prosecuting Attorneys Association; annual report regarding prosecutions.—By February 1st of each year, the Florida Prosecuting Attorneys Association shall report to the President and Minority Leader of the Senate, the Speaker and Minority Leader of the House of Representatives, and to the appropriate substantive committees of each chamber regarding prosecutions for offenses during the previous calendar year under ss. 794.011, 794.05, 800.04, and 827.04(4) 827.04(3) when the victim of the offense was less than 18 years of age. This report must include, by judicial circuit, the following information in summary format for each offense: the initial charge in each case; the age of the victim and the age of the offender; the charge ultimately prosecuted, if any; whether the case went to trial or was resolved by plea agreement; and either the sentence imposed in each case, or the status of each case on December 31st of the previous year. The names of sexual offense victims shall not be included in the report.

Section 3. Paragraph (a) of subsection (2) of section 39.201, Florida Statutes, is amended to read:

39.201 Mandatory reports of child abuse, abandonment, or neglect; mandatory reports of death; central abuse hotline.—

(2)(a) Each report of known or suspected child abuse, abandonment, or neglect pursuant to this section, except those solely under s. 827.04(4) s. 827.04(3), shall be made immediately to the department's central abuse hotline on the single statewide toll-free telephone number, and,

if the report is of an instance of known or suspected child abuse by a noncaretaker, the call shall be immediately electronically transferred to the appropriate county sheriff's office by the central abuse hotline. If the report is of an instance of known or suspected child abuse involving impregnation of a child under 16 years of age by a person 21 years of age or older solely under s. 827.04(4) ~~s. 827.04(3)~~, the report shall be made immediately to the appropriate county sheriff's office or other appropriate law enforcement agency. If the report is of an instance of known or suspected child abuse solely under s. 827.04(4) ~~s. 827.04(3)~~, the reporting provisions of this subsection do not apply to health care professionals or other persons who provide medical or counseling services to pregnant children when such reporting would interfere with the provision of medical services.

Section 4. Section 90.4025, Florida Statutes, is amended to read:

90.4025 Admissibility of paternity determination in certain criminal prosecutions.—If a person less than 18 years of age gives birth to a child and the paternity of that child is established under chapter 742, such evidence of paternity is admissible in a criminal prosecution under ss. 794.011, 794.05, 800.04, and 827.04(4) ~~827.04(3)~~.

Section 5. Section 382.356, Florida Statutes, is amended to read:

382.356 Protocol for sharing certain birth certificate information.— In order to facilitate the prosecution of offenses under s. 794.011, s. 794.05, s. 800.04, or s. 827.04(4) ~~s. 827.04(3)~~, the Department of Health, the Department of Revenue, and the Florida Prosecuting Attorneys Association shall develop a protocol for sharing birth certificate information for all children born to unmarried mothers who are less than 17 years of age at the time of the child's birth.

Section 6. Subsection (4) of section 742.107, Florida Statutes, is amended to read:

742.107 Determining paternity of child with mother under 16 years of age when impregnated.—

(4) When the information provided by the applicant or recipient who was impregnated while under age 16 indicates that such person is the victim of child abuse as provided in s. 827.04(4) ~~s. 827.04(3)~~, the Department of Revenue or the Department of Children and Family Services shall notify the county sheriff's office or other appropriate agency or official and provide information needed to protect the child's health or welfare.

Section 7. Paragraph (g) of subsection (3) of section 921.0022, Florida Statutes, is amended to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

Florida Statute	Felony Degree	Description
		(g) LEVEL 7
316.193(3)(c)2.	3rd	DUI resulting in serious bodily injury.
327.35(3)(c)2.	3rd	Vessel BUI resulting in serious bodily injury.
402.319(2)	2nd	Misrepresentation and negligence or intentional act resulting in great bodily harm, permanent disfiguration, permanent disability, or death.
409.920(2)	3rd	Medicaid provider fraud.
494.0018(2)	1st	Conviction of any violation of ss. 494.001-494.0077 in which the total money and property unlawfully obtained exceeded \$50,000 and there were five or more victims.
782.051(3)	2nd	Attempted felony murder of a person by a person other than the perpetrator or the perpetrator of an attempted felony.
782.07(1)	2nd	Killing of a human being by the act, procurement, or culpable negligence of another (manslaughter).

Florida Statute	Felony Degree	Description
782.071	2nd	Killing of human being or viable fetus by the operation of a motor vehicle in a reckless manner (vehicular homicide).
782.072	2nd	Killing of a human being by the operation of a vessel in a reckless manner (vessel homicide).
784.045(1)(a)1.	2nd	Aggravated battery; intentionally causing great bodily harm or disfigurement.
784.045(1)(a)2.	2nd	Aggravated battery; using deadly weapon.
784.045(1)(b)	2nd	Aggravated battery; perpetrator aware victim pregnant.
784.048(4)	3rd	Aggravated stalking; violation of injunction or court order.
784.07(2)(d)	1st	Aggravated battery on law enforcement officer.
784.08(2)(a)	1st	Aggravated battery on a person 65 years of age or older.
784.081(1)	1st	Aggravated battery on specified official or employee.
784.082(1)	1st	Aggravated battery by detained person on visitor or other detainee.
784.083(1)	1st	Aggravated battery on code inspector.
790.07(4)	1st	Specified weapons violation subsequent to previous conviction of s. 790.07(1) or (2).
790.16(1)	1st	Discharge of a machine gun under specified circumstances.
796.03	2nd	Procuring any person under 16 years for prostitution.
800.04(5)(c)1.	2nd	Lewd or lascivious molestation; victim less than 12 years of age; offender less than 18 years.
800.04(5)(c)2.	2nd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years; offender 18 years or older.
806.01(2)	2nd	Maliciously damage structure by fire or explosive.
810.02(3)(a)	2nd	Burglary of occupied dwelling; unarmed; no assault or battery.
810.02(3)(b)	2nd	Burglary of unoccupied dwelling; unarmed; no assault or battery.
810.02(3)(d)	2nd	Burglary of occupied conveyance; unarmed; no assault or battery.
812.014(2)(a)	1st	Property stolen, valued at \$100,000 or more; property stolen while causing other property damage; 1st degree grand theft.
812.019(2)	1st	Stolen property; initiates, organizes, plans, etc., the theft of property and traffics in stolen property.
812.131(2)(a)	2nd	Robbery by sudden snatching.
812.133(2)(b)	1st	Carjacking; no firearm, deadly weapon, or other weapon.
825.102(3)(b)	2nd	Neglecting an elderly person or disabled adult causing great bodily harm, disability, or disfigurement.
825.1025(2)	2nd	Lewd or lascivious battery upon an elderly person or disabled adult.
825.103(2)(b)	2nd	Exploiting an elderly person or disabled adult and property is valued at \$20,000 or more, but less than \$100,000.
827.03(3)(b)	2nd	Neglect of a child causing great bodily harm, disability, or disfigurement.

Florida Statute	Felony Degree	Description
827.04(4)(3)	3rd	Impregnation of a child under 16 years of age by person 21 years of age or older.
837.05(2)	3rd	Giving false information about alleged capital felony to a law enforcement officer.
872.06	2nd	Abuse of a dead human body.
893.13(1)(c)1.	1st	Sell, manufacture, or deliver cocaine (or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b)) within 1,000 feet of a child care facility or school.
893.13(1)(e)	1st	Sell, manufacture, or deliver cocaine or other drug prohibited under s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b), within 1,000 feet of property used for religious services or a specified business site.
893.13(4)(a)	1st	Deliver to minor cocaine (or other s. 893.03(1)(a), (1)(b), (1)(d), (2)(a), or (2)(b) drugs).
893.135(1)(a)1.	1st	Trafficking in cannabis, more than 50 lbs., less than 2,000 lbs.
893.135(1)(b)1.a.	1st	Trafficking in cocaine, more than 28 grams, less than 200 grams.
893.135(1)(c)1.a.	1st	Trafficking in illegal drugs, more than 4 grams, less than 14 grams.
893.135(1)(d)1.	1st	Trafficking in phencyclidine, more than 28 grams, less than 200 grams.
893.135(1)(e)1.	1st	Trafficking in methaqualone, more than 200 grams, less than 5 kilograms.
893.135(1)(f)1.	1st	Trafficking in amphetamine, more than 14 grams, less than 28 grams.
893.135(1)(g)1.a.	1st	Trafficking in flunitrazepam, 4 grams or more, less than 14 grams.

Section 8. For the purpose of incorporating the amendment to section 827.04, Florida Statutes, in references thereto, section 409.2355, Florida Statutes, is reenacted to read:

409.2355 Programs for prosecution of males over age 21 who commit certain offenses involving girls under age 16.—Subject to specific appropriated funds, the Department of Children and Family Services is directed to establish a program by which local communities, through the state attorney’s office of each judicial circuit, may apply for grants to fund innovative programs for the prosecution of males over the age of 21 who victimize girls under the age of 16 in violation of s. 794.011, s. 794.05, s. 800.04, or s. 827.04(4).

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 6, after the semicolon (;) insert: amending ss. 27.365, 39.201, 90.4025, 382.356, 742.107, 921.0022, F.S.; conforming cross-references; reenacting s. 409.2355, F.S., relating to programs for prosecution of males over age 21 who commit certain offenses involving girls under age 16, to incorporate the amendment to s. 827.04, F.S., in references thereto;

On motions by Senator Brown-Waite, **CS for SB 1854** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Brown-Waite	Campbell	Casas
Bronson	Burt	Carlton	Childers

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

Nays—None

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.

—as amended April 12 was read the third time by title.

On motions by Senator Grant, **CS for HB 599** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Saunders, consideration of **CS for SB 2190** was deferred.

SB 354—A bill to be entitled An act relating to the Florida Academic Scholars award; amending s. 240.40205, F.S.; providing that a student who is a recipient of the National Hispanic Scholar Award and who meets certain other eligibility requirements is eligible for a Florida Academic Scholars award; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Klein, **SB 354** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

Saunders Sebesta Sullivan Webster
 Scott Silver Thomas
 Nays—None

SB 910—A bill to be entitled An act relating to education; amending s. 231.40, F.S.; providing for payment into pretax annuities for accumulated sick leave to certain employees of district school systems; limiting the amount of pay certain employees of district school systems may receive for unused sick leave upon termination of employment; providing conditions on the use of sick leave; amending s. 231.481, F.S.; limiting the amount of pay certain employees of district school systems may earn for unused vacation leave upon termination of employment; prohibiting the consideration of unused vacation leave for retirement purposes; amending s. 240.343, F.S.; providing for community college district boards of trustees to adopt rules allowing payment for unused sick leave into pretax retirement accounts; limiting the amount of pay certain employees of community college districts may receive for unused sick leave upon termination of employment; providing conditions on the use of sick leave; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator McKay, **SB 910** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—28

Madam President	Clary	Holzendorf	Myers
Bronson	Cowin	Horne	Saunders
Brown-Waite	Diaz de la Portilla	King	Scott
Burt	Diaz-Balart	Kirkpatrick	Sebesta
Carlton	Dyer	Laurent	Sullivan
Casas	Grant	Lee	Thomas
Childers	Hargrett	McKay	Webster

Nays—12

Campbell	Geller	Kurth	Mitchell
Dawson	Jones	Latvala	Rossin
Forman	Klein	Meek	Silver

Vote after roll call:

Yea to Nay—Hargrett, Holzendorf

SB 1280—A bill to be entitled An act relating to persons with developmental disabilities; amending s. 400.962, F.S.; removing the licensure requirement for comprehensive transitional educational programs; providing an effective date.

—was read the third time by title.

On motions by Senator Cowin, **SB 1280** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

SB 1176—A bill to be entitled An act relating to education; amending s. 230.23, F.S.; providing a procedure for the employment of instructional personnel; amending s. 230.33, F.S.; revising the superintendent's

responsibility regarding the employment of instructional personnel; amending s. 231.085, F.S.; describing the duties of a school principal in the employment of instructional personnel; providing an effective date.

—as amended April 12 was read the third time by title.

On motions by Senator Kirkpatrick, **SB 1176** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

SPECIAL ORDER CALENDAR

SB 160—A bill to be entitled An act relating to termination of pregnancy; creating ss. 782.30, 782.32, 782.34, 782.36, F.S.; creating the "Partial-Birth Abortion Act"; providing a short title; providing definitions; prohibiting the intentional killing of a partially born living fetus; designating such an act as a second-degree felony; providing penalties; providing exceptions to prohibited acts; providing for intervention by legislators in legal challenges to the constitutionality of the act; providing construction; providing severability; providing an effective date.

—was read the second time by title.

Senator Cowin moved the following amendment:

Amendment 1 (932096)—On page 3, lines 18 and 19, delete those lines and insert:

Section 5. *Anyone claiming an interest in pending litigation challenging the constitutionality of this act shall have standing*

On motion by Senator Cowin, further consideration of **SB 160** with pending **Amendment 1** was deferred.

REVISER'S BILLS

HB 1049—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 11.45, 20.12, 20.171, 20.331, 39.001, 39.402, 72.011, 95.091, 110.123, 110.191, 112.317, 112.324, 120.536, 120.545, 120.80, 121.021, 121.031, 121.052, 121.122, 159.804, 159.805, 159.807, 159.81, 163.3187, 175.071, 185.02, 185.06, 185.23, 189.427, 197.343, 201.15, 206.46, 206.609, 207.002, 212.02, 212.054, 212.055, 212.06, and 212.08, F.S.; and reenacting ss. 61.13 and 63.132, F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1049** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Madam President	Burt	Casas	Cowin
Bronson	Campbell	Childers	Dawson
Brown-Waite	Carlton	Clary	Diaz de la Portilla

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

Nays—None

HB 1051—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 213.05, 213.053, 215.22, 215.471, 215.615, 216.031, 216.3505, 218.32, 218.321, 228.053, 228.0565, 230.2305, 235.186, 235.187, 235.2195, 235.2197, 240.2093, 240.334, 240.383, 240.421, 242.335, 252.82, 253.034, 255.503, 255.504, 255.518, 255.553, 259.04, 259.041, 259.101, 259.105, 282.107, 282.3091, 282.5007, 288.063, 288.0655, 288.125, 295.18, 311.07, 316.003, 318.18, 318.21, 320.04, 320.086, 322.025, 327.35, 327.73, 328.48, 328.72, 328.73, 328.735, 331.401, 337.25, 338.227, 338.2275, 348.0005, 348.565, 348.755, 349.05, 364.515, and 369.252, F.S.; and reenacting s. 230.03(2), F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1051** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 1053—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 370.025, 370.12, 370.13, 373.461, 376.30714, 376.86, 381.0406, 381.734, 381.76, 381.78, 381.79, 393.064, 393.505, 395.1027, 395.404, 395.701, 400.464, 400.471, 400.491, 400.506, 400.805, 400.914, 402.310, 403.086, 403.0872, 403.088, 403.42, 403.518, 403.703, 403.705, 403.706, 403.708, 403.715, 403.718, 403.7191, 403.7199, 403.726, 403.788, 403.9415, 404.056, 408.05, 408.061, 408.07, 408.08, 408.704, 408.7042, 408.904, 409.145, 409.166, 409.1685, 409.1757, 409.2355, 409.2564, 409.2673, 409.821, 409.905, 409.910, 409.9116, 409.912, 409.913, 411.202, 411.242, 413.46, 414.065, 414.28, 414.39, 415.102, 415.1055, 415.107, 420.0004, 420.102, 420.37, 420.507, 420.508, 420.524, 420.525, 420.602, 420.609, 420.9072, 420.9073, 421.10, 421.33, 430.502, 435.03, 435.04, 440.02, 440.021, 440.14, 440.15, 440.185, 440.25, 440.38, 440.385, 440.49, 440.51, 443.036, 443.041, 443.111, 443.141, 443.151, 443.171, 443.191, 446.22, 446.25, 455.01, 455.557, 455.5651, 455.5653, 455.5654, 455.621, 458.311, 458.320, 459.0085, 459.018, 460.406, 462.09, 462.14, 466.014, 467.0135, 468.1655, 468.1695, 468.307, 468.505, 468.605, and 468.828, F.S.; and reenacting ss. 372.72(1), 415.1102, and 440.191(1), F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their

correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1053** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 1055—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 469.005, 473.302, 473.323, 483.23, 484.0445, 484.053, 487.011, 487.012, 487.021, 487.025, 487.031, 487.041, 487.0435, 487.045, 487.046, 487.047, 487.048, 487.049, 487.051, 487.0615, 487.071, 487.081, 487.091, 487.101, 487.111, 487.13, 487.156, 487.159, 487.161, 487.163, 487.171, 487.175, 489.103, 489.1136, 489.131, 489.133, 489.140, 489.141, 489.531, 494.0038, 497.255, 497.353, 501.022, 501.0575, 501.608, 509.032, 509.302, 514.031, 517.021, 517.12, 539.001, 548.004, 550.1625, 550.2625, 550.375, 553.06, 553.141, 553.503, 553.506, 553.512, 553.73, 553.74, 559.807, 560.129, 561.1105, 561.20, 570.1912, 570.235, 578.28, 585.74, 585.91, 589.101, 590.02, 593.111, 601.04, 601.155, 616.242, 626.8414, 627.651, 631.0515, and 631.911, F.S.; and reenacting ss. 483.811(6), 559.803, and 567.07, F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1055** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 1057—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 633.061, 641.23, 641.316, 663.066, 671.304, 741.29, 744.444, 768.28, 938.07, 943.051, 943.0535, 943.0544, 943.1702, 943.25, 946.205, 946.515, 946.518, and 960.045, F.S.; and reenacting s. 658.26, F.S., pursuant to s. 11.242, F.S.; deleting provisions which have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes

and facilitating their correct interpretation; and confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1057** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 1059—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 447.203 and 752.01, F.S., to conform to judicial decisions holding parts of said provisions unconstitutional.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1059** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

HB 1061—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 14.025, 20.171(5)(e), 61.1812(3), 110.123(5)(i), 110.205(2)(k)2., 196.011(13), 199.052(11), 199.104, 216.292(1)(b), 216.349, 220.03(1)(dd), (ee), and (ff), 220.188, 220.68, 253.034(9), 287.064(9), 338.251(1)(b), 369.311, 369.313, 373.0735, 376.11(7), 403.1826(6)(b), 409.912(3)(c)2., 443.036(43), 443.131(3)(j), 446.20, 446.205, 446.605, 446.606, 472.013(2)(c) and (d), 550.0351(9), 626.993, 633.45(1)(r), 697.203, and 951.23(10), F.S., pursuant to s. 11.242, F.S.; all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the Florida Statutes 2000 only through a reviser’s bill duly enacted by the Legislature.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1061** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

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

Rossin	Scott	Silver	Thomas
Saunders	Sebesta	Sullivan	Webster

Nays—None

HB 1063—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 16.55, 16.58(2)(g), 16.60(5), 20.19(17)(h), 20.316(6)(f), 24.104 introductory paragraph and (1), (3), and (4), 24.105(2)(b), 27.709(3), 61.181(11) and (12), 61.1812(2)(b), 117.05(3)(b), 120.574(2)(g), 142.18, 159.345(2), 159.475(2), 159.7055(2), 161.56(2), 163.3184(11)(c), 163.3187(7), 163.3191(13) and (15), 166.231(9)(d)4., 190.006(3)(a)2.d., 193.621(3), 211.025(1)(a), 211.026(1)(a), 211.3106(2)(a)-(d), 212.04(2)(a)2.b., 213.305, 215.3208(1) and (2), 228.054(2)(b), 228.057(7), 228.058(4), 229.603(2)(b), 235.056(2)(a)5., 239.5143(2), 239.5144(3), 240.2605(8), 240.262(3)(a), 240.326(3)(a), 240.40401(4), 246.101(2), 252.83(1)(c) and (d), 252.91, 259.101(4)(g), 265.001(3), 272.161(1)(d), 288.1185(4)(a), 288.1223(2)(c), 288.7772, 288.9951(8)(c), 288.9953(7)(a), 288.9956(4)(b), (5), and (6)(b), 290.0491(5), 325.223(6), 327.53(2)(b) and (8), 365.173(2)(b)2., 370.06(2)(d)2.h., 373.461(3)(a), 378.011(3), 378.208(3), 393.22(2), 393.501(3), 397.407(2), 402.72(3), 403.0872(11)(a)8., 408.7071(3), 409.912(35)(f), 409.9131(5)(c), 411.224(10), 414.030(4)(a) and (9)(b), 414.25, 468.314(3), 478.44(3)(b), 483.172(4), 483.901(4)(i) and (6)(e)1., 494.00171, 501.143(1)(b), 539.001(21), 550.01215(2), (3), and (10), 550.09514(2)(b)1., 550.09515(2)(a)3. and 4., 571.24(4), 576.045(7), 597.004(2)(e), 627.6699(11)(c)2. and (e)2. and (12)(a)2. and (e)2., 633.537(3)(b), 634.404(1)(a) and (b), 641.407(1)(a) and (b), 642.0262(2), 655.961(1), 655.962(1), 658.2954, 753.004(1)(a) and (b) and (4), 775.087(7), 945.74(2), and 985.315(6), F.S., pursuant to s. 11.242, F.S.; deleting provisions that have become obsolete, have had their effect, have served their purpose, have been impliedly repealed or superseded, or provide unnecessary duplication.

—was read the second time by title.

The Committee on Rules and Calendar recommended the following amendments which were moved by Senator McKay and adopted:

Amendment 1 (371516)(with title amendment)—On page 5, lines 12-20, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 1, line 7, delete “117.05(3)(b),”

Amendment 2 (452706)(with title amendment)—On page 16, lines 5-11, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 1, line 19, delete “288.1185(4)(a),”

Amendment 3 (860428)(with title amendment)—On page 17, lines 9-16, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 1, line 20, delete “288.9953(7)(a),”

Amendment 4 (063328)(with title amendment)—On page 17, lines 18-30, delete those lines and insert:

Section 49. Effective July 1, 2000, paragraph (b) of subsection (6) of section 288.9956, Florida Statutes, is repealed.

Reviser’s note.—Paragraph (6)(b) is repealed to delete a provision requiring a review and report relating to the workforce development system,

And the title is amended as follows:

On page 1, lines 20 and 21, delete “288.9956(4)(b), (5), and (6)(b)” and insert: 228.9956(6)(b)

Amendment 5 (465428)(with title amendment)—On page 23, lines 13-21, delete those lines and insert:

Section 67. Paragraph (b) of subsection (9) of section 414.030, Florida Statutes, is repealed.

Reviser's note.—Repeals a provision requiring a review of WAGES Program Employment Projects with a report due by January 1, 2000.

And the title is amended as follows:

On page 1, line 27, delete "414.030(4)(a) and (9)(b)" and insert: 414.030(9)(b)

On motions by Senator McKay, by two-thirds vote **HB 1063** as amended was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Name, Dawson, Jones, Mitchell. Lists names of senators and their corresponding votes.

Nays—None

MOTION

On motion by Senator McKay, the rules were waived and time of recess was extended until completion of the reviser's bills, motions and announcements.

HB 1065—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 175.032, 175.181, 185.02, 215.5602, 216.181, 288.1224, 288.9957, 288.9958, 288.9959, 455.654, 468.354, 608.4237, and 733.817, F.S., to conform to the directive in s. 1, ch. 93-199, Laws of Florida, to remove gender-specific references applicable to human beings from the Florida Statutes without substantive change in legal effect.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1065** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Name, Dawson, Jones, Mitchell. Lists names of senators and their corresponding votes.

Nays—None

HB 1067—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 61.13015, 120.80, 215.37, 240.215, 310.102, 316.1932, 316.1933, 337.162, 381.0039, 383.32, 383.402, 383.410, 395.0193, 395.0197, 395.3025, 400.491, 400.518, 400.94, 408.061, 408.704, 409.2598, 440.13, 455.01, 455.203, 455.207, 455.213, 455.214, 455.217, 455.218, 455.2185, 455.225, 455.227, 455.2273, 455.228, 455.243, 457.103, 458.307, 458.3115, 458.3124, 458.319, 458.331, 458.343, 458.347, 458.351, 459.004, 459.008, 459.015, 459.019, 459.022, 459.026, 460.404, 460.4061, 460.407, 461.004, 461.007, 461.013, 463.003, 463.016, 464.004, 465.004, 465.006, 465.016, 465.017, 466.004, 466.007, 466.018, 466.022, 466.028, 468.1135, 468.1145, 468.1185, 468.1295, 468.1665, 468.1755, 468.1756, 468.205, 468.219, 468.354, 468.364, 468.365, 468.402, 468.4315, 468.453, 468.456, 468.4571,

468.506, 468.507, 468.513, 468.523, 468.526, 468.532, 468.535, 468.703, 468.705, 468.707, 468.711, 468.719, 468.801, 468.811, 468.823, 468.824, 468.825, 469.009, 470.003, 470.036, 471.008, 471.015, 471.033, 471.038, 472.015, 473.3035, 473.308, 473.311, 473.323, 474.204, 474.214, 475.021, 475.181, 475.25, 475.624, 476.204, 477.029, 480.044, 481.2055, 481.213, 481.225, 481.2251, 481.306, 481.311, 481.325, 483.805, 483.807, 483.901, 484.014, 484.042, 484.056, 486.023, 486.115, 486.172, 489.129, 489.533, 490.004, 490.00515, 490.009, 490.0141, 490.015, 491.004, 491.0047, 491.009, 491.0141, 491.015, 492.103, 492.113, 627.668, 627.912, 636.039, 641.27, 641.316, 641.55, 766.106, 766.305, 766.314, 817.505, and 937.031, F.S.; renumbering and amending ss. 455.501, 455.504, 455.521, 455.534, 455.541, 455.544, 455.557, 455.561, 455.564, 455.565, 455.5651, 455.5653, 455.5654, 455.574, 455.577, 455.581, 455.584, 455.587, 455.594, 455.597, 455.604, 455.614, 455.617, 455.621, 455.624, 455.627, 455.631, 455.637, 455.641, 455.644, 455.651, 455.654, 455.667, 455.671, 455.681, 455.687, 455.694, 455.698, 455.707, 455.711, 455.712, and 455.717, F.S.; renumbering ss. 455.507, 455.511, 455.514, 455.517, 455.524, 455.527, 455.531, 455.537, 455.547, 455.551, 455.554, 455.5652, 455.5655, 455.5656, 455.567, 455.571, 455.601, 455.607, 455.611, 455.634, 455.647, 455.657, 455.664, 455.674, 455.677, 455.684, 455.691, 455.697, 455.699, 455.701, 455.704, 455.714, 456.30, 456.31, 456.32, 456.33, and 456.34, F.S., pursuant to s. 11.242, F.S.; transferring sections that comprise part II of chapter 455, pertaining to regulation of health-related professions, to chapter 456; transferring sections that comprise present chapter 456, pertaining to hypnosis, to new chapter 485; and amending various provisions to correct cross-references to conform the Florida Statutes to such transfers.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1067** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Name, Dawson, Jones, Mitchell. Lists names of senators and their corresponding votes.

Nays—None

HB 1069—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 110.205, 112.3145, 112.531, 121.0515, 790.001, 922.052, 922.11, 922.12, 922.15, 944.09, 944.115, 944.14, 944.151, 944.28, 944.35, 944.402, 944.516, 945.41, 945.42, 945.43, 945.44, 945.45, 945.46, 945.47, 945.48, 946.25, and 947.26, F.S., pursuant to the directive in s. 7, ch. 99-271, Laws of Florida, to change the term "superintendent" to "warden" wherever it appears in specified provisions of the Florida Statutes.

—was read the second time by title. On motions by Senator McKay, by two-thirds vote **HB 1069** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Name, Dawson, Jones, Mitchell. Lists names of senators and their corresponding votes.

Nays—None

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator McKay, by two-thirds vote **CS for CS for SB 1508** was removed from the calendar and referred to the Committee on Fiscal Policy.

On motion by Senator Dawson, by two-thirds vote **SB 1088, SB 1836** and **SB 2528** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator McKay, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Wednesday, April 19.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator McKay, the rules were waived and the Conference Committees on **HB 2145** and **HB 2147** were granted permission to meet this day from 4:30 p.m. until 6:30 p.m.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Tuesday, April 18, 2000: SB 160, HB 1049, HB 1051, HB 1053, HB 1055, HB 1057, HB 1059, HB 1061, HB 1063, HB 1065, HB 1067, HB 1069, SB 428, CS for SB 334, SB 364, CS for SB 366, SB 1656, SB 1652, SB 1502, CS for SB 270, CS for SB 346, CS for CS for SB 1098, CS for SB 1064, CS for SB 1574, SB 1592, CS for SB 80, CS for CS for SB's 4 and 380, CS for SB 314, CS for SB 182, SB 1460, CS for SB 2388, CS for SB 1612, CS for SB 2396, SB 2422, CS for SB 198, SB 1336, CS for SB 994, CS for SB 2034, CS for SB 1680

Respectfully submitted,
John McKay, Chairman

The Committee on Natural Resources recommends the following pass: SB 1698 with 1 amendment

The bill was referred to the Committee on Agriculture and Consumer Services under the original reference.

The Committee on Children and Families recommends the following pass: SB 1830 with 6 amendments

The Committee on Fiscal Resource recommends the following pass: SB 1294 with 2 amendments

The bills contained in the foregoing reports were referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Fiscal Resource recommends the following pass: SJR 138, SB 1410

The Committee on Judiciary recommends the following pass: SB 2476

The Committee on Natural Resources recommends the following pass: SB 1976

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

The Committee on Health, Aging and Long-Term Care recommends the following pass: SB 1692 with 1 amendment

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

The Committee on Agriculture and Consumer Services recommends the following pass: CS for SB 1194

The Committee on Children and Families recommends the following pass: SB 2226 with 2 amendments

The Committee on Commerce and Economic Opportunities recommends the following pass: CS for SB 942, CS for SB 2258

The Committee on Education recommends the following pass: SB 1358, SB 2364

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 1218, CS for SB 2416 with 1 amendment

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

The Committee on Health, Aging and Long-Term Care recommends the following pass: CS for SB 1394 with 1 amendment

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

The Committee on Banking and Insurance recommends the following pass: SB 1638

The Committee on Children and Families recommends the following pass: SB 272 with 1 amendment

The Committee on Education recommends the following pass: SB 1812

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

The Committee on Fiscal Resource recommends the following pass: SB 2214

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

The Committee on Governmental Oversight and Productivity recommends the following pass: SJR 1344 with 4 amendments

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

The Committee on Fiscal Policy recommends the following pass: HJR 1921 with 1 amendment

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

The Committee on Agriculture and Consumer Services recommends the following pass: CS for SB 1288 with 3 amendments

The Committee on Fiscal Policy recommends the following pass: HB 1565, HB 1997, HB 1999, HB 2001, SB 164, CS for SB 936 with 1 amendment, CS for SB 1412 with 1 amendment

The Committee on Fiscal Resource recommends the following pass: SB 880

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1362 with 1 amendment

The Committee on Transportation recommends the following pass: SB 904

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

The Committee on Fiscal Resource recommends a committee substitute for the following: SB 1868

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

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 1428

The Committee on Judiciary recommends a committee substitute for the following: SB 2594

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

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2242

The bill with committee substitute attached was referred to the Committee on Children and Families under the original reference.

The Committee on Fiscal Resource recommends committee substitutes for the following: SB 710, SB 1382, SB 2578

The bills with committee substitutes attached were referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2494

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2342

The Committee on Transportation recommends a committee substitute for the following: SB 1802

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 Commerce and Economic Opportunities recommends a committee substitute for the following: SB 2300

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

The Committee on Children and Families recommends a committee substitute for the following: SB 2282

The Committee on Commerce and Economic Opportunities recommends committee substitutes for the following: SB 1206, SB 2064, CS for SB 2260

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2208

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1890

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 Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 2310

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

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: SB 2374

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2132

The Committee on Judiciary recommends a committee substitute for the following: SB 2556

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2020

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 Regulated Industries recommends a committee substitute for the following: SB 908

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

The Committee on Agriculture and Consumer Services recommends committee substitutes for the following: SB 922, SB 2484

The Committee on Transportation recommends a committee substitute for the following: SB 2554

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

The Committee on Children and Families recommends a committee substitute for the following: SB 2280

The Committee on Commerce and Economic Opportunities recommends a committee substitute for the following: CS for SB 1806

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2628

The Committee on Regulated Industries recommends a committee substitute for the following: Senate Bills 178, 1514 and 1978

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 Fiscal Resource recommends a committee substitute for the following: SB 2550

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

The Committee on Agriculture and Consumer Services recommends a committee substitute for the following: SB 700

The Committee on Children and Families recommends a committee substitute for the following: SB 690

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: CS for SB 1462

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for CS for SB 406, CS for SB 730, CS for CS for SB 1048, SB 2088, CS for SB 2276, CS for SB 2354, CS for SB 2414

The Committee on Fiscal Resource recommends committee substitutes for the following: CS for SB 74, CS for SB 240, CS for CS for SB 806, SB 1842

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 1326, SB 1620, SB 1682

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: CS for SB 1508

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 938, SB 1130, CS for SB 1136, CS for SB 1598, SB 1924, CS for SB 1966, SB 2048

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1016, SB 1170, SB 1286, CS for SB 1338, SB 1800, SB 2542

The Committee on Transportation recommends committee substitutes for the following: SB 308, SB 350, SB 768, SB 774, SB 780

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

SR 2738—Not referenced.

By Senator McKay—

SB 2740—A bill to be entitled An act relating to Cedar Hammock Fire Control District; providing for codification of special laws relating to Cedar Hammock Fire Control District pursuant to s. 191.015, F.S.; providing legislative intent; amending, codifying, and reenacting all prior special acts; providing for incorporation as a special fire control district; providing a district boundary; providing for a governing board of said district; providing for non-ad valorem assessments and impact fees; providing a schedule of non-ad valorem assessments; providing for district powers, functions, and duties; amending chapter 93-352, Laws of Florida, as amended by chapter 94-373, Laws of Florida; deleting a reference to the district; providing for construction and effect; providing for repeal of chapters 57-1546, 59-1537, 59-1538, 61-2453, 65-1897, 71-759, 72-613, 72-614, 75-429, 79-507, 81-433, 82-326, 84-478, 85-450, 88-486, 89-483, and 90-454, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Dawson—

SB 2742—A bill to be entitled An act relating to Broward County; providing for the creation of a countywide independent special district to provide children's services throughout Broward County; providing for a governing board to be known as the Children's Service Council of Broward County; providing for the membership and duties of the council; providing financial requirements and budget procedures; providing for authorization of the levy of ad valorem taxes not to exceed one-half mill; providing for a ballot question; providing for a referendum; providing an effective date.

—was referred to the Committee on Rules and Calendar.

Senate Resolutions 2744—2746—Not referenced.

By Senator Geller—

SB 2748—A bill to be entitled An act relating to South Florida Conservancy District in Hendry and Palm Beach Counties; providing for codification of special laws relating to South Florida Conservancy District pursuant to s. 189.429, F.S.; providing legislative intent; amending, codifying, reenacting, and repealing chapter 7975, Laws of Florida, 1919, chapter 8899, Laws of Florida, 1921, chapter 11015, Laws of Florida, 1925, chapters 12115 and 12116, Laws of Florida, 1927, chapter 13802, Laws of Florida, 1929, chapter 16177, Laws of Florida, 1933, chapter 17258, Laws of Florida, 1935, chapter 20477, Laws of Florida, 1941, chapter 23625, Laws of Florida, 1947, chapter 25434, Laws of Florida, 1949, chapter 26738, Laws of Florida, 1951, chapters 28355 and 28648, Laws of Florida, 1953, chapters 30177 and 30273, Laws of Florida, 1955, chapter 59-867, Laws of Florida, chapter 61-1403, Laws of Florida, chapter 61-1404, Laws of Florida, chapter 69-706, Laws of Florida, chapter 71-380, Laws of Florida, chapter 75-378, Laws of Florida, chapter 81-463, Laws of Florida, chapter 85-479, Laws of Florida, and chapter 90-479, Laws of Florida, relating to the South Florida Conservancy District; recreating the district and recreating and reenacting the district's charter; providing for creation, status, charter amendments, and boundaries; providing for a board of supervisors and powers and duties; providing minimum charter requirements in accordance with s. 189.404, F.S.; authorizing fees for using works of the district; providing for property rights; subjecting state lands to assessments by the district; making district bonds tax exempt; providing for construction and effect; providing an effective date.

Proof of publication of the required notice was attached.

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

SR 2750—Not referenced.

By Senator Clary—

SB 2752—A bill to be entitled An act relating to the Okaloosa County Destin Fire Control District; repealing chapter 82-335, Laws of Florida, as amended; providing for the creation and boundaries of the Destin Fire Control District; providing intent; providing definitions; providing for liberal construction; providing for the election of district board of commissioners; providing for terms of office; providing for officers and meetings of such boards; providing for commissioners' compensation and expenses; requiring a bond; providing general and special powers of districts; exempting district assets and property from taxation; providing requirements and procedures for the levy of ad valorem taxes, non-ad valorem taxes, assessments, user charges, and impact fees; providing for referenda; providing for enforcement; providing for requirements and procedures for issuance of bonds; providing for referenda; providing for creation, expansion, and merger of the district boundaries; providing for use of funds; providing for severability; providing for application; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator McKay—

SB 2754—A bill to be entitled An act relating to Manatee County; merging the Anna Maria Fire Control District and Westside Fire Control District to create a new district; creating and establishing an independent special fire control district to be known as the West Manatee Fire and Rescue District; establishing boundaries; providing purpose of the district; providing definitions; providing for the membership and organization of the governing body of the district; providing for maximum compensation of a governing board member; providing for district elections or referenda and the qualifications of an elector; providing admin-

istrative duties of the district; providing applicable financial disclosure, noticing, and reporting requirements of the district; providing powers, functions, and duties; providing for financing the district; providing authority to levy ad valorem taxes and maximum millage that is authorized therefor; providing for collecting non-ad valorem assessments, fees, or service charges; providing a schedule of special assessments; providing for impact fees; providing authority to issue, and the procedures for issuing, bonds by the district; providing exemption from taxation; providing for the establishment of the district; providing for amending the charter of the district; providing for district planning; providing for transfer of the assets and liabilities of the existing districts to the West Manatee Fire and Rescue District; providing for repeal of all acts relating to the Anna Maria Fire Control District and the Westside Fire Control District, including chapter 25994, Laws of Florida, 1949, chapter 27696, Laws of Florida, 1951, chapters 29263 and 29264, Laws of Florida, 1953, and chapters 59-1535, 59-1536, 61-2445, 65-1896, 65-1898, 72-610, 75-427, 75-433, 79-510, 81-427, 81-434, 82-324, 83-458, 84-476, 84-479, 85-455, 85-460, 88-487, 90-456, 90-459, 91-414, and 94-373, Laws of Florida; providing for severability; providing for interpretation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 2756—A bill to be entitled An act relating to Manatee County; providing for the inclusion of certain unincorporated land in Manatee County into the Braden River Fire Control and Rescue District; providing for a board of fire commissioners; providing for the general powers of the district; providing for exemption from taxation; providing for special powers to the district; providing for non-ad valorem assessments; providing for a schedule of special assessments; providing for user charges; providing for impact fees; providing for the borrowing power of the district; providing for existence; providing definitions; providing severability; providing for liberal interpretation; providing for repeal of conflicting laws; providing for codification; repealing chapters 85-454, 88-488, 90-455, 91-396, 93-395, 94-417, and 95-461, Laws of Florida, relating to the Braden River Fire Control and Rescue District; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator McKay—

SB 2758—A bill to be entitled An act relating to Southern Manatee Fire and Rescue District; providing for codification of special laws relating to Southern Manatee Fire and Rescue District pursuant to s. 191.015, F.S.; providing legislative intent; amending, codifying, and reenacting all prior special acts; providing for incorporation as a special fire control district; providing a district boundary; providing for a governing board of said district; providing for non-ad valorem assessments and impact fees; providing a schedule of non-ad valorem assessments; providing for district powers, functions, and duties; deleting a reference to the district from chapter 93-352, Laws of Florida, as amended by chapter 94-373, Laws of Florida; providing for construction and effect; providing for repeal of chapter 92-249, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator McKay—

SB 2760—A bill to be entitled An act relating to Manatee County; authorizing and empowering the Board of County Commissioners of Manatee County to provide for the collection and disposal of garden trash, to impose monthly collection service charges on all improved real

property, and to grant franchises therefor in unincorporated communities; authorizing the board to prescribe and collect fees therefor; authorizing the board to adopt rules and regulations and create districts for such purposes; revising provisions relating to filing of applications for franchises with the board; providing for forfeitures, penalties, and violations; requiring persons, firms, or corporations to whom franchises are granted to give performance bond; providing for manner and consideration for granting franchises; repealing chapter 85-457, Laws of Florida, relating to the collection and disposal of solid waste and junk; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Clary—

SB 2762—A bill to be entitled An act relating to the Baker Fire District, Okaloosa County; providing intent; re-creating and providing a charter for the district; providing district boundaries; providing purposes; providing definitions; providing for the election of a district board of commissioners; providing for terms of office; providing for officers and meetings of the board; providing for commissioners' compensation and expenses; requiring a bond; providing for records; providing general and special powers of the district; exempting district assets and property from taxation; providing requirements and procedures for the levy of ad valorem taxes, non-ad valorem assessments, user charges, and impact fees; providing for referenda; providing for enforcement; providing for requirements and procedures for issuance of bonds; providing for expansion and merger of the district boundaries; providing for severability; providing for conflicts; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Fiscal Resource, Education and Senator Sebesta—

CS for CS for SB 74—A bill to be entitled An act relating to the State University System; creating s. 240.6065, F.S.; establishing the industrial partnership professorship program within the State University System; providing that certain professorships shall be established by contract; providing for contribution by sponsoring corporations; specifying percentage of such contribution; providing for credit against the corporate income tax for contributions made by a sponsoring corporation; creating s. 220.192, F.S.; providing a credit against the corporate income tax for contributions made by a corporation sponsoring an industrial partnership professorship; providing for carryover of the credit; providing for reduction of credit under certain circumstances; authorizing rules; amending s. 220.02, F.S.; providing order of credits against the tax; providing for future repeal of ss. 240.6065, 220.192, F.S.; amending s. 220.13, F.S.; providing an addition to adjusted federal income; providing an effective date.

By the Committee on Regulated Industries and Senators Brown-Waite, Klein, Cowin and Mitchell—

CS for SB's 178, 1514 and 1978—A bill to be entitled An act relating to the Public Counsel; amending s. 350.0611, F.S.; allowing the Public Counsel to provide legal representation for the people of the state in water and wastewater utility rate proceedings before counties; providing an effective date.

By the Committees on Fiscal Resource, Natural Resources and Senators Bronson and Jones—

CS for CS for SB 240—A bill to be entitled An act relating to marine resources; amending s. 370.021, F.S.; providing penalties for illegal buy-

ing and selling of marine products; revising violations and penalties; amending s. 370.06, F.S.; authorizing the Fish and Wildlife Conservation Commission to accept credit cards for specified charges; requiring the denial of license renewal or issuance to those having unpaid fees, assessments, or fines; amending s. 370.13, F.S.; providing for fees and equitable rent related to stone crabs; prohibiting the acquisition of vested rights; providing penalties; amending s. 370.135, F.S.; providing penalties for theft from a blue crab trap; amending s. 370.14, F.S.; conforming a statutory cross-reference; amending s. 370.142, F.S.; requiring the Board of Trustees of the Internal Improvement Trust Fund to approve a rule establishing equitable rent in the crawfish fishing if the rule is developed; waiving certificate transfer fees and surcharges when the transfer is within the immediate family due to death or disability; providing a penalty for theft from a crawfish trap; providing penalties; conforming cross-references; amending s. 370.143, F.S.; waiving a trap retrieval fee for specified licenseholders; requiring the payment of fees before license and endorsement renewal; waiving trap retrieval fees if the Governor declares a disaster emergency area; amending s. 370.15, F.S.; eliminating a requirement for noncommercial net registration; amending s. 370.153, F.S.; providing that noncommercial trawling must be authorized by the Fish and Wildlife Conservation Commission; amending s. 370.25, F.S.; providing that the artificial reef program is created within the Fish and Wildlife Conservation Commission; eliminating criteria for allocation of funds; limiting funding to specified corporations; providing requirements for the storage, possession, and transport of artificial reef materials; revising permit requirements; providing a felony penalty; providing appropriations; providing an effective date.

By the Committee on Transportation and Senators Clary, Latvala, McKay, Brown-Waite, Casas, Cowin, Sullivan and Saunders—

CS for SB 308—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.084, F.S.; allowing certain disabled veterans to purchase additional disabled veterans' license plates; amending s. 320.08058, F.S.; revising provisions relating to the Sea Turtle License Plate; providing for a distribution of 25 percent of the annual use fees from the Share the Road license plate to Bike Florida, Inc., rather than to the Governor's Council on Physical Fitness and Amateur Sports; providing an effective date.

By the Committee on Transportation and Senators King and Kirkpatrick—

CS for SB 350—A bill to be entitled An act relating to bridge designations; designating the old Nassau Sound Bridge in Nassau and Duval Counties as the "George Crady Bridge"; directing the Department of Transportation to erect suitable markers; designating the Florida portion of Interstate 75 as the Florida Highway Patrol Memorial Highway; providing for the erection of markers; designating the Sawgrass Expressway in Broward County as the "Jerry Thompson Expressway"; directing the Department of Transportation to erect markers; designating a portion of State Road 87 in Santa Rosa County as the Bennett C. Russell Highway; directing the Department of Transportation to erect suitable markers; co-designating a portion of North 36th Street in Miami-Dade County as "Borinquen Boulevard"; directing the Department of Transportation to erect suitable markers; designating a portion of U.S. Highway 41 in White Springs as the "Martin Luther King, Jr., Memorial Highway"; designating U.S. Highway 90 in Madison County as part of the "Florida Arts Trail"; designating NW 79th Street from NW 27th Avenue to 32nd Avenue as the Roslyn McGruder Clark Way; providing an effective date.

By the Committees on Fiscal Policy; Commerce and Economic Opportunities; Comprehensive Planning, Local and Military Affairs; and Senators Hargrett, Latvala, Holzendorf, Childers, Laurent and Meek—

CS for CS for CS for SB 406—A bill to be entitled An act relating to community development; creating the Community and Faith-based Organizations initiative within the Institute on Urban Policy and Commerce at Florida Agricultural and Mechanical University; providing for the initiative to promote community development through partnerships with community and faith-based organizations; specifying the activities

to be conducted by the initiative; providing for financial assistance to community and faith-based organizations; requiring the development of grant-selection criteria; requiring leveraging of funds; creating the Community and Library Technology Access Partnership; specifying the activities to be conducted by the partnership; requiring the Institute on Urban Policy and Commerce at Florida Agricultural and Mechanical University to administer the initiative and the Division of Library and Information Services of the Department of State to administer the Community and Library Technology Access Partnership; authorizing certain activities and uses of funds; prescribing eligibility of organizations for funding or assistance; requiring review and evaluation; providing appropriations; 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; authorizing the division to contract with the Institute on Urban Policy and Commerce for program administration; authorizing the institute to subcontract for specified assistance services; creating an inner city redevelopment assistance grants program; providing duties of the Office of Tourism, Trade, and Economic Development; prescribing eligibility requirements for grants; providing expected outcomes from grants; creating the Inner City Redevelopment Review Panel and providing its membership and duties; providing legislative findings; amending s. 14.2015, F.S.; directing the Office of Urban Opportunity to give priority to projects receiving certain federal grants; amending s. 163.2523, F.S.; providing allocation criteria for the Urban Infill and Redevelopment Grant Program; amending s. 420.5087, F.S.; providing allocation criteria for the State Apartment Incentive Loan Program; amending s. 420.5089, F.S.; providing allocation criteria for the HOME Investment Partnership Program; amending s. 420.5093, F.S.; giving priority to certain projects in the State Housing Tax Credit Program; amending s. 420.5099, F.S.; giving priority to certain projects in the allocation of low-income housing tax credits; providing an effective date.

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

CS for SB 690—A bill to be entitled An act relating to cross-reporting of family violence; amending ss. 39.201 and 828.073, F.S.; requiring animal control officers or other agents appointed under s. 828.03, F.S., to report known or suspected child abuse, abandonment, or neglect; providing a penalty; requiring a training component; creating s. 39.208, F.S.; requiring persons who are required to report or investigate child abuse, abandonment, or neglect under ch. 39, F.S., to report known or suspected animal abuse, neglect, cruelty, or abandonment; specifying information to be reported; providing a penalty; requiring a training component; providing an effective date.

By the Committee on Agriculture and Consumer Services; and Senators Forman and Kurth—

CS for SB 700—A bill to be entitled An act relating to dangerous dogs; creating s. 767.06, F.S.; allowing local governments to adopt breed specific regulations; amending s. 767.12, F.S.; clarifying and streamlining the classification and hearing process; amending s. 767.14, F.S.; revising provisions relating to the authority of local governments to place further restrictions or additional requirements on owners of dangerous dogs or to develop procedures and criteria for the implementation of state law governing dangerous dogs; removing a restriction that no local regulation be specific to breed; revising applicability; amending s. 784.05, F.S.; providing that a person commits the offense of exposing another to personal injury through culpable negligence when such person knowingly permits the person's dog to run at large as a "pack of dogs," as defined, and the pack of dogs inflicts significant personal injury or causes death from injury; providing penalties; providing an effective date.

By the Committee on Fiscal Resource and Senator Silver—

CS for SB 710—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing that a publicly owned facility meeting certain criteria at which a collegiate football team is based may use those proceeds for the purpose of renovating the facility; providing for reporting of sales to the department; providing an effective date.

By the Committees on Fiscal Policy; Children and Families; and Senator Cowin—

CS for CS for SB 730—A bill to be entitled An act relating to child welfare; amending s. 20.19, F.S.; modifying the certification program for family safety and preservation employees and agents; amending s. 39.201, F.S.; providing for the release of abuse hotlines recordings to specified persons and entities; providing circumstances in which an officer or employee of the judicial branch is not required to report child abuse, abandonment, or neglect; revising procedures; amending s. 39.202, F.S.; specifying persons to whom the names of persons reporting child abuse, abandonment, or neglect may be released; amending s. 39.205, F.S.; exempting judges from prosecution for failure to report; amending s. 39.301, F.S.; clarifying provisions relating to initiation of protective investigations and criminal investigations; clarifying that the age of parents shall be factored into risk assessments; providing circumstances under which an injunction must be sought; providing procedures; changing certain time requirements; amending s. 39.303, F.S.; revising provisions governing the composition, qualifications, training, and duties of child protection teams; prescribing circumstances under which face-to-face medical evaluations are necessary and procedures for determining whether they are necessary; providing for collaboration by agency quality assurance programs; amending s. 39.304, F.S.; revising provisions governing the use of photographs taken by child protection teams; amending s. 39.3065, F.S.; directing that the sheriff of Seminole County be awarded a grant; amending s. 39.401, F.S.; requiring documentation to the court when a child is not placed with a relative or other specified adult; amending s. 39.402, F.S.; providing for initial assessment after a shelter hearing; amending s. 39.504, F.S.; adding a condition for issuing an injunction; amending s. 39.507, F.S.; revising provisions governing the authority of courts to provide for the child as adjudicated; amending s. 383.011, F.S.; providing for a campaign to help certain pregnant teenagers; amending s. 383.402, F.S.; deleting reference to the Kayla McKean Child Protection Act; amending s. 383.402, F.S.; revising duties of local child abuse death review committees and of district child abuse death review coordinators; amending s. 409.1671, F.S.; prescribing times when summaries of investigations must be provided to the community-based agency; amending s. 409.175, F.S.; requiring a plan for streamlining foster parent training; requiring that certain information be provided to licensed foster homes; creating s. 409.1753, F.S.; specifying duties of the Department of Children and Family Services or its agents regarding foster care; providing for dependency court pilot programs; requiring a report; prohibiting position-lapse adjustments for certain positions; establishing a work group within the Department of Children and Family Services; providing duties; requiring reports; repealing s. 1, ch. 99-168, Laws of Florida, which provides the short title for the Kayla McKean Child Protection Act; providing an effective date.

By the Committee on Transportation and Senators Latvala, Kirkpatrick, Brown-Waite, Clary, Klein, Casas, Saunders, Rossin, Sullivan, Forman, Campbell, Sebesta and Dawson—

CS for SB 768—A bill to be entitled An act relating to license plates; amending s. 320.089, F.S.; providing for the deposit of certain funds generated under s. 320.089, F.S., into the Grants and Donations Trust Fund established by s. 296.38, F.S.; amending s. 320.08058, F.S.; revising provisions relating to the Sea Turtle License Plate; providing for a distribution of 25 percent of the annual use fees from the Share the Road license plate to Bike Florida, Inc., rather than to the Governor's Council on Physical Fitness and Amateur Sports; providing an effective date.

By the Committee on Transportation and Senator Webster—

CS for SB 774—A bill to be entitled An act relating to transportation; amending ss. 334.035, 334.046, F.S.; providing prevailing principles for planning and developing transportation systems; amending s. 339.155, F.S.; providing prevailing principles; deleting certain planning factors; amending s. 339.175, F.S.; providing prevailing principles for planning and developing transportation systems for metropolitan planning organizations; deleting certain planning factors; providing an effective date.

By the Committee on Transportation and Senator Webster—

CS for SB 780—A bill to be entitled An act relating to the operation of vehicles and vessels; amending s. 213.053, F.S.; authorizing the exchange of certain information between the Department of Revenue and the Department of Highway Safety and Motor Vehicles; amending s. 234.02, F.S.; updating the current allowable exception to the use of a school bus; amending s. 316.193, F.S.; revising penalties for subsequent convictions of driving under the influence; amending s. 316.1936, F.S.; defining the term "road"; revising provisions relating to the possession of open containers of alcoholic beverages in vehicles; providing penalties; amending s. 316.212, F.S.; providing that a person under the age of 14 may not operate a golf cart on public roads; amending s. 316.2125, F.S.; providing restrictions on the operation of golf carts in retirement communities; amending s. 316.613, F.S.; authorizing the expenditure of certain funds for safety and public awareness campaigns; amending s. 318.1451, F.S.; eliminating a reference to traffic law and substance abuse education courses; amending s. 319.17, F.S.; providing for the use of electronic records; amending s. 319.24; revising record-retention requirements; amending s. 320.031, F.S.; providing for the deposit of certain fees into the Highway Safety Operating Trust Fund; amending s. 320.04; providing for the deposit of certain funds into the Highway Safety Operating Trust Fund; amending s. 320.05, F.S.; providing for the use of electronic records; amending s. 320.0605, F.S.; providing for the issuance of a temporary receipt for electronic registration renewal via the Internet; amending s. 320.08058, F.S.; revising provisions relating to the United States Marine Corp License Plate; amending s. 320.833, F.S.; providing for the electronic retention of records; amending s. 320.865, F.S.; providing for the electronic retention of certain records; amending s. 322.051, F.S.; providing conditions for the issuance of identification cards; amending s. 322.08, F.S.; providing for proof of identity for the issuance of driver's licenses; amending s. 328.15, F.S.; revising records-retention requirements; amending s. 328.40, F.S.; providing for electronic retention of records; providing an effective date.

By the Committees on Fiscal Resource; Natural Resources; Agriculture and Consumer Services; and Senator Laurent—

CS for CS for CS for SB 806—A bill to be entitled An act relating to aquaculture; amending s. 253.002, F.S.; providing duties of the Department of Agriculture and Consumer Services with respect to certain state lands; amending s. 253.01, F.S.; providing for disposition of fees for aquaculture leases; amending s. 253.67, F.S.; revising definitions; amending s. 253.71, F.S.; revising aquaculture lease contract fee and performance requirements; amending s. 253.72, F.S.; providing requirements for the marking of leased areas; amending s. 253.75, F.S.; requiring the Board of Trustees of the Internal Improvement Trust Fund to request comments by the Fish and Wildlife Conservation Commission regarding certain submerged land leases; amending s. 270.22, F.S.; conforming disposition of rental fees for aquaculture leases; amending s. 328.76, F.S.; providing for use of certain commercial vessel registration fees for aquaculture law enforcement and quality control programs; amending s. 370.06, F.S.; deleting authority of the Department of Agriculture and Consumer Services to issue certain special activity licenses under ch. 370, F.S.; clarifying requirements relating to the educational seminar for applicants for an Apalachicola Bay oyster harvesting license; amending s. 370.07, F.S.; providing for the distribution of funds from the Florida Saltwater Products Promotional Trust Fund; providing for transfer of responsibilities relating to the Apalachicola Bay oyster surcharge from the Department of Environmental Protection to the Department of Agriculture and Consumer Services; amending s. 370.16, F.S.; revising regulation of noncultured shellfish harvesting; providing for protection of shellfish and aquaculture products; repealing s. 370.16(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (13), (16), (17), (19),

(22), (24), (25), (26), and (27), F.S., relating to regulation and enforcement of oyster and shellfish leases by the Department of Environmental Protection, protection and development of oyster and shellfish resources, and regulation of processing for commercial use; amending ss. 370.161 and 372.071, F.S.; conforming cross-references; amending s. 372.6673, F.S.; requiring collection of a marketing assessment fee for alligator products marketing and education; amending s. 372.6674, F.S.; requiring collection of a marketing and assessment fee; amending s. 373.046, F.S.; revising regulatory responsibility under pt. IV of ch. 373, F.S., for aquacultural activities; amending ss. 403.814, 409.2598, and 500.03, F.S.; conforming cross-references; amending ss. 570.18 and 570.29, F.S.; conforming provisions relating to organization of the Department of Agriculture and Consumer Services; creating s. 570.61, F.S.; providing powers and duties of the Division of Aquaculture of the Department of Agriculture and Consumer Services; creating s. 570.62, F.S.; providing for appointment and duties of a division director; repealing s. 370.26(3)-(5), F.S., and amending s. 597.003, F.S.; requiring a portion of profits from aquaculture contracts to be set aside for funding certain aquaculture projects; amending s. 370.26, F.S.; transferring certain responsibilities relating to aquaculture development from the Department of Environmental Protection to the Department of Agriculture and Consumer Services; amending s. 597.004, F.S.; revising provisions relating to aquaculture certificates of registration; amending s. 597.0041, F.S.; providing an administrative fine; providing penalties; amending s. 597.005, F.S.; requiring review of aquaculture legislative budget requests by the Aquaculture Review Council; amending s. 597.006, F.S.; revising membership of the Aquaculture Interagency Coordinating Council; creating s. 597.010, F.S.; providing for regulation and enforcement of shellfish leases by the Department of Agriculture and Consumer Services; providing for continuation of leases previously issued under ch. 370, F.S.; providing for rental fees, fee adjustments, late fees, and forfeiture for nonpayment of fees; providing a lease surcharge for certain purposes; providing for rules; providing cultivation requirements for leased lands; restricting the inheriting or transfer of leases; requiring a deposit for investigations relating to petitions for cancellation of leases to natural reefs; providing for inclusion of natural reefs in leased areas under certain circumstances; restricting leases available in Franklin County; providing prohibitions; providing for shellfish protection and development; providing for special activity licenses for harvest or cultivation of oysters, clams, mussels, and crabs; providing for uncultured shellfish harvesting seasons in Apalachicola Bay; restricting harvest of shellfish by mechanical means; providing a penalty; providing for enhancement of oyster and clam industries by the counties; prohibiting dredging of dead shells; providing for cooperation with the United States Fish and Wildlife Service; providing requirements for vessels harvesting, gathering, or transporting oysters or clams for commercial purposes; providing a definition; renumbering and amending s. 370.071, F.S.; providing that regulation of shellfish processors includes processors processing scallops; providing for a fee for licensure or certification of processing facilities; authorizing an administrative fine for violation of rules relating to regulation of shellfish processors; amending s. 190.003, F.S.; including the owner of a long-term ground lease from a governmental entity within the definition of a "landowner"; amending s. 190.005, F.S.; providing that the establishment of a community development district must contain the consent of all landowners whose lands are to be included in the district; amending s. 190.021, F.S.; providing that certain ad valorem taxes and non-ad valorem assessments on property of a governmental entity are not a lien on the entity's underlying fee interest; providing an effective date.

By the Committee on Regulated Industries and Senator Webster—

CS for SB 908—A bill to be entitled An act relating to vacation and timeshare plans; amending s. 719.103, F.S.; providing for governance of a timeshare cooperative; defining the term "timeshare estate" for purposes of ch. 719, F.S., the Cooperative Act; amending s. 719.107, F.S.; providing for joint and several liability for payments of assessments and charges with respect to a timeshare unit; amending s. 719.114, F.S.; providing for assessing timeshare estates for purposes of ad valorem taxes and special assessments; amending s. 719.3026, F.S.; exempting certain contracts from provisions governing products and services; amending s. 719.401, F.S.; specifying the term of the leasehold for a timeshare cooperative; amending s. 719.503, F.S.; requiring that certain additional disclosures be made prior to the sale or transfer of a timeshare estate; amending s. 719.504, F.S.; requiring that the creation and sale of a timeshare estate with respect to a cooperative unit be disclosed

in the prospectus or offering circular; amending s. 721.03, F.S.; revising provisions with respect to the scope of the Florida Vacation Plan and Timesharing Act; amending s. 721.05, F.S.; providing definitions; amending s. 721.06, F.S.; revising requirements with respect to contracts for the purchase of timeshare interests; amending s. 721.065, F.S.; providing for resale listings; providing legislative intent; providing for the deposit of certain advance fees in a trust account; providing requirements with respect to resale; providing penalties; amending s. 721.07, F.S.; revising provisions relating to public offering statements; providing conditions for the delivery of a purchaser public offering statement which is not yet approved by the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation; amending s. 721.075, F.S.; revising language with respect to incidental benefits; amending s. 721.08, F.S.; revising provisions relating to escrow accounts; providing additional criteria with respect to compliance with certain conditions for the release of escrow funds; providing requirements with respect to unclaimed escrow funds; amending s. 721.09, F.S.; revising provisions relating to reservation agreements; amending s. 721.10, F.S.; revising provisions relating to cancellation; amending s. 721.11, F.S.; providing a filing fee with respect to advertising materials filed with the division; revising provisions relating to advertising materials; providing additional criteria for advertising materials; amending s. 721.111, F.S.; revising provisions relating to prize and gift promotional offers; amending s. 721.12, F.S., relating to recordkeeping by a seller; amending s. 721.13, F.S.; revising provisions relating to management; providing additional powers of the board of administration of the owners' association; amending s. 721.14, F.S., relating to discharge of the managing entity; amending s. 721.15, F.S.; revising provisions relating to assessments for common expenses; providing requirements with respect to insurance; amending s. 721.16, F.S.; revising provisions relating to liens for overdue assessments and liens for labor performed on, or materials furnished to a timeshare unit; providing a lien for certain damages done by a guest; amending s. 721.165, F.S.; providing penalties for failure to obtain certain insurance; amending s. 721.17, F.S.; revising provisions relating to transfer of interest; amending s. 721.18, F.S., relating to exchange programs; amending s. 721.19, F.S., relating to provisions requiring the purchase or lease of timeshare property by owners' associations or purchasers; amending s. 721.20, F.S.; revising provisions relating to licensing requirements; amending s. 721.21, F.S., relating to purchasers' remedies; amending s. 721.24, F.S.; revising provisions relating to firesafety; amending s. 721.26, F.S.; revising provisions relating to regulation by the division; amending s. 721.27, F.S.; revising provisions relating to the annual fee for each timeshare unit in the plan; creating s. 721.29, F.S.; providing for the protection of purchasers' rights when recording is not available in certain jurisdictions; amending s. 721.51, F.S.; revising provisions relating to legislative purpose and scope concerning vacation clubs; amending s. 721.52, F.S.; revising the definition of the term "multisite timeshare plan"; amending s. 721.53, F.S.; providing an additional piece of information which the developer may provide to the division prior to offering an accommodation or facility as a part of a multisite timeshare plan; amending s. 721.55, F.S.; revising provisions relating to the public offering statement for a multisite timeshare plan; amending s. 721.551, F.S., relating to the delivery of a multisite timeshare plan public offering statement; amending s. 721.552, F.S., relating to additions, substitutions, or deletions of component site accommodations or facilities; repealing s. 721.553, F.S., relating to the portrayal of proposed component sites; amending s. 721.56, F.S.; revising provisions relating to the management of multisite timeshare plans; amending s. 721.81, F.S.; revising legislative purpose with respect to the Timeshare Lien Foreclosure Act; amending s. 721.82, F.S.; revising the definition of the term "assessment lien"; amending s. 721.84, F.S., relating to the appointment of a resident agent; amending s. 721.85, F.S., relating to service to notice address or on registered agent; amending s. 721.86, F.S.; including a cross-reference; amending s. 718.103, F.S.; conforming a cross-reference; providing severability; providing an effective date.

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

CS for SB 922—A bill to be entitled An act relating to the sale of low-sulfur gasoline; creating ss. 526.40, 526.41, 526.42, F.S.; providing legislative findings and intent; providing definitions; providing requirements for sale of low-sulfur gasoline; authorizing the Department of Agriculture and Consumer Services to adopt certain rules; requiring the Department of Agriculture and Consumer Services and the Department of

Environmental Protection to submit certain reports to the Legislature; providing an effective date.

By the Committees on Judiciary, Transportation and Senator Bronson—

CS for 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 Regulated Industries and Senator Sebesta—

CS for SB 1016—A bill to be entitled An act relating to regulation of professions under the Department of Business and Professional Regulation; amending s. 310.071, F.S.; providing for disqualification from applying for and denial of deputy pilot certification for being found guilty of, or having pled guilty or nolo contendere to, certain crimes; amending s. 310.151, F.S.; providing for deposit and disposition of amounts received from imposition of pilotage rates pending rendition of a final order regarding such rates; amending s. 399.061, F.S.; revising requirements for elevator inspections and service maintenance contracts; amending s. 455.217, F.S.; revising provisions relating to translation of examinations in Spanish; amending s. 455.2179, F.S.; providing for approval of continuing education providers; providing fees; providing rulemaking authority; amending s. 455.219, F.S., and repealing subsection (3), relating to fees required for approval as a continuing education provider; authorizing the department to adopt rules to provide for waiver of license renewal fees under certain circumstances and for a limited period; creating s. 455.32, F.S.; creating the Management Privatization Act; providing definitions; authorizing the department to contract with a corporation or other business entity to perform support services specified pursuant to contract; providing contract requirements; providing corporation powers and responsibilities; establishing reporting and audit requirements; providing for future review and repeal; amending s. 468.382, F.S.; defining the term "absolute auction"; amending s. 468.385, F.S.; revising requirements relating to the conduct, administration, approval, and scope of the examination for licensure as an auctioneer; specifying that an auction may only be conducted by an active licensee; creating s. 468.3855, F.S.; providing requirements for auctioneer apprentices; amending s. 468.388, F.S.; adding requirements and responsibilities relating to the conduct of an auction; deleting exceptions from a requirement that auctions be conducted pursuant to a written agreement; amending s. 468.389, F.S.; providing for disciplinary action against licensees who fail to account for certain property; providing penalties; reenacting ss. 468.385(3), 468.391, F.S., relating to licensure as an auctioneer and to a criminal penalty, respectively, to incorporate the amendment to s. 468.389, F.S., in references thereto; amending s. 468.392, F.S.; authorizing the designee of the Secretary of Business and Professional Regulation to sign vouchers for payment or disbursement from the Auctioneer Recovery Fund; amending s. 468.395, F.S.; revising conditions of recovery from the Auctioneer Recovery Fund; providing for recovery from the fund pursuant to an order issued by the Florida Board of Auctioneers; deleting a requirement that notice be given to the board at the time action is commenced; providing limitations on bringing claims for certain acts; providing subrogation rights for the fund; amending s. 468.397, F.S., relating to payment of claim; correcting language; amending s. 468.433, F.S.; revising requirements for licensure as a community association manager, to include certain prelicensure education; providing for provider approval, including fees; repealing s. 468.525(3)(h), F.S., relating to a prohibition on employee leasing companies and groups from including employees who engage in services or arrangements that are not within the definition of employee leasing; amending s. 468.526, F.S.; modifying qualifications for licensure as an employee leasing company group; amending s. 468.531, F.S.; providing prohibitions against offering to practice employee leasing without being licensed and against the use of certain titles relating to employee leasing

without being registered; providing penalties; amending s. 470.005, F.S.; providing rulemaking authority to the Board of Funeral Directors and Embalmers relating to inspection of direct disposal establishments, funeral establishments, and cinerator facilities and the records of each establishment or facility; amending s. 470.015, F.S.; requiring board approval of continuing education providers; revising provisions relating to continuing education hours; amending ss. 470.016, 470.018, F.S.; revising provisions relating to continuing education hours; amending s. 470.017, F.S.; revising provisions relating to registration as a direct disposer, including fee-setting responsibility; amending s. 470.021, F.S.; prohibiting collocation of certain direct disposal establishments with more than one funeral establishment or direct disposal establishment; amending s. 470.028, F.S.; revising provisions relating to registration of agents for preneed sales; amending s. 470.0301, F.S.; revising provisions relating to registration of centralized embalming facilities to provide for operating procedures; providing requirements for full-time embalmers in charge; amending ss. 471.003, 471.0035, 471.011, 471.023, 471.037, F.S.; updating references relating to regulation of engineering to incorporate provisions relating to the Florida Engineers Management Corporation and engineers performing building code inspector duties; amending s. 471.005, F.S.; defining the terms "retired professional engineer" and "professional engineer, retired"; updating references; amending s. 471.015, F.S.; revising educational requirements for licensure by endorsement; updating references; amending s. 471.017, F.S.; granting the Board of Professional Engineers rulemaking authority to establish biennial licensure renewal procedures; replacing continuing education provisions with provisions requiring certain demonstration of continuing professional competency; amending s. 471.019, F.S., to create s. 471.0195, F.S.; separating provisions relating to building code training from provisions relating to licensure reactivation requirements; amending s. 471.025, F.S.; requiring final bid documents to be signed, dated, and sealed and authorizing the electronic transfer of such documents; amending s. 471.031, F.S.; providing a penalty for certain activities prohibited under ch. 471, F.S., relating to engineering; updating references; amending s. 474.202, F.S.; revising the definition of the term "veterinarian"; amending s. 474.203, F.S.; revising and providing exemptions from regulation under ch. 474, F.S., relating to veterinary medical practice; providing that certain exempt persons are duly licensed practitioners for purposes of prescribing drugs or medicinal supplies; amending s. 474.211, F.S.; providing that criteria for providers of continuing veterinary medical education shall be approved by the board; amending s. 474.214, F.S.; increasing the administrative fine; reenacting ss. 474.207(2), 474.217(2), F.S., relating to licensure by examination and licensure by endorsement, to incorporate the amendment to s. 474.214, F.S., in references thereto; amending s. 474.215, F.S.; requiring limited service permittees to register each location and providing a registration fee; providing requirements for certain temporary rabies vaccination efforts; providing permit and other requirements for persons who are not licensed veterinarians, but who desire to own and operate a veterinary medical establishment; providing disciplinary actions applicable to holders of premises permits; amending s. 474.2165, F.S.; providing requirements with respect to ownership and control of veterinary medical patient records; providing for the furnishing of reports or copies of records; providing for participation of veterinarians in impaired practitioner treatment programs; amending s. 475.045, F.S.; abolishing the Florida Real Estate Commission Education and Research Foundation Advisory Committee and transferring its duties to the commission; amending s. 477.0132, F.S.; restricting to the Board of Cosmetology authority to review, evaluate, and approve courses required for hair braiding, hair wrapping, and body wrapping registration; exempting providers of such courses from certain licensure; amending s. 477.019, F.S.; revising requirements for licensure to practice cosmetology; providing fees; amending ss. 492.101, 492.102, 492.104, 492.105, 492.108, 492.112, 492.113, 492.116, 492.1165, F.S.; revising cross-references; amending s. 492.107, F.S.; revising provisions relating to the use of seals by licensed geologists; amending s. 492.111, F.S.; providing requirements relating to geologists of record for firms, corporations, and partnerships; providing an appropriation; providing an effective date.

By the Committees on Fiscal Policy; Judiciary; Health, Aging and Long-Term Care; and Senators Forman and Brown-Waite—

CS for CS for CS for SB 1048—A bill to be entitled An act relating to guardianship; amending s. 744.3145, F.S.; transferring responsibility for the education and training curriculum of guardians from the court to the Statewide Public Guardian; amending s. 744.3215, F.S.; limiting

specific authority for a guardian to consent to the withdrawal or withholding of life-prolonging procedures; amending s. 744.702, F.S.; providing legislative findings and intent; amending s. 744.7021, F.S.; providing that the head of the Statewide Public Guardianship Office is the Statewide Public Guardian; providing for compensation; deleting an interim report requirement; revising the date for the report on a proposed statewide public guardianship plan to be submitted to the Governor and Legislature; prescribing the location of the Statewide Public Guardianship Office; authorizing the Statewide Public Guardian to convene a workgroup for the development and recommendation of a plan for professional guardian regulation; providing for the appointment by the Statewide Public Guardian of an advisory council for development of curriculum and training programs for public guardians; authorizing a court to appoint the Statewide Public Guardian to investigate the conduct of any guardian appointed by the court; providing for the award of fees; requiring the Statewide Public Guardianship Office to monitor guardianship law and process for indigent and nonindigent residents; requiring periodic reports and recommendations; amending s. 744.703, F.S.; allowing a public guardian to serve more than one judicial circuit; requiring a public guardianship office in each circuit; prohibiting more than one public guardian from serving one judicial circuit simultaneously; requiring a nonattorney public guardian to be represented by counsel; amending s. 744.704, F.S.; authorizing a public guardian to serve as a guardian advocate for a person adjudicated under ch. 393 or ch. 394, F.S., under certain circumstances; amending s. 744.705, F.S.; authorizing public guardians to recover from the ward's assets the guardian and attorney's fees in accordance with s. 744.108, F.S.; amending s. 744.708, F.S.; conforming provisions; amending s. 744.709, F.S.; providing for a waiver of the bond requirement of a public guardian; clarifying that the act is implemented to the extent funds are appropriated in the General Appropriations Act or that funds are available from federal or local sources for a specific provision; providing an effective date.

By the Committee on Judiciary and Senator Casas—

CS for SB 1130—A bill to be entitled An act relating to explosives; creating s. 552.095, F.S.; prohibiting the Division of State Fire Marshal of the Department of Insurance from issuing a user license to an applicant who has not demonstrated financial responsibility; authorizing the division to prescribe by rule the amount of financial responsibility within specified limits; prescribing manner of establishing financial responsibility; authorizing a civil suit to obtain payment of damages from a guarantor of a user's financial responsibility; prescribing rights of a guarantor in such proceeding; amending s. 552.13, F.S.; requiring the division to adopt rules prescribing a distance from a residential area within which explosives may not be used and providing a procedure for determining an appropriate amount for proof of financial responsibility; amending s. 552.161, F.S.; authorizing the division to bring a civil action to recover a civil penalty for violation of a rule prohibiting the use of explosives within a prescribed distance from a residential area; amending s. 552.23, F.S.; providing for injunctive relief for substantially affected persons; providing an effective date.

By the Committees on Judiciary; Children and Families; and Senator Carlton—

CS for CS for SB 1136—A bill to be entitled An act relating to the exploitation of elderly persons or disabled adults; amending s. 825.101, F.S.; defining the term "position of trust and confidence"; amending s. 772.11, F.S.; prescribing civil remedies for theft for certain offenses in which the victim is an elderly person; providing for continuation of such a cause of action on the death of such person; providing an effective date.

By the Committee on Regulated Industries and Senator Sebesta—

CS for SB 1170—A bill to be entitled An act relating to bingo games at facilities for elderly or disabled adults; amending s. 849.0931, F.S.; authorizing bingo games for residents or clients of certain facilities for the elderly or disabled, and their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

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

CS for SB 1206—A bill to be entitled An act relating to labor and employment security; repealing s. 20.171, F.S., relating to the authority and organizational structure of the Department of Labor and Employment Security; providing for a type two transfer of the Division of Workers' Compensation to the Department of Insurance; amending s. 20.13, F.S.; providing for a Division of Workers' Compensation in the Department of Insurance; providing for a type two transfer of the Division of Unemployment Compensation to the Department of Revenue; providing an exception; providing for a type two transfer of unemployment appeals referees to the Unemployment Appeals Commission; providing for a type two transfer of certain functions of the Division of Workforce and Employment Opportunities relating to labor organizations and child labor to the Department of Business and Professional Regulation; providing for a type two transfer of certain functions of the Division of Workforce and Employment Opportunities relating to migrant and farm labor registration to the Department of Agriculture and Consumer Services; creating the Florida Task Force on Workplace Safety; prescribing membership of the task force; providing a purpose for the task force; providing for staffing, administration, and information sharing; requiring a report; providing for termination of the task force; amending s. 39 of ch. 99-240, Laws of Florida; providing for the transfer of the Division of Blind Services to the Department of Management Services rather than the Department of Education; revising the effective date of such transfer; providing legislative intent on the transfer of functions of the Department of Labor and Employment Security; providing for reemployment assistance to dislocated department employees; providing for hiring preferences for such employees; providing for hiring freezes; providing for the transfer of certain records and funds; creating the Labor and Employment Security Transition Team; prescribing membership of the transition team; providing for staffing; requiring reports; providing for the termination of the transition team; amending s. 287.09451, F.S.; reassigning the Minority Business Advocacy and Assistance Office of the Department of Management Services; conforming provisions; amending s. 20.15, F.S.; establishing the Division of Occupational Access and Opportunity within the Department of Education; providing that the Occupational Access and Opportunity Commission is the director of the division; requiring the department to assign certain powers, duties, responsibilities, and functions to the division; excepting from appointment by the Commissioner of Education members of the commission, the Florida Rehabilitation Council, and the Florida Independent Living Council; amending s. 120.80, F.S.; providing that hearings on certain vocational rehabilitation determinations by the Occupational Access and Opportunity Commission need not be conducted by an administrative law judge; amending s. 413.011, F.S.; revising the internal organizational structure of the Division of Blind Services; requiring the division to implement the provisions of a 5-year plan; requiring the division to contract with community-based rehabilitation programs for the delivery of certain services; revising references to blind persons; providing definitions for the terms "community-based rehabilitation program," "council," and "plan"; renaming the Advisory Council for the Blind; revising the membership and functions of the council to be consistent with federal law; requiring the council to prepare a 5-year strategic plan; requiring the council to coordinate with specified entities; deleting provisions providing for the Governor to resolve funding disagreements between the division and the council; directing that meetings be held in locations accessible to individuals with disabilities; amending s. 413.014, F.S.; requiring the Division of Blind Services to report on use of community-based programs to deliver services; amending s. 413.034, F.S.; revising the membership of the Commission for Purchase from the Blind or Other Severely Handicapped to conform to transfer of the Division of Blind Services and the transfer and renaming of the Division of Vocational Rehabilitation; amending ss. 413.051, 413.064, 413.066, 413.067, F.S.; conforming departmental references to reflect the transfer of the Division of Blind Services to the Department of Management Services; expressing the intent of the Legislature that the provisions of this act relating to blind services not conflict with federal law; providing procedures in the event such conflict is asserted; amending s. 413.82, F.S.; providing definitions for the terms "community rehabilitation provider," "plan," and "state plan"; conforming references; amending s. 413.83, F.S.; specifying that appointment of members to the commission is not subject to Senate confirmation; revising composition of and appointments to the commission; eliminating a requirement that the Rehabilitation Council serve the commission; authorizing the commission to establish an advisory council composed of representatives from not-for-profit organizations

under certain conditions; clarifying the entitlement of commission members to reimbursement for certain expenses; amending s. 413.84, F.S.; designating the commission as the director of the Division of Occupational Access and Opportunity; specifying responsibilities of the commission; authorizing the commission to make administrative rules; authorizing the commission to hire a division director; revising time for implementation of the 5-year plan prepared by the commission; expanding the authority of the commission to contract with the corporation; removing a requirement for federal approval to contract with a direct-support organization; authorizing the commission to appear on its own behalf before the Legislature; amending s. 413.85, F.S.; eliminating limitations on the tax status of the Occupational Access and Opportunity Corporation; specifying that the corporation is not an agency for purposes of certain government procurement laws; applying provisions relating to waiver of sovereign immunity to the corporation; providing that the board of directors of the corporation be composed of no fewer than seven and no more than 15 members and that a majority of its members be members of the commission; authorizing the corporation to hire certain individuals employed by the Division of Vocational Rehabilitation; providing for a lease agreement governing such employees; prescribing terms of such lease agreement; amending s. 413.86, F.S.; conforming an organizational reference; amending s. 413.87, F.S.; conforming provision to changes made in the act; amending s. 413.88, F.S.; conforming provision to changes made in the act; amending s. 413.89, F.S.; designating the department the state agency effective July 1, 2000, and the commission the state agency effective October 1, 2000, for purposes of federal law; deleting an obsolete reference; authorizing the department and the commission to provide for continued administration during the time between July 1, 2000, and October 1, 2000; amending s. 413.90, F.S.; deleting provision relating to designation of an administrative entity; designating a state agency and state unit for specified purposes; transferring the Division of Vocational Rehabilitation to the Department of Education through a type two transfer; requiring a reduction in positions; providing for a budget amendment; amending s. 413.91, F.S.; deleting reference to designated administrative entity; requiring the commission to assure that all contractors maintain quality control and are fit to undertake responsibilities; amending s. 413.92, F.S.; specifying entities answerable to the Federal Government in the event of a conflict with federal law; repealing s. 413.93, F.S., relating to the designated state agency under federal law; amending s. 440.02, F.S.; conforming the definitions of "department" and "division" to the transfer of the Division of Workers' Compensation to the Department of Insurance; amending s. 440.207, F.S.; conforming a departmental reference; amending s. 440.385, F.S.; deleting obsolete provisions; conforming departmental references relating to the Florida Self-Insurance Guaranty Association, Inc.; amending s. 440.44, F.S.; conforming provisions; amending s. 440.4416, F.S.; reassigning the Workers' Compensation Oversight Board to the Department of Insurance; amending s. 440.45, F.S.; reassigning the Office of the Judges of Compensation Claims to the Department of Insurance; amending s. 440.49, F.S.; reassigning responsibility for a report on the Special Disability Trust Fund to the Department of Insurance; amending s. 443.012, F.S.; providing for the Unemployment Appeals Commission to be created within the Department of Management Services rather than the Department of Labor and Employment Security; conforming provisions; providing for the transfer of the Unemployment Appeals Commission to the Department of Management Services by a type two transfer; amending s. 443.036, F.S.; conforming the definition of "commission" to the transfer of the Unemployment Appeals Commission to the Department of Management Services; conforming the definition of "division" to the transfer of the Division of Unemployment Compensation to the Department of Revenue; amending s. 443.151, F.S.; providing for unemployment compensation appeals referees to be appointed by the Unemployment Appeals Commission; requiring the Department of Management Services to provide facilities to the appeals referees and the commission; requiring the Division of Unemployment Compensation to post certain notices in one-stop career centers; amending s. 443.171, F.S.; conforming duties of the Division of Unemployment Compensation and appointment of the Unemployment Compensation Advisory Council to reflect program transfer to the Department of Revenue; conforming cross-references; amending s. 443.211, F.S.; conforming provisions; authorizing the Unemployment Appeals Commission to approve payments from the Employment Security Administration Trust Fund; providing for use of funds in the Special Employment Security Administration Trust Fund by the Unemployment Appeals Commission and the Agency for Workforce Innovation; 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 Business and Professional Regulation; delet-

ing references to the Division of Jobs and Benefits and the Department of Labor and Employment Security; amending s. 447.203, F.S.; clarifying the definition of professional employee; amending s. 447.205, F.S.; conforming provisions to reflect the transfer of the Public Employees Relations Commission to the Department of Management Services and deleting obsolete provisions; amending s. 447.208, F.S.; clarifying the procedure for appeals, charges, and petitions; amending s. 447.305, F.S., relating to the registration of employee organizations; providing for the Public Employees Relations Commission to share registration information with the Department of Business and Professional Regulation; amending s. 447.307, F.S.; authorizing the commission to modify existing bargaining units; amending s. 447.503, F.S.; clarifying procedures; amending s. 447.504, F.S.; authorizing the commission to stay certain procedures; providing for the transfer of the commission to the Department of Management Services by a type two transfer; repealing s. 447.609, F.S., relating to representation in commission cases; 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 Business and Professional Regulation; deleting references to the Division of Jobs and Benefits and the Department of Labor and Employment Security; 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 Agriculture and Consumer Services; deleting references to the Division of Jobs and Benefits and the Department of Labor and Employment Security; authorizing the Department of Labor and Employment Security to offer a voluntary reduction-in-force payment to certain employees; requiring a plan to meet specified criteria; providing for legislative review; providing for the continuation of contracts or agreements of the Department of Labor and Employment Security; providing for a successor department, agency, or entity to be substituted for the Department of Labor and Employment Security as a party in interest in pending proceedings; providing for severability; providing a conditional effective date.

By the Committee on Regulated Industries and Senator Saunders—

CS for SB 1286—A bill to be entitled An act relating to residential associations; amending s. 718.103, F.S.; revising definitions; providing an additional definition; amending s. 718.104, F.S.; providing additional requirements for a declaration of condominium; modifying time period for filing recorded documents; providing for determining the percentage share of liability for common expenses and ownership; amending s. 718.106, F.S.; providing for the right to assign exclusive use; providing for the right to seek election; amending s. 718.110, F.S.; clarifying requirements for amending and recording the declaration of condominium; providing for determining the percentage share of liability for common expenses and ownership for purposes of condominiums comprising a multicondominium development; amending s. 718.111, F.S.; clarifying an attorney-client privilege; revising requirements for financial reporting; authorizing certain financial statements in lieu of reports; deleting requirements for financial statements; revising certain limitations on the commingling of funds maintained in the name of a condominium association or multicondominium; amending s. 718.112, F.S.; revising requirements for budget meetings; requiring separate budgets for condominiums and associations; providing conditions under which a multicondominium association may waive or reduce its funding of reserves; amending s. 718.113, F.S.; providing certain limitations on making material alterations or additions to multicondominiums; providing a procedure for approving an alteration or addition if not provided for in the bylaws; revising requirements for condominium boards with respect to installing and maintaining hurricane shutters; specifying expenses that constitute common expenses of a multicondominium association; providing for an association's bylaws to allow certain educational expenses of the officers or directors to be a permitted common expense; amending s. 718.115, F.S.; providing for determining the common surplus owned by a unit owner of a multicondominium; authorizing condominium households receiving supplemental security income or food stamps to discontinue cable television service without fees, penalties, or service charges; amending s. 718.116, F.S.; revising circumstances under which a developer may be excused from paying certain common expenses and assessments; providing for the developer's obligation for such expenses with respect to a multicondominium association; amending s. 718.117, F.S.; providing that certain requirements governing the termination of a condominium are inapplicable to the merger of a condominium with one or

more other condominiums; amending s. 718.403, F.S.; modifying time period for filing recorded documents; creating s. 718.405, F.S.; providing for the creation of multicondominiums; providing requirements for the declaration of condominium; providing for the merger or consolidation of condominium associations; repealing s. 718.5019, F.S., relating to the Advisory Council on Condominiums; amending s. 718.504, F.S.; providing requirements for the prospectus or offering circular for a condominium that is or may become part of a multicondominium; amending s. 721.13, F.S.; conforming a cross-reference; amending s. 617.3075, F.S.; prohibiting homeowners' associations from prohibiting display of the United States flag; creating the Condominium Study Commission; providing for membership; providing legislative intent; providing for duties; providing for recommendations; providing an appropriation; providing for future repeal; repealing s. 718.501(1)(j), F.S., relating to uniform accounting principles, policies, and standards required to be adopted by the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Forman and Geller—

CS for SB 1326—A bill to be entitled An act relating to the Fair Housing Act; amending s. 760.29, F.S.; requiring a facility or community regulated by the act to register with the Florida Commission on Human Relations and affirm compliance with specified requirements under penalty of perjury; providing for a registration fee; amending s. 760.31, F.S.; providing for rules; providing an effective date.

By the Committees on Regulated Industries, Fiscal Resource and Senator Horne—

CS for CS for SB 1338—A bill to be entitled An act relating to communications services; creating ch. 202, F.S., the Communications Services Tax Simplification Law; providing definitions; providing for taxation of the sale of communications services, effective January 1, 2002; providing for the rate of the tax on the sales price of communications services and on the cost of operating a substitute communications system; providing for computation by the Revenue Estimating Conference of a rate applicable to direct-to-home satellite service and for approval by the Legislature; providing for collection and remittance of the taxes on communications services imposed by chapters 202 and 203, F.S., on a combined basis; providing a limitation on such taxes on certain interstate communications services; requiring the purchaser to obtain a direct-pay permit; providing exemptions for certain sales to residential households, to governmental entities, and to certain religious or educational organizations; providing legislative intent with respect to future findings of invalidity, exemptions, and local government franchise fees; providing for credits for taxes paid in other jurisdictions; providing special provisions for users of substitute communications systems; providing for payment and collection of the taxes on communications; providing for sales for resale; providing requirements for registration of dealers of communications services; providing penalties; providing for fees; providing for annual resale certificates; providing procedures for revocation of registration; providing for disposition of the proceeds of the taxes on communications services; authorizing counties and municipalities to levy a discretionary local communications services tax; providing intent regarding tax rates; providing for imposition of a discretionary sales surtax levied by a county or school board under s. 212.055, F.S., as a local communications services tax; providing for application of local taxes to substitute communications systems; providing a limitation on local taxes on certain interstate communications services; requiring the purchaser to obtain a direct-pay permit; providing for use of tax revenues; providing for credit against local taxes for fees required under a franchise agreement; providing for computation by the Revenue Estimating Conference of the initial and maximum rates for local taxes and providing for approval by the Legislature; providing for effectiveness of the initial rates and for increase by emergency ordinance under certain conditions; requiring providers of communications services and local taxing jurisdictions to furnish information; providing for determination by the Revenue Estimating Conference of a rate conversion factor for counties and school boards that levy a discretionary sales surtax and providing for approval by the Legislature; providing for certain automatic rate reductions; providing for effective dates and notification with

respect to adoption, repeal, or rate changes of local taxes; providing procedures and requirements for determination of the local taxing jurisdiction in which a service address is located; providing for creation of an electronic database by the Department of Revenue; providing for certification of databases by the department; providing effect on dealers who do not use the specified methods for such determination; providing procedures and requirements for refunds or credits of communications services taxes; specifying that the authority of public bodies to require taxes or other impositions from dealers of communications services for occupying roads and rights-of-way is preempted by the state; prohibiting public bodies from levying specified taxes and other charges; providing for jurisdiction for suits against dealers; providing for dealers not qualified to do business in this state; specifying powers of the department; providing for rules; providing requirements for the filing of returns and payment of taxes; providing penalties; providing for rules for self-accrual; providing for a dealer's credit; providing penalties for failure to file returns or for filing false or fraudulent returns; providing for credits or refunds for bad debts; requiring certain dealers to remit taxes by electronic funds transfer and make returns through an electronic data interchange; providing for payment of taxes upon sale or quitting of business; providing for notice to certain persons regarding a dealer's delinquency and providing such persons' duties; providing a penalty; providing for cooperation of state and local agencies; providing that taxes collected become government funds; providing penalties for the theft of government funds; providing department powers regarding warrants, tax executions, and writs of garnishment; providing recordkeeping requirements for dealers; providing a penalty; authorizing sampling by the department; providing for examination of records; providing for audits; providing for assessment of interest and penalties; providing powers of the department to assess from estimates; requiring that taxes be separately stated; prohibiting certain advertising or refunds by dealers; providing a penalty; providing department powers with respect to hearings, cash deposits or bonds, and subpoenas; providing for venue; providing special rules for the administration of local taxes; providing for an advisory committee to advise the executive director of the department regarding implementation of communications services taxes; amending s. 72.011, F.S.; authorizing taxpayers to contest assessments or denials of refund under ch. 202, F.S., in circuit court or pursuant to the Administrative Procedure Act; amending s. 213.05, F.S.; including ch. 202, F.S., within the revenue laws for which the department has responsibility; amending s. 213.053, F.S.; including ch. 202, F.S., within confidentiality provisions; authorizing provision of information to local governments that impose a local communications services tax; amending s. 212.20, F.S.; providing for distribution of portions of the communications services tax; amending s. 166.231, F.S.; providing that, for the interim period prior to January 1, 2002, the exemption from the municipal public service tax for telecommunications services for resale includes resale by way of a prepaid calling arrangement; providing that taxes not collected thereon prior to July 1, 2000, need not be paid; repealing s. 166.231(9), F.S., which provides for levy of the municipal public service tax on telecommunication services, effective January 1, 2002; conforming language; amending s. 166.233, F.S.; conforming language; amending s. 203.01, F.S.; providing that, for the interim period prior to January 1, 2002, the exemption from the gross receipts tax for telecommunication services for resale includes resale by way of a prepaid calling arrangement; providing for a gross receipts tax on communications services, effective January 1, 2002, to be applied pursuant to ch. 202, F.S.; amending s. 203.012, F.S.; removing and revising definitions relating to the gross receipts tax, to conform; repealing s. 203.013, F.S., which provides for payment of the gross receipts tax on interstate private communications services, and ss. 203.60, 203.61, 203.62, and 203.63, F.S., which provide for payment of the gross receipts tax on other interstate and international telecommunication services, to conform; amending s. 212.05, F.S.; providing that the sale or recharge of a prepaid calling arrangement shall be treated as a sale of tangible personal property under ch. 212, F.S.; providing that the sale of telecommunication services to a person who furnishes such services pursuant to such an arrangement is a sale for resale; providing that taxes not collected thereon prior to July 1, 2000, need not be paid; removing the imposition of tax under ch. 212, F.S., on telecommunications service, telegraph messages, long distance telephone calls, and television system program service, effective January 1, 2002; amending s. 212.054, F.S.; providing that charges for prepaid calling arrangements are subject to discretionary sales surtaxes; conforming language; amending s. 337.401, F.S.; providing requirements with respect to the authority of counties and municipalities to regulate the placement of telecommunications facilities in the public roads or rights-of-way; requiring certain notice to the Secretary of State; revising such requirements, effective January 1, 2002, and

providing for application to providers of communications services; requiring municipalities and charter counties and noncharter counties to choose whether or not to impose permit fees on such providers and providing requirements with respect to such fees; providing effect of such choice on the rate of the local communications services tax under ch. 202, F.S., for the local government; providing that the authority of municipalities and counties to require franchise fees from such providers is preempted by the state; authorizing municipalities and counties to request certain in-kind requirements and contributions from cable service providers; providing for a legislative study with respect to state policy regarding such in-kind requirements and contributions; amending s. 212.031, F.S.; revising the exemption from the tax on the lease or rental of or license in real property for streets or rights-of-way and improvements located thereon used by a utility or cable television company; including such exemption within provisions relating to leases involving multiple use of property; providing appropriations and authorizing positions; providing effective dates.

By the Committee on Fiscal Resource and Senator Sebesta—

CS for SB 1382—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.06, F.S.; providing that printers are not responsible for collecting said tax on printed materials under certain circumstances; providing for rules; providing an effective date.

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

CS for SB 1428—A bill to be entitled An act relating to newborn hearing screening; providing legislative intent; providing definitions; providing requirements for screening newborns for hearing impairment; providing for certain insurance and managed care coverage; providing for referral for ongoing services; providing a contingent effective date.

By the Committees on Comprehensive Planning, Local and Military Affairs; Governmental Oversight and Productivity; and Senator Webster—

CS for CS for SB 1462—A bill to be entitled An act relating to community service; creating the Florida Volunteer and Community Service Act of 2000; providing legislative intent; authorizing the state to establish policies and procedures which provide for the expenditure of funds to develop and facilitate initiatives that encourage and reward volunteerism; providing purposes of the act; amending s. 14.29, F.S.; expanding the purposes of a required report of the Florida Commission on Community Service; authorizing the Florida Commission on Community Service to provide specified assistance for the establishment and implementation of programs pursuant to the Florida Volunteer and Community Service Act of 2000; providing an effective date.

By the Committees on Health, Aging and Long-Term Care; Banking and Insurance; and Senator Brown-Waite—

CS for CS for SB 1508—A bill to be entitled An act relating to managed care organizations; amending s. 641.315, F.S.; deleting provisions relating to provider billings; revising provisions relating to provider contracts; providing for certain disclosures and requiring notice; requiring procedures for requesting and granting authorization for utilization of services; creating s. 641.3154, F.S.; providing for health maintenance organization liability for payment for services rendered to subscribers; prohibiting provider billing of subscribers under specified circumstances; amending s. 641.3155, F.S.; defining the term "clean claim"; specifying the basis for determining when a claim is to be considered clean or not clean; requiring the Department of Insurance to adopt rules to establish a claim form; providing requirements; providing the Department of Insurance with discretionary rulemaking authority for coding standards; providing requirements; providing for payment of clean claims; providing requirements for denying or contesting a portion of a claim; providing for interest accrual and payment of interest; providing

an uncontestable obligation to pay a claim; requiring a health maintenance organization to make a claim for overpayment; prohibiting an organization from reducing payment for other services; providing exceptions; requiring a provider to pay a claim for overpayment within a specified timeframe; providing a procedure and timeframes for a provider to notify a health maintenance organization that it is denying or contesting a claim for overpayment; specifying when a provider payment of a claim for overpayment is to be considered made; providing for assessment of simple interest against overdue payment of a claim; specifying when interest on overdue payments of claims for overpayment begins to accrue; specifying a timeframe for a provider to deny or contest a claim for overpayment; providing an uncontestable obligation to pay a claim; specifying when a provider claim that is electronically transmitted or mailed is considered received; specifying when a health maintenance organization claim for overpayment is considered received; mandating acknowledgment of receipts for electronically submitted provider claims; prescribing a timeframe for a health maintenance organization to retroactively deny a claim for services provided to an ineligible subscriber; creating s. 641.3156, F.S.; providing for treatment authorization and payment of claims by a health maintenance organization; clarifying that treatment authorization and payment of a claim for emergency services is subject to another provision of law; providing a cross-reference; amending s. 641.495, F.S.; revising provisions relating to treatment-authorization capabilities; requiring agreement to pending authorizations and tracking numbers as a precondition to such an authorization; creating s. 408.7057, F.S.; providing for the establishment of a statewide provider and managed-care-organization claim-dispute resolution program; providing rulemaking authority to the Agency for Health Care Administration; amending s. 395.1065, F.S., relating to criminal and administrative penalties for health care providers; authorizing administrative sanctions against a hospital's license for improper subscriber billing and violations of requirements relating to claims payment; amending s. 817.50, F.S., relating to fraud against hospitals; expanding applicability to health care providers; providing a cross-reference; providing applicability; providing an effective date.

By the Committees on Judiciary, Criminal Justice and Senator Campbell—

CS for CS for SB 1598—A bill to be entitled An act relating to pawnbrokers and secondhand dealers; creating s. 943.0546, F.S.; requiring the Department of Law Enforcement to administer a statewide database of pawnshop transactions and acquisitions of secondhand goods; requiring local law enforcement agencies to submit records of such transactions to the department; authorizing a law enforcement agency to access the database only for investigative purposes and subject to specified conditions; requiring the department to submit an annual report to the Legislature; requiring the Department of Law Enforcement to adopt rules; amending s. 539.001, F.S., relating to the Florida Pawnbroking Act; specifying the form of a petition under which a claimant may bring an action to recover possession of misappropriated property; providing for a court to determine the disposition of misappropriated property as part of a criminal case; requiring the Division of Consumer Services of the Department of Agriculture and Consumer Services to prescribe a pamphlet to describe a claimant's rights to recover misappropriated property from a pawnbroker; requiring that the division prescribe by rule a disclosure form; requiring that such form be provided to any person demanding the return of property from a pawnbroker; providing rulemaking authority; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Diaz-Balart—

CS for SB 1620—A bill to be entitled An act relating to lawyer-client privilege; amending s. 90.502, F.S.; providing that a discussion or activity that is not a meeting for purposes of s. 286.011, F.S., does not waive the attorney-client privilege; providing an effective date.

By the Committee on Governmental Oversight and Productivity—

CS for SB 1682—A bill to be entitled An act relating to governmental reorganization; creating s. 17.001, F.S.; establishing the Office of the

Chief Financial Officer; creating s. 20.121, F.S.; creating the Department of Financial Services; providing for the Office of the Commissioner of Insurance; providing for the Office of the Commissioner of Financial Institutions; providing for the Office of the Commissioner of Securities and Finance; providing for the office of the Commissioner of the Treasury; establishing the manner of appointment; providing qualifications; transferring the Department of Banking and Finance to the Department of Financial Services; transferring the Department of Insurance to the Department of Financial Services; repealing s. 20.12, F.S.; abolishing the Department of Banking and Finance; repealing s. 20.13, F.S.; abolishing the Department of Insurance; amending s. 20.165, F.S.; transferring the Division of Certified Public Accounting and the Board of Accountancy, of the Department of Business and Professional Regulation to the Department of Financial Services; amending s. 350.061, F.S.; authorizing the Public Counsel to represent the public before the Insurance Rating Commission; amending s. 350.0611, F.S.; authorizing the Public Counsel to represent the public before the Insurance Rating Commission; amending s. 350.0613, F.S.; requiring the Insurance Rating Commission to furnish pleadings to the Public Counsel; creating s. 624.055, F.S.; defining the term "commission"; redesignating parts of ch. 624, F.S.; creating sections 624.37-624.377, F.S.; creating the Insurance Rating Commission; establishing its powers and duties; providing for the appointment and confirmation of commissioners; establishing terms of office and qualifications of commissioners; establishing standards of conduct; regulating ex parte communications; amending ss. 175.141, 185.12, 408.701, 651.018, F.S.; conforming references; amending s. 624.19, F.S.; authorizing the use of forms; amending s. 624.307, F.S.; removing requirement to employ actuaries; amending s. 624.321, F.S.; conforming provisions to include the Insurance Rating Commission; amending s. 624.322, F.S.; conforming provisions to include the Insurance Rating Commission; amending s. 626.9541, F.S.; conforming provisions to substitute the Insurance Rating Commission for the Department of Insurance; amending s. 626.9926, F.S.; conforming provisions to include the Insurance Rating Commission; amending s. 627.031, F.S.; substituting the Insurance Rating Commission for the Department of Insurance; amending s. 627.0612, F.S.; conforming provisions to include the commission; amending s. 627.0613, F.S.; removing authority of the consumer advocate; amending s. 627.062, F.S.; conforming provisions to substitute the commission for the department; repealing arbitration provisions; amending s. 627.0628, F.S.; modifying membership on the Florida Commission on Hurricane Loss Projection Methodology; amending ss. 627.0645, 627.06501, 627.0651, 627.0653, 627.06535, 627.0654, 627.066, 627.072, 627.091, 627.0915, 627.0916, 627.096, 627.101, 627.111, 627.141, 627.151, 627.192, 627.211, 627.212, 627.215, 627.221, 627.231, F.S.; substituting the Insurance Rating Commission for the department; amending ss. 627.241, 627.281, 627.291, 627.301, 627.311, 627.314, 627.331, 627.351, 627.3512, 627.357, 627.361, 627.410, 627.411, 627.6475, 627.6498, 627.6675, 627.6699, 627.6745, 627.678, 627.682, 627.727, 627.780, 627.782, 627.7825, 627.783, 627.793, 627.9407, 636.017, 641.19, 641.31, 641.3903, 641.3922, 641.402, 641.42, 642.027, 648.33, F.S.; conforming provisions to changes made by this act; authorizing the Governor to make appointments to the Insurance Rating Commission; transferring regulatory authority related to rates to the Insurance Rating Commission; directing the Division of Statutory Revision to prepare draft legislation; establishing the Financial Services Transition Task Force; providing membership; establishing duties; creating ss. 442.0011 and 633.801-633.825, F.S.; transferring to the Division of State Fire Marshal, Department of Insurance, all powers, duties, and responsibilities of chapter 442, excluding ss. 442.101 through 442.127, which relate to firefighter employers, firefighter employees, and firefighter places of employment, from the Division of Safety, Department of Labor and Employment Security; providing an effective date.

By the Committee on Regulated Industries and Senator Mitchell—

CS for SB 1800—A bill to be entitled An act relating to construction; amending s. 399.061, F.S.; revising requirements for elevator inspections and service maintenance contracts; amending s. 468.603, F.S.; providing for consistency in terminology; defining the term "building code enforcement official"; amending s. 468.609, F.S.; revising intent with respect to the examination required for certification as a building code administrator, plans examiner, or building code inspector; increasing the validity period of a provisional certificate; clarifying to whom a provisional certificate may be issued; authorizing newly employed or hired persons applying for provisional certification to perform for a specified period the duties of a plans examiner or building code inspector

under the direct supervision of a building code administrator holding limited or provisional certification in counties with populations below a specified level and the municipalities therein; deleting obsolete standard certificate equivalency provisions; amending ss. 112.3145, 125.56, 212.08, 252.924, 404.056, 468.604, 468.605, 468.607, 468.617, F.S.; providing for consistency; creating s. 468.619, F.S.; establishing special disciplinary procedures for enforcement officials; amending 468.621, 468.627, 468.631, 468.633, 471.045, 481.222, 489.103, F.S.; providing for consistency in terminology; amending s. 489.105, F.S.; revising the scope of work of commercial and residential pool/spa contractors and swimming pool/spa servicing contractors; amending s. 489.107, F.S.; requiring the offices of the Construction Industry Licensing Board to be in Leon County; amending s. 489.128, F.S.; eliminating an exemption from a provision invalidating contracts with unlicensed contractors; amending s. 489.503, F.S.; revising exemptions from regulation under pt. II, ch. 489, F.S., relating to electrical and alarm system contracting; amending s. 489.514, F.S.; revising grandfathering provisions for certification of registered electrical and alarm system contractors; amending s. 489.5185, F.S.; providing that persons who perform only monitoring are not required to complete the training required for fire alarm system agents; amending s. 489.522, F.S.; providing requirements when a qualifying agent ceases to qualify a business; amending s. 489.531, F.S.; providing penalties for violations by unlicensed persons of acts prohibited under pt. II, ch. 489, F.S., relating to electrical and alarm system contracting; amending s. 489.532, F.S.; eliminating an exemption from a provision invalidating contracts with unlicensed contractors; repealing s. 489.537(8), F.S., relating to obsolete provisions for the registration of alarm system contractors; amending ss. 489.505, 489.515, F.S.; deleting cross-references, to conform; providing an effective date.

By the Committee on Transportation and Senator Mitchell—

CS for SB 1802—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.189, F.S.; providing that a county or municipality under certain circumstances may lower speed limits set by the Department of Transportation on state highways or connecting links or extensions thereof located within the county or municipality when such change is determined to be necessary to ensure safety; requiring counties and municipalities to reimburse the department for certain costs; providing an effective date.

By the Committees on Commerce and Economic Opportunities; Fiscal Resource; and Senator McKay—

CS for CS for SB 1806—A bill to be entitled An act relating to the Olympic Games; stating that the purpose of the act is to provide assurances and commitments necessary for the United States Olympic Committee and the International Olympic Committee to select a host city for the Olympic Games; providing legislative findings; defining terms; creating an Olympic Games Guaranty Account within the Economic Development Trust Fund; providing for purpose, administration, funding, and use of the account; providing requirements of and restrictions on the account; providing a limit on liability of the state; providing for termination of the account under specified conditions; providing for reversion of funds; requiring the local organizing committee to provide certain information; providing for the execution of games-support contracts; providing requirements with respect to application for such contracts; providing criteria for contract approval; providing specified authority of the direct-support organization authorized under s. 288.1229, F.S.; providing a restriction on the direct-support organization; providing additional authority of specified agencies and entities; providing that the act does not obligate the state to pay for or fund any building or facility; providing an effective date.

By the Committee on Fiscal Resource and Senator Sebesta—

CS for SB 1842—A bill to be entitled An act relating to the excise tax on documents; creating s. 201.205, F.S.; prohibiting the deliberate use of excess documentary stamps; providing criminal penalties; amending s. 201.132, F.S.; deleting the requirement that the notation placed on a document be signed; providing effective dates.

By the Committee on Fiscal Resource and Senators Thomas, Bronson, Childers, Rossin, Saunders, Grant, Sebesta, Brown-Waite, Casas, Diaz-Balart, Cowin, Mitchell and Dawson—

CS for SB 1868—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.02, F.S.; defining “agricultural production”; amending s. 212.08, F.S.; revising application of the partial exemption for self-propelled, power-drawn, or power-driven farm equipment used exclusively on a farm or in a forest in specified activities and including rental or lease of such equipment in such exemption; reducing the rate of tax on such equipment; amending s. 212.12, F.S., relating to promulgation of tax brackets by the Department of Revenue, to conform; providing an effective date.

By the Committees on Judiciary; Health, Aging and Long-Term Care; and Senator Klein—

CS for CS for SB 1890—A bill to be entitled An act relating to end-of-life care; amending s. 395.1041, F.S.; specifying conditions under which hospital personnel may withhold resuscitation; clarifying intent regarding orders not to resuscitate; amending ss. 400.142, 400.4255, 400.6095, F.S.; clarifying intent regarding orders not to resuscitate issued and acted upon by a physician in a nursing home, assisted living facility, or hospice; amending s. 401.45, F.S.; relating to emergency treatment, requiring use of official form for valid do-not-resuscitate order; specifying required signatures; specifying authorized substitute signatures; amending s. 455.597, F.S., relating to licensure renewal requirements for certain health care professionals; providing for substitution of continuing education programs or courses on end-of-life care and palliative health care for any authorized domestic violence continuing education program or course taken within a specified period; amending s. 765.102, F.S., relating to legislative findings and intent; adding legislative intent to allow a person to plan for future incapacity orally or by executing a document; encouraging health care professionals to rapidly increase their understanding of end-of-life and palliative health care; requiring a statewide, culturally sensitive educational campaign on end-of-life care for the general public; creating s. 765.1103, F.S.; requiring certain health care facilities, health care providers, and health care practitioners to comply with patient requests for pain management and palliative care; amending s. 765.203, F.S.; revising the suggested form for designating a health care surrogate to include reference to anatomical-gift declarations; amending s. 765.204, F.S.; providing a procedure for determining a principal’s capacity; revising provisions; providing cross-references; amending s. 765.205, F.S.; providing responsibilities of a health care surrogate with respect to medical records of the principal; amending s. 765.303, F.S.; revising the suggested form for a living will; amending s. 765.305, F.S.; providing a procedure for withholding or withdrawing medical treatment in the absence of a living will; changing the prerequisite circumstances on which a health care surrogate must rely before authorizing withholding or withdrawing of medical treatment for another person; amending s. 765.306, F.S., relating to determination of patient condition; changing the factors that must be evaluated for determining whether a living will may take effect; deleting the requirement for a consulting physician to separately examine the patient; amending s. 765.401, F.S.; providing a proxy to make health care decisions on behalf of a patient; deleting the alternative requirements that a proxy act in accordance with a written declaration or that the patient has certain specified medical conditions before a proxy may consent to withholding or withdrawing life-prolonging procedures; providing cross-references; creating the End-of-Life Care Workgroup; providing membership of the workgroup; requiring a report; providing an effective date.

By the Committee on Judiciary and Senator Brown-Waite—

CS for SB 1924—A bill to be entitled An act relating to security of communications; amending s. 934.02, F.S.; redefining the terms “wire communication,” “electronic, mechanical, or other device,” and “electronic communication”; amending s. 934.03, F.S.; prohibiting certain disclosure or attempted disclosure of intercepted communications; providing penalties; amending s. 934.07, F.S.; deleting prostitution as an offense for which interception of communications may be authorized; amending s. 934.09, F.S.; providing for emergency interception of certain communications; providing exemptions from requirements for specification of facilities for certain interceptions; amending s. 934.10, F.S.; providing additional defense to civil liability; amending s. 934.23, F.S.;

requiring a provider of electronic or remote computer service to provide certain information when subpoenaed; revising grounds for issuance of a court order for disclosure; requiring preservation of records; providing immunity from civil liability; providing for compensation; amending s. 934.27, F.S.; providing additional grounds for immunity from civil liability; amending s. 934.31, F.S.; requiring certain technology to be used in installation of pen registers and trap and trace devices; amending s. 934.34, F.S.; revising conditions under which assistance in installing or using pen registers or trap and trace devices must be provided; providing for emergency pen register and trap and trace device installation; providing an effective date.

By the Committees on Judiciary; Governmental Oversight and Productivity; and Senator Latvala—

CS for 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 Regulated Industries and Senator Lee—

CS for SB 2020—A bill to be entitled An act relating to electric utilities; establishing a study commission; providing for its membership and responsibilities; providing an appropriation; providing an effective date.

By the Committee on Judiciary and Senator Klein—

CS for SB 2048—A bill to be entitled An act relating to evidence; amending s. 90.803, F.S.; modifying conditions under which statements of elderly persons or mentally disabled persons, as defined, may be admitted into evidence as a hearsay exception; amending s. 90.502, F.S.; providing that discussion or activity that is not a meeting under s. 286.011, F.S., shall not waive the attorney-client privilege; providing that such privilege does not constitute an exemption to s. 119.07 or s. 286.011, F.S.; providing an effective date.

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

CS for SB 2064—A bill to be entitled An act relating to international trade; providing for the establishment of the Florida–Africa Market Expansion Program by Enterprise Florida, Inc., contingent upon a specific appropriation; providing the purpose of the program; describing program components; providing responsibilities for Enterprise Florida, Inc.; providing for the establishment of the Florida–Caribbean Basin Trade Initiative by the Seaport Employment Training Grant Program contingent upon a specific appropriation; providing purpose of the initiative; providing responsibilities of the Seaport Employment Training Grant Program; providing for a performance-based contract with the Office of Tourism, Trade, and Economic Development; providing an effective date.

By the Committee on Fiscal Policy and Senator Cowin—

CS for SB 2088—A bill to be entitled An act relating to school readiness; amending s. 411.01, F.S.; revising the composition of the Florida Partnership for School Readiness; revising the membership of school readiness coalitions; providing sovereign immunity for school readiness coalitions; changing terminology relating to payment; amending s. 230.2305, F.S.; revising funding for prekindergarten early intervention programs; authorizing the Governor at the request of the Florida Partnership for School Readiness to request approval of the Administration Commission for transfer of funds by the Department of Children and Family Services and the Department of Education to the partnership for school readiness programs; providing a qualification for school readiness

coalitions to receive an increase in such funds; providing that specified positions be co-located within the office of the Florida Partnership for School Readiness not later than July 1, 2000; requiring an interagency agreement to guide implementation; providing for discontinuation of state funding for the State Coordinating Council for School Readiness Services; repealing s. 402.3015(6)(a), F.S., which requires competitive bids for community child care coordinating agencies; providing an effective date.

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

CS for SB 2132—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 20.42, F.S.; designating the agency as a department; reorganizing the agency and removing it from under the Department of Business and Professional Regulation; providing for appointment of the Secretary of Health Care Administration by the Governor, subject to confirmation by the Senate; providing for responsibilities and administration of the department; amending s. 440.134, F.S.; providing exclusive jurisdiction of the Agency for Health Care Administration over workers' compensation managed care arrangements and exclusive authority to investigate medical services provided under such arrangements; amending ss. 120.80, 215.5601, 381.6023, 381.90, 395.0163, 395.10972, 400.0067, 400.235, 400.4415, 400.967, 408.036, 408.05, 408.902, 409.8132, 430.710, 478.44, 627.4236, 641.454, 641.60, 641.70, 732.9216, to conform provisions to changes made by the act; repealing s. 408.001, F.S., relating to the Florida Health Care Purchasing Cooperative; providing for repeal on a date certain or upon the occurrence of a contingency; transferring all powers, duties, and functions and funds of the Agency for Health Care Administration of the Department of Business and Professional Regulation to the new department; providing for certain transfer of positions and funds from the Department of Labor and Employment Security; providing an effective date.

By the Committee on Governmental Oversight and Productivity; and Senators Cowin and Mitchell—

CS for SB 2208—A bill to be entitled An act relating to adoption benefits for state and water management district employees; creating s. 110.152, F.S.; providing a monetary benefit for a state employee who adopts a special-needs child; defining the term "special-needs child" for purposes of the act; providing procedure; providing for eligibility for parental leave; providing conditions of such leave; amending s. 110.221, F.S.; clarifying provisions with respect to commencement of parental leave; conforming provisions; providing an effective date.

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

CS for SB 2242—A bill to be entitled An act relating to health care; amending s. 409.212, F.S.; providing for periodic increase in the optional state supplementation rate; amending s. 409.901, F.S.; amending definitions of terms used in ss. 409.910-409.920, F.S.; amending s. 409.902, F.S.; providing that the Department of Children and Family Services is responsible for Medicaid eligibility determinations; amending s. 409.903, F.S.; providing responsibility for determinations of eligibility for payments for medical assistance and related services; amending s. 409.905, F.S.; increasing the maximum amount that may be paid under Medicaid for hospital outpatient services; amending s. 409.906, F.S.; allowing the Department of Children and Family Services to transfer funds to the Agency for Health Care Administration to cover state match requirements as specified; amending s. 409.907, F.S.; revising requirements relating to the minimum amount of the surety bond which each provider is required to maintain; specifying grounds on which provider applications may be denied; amending s. 409.908, F.S.; increasing the maximum amount of reimbursement allowable to Medicaid providers for hospital inpatient care; creating s. 409.9119, F.S.; creating a disproportionate share program for children's hospitals; providing formulas governing payments made to hospitals under the program; providing for withholding payments from a hospital that is not complying with agency rules; amending s. 409.912, F.S.; providing for the transfer of certain

unexpended Medicaid funds from the Department of Elderly Affairs to the Agency for Health Care Administration; providing for the adoption and the transfer of certain rules relating to the determination of Medicaid eligibility; authorizing developmental research schools to participate in Medicaid certified school match program; providing for the Agency for Health Care Administration to seek a federal waiver allowing the agency to undertake a pilot project that involves contracting with skilled nursing facilities for the provision of rehabilitation services to adult ventilator dependent patients; providing for evaluation of the pilot program; repealing s. 409.912(4)(b), F.S., relating to the authorization of the agency to contract with certain prepaid health care services providers; providing an effective date.

By the Committees on Commerce and Economic Opportunities; Education; and Senator Webster—

CS for CS for SB 2260—A bill to be entitled An act relating to the Florida On-Line High School; creating s. 228.082, F.S.; establishing the Florida On-Line High School; establishing a board of trustees; providing for membership, powers, duties, and organization of the board of trustees; requiring the board of trustees to submit a legislative budget request; establishing provisions for the employment of personnel of the board of trustees and the Florida On-Line High School; authorizing the establishment of a personnel loan or exchange program; requiring the board of trustees to establish priorities for student admissions; requiring the distribution of information relating to student enrollment procedures; providing requirements for the content and custody of student and employee records; providing funding requirements; designating the Orange County District School Board as the temporary fiscal agent of the Florida On-Line High School; prohibiting the credit of the state from being pledged on behalf of the Florida On-Line High School; requiring the board of trustees to submit a report; providing an effective date.

By the Committees on Fiscal Policy; Ethics and Elections; and Senator Meek—

CS for 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 Children and Families; and Senator Mitchell—

CS for SB 2280—A bill to be entitled An act relating to public records; amending s. 39.202, F.S.; providing an exemption from public records requirements for portions of records held by a guardian ad litem in cases regarding allegations of child abuse, neglect, or abandonment; permitting access to records for research and audit purposes; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

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

CS for SB 2282—A bill to be entitled An act relating to protection of dependent children; amending s. 39.01, F.S.; revising the definition of the term "long-term custody"; defining the term "long-term licensed custody"; amending s. 39.013, F.S.; providing for precedence of orders of the circuit court in dependency matters involving dissolution or other custody action; deleting provisions relating to state funding of court-appointed counsel for legal guardians at shelter hearings; amending s. 39.0132, F.S., relating to oaths, records, and confidential information; amending s. 39.202, F.S.; revising provisions relating to access to and disclosure of reports and records in cases of child abuse or neglect; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.502, F.S., relating to notice, process, and services; amending s. 39.503, F.S., relating to procedures when the identity or location of the parent is unknown; creating a new pt. VII of ch. 39, F.S., relating to disposition and postdisposition change of custody; creating a new pt. IX of ch. 39, F.S., relating to permanency; renumbering and amending s.

39.508, F.S.; revising provisions relating to disposition hearings and powers of disposition; amending s. 39.5085, F.S.; providing intent for achieving permanency through a variety of permanency options; conforming a cross-reference; creating s. 39.522, F.S.; providing for post-disposition change of custody; amending s. 39.601, F.S.; providing requirements relating to case plans; amending s. 39.603, F.S., relating to court hearings for approval of case planning; authorizing, rather than requiring, court appointment of a guardian ad litem under certain circumstances; creating s. 39.621, F.S.; providing for permanency determinations by the court; creating s. 39.622, F.S.; providing conditions and requirements for court placement of a child in long-term custody; creating s. 39.623, F.S.; providing conditions and requirements for court approval of placement in long-term licensed custody; creating s. 39.624, F.S.; providing conditions and requirements for court approval of placement in independent living; amending s. 39.701, F.S.; revising provisions relating to judicial review hearings; amending s. 39.803, F.S.; revising procedure relating to diligent search, after filing of a termination of parental rights petition, for a parent whose identity or location is unknown; amending s. 39.804, F.S.; providing a penalty for false statements concerning paternity; amending s. 39.806, F.S.; providing abandonment as a ground for termination of parental rights; amending s. 39.807, F.S.; providing responsibilities of the guardian ad litem; amending s. 39.811, F.S.; providing for court-ordered disposition of the child in long-term custody following termination of parental rights; amending s. 435.045, F.S.; authorizing placement in a foster home pending federal-criminal-records-check results; requiring certain disclosure by prospective and approved foster parents; amending ss. 39.0015, 39.302, 409.2554, F.S.; conforming cross-references; repealing s. 402.40(3), F.S.; abolishing the Child Welfare Standards and Training Council; providing an effective date.

By the Committee on Commerce and Economic Opportunities; and Senator Diaz-Balart—

CS for SB 2300—A bill to be entitled An act relating to community colleges; amending s. 239.117, F.S., relating to workforce development postsecondary student fees; decreasing financial aid fee amounts; conforming provisions relating to fee waivers; extending technology and student activity service fees to workforce students; amending s. 240.35, F.S., relating to fees for college-credit courses; clarifying increased matriculation fees for safety and security purposes; providing an effective date.

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

CS for SB 2310—A bill to be entitled An act relating to affordable housing; amending s. 159.804, F.S.; revising allocations of private activity bonds for Florida First Business projects; amending s. 159.805, F.S.; revising procedures for obtaining allocations of private activity bonds; amending s. 159.806, F.S.; specifying use of Florida First Business allocation pool for priority projects before using regional allocation pools; amending s. 159.807, F.S.; requiring availability of the state allocation pool for certain purposes; amending s. 159.8083, F.S.; clarifying availability of allocations from the Florida First Business allocation pool; amending s. 159.809, F.S.; deleting a provision for adding certain unused initial allocations to the Florida First Business allocation pool; amending s. 159.813, F.S.; providing legislative intent relating to construction of certain allocation formula provisions; amending s. 196.1978, F.S.; expanding the classes of certain low-income housing property as property owned by an exempt entity and used for charitable purposes; amending s. 420.507, F.S.; providing special powers of the corporation with respect to reservation of future allocation or funding and designation of private activity bond allocation; amending s. 420.5092, F.S.; increasing the maximum total amount of bonds issued to capitalize the Florida Affordable Housing Guarantee Program; amending s. 420.5099, F.S.; correcting an administrative rule cross-reference; amending s. 420.526, F.S.; revising provisions of the Predevelopment Loan Program to provide for targeting of funds and forgiveness of loans under certain circumstances; amending s. 420.609, F.S.; requiring the corporation to assist the Affordable Housing Study Commission for certain purposes; requiring the commission to provide certain commission recommendations to the corporation; changing the date of submittal for the commission's report; revising the commission's recommended studies require-

ments; amending s. 420.9071, F.S.; revising certain definitions; amending s. 420.9075, F.S.; revising entities authorized to monitor and determine tenant eligibility under local housing assistance plans; revising criteria for eligibility awards under such plans; creating s. 760.26, F.S.; prohibiting discrimination in land use decisions and in permitting of development; establishing the State Farmworker Housing Pilot Loan Program; providing for administration by the Florida Housing Finance Corporation; providing sponsor requirements; requiring the corporation to issue a request for proposals for loan applications for certain purposes; requiring the corporation to establish a loan distribution mechanism; providing eligible loan applicant requirements; providing for establishment of an application review committee; providing criteria for loan applications; providing duties and responsibilities of the corporation and review committee; providing requirements for such loans; providing procedures and requirements for loan defaults; requiring the corporation to contract with the Florida Farmworker Housing Coalition, Inc., for certain purposes; requiring a report to the Governor and Legislature; providing report requirements; providing for the transfer of unencumbered appropriations to the Department of Children and Family Services for coalitions for the homeless; amending ss. 220.02, 220.13, F.S.; deleting a cross-reference; repealing s. 220.185, F.S., relating to the state housing tax credit; repealing s. 420.5093, F.S., relating to the State Housing Tax Credit Program; providing retroactive applicability; providing effective dates.

By the Committee on Regulated Industries and Senator Latvala—

CS for SB 2342—A bill to be entitled An act relating to mobile homes; amending s. 723.003, F.S.; defining the term "proportionate share"; amending s. 723.005, F.S.; authorizing the Division of Florida Land Sales, Condominiums, and Mobile Homes of the Department of Business and Professional Regulation to enforce provisions relating to mobile home park owners' general obligations; amending s. 723.011, F.S.; revising provisions relating to the division's role in approving prospectuses; requiring copies of prospectuses to be maintained and provided to mobile home owners, upon request; amending s. 723.012, F.S.; requiring prospectuses to disclose when they were deemed adequate by the division and requiring that they include a notice that the rent should be expected to increase; amending s. 723.021, F.S.; authorizing the division to take certain action against parties not acting in good faith; amending s. 723.033, F.S.; providing judicial guidelines for determining unreasonable rent increases; amending s. 727.037, F.S.; requiring the division to maintain certain records; providing that a park owner is bound by a required summary of rental increase factors; authorizing parties to petition the division for a good-faith determination; amending s. 723.059, F.S.; deleting a requirement that a park owner approve prospective purchases of homes; providing seller's duties; requiring notice of proposed rental increases to purchasers; amending s. 320.77, F.S.; redefining the term "mobile home broker"; providing an effective date.

By the Committees on Fiscal Policy; Health, Aging and Long-Term Care; and Senator Campbell—

CS for CS for SB 2354—A bill to be entitled An act relating to health care; amending s. 455.564, F.S.; revising general licensing provisions for professions under the jurisdiction of the Department of Health; providing for processing of applications from foreign or nonresident applicants not yet having a social security number; providing for temporary licensure of such applicants; revising provisions relating to ongoing criminal investigations or prosecutions; requiring proof of restoration of civil rights under certain circumstances; authorizing requirement for personal appearance prior to grant or denial of a license; providing for tolling of application decision deadlines under certain circumstances; amending s. 455.565, F.S.; eliminating duplicative submission of fingerprints and other information required for criminal history checks; providing for certain access to criminal history information through the department's health care practitioner credentialing system; creating s. 455.56505, F.S.; requiring certain health care practitioners seeking licensure or renewed licensure to submit information and fingerprints for profiling purposes according to schedule provided; requiring report from Department of Health; 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 the department access to information on health care

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; amending s. 455.567, F.S.; expanding the prohibition against sexual misconduct to cover violations against guardians and representatives of patients or clients; providing penalties; amending s. 455.574, F.S.; providing for determination of the amount of the examination fee when the board or department purchases the examination; amending s. 455.587, F.S.; revising authority to set fees; providing reporting requirements; amending s. 455.624, F.S.; revising and providing grounds for disciplinary action relating to having a license to practice a regulated health care profession acted against, sexual misconduct, inability to practice properly due to alcohol or substance abuse or a mental or physical condition, and testing positive for a drug without a lawful prescription therefor; providing for restriction of license as a disciplinary action; providing for issuance of a citation and assessment of a fine for certain first-time violations; reenacting ss. 455.577, 455.631, 455.651(2), 455.712(1), 458.347(7)(g), 459.022(7)(f), 468.1755(1)(a), 468.719(1)(a) and (2), 468.811, and 484.056(1)(a), F.S., relating to theft or reproduction of an examination, giving false information, disclosure of confidential information, business establishments providing regulated services without an active status license, and practice violations by physician assistants, nursing home administrators, athletic trainers, orthotists, prosthetists, pedorthists, and hearing aid specialists, to incorporate the amendment to s. 455.624, F.S., in references thereto; repealing s. 455.704, F.S., relating to the Impaired Practitioners Committee; amending s. 455.707, F.S., relating to impaired practitioners, to conform; clarifying provisions relating to complaints against impaired practitioners; amending s. 310.102, F.S.; revising and removing references, to conform; amending s. 455.711, F.S.; revising provisions relating to active and inactive status licensure; eliminating reference to delinquency as a licensure status; providing rulemaking authority; amending ss. 455.587 and 455.714, F.S.; conforming references; creating s. 455.719, F.S.; providing that the appropriate medical regulatory board, or the department when there is no board, has exclusive authority to grant exemptions from disqualification from employment or contracting with respect to persons under the licensing jurisdiction of that board or the department, as applicable; providing an appropriation for continued review of clinical laboratory services for kidney dialysis patients and requiring a report thereon; amending s. 455.637, F.S.; revising provisions relating to sanctions against the unlicensed practice of a health care profession; providing legislative intent; revising and expanding provisions relating to civil and administrative remedies; providing criminal penalties; incorporating and modifying the substance of current provisions that impose a fee to combat unlicensed activity and provide for disposition of the proceeds thereof; providing applicability; repealing s. 455.641, F.S., relating to unlicensed activity fees, to conform; reenacting ss. 455.574(1)(d), 468.1295(1), 484.014(1), and 484.056(1), F.S., relating to violation of security provisions for examinations and violations involving speech-language pathology, audiology, opticianry, and the dispensing of hearing aids, to incorporate the amendment to s. 455.637, F.S., in references thereto; creating s. 455.665, F.S.; requiring a specified statement in any advertisement by a health care practitioner for a surgical procedure; amending s. 921.0022, F.S.; modifying the criminal offense severity ranking chart to include offenses relating to unlicensed practice of a health care profession; providing an effective date.

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

CS for SB 2374—A bill to be entitled An act relating to vocational rehabilitation; amending s. 20.15, F.S.; establishing the Division of Occupational Access and Opportunity within the Department of Education; providing that the Occupational Access and Opportunity Commission is the director of the division; requiring the department to assign certain powers, duties, responsibilities, and functions to the division; excepting from appointment by the Commissioner of Education members of the commission, the Florida Rehabilitation Council, and the Florida Independent Living Council; amending s. 120.80, F.S.; providing that hearings on certain vocational rehabilitation determinations by the Occupational Access and Opportunity Commission need not be conducted by an administrative law judge; amending s. 413.82, F.S.; providing definitions for the terms “community rehabilitation provider,” “plan,” and “state plan”; conforming references; amending s. 413.83, F.S.; specifying that appointment of members to the commission is not subject to Senate confirmation; revising composition of and appointments to the

commission; eliminating a requirement that the Rehabilitation Council serve the commission; authorizing the commission to establish an advisory council composed of representatives from not-for-profit organizations under certain conditions; clarifying the entitlement of commission members to reimbursement for certain expenses; amending s. 413.84, F.S.; designating the commission as the director of the Division of Occupational Access and Opportunity; specifying responsibilities of the commission; authorizing the commission to make administrative rules; authorizing the commission to hire a division director; revising time for implementation of the 5-year plan prepared by the commission; expanding the authority of the commission to contract with the corporation; removing a requirement for federal approval to contract with a direct-support organization; authorizing the commission to appear on its own behalf before the Legislature; amending s. 413.85, F.S.; eliminating limitations on the tax status of the Occupational Access and Opportunity Corporation; specifying that the corporation is not an agency for purposes of certain government procurement laws; applying provisions relating to waiver of sovereign immunity to the corporation; providing that the board of directors of the corporation be composed of no fewer than seven and no more than 15 members and that a majority of its members be members of the commission; authorizing the corporation to hire certain individuals employed by the Division of Vocational Rehabilitation; providing for a lease agreement governing such employees; prescribing terms of such lease agreement; amending s. 413.86, F.S.; conforming an organizational reference; amending s. 413.87, F.S.; conforming provision to changes made in the act; amending s. 413.88, F.S.; conforming provision to changes made in the act; amending s. 413.89, F.S.; designating the department the state agency effective July 1, 2000, and the commission the state agency effective October 1, 2000, for purposes of federal law; deleting an obsolete reference; authorizing the department and the commission to provide for continued administration during the time between July 1, 2000, and October 1, 2000; amending s. 413.90, F.S.; deleting provision relating to designation of an administrative entity; designating a state agency and state unit for specified purposes; transferring the Division of Vocational Rehabilitation to the Department of Education through a type two transfer; requiring a reduction in positions; providing for a budget amendment; amending s. 413.91, F.S.; deleting reference to designated administrative entity; requiring the commission to assure that all contractors maintain quality control and are fit to undertake responsibilities; amending s. 413.92, F.S.; specifying entities answerable to the Federal Government in the event of a conflict with federal law; amending s. 39 of ch. 99-240, Laws of Florida; providing for the transfer of the Division of Blind Services to the Department of Management Services rather than the Department of Education; amending s. 413.011, F.S.; revising the internal organizational structure of the Division of Blind Services; requiring the division to implement the provisions of a 5-year plan; requiring the division to contract with community-based rehabilitation programs for the delivery of certain services; revising references to blind persons; providing definitions for the terms “community-based rehabilitation program,” “council,” and “plan”; renaming the Advisory Council for the Blind; revising the membership and functions of the council to be consistent with federal law; requiring the council to prepare a 5-year strategic plan; requiring the council to coordinate with specified entities; deleting provisions providing for the Governor to resolve funding disagreements between the division and the council; directing that meetings be held in locations accessible to individuals with disabilities; amending s. 413.014, F.S.; requiring the Division of Blind Services to report on use of community-based programs to deliver services; amending s. 413.034, F.S.; revising the membership of the Commission for Purchase from the Blind or Other Severely Handicapped to conform to transfer of the Division of Blind Services and the transfer and renaming of the Division of Vocational Rehabilitation; amending ss. 413.051, 413.064, 413.066, 413.067, F.S.; conforming departmental references to reflect the transfer of the Division of Blind Services to the Department of Management Services; expressing the intent of the Legislature that the provisions of this act relating to blind services not conflict with federal law; providing procedures in the event such conflict is asserted; repealing s. 413.93, F.S., relating to the designated state agency under federal law; providing an effective date.

By the Committees on Fiscal Policy, Criminal Justice and Senator Brown-Waite—

CS for CS for SB 2414—A bill to be entitled An act relating to controlled substances; amending s. 893.02, F.S.; defining the term “mixture” for purposes of ch. 893, F.S.; amending s. 893.03, F.S.; deleting

Dronabinol from the substances listed under Schedule II; adding Dronabinol to the controlled substances listed in Schedule III; adding 1,4-Butanediol to the controlled substances listed under Schedule II; deleting certain mixtures containing hydrocodone from the substances listed under Schedule III; amending s. 893.13, F.S.; providing enhanced penalties for the sale, manufacture, or possession of methamphetamine; providing enhanced penalties for possessing methamphetamine within a specified distance of a school, park, or public housing facility; providing enhanced penalties for purchasing or using a minor to sell or deliver methamphetamine; amending s. 893.135, F.S.; revising certain penalties imposed for trafficking in controlled substances; deleting certain provisions requiring that an offender be sentenced under the Criminal Punishment Code; prohibiting the sale, purchase, manufacture, or delivery of gamma-hydroxybutyric acid (GHB); providing penalties; prohibiting the sale, purchase, manufacture, or delivery of 1,4-Butanediol; providing penalties; prohibiting the sale, purchase, manufacture, or delivery of various drugs known as "phenethylamines"; providing penalties; amending s. 775.087, F.S.; including the offenses of trafficking in gamma-hydroxybutyric acid (GHB), trafficking in 1,4-Butanediol, and trafficking in phenethylamines within provisions that impose enhanced penalties for offenses committed while possessing a firearm, destructive device, semiautomatic firearm, or machine gun; amending s. 893.145, F.S.; including certain objects used for unlawfully inhaling or introducing nitrous oxide into the human body within the definition of the term "drug paraphernalia"; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; amending s. 948.034, F.S.; deleting provisions authorizing the court to sentence an offender convicted of specified repeat felony drug offenses to a term of probation in lieu of imprisonment; reenacting ss. 39.01(30)(a), 316.193(5), 327.35(5), F.S., relating to harm to a child and driving or boating under the influence, to incorporate the amendment to s. 893.03, F.S., in references thereto; reenacting ss. 397.451(7), 414.095(1), F.S., relating to background checks and eligibility for the WAGES Program, to incorporate the amendments to s. 893.135, F.S., in references thereto; reenacting s. 440.102(11)(b), F.S., relating to the drug-free workplace program, to incorporate the amendment to s. 893.03, F.S., in references thereto; reenacting ss. 772.12(2), 782.04(1)(a), (3) and (4), F.S., relating to the Drug Dealer Liability Act and the offense of murder, to incorporate the amendments to section 893.135, F.S., in references thereto; reenacting ss. 817.563, 831.31, 856.015(1)(d), 893.0356(2)(a), 893.12(2)(b), (c), and (d), F.S., relating to the sale of counterfeit controlled substances, open house parties, controlled substance analogs, and the seizure and forfeiture of contraband, to incorporate the amendment to s. 893.03, F.S., in references thereto; reenacting ss. 893.135(1), 903.133, 907.041(4)(b), 921.0024(1)(b), 921.142(2), 943.0585, 943.059, F.S., relating to trafficking offenses, bail, pretrial detention and release, the Criminal Punishment Code worksheet, capital trafficking offenses, and expunction and sealing of criminal history records, to incorporate the amendments to 893.135, F.S., in references thereto; providing an effective date.

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

CS for SB 2484—A bill to be entitled An act relating to environmental protection; requiring the Department of Environmental Protection to conduct a study relating to the use of MTBE in the state and to report its findings and recommendations to the Legislature; requesting participation by the petroleum industry in the study; providing an effective date.

By the Committee on Health, Aging and Long-Term Care; and Senator Diaz de la Portilla—

CS for SB 2494—A bill to be entitled An act relating to improving racial and ethnic health outcomes; creating s. 381.7351, F.S.; creating the "Reducing Racial and Ethnic Health Disparities: Closing the Gap Act"; creating s. 381.7352, F.S.; providing legislative findings and intent; creating s. 381.7353, F.S.; providing for the creation of the Reducing Racial and Ethnic Health Disparities: Closing the Gap grant program, to be administered by the Department of Health; providing department duties and responsibilities; authorizing appointment of an advisory committee; creating s. 381.7354, F.S.; providing eligibility for grant awards; creating s. 381.7355, F.S.; providing project requirements, an application process, and review criteria; creating s. 381.7356, F.S.; providing for

Closing the Gap grant awards; providing for local matching funds; providing factors for determination of the amount of grant awards; providing for award of grants to begin by a specified date, subject to specific appropriation; providing for annual renewal of grants; providing an appropriation; providing an effective date.

By the Committee on Regulated Industries and Senator King—

CS for SB 2542—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 509.049, F.S.; revising language with respect to food service employee training; providing for a food service training certificate program; providing for approval of existing programs; providing for requests for competitive sealed proposals; amending s. 509.291, F.S.; revising the membership of the Hotel and Restaurant Advisory Council; amending s. 561.01, F.S.; revising the definition of the term "licensee" under the Beverage Law; amending s. 561.17, F.S.; revising a provision relating to license and registration applications under the Beverage Law; amending s. 561.20, F.S.; revising language with respect to the limitation on the number of alcoholic beverage licenses issued; creating a special license category for caterers; providing conditions for operation; providing for adoption of rules; amending s. 561.29, F.S.; revising language with respect to the revocation and suspension of licenses under the Beverage Law to include another prohibition; amending s. 561.32, F.S.; revising a provision relating to the transfer of a license; amending s. 565.05, F.S.; providing an exception regarding the purchase of alcoholic beverages by golf clubs; amending s. 565.06, F.S.; authorizing the sale of alcoholic beverages in certain individual containers at golf clubs; amending s. 561.181, F.S.; revising provisions relating to the duration of temporary initial licenses; amending s. 561.331, F.S.; revising provisions relating to the duration of temporary transfer licenses; providing an effective date.

By the Committee on Fiscal Resource and Senator Dyer—

CS for 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; providing an effective date.

By the Committee on Transportation and Senator King—

CS for SB 2554—A bill to be entitled An act relating to boating safety; amending s. 327.02, F.S.; revising definitions; amending s. 327.22, F.S., relating to the regulation of vessels by municipalities or counties; creating s. 327.302, F.S.; providing for boating accident report forms; amending s. 327.33, F.S.; revising provisions relating to reckless or careless operation of a vessel; providing penalties; renumbering and amending s. 861.065, F.S.; revising divers-down flag requirements; revising requirements for operation of vessels in the vicinity of a divers-down flag; providing penalties; amending s. 327.35, F.S., relating to boating under the influence (BUI); revising blood and breath alcohol levels; revising penalties; revising circumstances for consideration of previous violations; providing exemptions; amending s. 327.355, F.S., relating to operation of vessels by persons under 21 years of age who have consumed alcoholic beverages; amending s. 327.36, F.S., relating to mandatory adjudication of certain offenses; amending s. 327.37, F.S.; requiring persons engaging in water skiing, parasailing, or aquaplaning to wear a noninflatable flotation device; amending s. 327.39, F.S., relating to the regulation of personal watercraft; requiring the use of noninflatable flotation devices; prohibiting the lease, hiring, or rental of personal watercraft under certain circumstances; providing a penalty; providing commission rulemaking authority; amending s. 327.395, F.S., relating to boating safety identification cards; requiring that certain boater education or boater safety courses include a component relating to divers; amending s. 327.40, F.S.; clarifying requirements for uniform waterway markers for safety and navigation; providing permit exemptions; providing commission rulemaking authority; amending s. 327.41, F.S.; clarifying requirements for uniform waterway regulatory markers; amending s. 327.46, F.S.; clarifying rulemaking authority for the commission to establish restricted areas for public safety purposes; creating s. 327.49, F.S.; providing for the testing of vessels and vessel motors; amending s. 327.54, F.S., relating to liveries; revising requirements for prerule or preparental instruction; revising age requirements for the lease, hire, or

rental of personal watercraft; requiring liveries to carry liability insurance; providing a penalty; amending s. 327.60, F.S.; prohibiting local regulations from discriminating against personal watercraft; amending s. 327.72, F.S.; increasing time for payment of civil penalties; amending s. 327.73, F.S., relating to noncriminal infractions; reenacting s. 327.73(1)(p) for the purpose of incorporating the amendment to s. 327.39, F.S.; providing additional time for payment of civil penalties; providing additional penalties; providing for additional court costs in certain circumstances; authorizing public works or community service in certain circumstances; amending s. 327.731, F.S., relating to mandatory education for violators; correcting a cross reference; amending s. 327.803, F.S.; providing for an increase in membership of the Boating Advisory Council; modifying purpose; amending s. 328.48, F.S.; clarifying vessel registration requirements; amending s. 328.56, F.S.; clarifying vessel registration number requirements; amending s. 328.70, F.S.; providing requirements for classification of recreational vessels and livery vessels; amending s. 328.72, F.S.; providing requirements for display of antique vessel registration numbers and decals; amending s. 328.76, F.S.; amending s. 316.193, F.S., relating to driving under the influence; revising circumstances for consideration of previous violations; amending s. 316.635, F.S.; providing for jurisdiction over boating infractions committed by minors; amending ss. 318.32 and 318.38, F.S.; providing for disposition of boating infractions by the court hearing traffic infractions; amending s. 320.08, F.S.; correcting cross-references; amending s. 713.78, F.S.; defining "vessel" for purposes of provisions relating to liens for recovering, towing, or storing vehicles and documented vessels; amending s. 715.07, F.S.; correcting a cross-reference; amending s. 938.17, F.S., relating to county delinquency prevention; providing for the assessment of additional court costs for certain criminal boating offenses; amending s. 947.146, F.S.; providing authority for control release of certain BUI offenders; amending s. 985.05, F.S.; providing for disposition of certain court records pertaining to boating offenses; amending s. 985.212, F.S.; providing that fingerprinting children for boating violations is not prohibited; revising provisions relating to the mooring of vessels at certain docks; providing effective dates.

By the Committee on Judiciary and Senator King—

CS for 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; amending s. 120.574, F.S., which provides for summary hearings under the 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; amending s. 403.088, F.S., relating to proceedings regarding permits for certain facilities in the Everglades Protection Area; amending s. 408.7056, F.S., relating to certain proposed orders under the Statewide Provider and Subscriber Assistance Program, to conform language 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 language; amending s. 120.542, F.S.; allowing agencies to provide specified relief to persons who are substantially affected by agency rule, rather than to persons who are subject to regulation; 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. 373.114, F.S.; providing that water management district orders resulting from certain evidentiary hearings are not subject to the Land and Water Adjudicatory Commission's review authority; amending s. 373.4141, F.S.; providing that an applicant for a permit for a stormwater management system, dam, impoundment, or other work under pt. IV of ch. 373, F.S., may elect to publish notice of such an

application; specifying the effect of such publication on the rights of substantially affected persons to initiate administrative proceedings with respect to such an application; providing that the party opposed to agency action bears the burden of going forward and persuasion; 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; amending s. 403.412, F.S.; providing that a resident of this state who is not a substantially affected person may not initiate certain administrative proceedings under the Environmental Protection Act of 1971; amending s. 120.52, F.S.; clarifying which governmental entities are subject to the Administrative Procedure Act; providing an effective date.

By the Committee on Fiscal Resource and Senator Hargrett—

CS for 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 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.

By the Committee on Judiciary and Senator Campbell—

CS for SB 2594—A bill to be entitled An act relating to mortgage-foreclosure proceedings; amending s. 702.10, F.S.; requiring hearing within 90 days from date of service; providing that a hearing and an adjudication that requested attorney's fees are reasonable are not necessary under certain conditions; providing an effective date.

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

CS for SB 2628—A bill to be entitled An act relating to rulemaking authority of the Department of Health (RAB); amending s. 154.011, F.S., relating to primary care services; requiring the department to adopt certain rules developed by the State Health Officer; amending s. 154.06, F.S.; requiring the adoption of rules with respect to fees for services rendered through county health departments; amending s. 381.003, F.S., relating to prevention and control of communicable diseases and acquired immune deficiency syndrome; authorizing rules governing procedures for managing diseases; amending s. 381.004, F.S., relating to testing for human immunodeficiency virus; providing additional rule-making authority; amending s. 381.0051, F.S., relating to family planning services; providing for rules administering the provision of such services; amending s. 381.0056, F.S., relating to the school health services program; authorizing the department to adopt rules in cooperation with the Department of Education; amending s. 381.0057, F.S.; providing requirements for the services provided by school health programs; amending s. 381.006, F.S., relating to public health; providing additional rulemaking authority; amending s. 381.0062, F.S., relating to the regulation of water systems; providing additional requirements for obtaining an exemption from the department; amending s. 381.0065, F.S.; redefining the term "onsite sewage treatment and disposal system"; providing additional rulemaking authority; revising requirements for sewage treatment and disposal systems; amending s. 381.0072, F.S.; requiring the department to adopt additional rules with respect to food service protection; amending s. 381.0086, F.S.; requiring the department to adopt additional rules with respect to the health and safety of migrant farm workers; amending s. 381.0098, F.S.; prohibiting the transfer of a permit for a biomedical waste facility or a biomedical waste transporter; providing requirements for a permit application; amending s. 381.0101, F.S., relating to environmental health professionals; providing additional rulemaking authority with respect to standards for certification; amending s. 381.0203, F.S.; authorizing the department to adopt rules

governing pharmacy services; amending s. 381.89, F.S.; authorizing the department to issue a stop-use order against a tanning facility; amending s. 383.011, F.S., relating to maternal and child health programs; providing additional rulemaking authority; amending s. 383.14, F.S.; providing for rules governing screening for metabolic disorders, hereditary disorders, and environmental risk factors; amending s. 383.19, F.S.; providing for rules governing perinatal intensive care centers; amending s. 383.216, F.S.; revising requirements for prenatal and infant health care coalitions; providing additional rulemaking authority; amending s. 384.33, F.S.; authorizing rules governing screenings and investigations to control the spread of sexually transmitted diseases; amending s. 385.207, F.S., relating to care and assistance of persons with epilepsy; providing additional rulemaking authority; amending s. 391.026, F.S., relating to the Children's Medical Services Act; requiring the department to adopt rules to administer the act; amending s. 392.66, F.S.; requiring the department to adopt rules to administer the Tuberculosis Control Act; amending ss. 395.401, 395.402, F.S.; requiring the department to adopt rules governing the procedures for establishing a trauma agency and for performance evaluations; requiring the department to establish the number of trauma centers within each service area; amending s. 401.35, F.S.; requiring the department to adopt rules governing medical transportation services; amending s. 403.862, F.S.; authorizing the department to adopt rules governing water systems; amending s. 404.056, F.S., relating to environmental radiation standards and programs; providing additional rulemaking authority; amending s. 404.22, F.S.; authorizing the department to adopt rules governing the operation of radiation machines and components; amending s. 489.553, F.S., relating to septic tank contracting; providing additional rulemaking authority; amending ss. 491.006, 491.0145, F.S., relating to clinical, counseling, and psychotherapy services; providing for nonrefundable application fees; amending s. 499.003, F.S.; defining the terms "distribute or distribution" for purposes of ch. 499, F.S., relating to the Florida Drug and Cosmetic Act; amending s. 499.005, F.S.; prohibiting charging certain fees or dispensing certain drugs; amending s. 499.0054, F.S.; prohibiting certain labels or advertisements; amending s. 499.01, F.S.; providing additional requirements for closing an establishment permitted under the Florida Drug and Cosmetic Act; amending s. 499.0121, F.S.; providing additional requirements for a vehicle that contains prescription drugs; amending s. 499.0122, F.S., relating to medical oxygen and veterinary legend drugs; providing additional rulemaking authority; amending s. 499.013, F.S., relating to manufacturers of drugs, devices, and cosmetics; exempting manufacturers of a device for a specific patient from certain requirements; requiring that manufacturers maintain certain records; amending ss. 499.015, 499.024, 499.03, F.S.; providing certain limitations on the registration of products or drugs; conforming cross-references to changes made by the act; amending s. 499.05, F.S.; requiring the department to adopt additional rules to administer the Florida Drug and Cosmetic Act; amending s. 499.701, F.S., relating to the regulation of ether; providing additional rulemaking authority; amending s. 501.122, F.S.; requiring the department to adopt rules governing radiation surveys; amending s. 513.05, F.S., relating to mobile home and recreational vehicle parks; providing additional rulemaking authority; amending s. 514.021, F.S.; authorizing the department to adopt rules governing public swimming and bathing facilities; amending s. 766.1115, F.S., relating to the Access to Health Care Act; providing for rules governing services and procedures; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for SB 664 and SB 666 which he approved on April 13, 2000.

GUBERNATORIAL APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Florida Citrus Commission	
Appointee: Taylor, Andrew R., Jupiter	05/31/2003

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc.	
Appointee: Leiva, Maria Camila, Coral Gables	09/30/2003
Tampa Bay Regional Planning Council, Region 8	
Appointees: Bradley, Terrye S., St. Petersburg Hoyt, Kenneth S., Tampa	10/01/2001 10/01/2000
Treasure Coast Regional Planning Council, Region 10	
Appointee: Gray, Harry D., Ft. Pierce	10/01/2000
Florida Transportation Commission	
Appointees: Boyd, Valerie, Naples Sugranes, Rosa, Key Biscayne	09/30/2003 09/30/2003
Big Cypress Basin Board of the South Florida Water Management District	
Appointee: Richter, Garrett S., Naples	03/01/2003
[Referred to the Committee on Gubernatorial Appointments and Confirmations.]	
Environmental Regulation Commission	
Appointee: Swann, Jim, Merritt Island	07/01/2003
[Referred to the Committees on Natural Resources; and Gubernatorial Appointments and Confirmations.]	

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's 1153 and 845, HB 1697; has passed as amended HB 875, CS for HB 1517 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Business Regulation and Consumer Affairs; and Representative Constantine and others—

CS for HB's 1153 and 845—A bill to be entitled An act relating to the Florida Clean Indoor Air Act; amending s. 386.205, F.S.; reducing the maximum percentage of seats that may be located in an area designated as a smoking area in restaurants; amending s. 386.203, F.S.; revising the definition of "public place" to delete the size requirement for restaurants subject to the act, after a specified date; providing effective dates.

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

By Representative Wasserman Schultz—

HB 1697—A bill to be entitled An act relating to the City of Deerfield Beach, Broward County; extending and enlarging the corporate limits of the City of Deerfield Beach to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Representative C. Green—

HB 875—A bill to be entitled An act relating to Lee County; providing for codification of special laws regarding independent special fire control districts pursuant to chapter 97-256, Laws of Florida, relating to the Matlacha/Pine Island Fire Control District, an independent special tax-

ing fire protection and rescue district in Lee County; providing legislative intent; codifying, reenacting, and amending chapters 61-2409, 63-1558, 65-1827, 76-401, 79-501, 80-522, 83-451, 85-446, 89-511, and 95-464, Laws of Florida; providing status, purpose, and boundaries of the district; providing for amendment of the district charter; providing for a district governing board; specifying procedures for conducting district elections and qualifications of candidates and electors; providing for organization of the governing board; providing powers and duties of the governing board; specifying methods for assessing and collecting non-ad valorem assessments, fees, and service charges; providing for district planning requirements; specifying requirements for financial disclosure, meeting notices, reporting, public records maintenance, and per diem expenses; authorizing the board to make policies and regulations; setting the millage rate for the levy of ad valorem taxes by the district; providing for posting of surety bond; authorizing the provision of emergency ambulance service; authorizing the board to adopt an ambulance fee or service charge; providing for dissolution of the district; providing for construction of the act; providing severability; repealing chapters 61-2409, 63-1558, 65-1827, 76-401, 79-501, 80-522, 83-451, 85-446, 89-511, and 95-464, Laws of Florida; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By the Committee on Utilities and Communications; and Representative Arnall—

CS for HB 1517—A bill to be entitled An act relating to the Florida Public Service Commission Nominating Council; amending s. 350.031, F.S.; providing that members shall serve at the pleasure of the appointing authority or the appointing authority's successor; providing for one 4 year term; providing an effective date.

—was referred to the Committee on Regulated Industries.

RETURNING MESSAGES—FINAL ACTION

The Honorable Toni Jennings, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 680 and CS for SB 2304.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

COMMITTEE MEMBERSHIP CHANGE

The President announced the appointment of Senator Mitchell as an alternate conferee for the Budget Subcommittee on Health and Human Services.

ENROLLING REPORTS

SB 92 and CS for SB 662 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 13, 2000.

SB 8, SB 12 and CS for SB 38 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 14, 2000.

Faye W. Blanton, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 12 was corrected and approved.

CO-SPONSORS

Senators Bronson—SB 1692, SB 2268; Clary—CS for SB 1330; Childers—CS for SB 194; Dyer—SR 2518; Hargrett—CS for SB 418

RECESS

On motion by Senator McKay, the Senate recessed at 2:37 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, April 19.

SENATE PAGES

April 17-21

Naielah Ackbarali, Pembroke Pines; Y'Desha Alsup, St. Petersburg; Nicole Caputi, Edgewater; Courtney Harris, Valrico; Ryan Holley, Pensacola; Shane Moser, Valrico; Amanda Newton, New Smyrna Beach; Matthew "Matt" Parrish, Tierra Verde; Christopher Paul, Tampa; Emily Rotberg, Tallahassee; Erin Rowland, Alachua; Jonathon Schwartz, Plantation; Rob Sprentall, Palm Harbor; Thomas Tollerton, Sarasota; Jessica Welsh, Cape Coral; Chase Wiley, Palm Harbor