



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President McKay at 9:00 a.m. A quorum present—40:

Mr. President	Dawson	Latvala	Rossin
Bronson	Diaz de la Portilla	Laurent	Sanderson
Brown-Waite	Dyer	Lawson	Saunders
Burt	Garcia	Lee	Sebesta
Campbell	Geller	Meek	Silver
Carlton	Holzendorf	Miller	Smith
Clary	Horne	Mitchell	Sullivan
Constantine	Jones	Peaden	Villalobos
Cowin	King	Posey	Wasserman Schultz
Crist	Klein	Pruitt	Webster

PRAYER

The following prayer was offered by the Rev. Donald L. Roberts, President, Goodwill Industries Manasota, Inc., Sarasota:

Holy and Eternal God, the God of politics and politicians, we pray you would hear our prayer.

Well God, we are back at it again. The Senate is back in session and my, how our world has changed. Senator Toni Jennings is history and Senator John McKay is our very present reality.

The Governor wants us to cut taxes and services. The House runs off on its own tangents and President John has his own unique point of view.

O God, we confess we know our schools have infrastructure problems out the wazoo, our mental health strategies need to be updated, Medicare and Medicaid increases are the bull in our budget's china shop and our very own constitution prohibits rational tax strategies.

What is a Senate to do, O God, what is a Senate to do? I guess, O God, like usual in the remainder of our sixty days, we will simply muddle through. And once our muddling through is over, and the smoke has cleared and the session is over and we have gone home to face our constituencies, we might actually gain some clarity on what we collectively, have wrought here in Tallahassee.

Actually God, we don't like to think of ourselves as people who "muddle-through," but we confess we are Legislators, elected by the people of Florida to do this job. As Legislators, O God, we know our jobs are to create enough concensus to pick up at least 51 percent of the vote. While we hate to admit it, we know when we have to create concensus, the trade off is our once sharp, clear, well defined legislative visions have the tendency to become muddled, muddy messes we call legislation.

So in the end, O God, all we can really do is trust that your holy will be done, because we must confess we have the dickens of a time getting our individual wills done.

So, Holy Father God, open this Senate with your presence, enliven it with your spirit, consecrate it with a high calling to service and forgive us for our muddling through. It's honestly the best we can give you and the people of Florida. That, O God, is our story and we are sticking to it. Amen.

PLEDGE

Senate Pages Adriana Fazzano of Coral Springs, Jamie Champion of Tallahassee and Megan Griffin of Bradenton, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Maureen Campbell, sponsored by Senator Campbell, as doctor of the day. Dr. Campbell specializes in Emergency Medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Horne—

By Senator Horne—

SR 1174—A resolution recognizing March 6 as "Lymphedema D-Day" in Florida and expressing support for those who have lymphedema.

WHEREAS, lymphedema is an accumulation of lymphatic fluid which causes swelling in the arms, legs, or other areas of the body and affects both men and women, and

WHEREAS, the swelling caused by lymphedema can lead to severe infection or loss of the use of limbs, and patients who suffer from lymphedema must endure physical discomfort and disfigurement and must cope with the distress caused by these symptoms, and

WHEREAS, the single largest group of people who get lymphedema are cancer patients, including those who have breast, prostate, gynecological, head, neck, and lung cancer, sarcoma, and melanoma, and

WHEREAS, recent studies have indicated that 20 percent of breast cancer patients will get lymphedema after surgery and radiation, and

WHEREAS, according to the National Cancer Institute, there are a reported 8.5 million Americans living after a diagnosis of cancer, of whom about 2 million are breast cancer survivors, and

WHEREAS, no drug or effective surgical treatment for lymphedema currently exists, and

WHEREAS, research in all areas of lymphedema has been notably limited, and

WHEREAS, lymphedema, which has no cure and can occur any time, has a severe financial, physical, and psychological impact on patients, and

WHEREAS, each year on March 6th, the National Lymphedema Network sponsors Lymphedema D-Day to honor patients and to raise awareness of the treatment and severity of this condition, NOW, THEREFORE,

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

That the Florida Senate recognizes March 6th, in 2001, and in each succeeding year, as "Lymphedema D-Day" in Florida.

BE IT FURTHER RESOLVED that the Florida Senate encourages the residents of this state to honor and support the courageous patients who are living with and coping with this debilitating condition.

—**SR 1174** was introduced, read and adopted by publication.

On motion by Senator Carlton—

By Senator Carlton—

SR 1706—A resolution recognizing March as Colorectal Cancer Awareness Month and urging all men and women to become aware of the risks and symptoms associated with colorectal cancer.

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

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

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

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

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

WHEREAS, regular screenings can save many lives, and

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

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

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

—was introduced out of order and read by title. On motion by Senator Carlton, **SR 1706** was read the second time in full and adopted.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lee, by two-thirds vote **SB 854** was withdrawn from the Committees on Appropriations Subcommittee on General Government; and Appropriations; **CS for SB 232** was withdrawn from the Committees on Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations; and **SB 202** was withdrawn from the Committee on Finance and Taxation.

On motion by Senator Lee, by two-thirds vote **SB 1724** was withdrawn from the Committees on Health, Aging and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations; and referred to the Committees on Children and Families; Health, Aging and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations; **SB 1650** was withdrawn from the Committees on Governmental Oversight and Productivity; Children and Families; Appropriations Subcommittee on General Government; and Appropriations; and referred to the Committees on Children and Families; Governmental Oversight and Productivity; Appropriations Subcommittee on Health and Human Services; and Appropriations; **CS for SB 260** was also referred to the Committees on Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations; **SB 262** was also referred to the Committees on Appropriations Subcommittee on General Government; and Appropriations; **SB 2** was withdrawn from the Committees on Governmental Oversight and Productivity; and

Appropriations; and referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations; **SB 784** was withdrawn from the Committees on Commerce and Economic Opportunities; Appropriations Subcommittee on General Government; and Appropriations; and referred to the Committees on Commerce and Economic Opportunities; Agriculture and Consumer Services; Appropriations Subcommittee on General Government; and Appropriations; **SB 714** was withdrawn from the Committees on Ethics and Elections; Criminal Justice; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations; and referred to the Committees on Criminal Justice; Ethics and Elections; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations; **SB 1806** was withdrawn from the Committees on Education; Appropriations Subcommittee on General Government; and Appropriations; and referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations; **SB 1840** was withdrawn from the Committees on Education; Appropriations Subcommittee on General Government; and Appropriations; and referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations; and **SB 228** was withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Horne, by two-thirds vote **SB 708** which has been reported favorably by the Appropriations Subcommittee on Education was withdrawn from the Committee on Appropriations; **CS for CS for SB 912** which has been reported favorably by the Appropriations Subcommittee on Public Safety and Judiciary with committee substitute was withdrawn from the Committee on Appropriations and the committee substitute recommended by the subcommittee will be shown as offered by the Committee on Appropriations; and **CS for SB 1018** which has been reported favorably by the Appropriations Subcommittee on Education was withdrawn from the Committee on Appropriations.

On motion by Senator Miller, by two-thirds vote **SB 352**, **SB 368** and **SB 1316** were withdrawn from the committees of reference and further consideration.

On motion by Senator Mitchell, by two-thirds vote **SB 64** was withdrawn from the committees of reference and further consideration.

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

SPECIAL ORDER CALENDAR

On motion by Senator Pruitt—

CS for SB 1018—A bill to be entitled An act relating to prevention and amelioration of learning problems and learning disabilities in young children; authorizing a 3-year demonstration program to be called Learning Gateway; creating a steering committee; providing for membership and appointment of steering committee members; establishing duties of the steering committee; authorizing demonstration projects in three counties; providing for funding; providing an effective date.

—was read the second time by title.

Senator Pruitt moved the following amendments which were adopted:

Amendment 1 (844452)(with title amendment)—On page 14, between lines 22 and 23, insert:

12. *Notwithstanding any law to the contrary, each agency identified in paragraph 7. is authorized to share with a Learning Gateway program confidential information exempt from disclosure under chapter 119, Florida Statutes, on any individual who is or has been the subject of a developmental screening within the jurisdiction of each agency.*

And the title is amended as follows:

On page 1, line 10, after the semicolon (;) insert: authorizing designated agencies to share confidential information with Learning Gateway programs;

Amendment 2 (935318)(with title amendment)—On page 21, between lines 8 and 9, insert:

Section 4. Paragraph (d) of subsection (3) of section 228.093, Florida Statutes, is amended to read:

228.093 Pupil and student records and reports; rights of parents, guardians, pupils, and students; notification; penalty.—

(3) RIGHTS OF PARENT, GUARDIAN, PUPIL, OR STUDENT.—The parent or guardian of any pupil or student who attends or has attended any public school, area vocational-technical training center, community college, or institution of higher education in the State University System shall have the following rights with respect to any records or reports created, maintained, and used by any public educational institution in the state. However, whenever a pupil or student has attained 18 years of age, or is attending an institution of postsecondary education, the permission or consent required of, and the rights accorded to, the parents of the pupil or student shall thereafter be required of and accorded to the pupil or student only, unless the pupil or student is a dependent pupil or student of such parents as defined in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of 1954). The State Board of Education shall formulate, adopt, and promulgate rules whereby parents, guardians, pupils, or students may exercise these rights:

(d) Right of privacy.—Every pupil or student shall have a right of privacy with respect to the educational records kept on him or her. Personally identifiable records or reports of a pupil or student, and any personal information contained therein, are confidential and exempt from the provisions of s. 119.07(1). No state or local educational agency, board, public school, area technical center, community college, or institution of higher education in the State University System shall permit the release of such records, reports, or information without the written consent of the pupil's or student's parent or guardian, or of the pupil or student himself or herself if he or she is qualified as provided in this subsection, to any individual, agency, or organization. However, personally identifiable records or reports of a pupil or student may be released to the following persons or organizations without the consent of the pupil or the pupil's parent:

1. Officials of schools, school systems, area technical centers, community colleges, or institutions of higher learning in which the pupil or student seeks or intends to enroll; and a copy of such records or reports shall be furnished to the parent, guardian, pupil, or student upon request.

2. Other school officials, including teachers within the educational institution or agency, who have legitimate educational interests in the information contained in the records.

3. The United States Secretary of Education, the Director of the National Institute of Education, the Assistant Secretary for Education, the Comptroller General of the United States, or state or local educational authorities who are authorized to receive such information subject to the conditions set forth in applicable federal statutes and regulations of the United States Department of Education, or in applicable state statutes and rules of the State Board of Education.

4. Other school officials, in connection with a pupil's or student's application for or receipt of financial aid.

5. Individuals or organizations conducting studies for or on behalf of an institution or a board of education for the purpose of developing, validating, or administering predictive tests, administering pupil or student aid programs, or improving instruction, if such studies are conducted in such a manner as will not permit the personal identification of pupils or students and their parents by persons other than representatives of such organizations and if such information will be destroyed when no longer needed for the purpose of conducting such studies.

6. Accrediting organizations, in order to carry out their accrediting functions.

7. School readiness coalitions and the Florida Partnership for School Readiness in order to carry out their assigned duties.

8. *Learning Gateway programs and the Learning Gateway steering committee in order to carry out their assigned duties.*

9.8. For use as evidence in pupil or student expulsion hearings conducted by a district school board pursuant to the provisions of chapter 120.

10.9. Appropriate parties in connection with an emergency, if knowledge of the information in the pupil's or student's educational records is necessary to protect the health or safety of the pupil, student, or other individuals.

11.40. The Auditor General in connection with his or her official functions; however, except when the collection of personally identifiable information is specifically authorized by law, any data collected by the Auditor General is confidential and exempt from the provisions of s. 119.07(1) and shall be protected in such a way as will not permit the personal identification of students and their parents by other than the Auditor General and his or her staff, and such personally identifiable data shall be destroyed when no longer needed for the Auditor General's official use.

12.44.a. A court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, upon the condition that the pupil or student and the pupil's or student's parent are notified of the order or subpoena in advance of compliance therewith by the educational institution or agency.

b. A person or entity pursuant to a court of competent jurisdiction in compliance with an order of that court or the attorney of record pursuant to a lawfully issued subpoena, upon the condition that the pupil or student, or his or her parent if the pupil or student is either a minor and not attending an institution of postsecondary education or a dependent of such parent as defined in 26 U.S.C. s. 152 (s. 152 of the Internal Revenue Code of 1954), is notified of the order or subpoena in advance of compliance therewith by the educational institution or agency.

13.12. Credit bureaus, in connection with an agreement for financial aid which the student has executed, provided that such information may be disclosed only to the extent necessary to enforce the terms or conditions of the financial aid agreement. Credit bureaus shall not release any information obtained pursuant to this paragraph to any person.

14.13. Parties to an interagency agreement among the Department of Juvenile Justice, school and law enforcement authorities, and other signatory agencies for the purpose of reducing juvenile crime and especially motor vehicle theft by promoting cooperation and collaboration, and the sharing of appropriate information in a joint effort to improve school safety, to reduce truancy, in-school and out-of-school suspensions, to support alternatives to in-school and out-of-school suspensions and expulsions that provide structured and well-supervised educational programs supplemented by a coordinated overlay of other appropriate services designed to correct behaviors that lead to truancy, suspensions, and expulsions, and which support students in successfully completing their education. Information provided in furtherance of such interagency agreements is intended solely for use in determining the appropriate programs and services for each juvenile or the juvenile's family, or for coordinating the delivery of such programs and services, and as such is inadmissible in any court proceedings prior to a dispositional hearing unless written consent is provided by a parent, guardian, or other responsible adult on behalf of the juvenile.

This paragraph does not prohibit any educational institution from publishing and releasing to the general public directory information relating to a pupil or student if the institution elects to do so. However, no educational institution shall release, to any individual, agency, or organization which is not listed in subparagraphs 1.-13., directory information relating to the student body in general or a portion thereof unless it is normally published for the purpose of release to the public in general. Any educational institution making directory information public shall give public notice of the categories of information which it has designated as directory information with respect to all pupils or students attending the institution and shall allow a reasonable period of time after such notice has been given for a parent, guardian, pupil, or student to inform the institution in writing that any or all of the information designated should not be released.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 10, after the semicolon (;) insert: amending s. 228.093, F.S.; providing access to student records by Learning Gateway programs and the Learning Gateway steering committee;

Pursuant to Rule 4.19, **CS for SB 1018** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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

CS for CS for SB 912—A bill to be entitled An act relating to criminal rehabilitation; amending s. 20.315, F.S.; redesignating the area of program services within the Department of Corrections as program, transition, and postrelease services; amending s. 397.333, F.S.; revising the qualifications for members appointed to the Statewide Drug Policy Advisory Council; providing additional duties of the council; amending s. 944.026, F.S.; requiring the department to designate a certain number of beds to be used for transition assistance; expanding the types of offenders who are eligible for nonsecure community-based residential drug treatment; amending s. 944.473, F.S.; requiring certain inmates to participate in substance-abuse treatment; providing criteria for program participation; creating s. 944.4731, F.S.; creating the Addiction-Recovery Supervision Program Act; providing criteria for program participation; requiring the department to contract with faith-based groups and private organizations to operate substance-abuse-transition housing programs; providing program requirements; requiring prerelease screening; providing requirements for offenders who participate in the program; amending s. 944.702, F.S.; providing legislative intent with respect to support services for inmates who abuse substances; amending ss. 944.703, 944.704, F.S., relating to transition assistance for inmates; requiring that inmates who abuse substances receive priority assistance; providing for transition-assistance specialists at institutions; amending ss. 944.705, 944.706, 944.707, F.S.; authorizing the department to contract with faith-based service groups for release-assistance programs and postrelease services; amending s. 944.803, F.S.; providing additional requirements for faith-based programs for inmates; requiring the department to assign chaplains to certain community correctional centers; amending s. 945.091, F.S.; authorizing an inmate to participate in faith-based service groups; amending s. 947.141, F.S.; providing revocation process for offenders on addiction-recovery supervision; amending s. 948.08, F.S.; providing that specified offenders are eligible for certain pretrial intervention programs; amending s. 951.10, F.S.; clarifying provisions governing the leasing of prisoners; requiring the Department of Corrections to report to the Governor and the Legislature on the implementation of the act; requiring the Legislative Committee on Intergovernmental Relations to report to the Legislature on intervention and treatment strategies for persons convicted of prostitution; requiring inmates to complete a course on job readiness and life management before release; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Burt moved the following amendment which was adopted:

Amendment 1 (410826)(with title amendment)—On page 32, line 28 through page 33, line 29, delete those lines and insert:

Section 15. Paragraph (a) of subsection (6) and subsection (7) of section 948.08, Florida Statutes, are amended to read:

948.08 Pretrial intervention program.—

(6)(a) Notwithstanding any provision of this section, a person who is charged with a felony of the second or third degree for purchase or possession of a controlled substance under chapter 893, *tampering with evidence, solicitation for purchase of a controlled substance, or obtaining a prescription by fraud; who has not been charged with a crime involving violence, including, but not limited to, murder, sexual battery, robbery, carjacking, home-invasion robbery, or any other crime involving violence;* and who has not previously been convicted of a felony nor been admitted to a *felony* pretrial program referred to in this section, is eligible for admission into a pretrial substance abuse education and treatment intervention program approved by the chief judge of the circuit, for a period of not less than 1 year in duration, upon motion of either party or the court's own motion, except:

1. If a defendant was previously offered admission to a pretrial substance abuse education and treatment intervention program at any time prior to trial and the defendant rejected that offer on the record, then the court or the state attorney may deny the defendant's admission to such a program.

2. If the state attorney believes that the facts and circumstances of the case suggest the defendant's involvement in the dealing and selling of controlled substances, the court shall hold a preadmission hearing. If the state attorney establishes, by a preponderance of the evidence at such hearing, that the defendant was involved in the dealing or selling

of controlled substances, the court shall deny the defendant's admission into a pretrial intervention program.

(7) The chief judge in each circuit may appoint an advisory committee for the pretrial intervention program composed of the chief judge or his or her designee, who shall serve as chair; the state attorney, the public defender, and the program administrator, or their designees; and such other persons as the chair deems appropriate. *The advisory committee may not designate any defendant eligible for a pretrial intervention program for any offense that is not listed under paragraph (6)(a) without the state attorney's recommendation and approval.* The committee may also include persons representing any other agencies to which persons released to the pretrial intervention program may be referred.

And the title is amended as follows:

On page 2, line 20, after the semicolon (;) insert: providing requirements for a defendant to be designated as eligible for a pretrial intervention program;

Senator Villalobos moved the following amendment which was adopted:

Amendment 2 (474252)(with title amendment)—On page 20, between lines 18 and 19, insert:

Section 8. Section 944.7031, Florida Statutes, is created to read:

944.7031 *Eligible inmates released from private correctional facilities.*—

(1) *It is the intent of the Legislature that state inmates nearing release from a private correctional facility managed under chapter 957 are eligible for assistance under ss. 944.701-944.708, and all laws that provide for or mandate transition-assistance services to inmates nearing release also apply to inmates who reside in private correctional facilities.*

(2) *To assist an inmate nearing release from a private correctional facility, the department and the transition-assistance specialist shall coordinate with a designated staff person at each private correctional facility to ensure that a state inmate released from the private correctional facility is informed of and provided with the same level of transition-assistance services that are provided by the department for an inmate in a state correctional facility. Any inmate released from a private correctional facility shall also have equal access to placement consideration in a contracted substance-abuse-transition housing program, including those programs that have a faith-based component.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 5, after the semicolon (;) insert: creating s. 944.7031, F.S.; providing for inmates released from private correctional facilities to be eligible for the same transition-assistance services that are provided to inmates in state correctional facilities; requiring that such inmates be given access to placement consideration in substance-abuse-transition housing programs, including programs that have a faith-based component;

Pursuant to Rule 4.19, **CS for CS for SB 912** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SENATOR BROWN-WAITE PRESIDING

On motion by Senator Laurent—

CS for SB 94—A bill to be entitled An act relating to consumer collection practices; amending s. 559.72, F.S.; prohibiting certain communications with a debtor who is represented by an attorney; prohibiting the causing of charges to be made to a debtor; amending s. 559.77, F.S.; revising civil remedies for engaging in prohibited collection practices; providing for damages in class actions; prescribing circumstances under which liability does not attach; providing a limitation on bringing an action for a remedy for unlawful collection practices; providing an effective date.

—was read the second time by title.

Senator Laurent moved the following amendments which were adopted:

Amendment 1 (085376)(with title amendment)—On page 5, between lines 27 and 28, insert:

(5) In applying and construing this section, due consideration and great weight shall be given to the interpretations of the Federal Trade Commission and the federal courts relating to the federal Fair Debt Collection Practices Act.

And the title is amended as follows:

On page 1, line 13, following the semicolon (;) insert: providing for application of federal precedent regarding corresponding federal laws;

Amendment 2 (931120)—On page 5, line 11, before the period (.) insert: *, but in no event may this aggregate award provide an individual class member with additional statutory damages in excess of \$1,000*

Pursuant to Rule 4.19, **CS for SB 94** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

SB 304—A bill to be entitled An act relating to deferred compensation programs for government employees; amending s. 112.215, F.S.; redefining the term “employee,” for purposes of participation in such programs, to include employees of constitutional county officers; prescribing duties of constitutional county officers with respect to their employees; providing for negotiation of a joint deferred compensation program for certain local employees currently eligible for participation in such programs and employees of constitutional county officers; providing an effective date.

—was read the second time by title.

The Committee on Comprehensive Planning, Local and Military Affairs recommended the following amendment which was moved by Senator Pruitt and adopted:

Amendment 1 (310024)—On page 3, line 27, after “any” insert: *constitutional*

Senator Pruitt moved the following amendment which was adopted:

Amendment 2 (635438)(with title amendment)—On page 3, between lines 25 and 26, insert:

(e) The administrative costs of the deferred compensation plan shall be wholly or partially self-funded. Fees for self-funding of the plan shall be paid by investment providers and may be recouped from their respective plan participants. The fees shall be deposited in the Deferred Compensation Trust Fund.

And the title is amended as follows:

On page 1, line 13, following the semicolon (;) insert: providing for funding costs of the deferred compensation plan;

Pursuant to Rule 4.19, **SB 304** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Dawson—

SB 410—A bill to be entitled An act relating to school emergency preparedness; amending s. 230.23, F.S.; requiring the Department of Education to adopt rules for emergency drills which must be followed by each district school board; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 410** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 126** was deferred.

THE PRESIDENT PRESIDING

On motion by Senator Sullivan—

SB 708—A bill to be entitled An act relating to education; amending s. 231.40, F.S.; 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; amending s. 240.343, F.S.; 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 for payment to the employee’s beneficiary under specified conditions; providing an effective date.

—was read the second time by title.

The Committee on Education recommended the following amendment which was moved by Senator Sullivan:

Amendment 1 (923250)—On page 4, line 19, delete “to”

Senator Sullivan moved the following substitute amendment which was adopted:

Amendment 2 (291690)—On page 4, line 19, delete “to” and insert: *to*

Pursuant to Rule 4.19, **SB 708** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brown-Waite—

CS for CS for SB 126—A bill to be entitled An act relating to Xeriscape; amending ss. 125.568, 166.048, 255.259, 335.167, 373.185, F.S.; redefining the term “Xeriscape”; prohibiting certain restrictions on the practice of Xeriscape; amending s. 373.62, F.S.; providing for the operation and maintenance of rain sensor devices; amending s. 720.3075, F.S.; prohibiting homeowners’ associations from restricting the practice of Xeriscape; providing an effective date.

—was read the second time by title.

Senator Brown-Waite moved the following amendments which were adopted:

Amendment 1 (311018)(with title amendment)—On page 2, line 22; on page 3, line 30; on page 4, lines 7 and 26; and on page 7, line 4, before the period (.) insert: *or from constructing on such land an irrigation well permitted or exempted by the water management district*

And the title is amended as follows:

On page 1, line 6, before the semicolon (;) insert: *or the construction of irrigation wells*

Amendment 2 (282570)(with title amendment)—On page 8, line 19, before the period (.) insert: *or from constructing on such land an irrigation well permitted or exempted by the water management district*

And the title is amended as follows:

On page 1, line 11, before the semicolon (;) insert: *or the construction of irrigation wells*

Amendment 3 (880568)—In title, on page 1, line 2, delete “Xeriscape” and insert: *use of water resources*

Pursuant to Rule 4.19, **CS for CS for SB 126** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SENATOR BROWN-WAITE PRESIDING

On motion by Senator Bronson—

SB 536—A bill to be entitled An act relating to demineralization concentrate; amending s. 403.0882, F.S.; reorganizing and clarifying the

section; directing the Department of Environmental Protection to enter into rulemaking; creating a technical advisory committee to assist in rule development; providing permitting requirements relating to failure of toxicity tests due to naturally occurring constituents; amending s. 403.061, F.S.; providing an exemption allowing demineralization concentrate mixing zones in Outstanding Florida Waters with specific requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 536** was placed on the calendar of Bills on Third Reading.

On motion by Senator Posey—

SB 1058—A bill to be entitled An act relating to vacancies in office; amending s. 114.01, F.S.; defining the term “qualify for office” for purposes of determining whether a vacancy has occurred; amending s. 114.04, F.S.; requiring certain persons appointed to office to be United States citizens; amending s. 114.05, F.S.; requiring all officials making appointments that are subject to Senate confirmation to follow certain procedures; amending s. 350.031, F.S.; providing for filling certain vacancies on the Public Service Commission; providing an effective date.

—was read the second time by title.

The Committee on Ethics and Elections recommended the following amendments which were moved by Senator Posey and adopted:

Amendment 1 (224740)(with title amendment)—On page 2, lines 1-23, delete those lines and insert:

(1) Except as otherwise provided in the State Constitution, the Governor shall fill by appointment any vacancy in a state, district, or county office, other than a member or officer of the Legislature, for the remainder of the term of an appointive ~~office officer~~ and for the remainder of the term of an elective office, if there is less than 28 months remaining in the term; otherwise, until the first Tuesday after the first Monday following the next general election. With respect to any office which requires confirmation by the Senate, the person so appointed may hold an ad interim term of office subject to the provisions of s. 114.05. *The ad interim term runs from the date of appointment until the end of the next ensuing session of the Legislature, or until confirmation of an appointee for the unexpired portion of the term, whichever occurs first.*

(2) Each secretary or division director of a department of the executive branch who is required by law to be appointed by the Governor and confirmed by the Senate shall serve at the pleasure of the Governor, unless otherwise provided by law, and the appointment of such person shall run concurrently with the term of the Governor making the appointment. In the event a Governor is elected to a second term of office pursuant to s. 5, Art. IV of the State Constitution, each secretary or division director so appointed shall be reappointed or, at the discretion of the Governor, replaced by a new appointee. Reappointments to the same office shall be subject to confirmation by the Senate as provided in s. 114.05.

(Redesignate subsequent subsection.)

And the title is amended as follows:

On page 1, line 6, after the semicolon (;) insert: describing an ad interim term of office;

Amendment 2 (040262)(with title amendment)—On page 2, line 26, before the period (.) insert: *and a resident of the state*

And the title is amended as follows:

On page 1, line 8, after “citizens” insert: *and residents of the state*

Pursuant to Rule 4.19, **SB 1058** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Klein—

SB 272—A bill to be entitled An act relating to law enforcement officers; amending s. 817.564, F.S.; providing an exemption from civil or

criminal liability for the sale of imitation controlled substances by law enforcement officers and other persons acting at their direction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 272** was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

On motion by Senator Horne—

SB 218—A bill to be entitled An act relating to mortgage guaranty insurance; amending ss. 624.408, 635.042, F.S.; revising minimum surplus requirements for mortgage guaranty insurers; revising limits on total liability and exposure to losses for such insurers; requiring mortgage guaranty insurers to include certain information in audited financial reports required pursuant to s. 624.424(8); authorizing the Department of Insurance to take certain actions against a mortgage guaranty insurer that is not in compliance; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 218** was placed on the calendar of Bills on Third Reading.

On motion by Senator Silver—

SB 130—A bill to be entitled An act relating to eminent domain; amending s. 166.411, F.S.; authorizing municipalities to exercise the power of eminent domain for public school purposes; providing for future repeal; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 130** was placed on the calendar of Bills on Third Reading.

On motion by Senator Laurent—

CS for SB 806—A bill to be entitled An act relating to insurance; amending s. 626.221, F.S.; exempting an applicant for a license as a customer representative from examination requirements under certain conditions; exempting an applicant for a license as an adjuster from examination requirements under certain conditions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 806** was placed on the calendar of Bills on Third Reading.

On motion by Senator Campbell—

CS for CS for SB 138—A bill to be entitled An act relating to adoption; amending ss. 39.703, 39.802, 39.806, 39.811, F.S., relating to the petition and grounds for terminating parental rights and powers of disposition; removing authority of licensed child-placing agencies to file actions to terminate parental rights; amending s. 39.812, F.S.; providing additional requirements for a petition for adoption; prohibiting filing such petition until the order terminating parental rights is final; amending s. 63.022, F.S.; revising legislative intent with respect to adoptions; amending s. 63.032, F.S.; revising definitions; defining “adoption entity,” “legal custody,” “parent,” and “relative”; creating s. 63.037, F.S.; providing exemptions from certain provisions of ch. 63, F.S., for adoption proceedings initiated under ch. 39, F.S.; creating s. 63.039, F.S.; providing duties of an adoption entity to prospective adoptive parents; providing sanctions and an award of attorney’s fees under certain circumstances; amending s. 63.0425, F.S.; conforming provisions relating to grandparent’s right to adopt; amending s. 63.0427, F.S.; allowing biological relatives to have communication or contact with an adopted child under certain conditions; amending s. 63.052, F.S.; providing for placement of

a minor pending adoption; specifying the jurisdiction of the court over a minor placed for adoption; amending s. 63.062, F.S.; specifying additional persons who must consent to an adoption, execute an affidavit of nonpaternity, or receive notice of proceedings to terminate parental rights; providing for form and content of affidavit of nonpaternity; providing for notice of the right to select a witness; providing a form for waiver of venue; amending s. 63.082, F.S.; revising requirements and form for executing a consent to an adoption; making such requirements applicable to affidavit of nonpaternity; providing a revocation period and requirements for withdrawing consent; providing additional disclosure requirements; revising requisite history form to include social history; amending s. 63.085, F.S.; specifying information that must be disclosed to persons seeking to adopt a minor and to the parents; creating s. 63.087, F.S.; requiring that a separate proceeding be conducted by the court to determine whether a parent's parental rights should be terminated; providing for rules, jurisdiction, and venue for such proceedings; providing requirements for the petition and hearing; requiring notification to grandparents; creating s. 63.088, F.S.; providing diligent search and court inquiry requirements for identifying and locating a person who is required to consent to an adoption or receive notice of proceedings to terminate parental rights; providing notice requirements including notice by constructive service; providing that failure to respond or appear constitutes grounds to terminate parental rights pending adoption; creating s. 63.089, F.S.; providing hearing procedures for proceedings to terminate parental rights pending adoption; specifying grounds upon which parental rights may be terminated; providing for finding of abandonment; providing for dismissal of petition procedures; providing for post-judgment relief; providing for confidentiality of records; amending s. 63.092, F.S.; restricting certain criminal offenders from having minors placed in their homes for adoption and providing requirements in an at-risk placement before termination of parental rights; amending s. 63.097, F.S.; revising fee requirements to provide for allowable and prohibited fees and costs; amending s. 63.102, F.S.; revising requirements for filing a petition for adoption; providing requirements for prior approval of fees and costs; revising requirements for declaratory statement as to adoption contract; amending s. 63.112, F.S.; revising requirements for form and content of a petition for adoption; amending s. 63.122, F.S.; revising the time requirements for hearing a petition for adoption; amending s. 63.125, F.S.; conforming provisions relating to the final home investigation; amending s. 63.132, F.S.; revising requirements for affidavit of expenses and receipts; requiring separate court order approving fees, costs, and expenses; amending s. 63.142, F.S.; specifying circumstances under which a judgment terminating parental rights pending adoption is voidable; providing for an evidentiary hearing to determine the minor's placement following a motion to void such a judgment; amending s. 63.162, F.S.; conforming provisions relating to confidential records of adoption proceedings; amending s. 63.165, F.S.; requiring that the Department of Children and Family Services maintain certain information in the state registry of adoption information for a specified period; amending s. 63.202, F.S.; conforming provisions relating to agencies authorized to place minors for adoption; amending s. 63.207, F.S.; revising provisions that limit the placement of a minor in another state for adoption; amending s. 63.212, F.S.; revising provisions relating to prohibitions and penalties with respect to adoptions; amending s. 63.219, F.S.; conforming provisions relating to sanctions; creating s. 63.2325, F.S.; providing conditions for revocation of a consent to adoption or affidavit of nonpaternity; amending ss. 984.03, 985.03, F.S.; conforming cross-references; repealing s. 63.072, F.S., relating to persons who may waive required consent to an adoption; requiring that a petition for adoption be governed by the law in effect at the time the petition is filed; providing for severability; providing an effective date.

—was read the second time by title.

Senator Campbell moved the following amendments which were adopted:

Amendment 1 (512216)—On page 7, line 3, delete “œ” and insert: or

Amendment 2 (801082)—On page 20, line 21, after “fee” insert: and costs

Amendment 3 (705690)—On page 34, line 17 and on page 35, line 1, delete “section” and insert: paragraph

Amendment 4 (803898)—On page 54, line 8, delete “may” and insert: must

Amendment 5 (302048)—On page 68, line 4, delete “clerk of the”

Amendment 6 (204600)—On page 71, line 10, after the period (.) insert: Upon its completion, a copy of the home study must be provided to the intended adoptive parents who were the subject of the home study.

Amendment 7 (705058)—On page 78, lines 16-19, delete those lines and insert:

(e) When a petition for a declaratory statement as to the adoption contract is filed prior to the commencement of proceedings to terminate parental rights, it must be filed in accordance with the venue requirements for the filing of the petition terminating parental rights under s. 63.087. Pursuant to s. 63.087, a previously filed petition for a declaratory statement filed under this section must be consolidated with a related subsequently filed petition for termination of parental rights. If the petition for declaratory statement is filed after the judgment terminating parental rights has been entered, the action for declaratory statement must be consolidated with any related petition for adoption. Only one filing fee may be assessed for both the adoption and declaratory statement petitions.

Amendment 8 (801620)—On page 80, delete line 3 and insert:

(c) A copy of any declaratory statement previously entered by the court pursuant to s. 63.102.

(d)(e) The surrender document must include documentation

Amendment 9 (754366)(with title amendment)—On page 101, between lines 17 and 18, insert:

Section 34. Section 395.1024, Florida Statutes, is created to read:

395.1024 Patients consenting to adoptions; protocols.—

(1) Each licensed facility shall adopt a protocol that, at a minimum, provides for facility staff to be knowledgeable of the waiting periods, revocation and the contents of the consent to adoption as contained in s. 63.082(4), and describes the supportive and unbiased manner in which facility staff will interact with birth parents and prospective adoptive parents regarding the adoption, in particular during the waiting period required in s. 63.082(4)(b) before consenting to an adoption.

(2) The protocol shall be in writing and be provided upon request to any birth parent or prospective parent of a child born in the facility.

Section 35. Section 383.310, Florida Statutes, is created to read:

383.310 Patients consenting to adoptions; protocols.—

(1) Each licensed facility shall adopt a protocol that, at a minimum, provides for facility staff to be knowledgeable of the waiting periods, revocation and the contents of the consent to adoption as contained in s. 63.082(4), and describes the supportive and unbiased manner in which facility staff will interact with birth parents and prospective adoptive parents regarding the adoption, in particular during the waiting period required in s. 63.082(4)(b) before consenting to an adoption.

(2) The protocol shall be in writing and be provided upon request to any birth parent or prospective parent of a child born in the facility.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 28, after the semicolon (;) insert: creating s. 395.1024, F.S.; requiring a licensed facility to adopt protocol for staff concerning adoption; creating s. 383.310, F.S.; requiring a licensed facility to adopt protocol for staff concerning adoption;

Pursuant to Rule 4.19, **CS for CS for SB 138** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Dawson, by two-thirds vote **SB 38** and **SB 220** were withdrawn from the committees of reference and further consideration.

On motion by Senator Holzendorf, by two-thirds vote **SB 44** was withdrawn from the committees of reference and further consideration.

On motion by Senator Wasserman Schultz, by two-thirds vote **SB 640** was withdrawn from the committees of reference and further consideration.

On motion by Senator Saunders, by two-thirds vote **SR 860** was withdrawn prior to introduction.

On motion by Senator Campbell, by two-thirds vote **SB 320** and **SB 1930** were withdrawn from the committees of reference and further consideration.

On motion by Senator Bronson, by two-thirds vote **SB 4** and **SB 686** were withdrawn from the committees of reference and further consideration.

On motion by Senator Carlton, by two-thirds vote **SB 378** was withdrawn from the committees of reference and further consideration.

On motion by Senator Lee, by two-thirds vote **CS for SB 238** was withdrawn from the Committees on Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

MOTIONS

On motion by Senator Lee, a deadline of 3:00 p.m. Tuesday, March 27, was set for filing amendments to the appropriations bills to be considered Thursday, March 29.

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

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 21, 2001: CS for SB 1018, CS for CS for SB 912, CS for SB 94, SB 304, SB 410, CS for CS for SB 126, SB 708, SB 536, SB 1058, SB 272, SB 218, SB 130, CS for SB 806, CS for CS for SB 138

Respectfully submitted,
Tom Lee, Chairman

The Committee on Natural Resources recommends the following pass: SB 1204 with 2 amendments

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

The Committee on Education recommends the following pass: SB 820 with 1 amendment, SB 1162 with 1 amendment, SB 1190 with 1 amendment, SB 1264

The bills were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 674

The bill was referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 916

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 518 with 1 amendment, SB 540, SB 918, SB 1198 with 1 amendment

The Committee on Judiciary recommends the following pass: CS for SB 268

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Public Safety and Judiciary under the original reference.

The Committee on Judiciary recommends the following pass: SB 890 with 2 amendments

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

The Committee on Criminal Justice recommends the following pass: SB 1194 with 1 amendment

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 1020 with 1 amendment

The bill was referred to the Committee on Finance and Taxation under the original reference.

The Committee on Education recommends the following pass: SB 940

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

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 1212

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

The Committee on Education recommends the following pass: SB 1270

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

The Committee on Natural Resources recommends the following pass: SB 1296 with 1 amendment

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

The Committee on Criminal Justice recommends the following pass: SB 720, SB 810

The Committee on Judiciary recommends the following pass: CS for SB 252, SB 1066 with 1 amendment

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

The Committee on Education recommends a committee substitute for the following: SB 986

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 954

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Public Safety and Judiciary under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1274

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 84

The Committee on Education recommends a committee substitute for the following: SB 370

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 Judiciary recommends a committee substitute for the following: SB 1084

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 842

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 888

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 108

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Latvala—

SB 1960—A bill to be entitled An act relating to health care access; creating a pilot program to provide health care coverage for uninsured persons; prescribing guidelines for the program and coverage thereunder; prescribing duties of the Agency for Health Care Administration; requiring records and access to records; providing remedies for unlawful or harmful acts by health care entities; providing an effective date.

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

By Senator Carlton—

SB 1962—A bill to be entitled An act relating to the pilot RV mediation and arbitration program; amending s. 681.1096, F.S.; extending the pilot program an additional period; amending s. 681.1097, F.S.; providing for technical corrections to an arbitrator's decision; prescribing guidelines for appealing an arbitrator's decision; providing an effective date.

—was referred to the Committees on Judiciary; Banking and Insurance; and Transportation.

By Senator Crist—

SB 1964—A bill to be entitled An act relating to assault and battery; creating s. 784.074, F.S.; providing enhanced penalties for the offenses of assault, battery, aggravated assault, or aggravated battery on a security officer licensed by the Department of State or on an investigator employed by the Bureau of Regulation and Enforcement of the Department of State; providing definitions; specifying minimum terms of imprisonment; providing that a person convicted of a violation under the act may not have adjudication of guilt or imposition of sentence suspended or withheld; providing that such person is ineligible for early release, except under certain circumstances; amending s. 784.081, F.S.; increasing penalties for an assault or battery committed against a municipal or county parks or recreation department employee; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

By Senator Sullivan—

SB 1966—A bill to be entitled An act relating to liability; creating s. 768.1325, F.S.; providing immunity from civil liability for certain persons acquiring or using automatic external defibrillator devices; repealing s. 768.13(4), F.S., relating to automatic external defibrillators; amending s. 401.2915, F.S.; deleting a requirement that persons having access to automatic external defibrillators obtain specified training; providing an effective date.

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

By Senator Mitchell—

SB 1968—A bill to be entitled An act relating to the State Law Enforcement Radio Operating Trust Fund; amending s. 282.1095, F.S.; creating the State Law Enforcement Operating Trust Fund; providing for its purposes; transferring a current trust fund balance; providing for review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senators Latvala and Garcia—

SB 1970—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 and 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; requesting the

Division of Statutory Revision to prepare draft legislation; establishing the Financial Services Transition Task Force; providing membership; establishing duties; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Peaden—

SB 1972—A bill to be entitled An act relating to charter schools; amending s. 228.056, F.S.; providing requirements for conversion to charter schools; establishing new purposes for charter schools; prohibiting a sponsor from charging an application fee; removing a school board's ability to refuse to follow the recommendation of the State Board of Education for good cause in cases of charter-school appeals; removing the limit on the number of charters a school district may issue; permitting a charter school to admit students on the basis of artistic, academic, or other standards; revising requirements regarding the capacity of the charter school; granting a charter school's governing board the right to appeal a school board's decision to terminate a charter school; changing the procedure for granting a charter school an exemption from statutory provisions; revising the requirements for the staff of a charter school; revising procedures relating to the administrative fee charged by a school district; revising requirements for a charter school in the workplace; amending s. 228.0561, F.S.; revising procedures relating to funding for charter-school facilities; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Carlton—

SB 1974—A bill to be entitled An act relating to long-term-care facilities; expressing the legislative intent to amend laws relating to the quality of care provided by long-term-care facilities and laws authorizing actions for negligence against such facilities; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Judiciary; Appropriations Subcommittee on Health and Human Services; Appropriations; and Rules and Calendar.

By Senator Sebesta—

SB 1976—A bill to be entitled An act relating to the Spaceport Florida Authority; amending s. 331.304, F.S.; providing for what constitutes spaceport territory; amending s. 331.305, F.S.; authorizing Spaceport Authority employees to participate in the state employee tuition waiver education and training program; amending s. 331.367, F.S.; revising the membership and functions of entities under the Spaceport Management Council; creating the Space Commerce Board; amending s. 331.368, F.S.; revising provisions relating to the authority of the Florida Space Research Institute; providing an effective date.

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

By Senator Carlton—

SB 1978—A bill to be entitled An act relating to tax administration; repealing s. 212.084(6), F.S.; eliminating provisions for temporary exemption certificates; repealing s. 212.08(7)(ccc), F.S.; eliminating the specific sales tax exemption for organizations providing crime prevention, drunk-driving prevention, and juvenile-delinquency-prevention services; amending s. 212.08, F.S.; providing that a qualifying entity is entitled to a refund for taxes paid on items purchased by the entity prior to receiving a consumer certificate of exemption; providing for retroactive application; reinstating retroactively the sales tax exemption for parent-teacher organizations and parent-teacher associations; eliminating obsolete provisions; requiring a purchaser to file an affidavit stating

the exempt nature of a purchase with the selling vendor instead of the Department of Revenue; providing for retroactive application; replacing the definition of the term "section 38 property" with an express definition of the terms "industrial machinery and equipment" and "motion picture and video equipment"; imposing certain requirements, for purposes of taxation, on the removal of a motor vehicle from this state; providing residency requirements of corporate officers, corporate stockholders, and partners in a partnership relating to the taxable status of sales of motor vehicles; amending s. 212.06, F.S.; clarifying the definition of the term "fixtures"; eliminating reference to the term "trade fixture"; amending s. 212.08, F.S.; replacing the Interstate Commerce Commission with the Surface Transportation Board as the entity that licenses certain railroads as common carriers; providing that, for a vessel, railroad, or motor carrier engaged in interstate or foreign commerce, sales tax applies to taxable purchases in this state and applies even if the vessel, railroad, or motor carrier has operated for less than a fiscal year; amending s. 220.22, F.S.; eliminating the initial year's information return for certain corporations; repealing s. 624.509(10), F.S., which provides for an exemption from the insurance premium tax for insurers who write monoline flood insurance policies; amending s. 213.285, F.S.; delaying the future repeal of the certified audit project; amending s. 213.30, F.S.; clarifying that the rewards program is the only available means of obtaining compensation for information regarding another person's failure to comply with the state's tax laws; amending s. 11, ch. 2000-165, Laws of Florida; clarifying which provisions of ch. 213, F.S., apply to the collection of unemployment contributions; amending s. 45.031, F.S.; requiring the clerk of court to give notice to the Department of Revenue if there is a surplus resulting from the foreclosure of an unemployment compensation tax lien; amending s. 69.041, F.S.; permitting the department to participate in the disbursement of unemployment compensation tax lien foreclosure funds; amending s. 213.053, F.S.; providing for confidentiality and information sharing; abrogating the expiration of s. 215.20(3), F.S., relating to service charges against certain trust funds, notwithstanding s. 10, ch. 90-110, Laws of Florida; repealing s. 4 of ch. 96-395, Laws of Florida, which provides for the repeal of exemptions provided for certain citizen support organizations and the Florida Folk Festival; providing for retroactive applicability; providing effective dates.

—was referred to the Committees on Commerce and Economic Opportunities; and Finance and Taxation.

By Senator Burt—

SB 1980—A bill to be entitled An act relating to criminal justice programs; amending ss. 938.01, 943.25, F.S.; providing for deposit of certain court-cost proceeds into the Department of Law Enforcement Operating Trust Fund; prescribing authorized uses of assets in such fund; transferring the criminal justice program of the Department of Community Affairs to the Department of Law Enforcement; providing for the latter department to adopt rules relating to the program; transferring the Prevention of Domestic and Sexual Violence Program from the Department of Community Affairs to the Department of Children and Family Services; providing for funding the program; providing an effective date.

—was referred to the Committees on Criminal Justice; Comprehensive Planning, Local and Military Affairs; Finance and Taxation; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

By Senator Villalobos—

SB 1982—A bill to be entitled An act relating to elections; amending s. 98.015, F.S.; requiring supervisors of elections to report to the Florida Elections Commission and the state attorney violations of the Florida Election Code; amending s. 102.155, F.S.; requiring a candidate to pay fines owed for violation of ch. 106, F.S., before the filing officer issues a certificate of election; amending s. 104.011, F.S.; prohibits a person from falsely swearing to an oath required by the code; amending s. 104.42, F.S.; requiring a supervisor of elections to investigate fraudulent registration and illegal voting; amending s. 106.011, F.S.; defining terms; amending s. 106.021, F.S.; prohibiting candidates from acting as their own campaign treasurer or deputy treasurer under certain conditions;

amending s. 106.023, F.S.; modifying the Statement of Candidate form; amending s. 106.04, F.S.; requiring committees of continuous existence to inform the Division of Elections when there are changes in necessary qualifying criteria; amending s. 106.055, F.S.; requiring candidates to estimate and report fair market value of goods or services received; amending s. 106.06, F.S.; requiring a treasurer to provide campaign records to a candidate within a specified time; requiring a candidate to keep such records for a specified time; providing a fine; amending s. 106.07, F.S.; making a candidate responsible for filing campaign reports; providing a limitation on reimbursed expenses; requiring the reporting of names of persons supplying communications media services; amending s. 106.071, F.S.; requiring independent political advertisements to contain names of persons paying for the advertisements; providing a penalty for making a false disclaimer in an independent political advertisement; amending s. 106.08, F.S.; clarifying requirements for contributing and soliciting charitable contributions; amending s. 106.09, F.S.; limiting cash and money order contributions; amending s. 106.11, F.S.; providing for payment by campaign funds for items obligated before a candidate was elected, became unopposed, or was eliminated only if the obligation was made in writing; amending s. 106.12, F.S.; specifying uses for petty cash; increasing the amount of petty cash that may be used by nonstatewide candidates and political committees; amending s. 106.1405, F.S.; prescribing guidelines for paying for goods and services provided by a family member; amending s. 106.141, F.S.; eliminating a candidate's right to reimbursement for personal loans to the campaign; increasing the amount of funds transferrable to an office account; requiring receipts for office account expenditures; authorizing inspection of receipts; amending s. 106.143, F.S.; modifying disclaimer requirements; amending s. 106.144, F.S.; modifying requirements for statements of endorsement; amending s. 106.15, F.S.; expanding prohibition against candidates using state employees' services during working hours to include all government employees; amending s. 106.18, F.S.; prohibiting the appearance of a candidate's name on the ballot if the commission finds the candidate violated s. 106.19(1), F.S., within the past 2 years; providing for a filing officer to certify that a candidate has filed all reports and paid all fines; creating s. 106.185, F.S.; providing for forfeiture of a candidate's salary and expenses for certain acts; amending s. 106.19, F.S.; providing a civil penalty for willful violation of s. 106.19(1)(a), F.S.; increasing the criminal penalty; amending s. 106.21, F.S.; providing for withholding or rescinding of a certification of election and removal from office for violation of s. 106.19(1), F.S.; providing judicial relief to an elector or a defected candidate against a successful candidate who is found guilty of such a violation; amending s. 106.23, F.S.; exempting provisions under the commission's jurisdiction from the scope of advisory opinions which may be given by the division; amending s. 106.24, F.S.; assigning the Florida Elections Commission to the Department of State; providing a general counsel for the commission; prohibiting the Division of Elections from using the Elections Commission Trust Fund for fraud investigations; amending s. 106.25, F.S.; expanding the jurisdiction of the commission; requiring the commission to investigate all violations of the code under its jurisdiction; requiring a filing officer to report code violations in writing to the commission; amending s. 106.26, F.S.; authorizing the commission to issue advisory opinions; amending s. 106.265, F.S.; increasing the amount of civil penalties which the commission may impose; providing for fines to be deposited into the Elections Commission Trust Fund; repealing s. 105.09, F.S., relating to political activity on behalf of candidates for judicial office; repealing s. 106.085, F.S., relating to independent expenditures; providing an appropriation; providing an effective date.

—was referred to the Committees on Ethics and Elections; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Villalobos—

SB 1984—A bill to be entitled An act relating to workers' compensation; amending s. 440.13, F.S.; deleting the provision that medically necessary treatment does not include chiropractic services; specifying date for the Division of Workers' Compensation of the Department of Labor and Employment Security to adopt rules regarding criteria for approval of courses; providing that injured workers must receive reports that their attorneys and the carrier's attorneys receive at the time they receive the reports; deleting employee's responsibility for copayment for medical services; amending s. 440.15, F.S.; extending time for payment of benefits for temporary total disability; increasing the membership on the panel responsible for establishing a uniform permanent impairment

rating system; increasing the percentage of an employee's salary for purposes of impairment income benefits; prescribing a schedule for payment of benefits; providing that compensation is payable for psychological or emotional injury arising out of depression from being out of work; authorizing a judge of compensation claims to settle a dispute between two doctors relating to impairment; increasing the time for payment of temporary partial disability benefits; reducing the geographical area in which the employer must provide the employee with work appropriate to the employee's limitation; increasing the monetary fine for failure to provide such work; amending s. 440.191, F.S.; providing employees with the right to an attorney in a proceeding before the Employee Assistance and Ombudsman Office to resolve a dispute; amending s. 440.192, F.S.; providing that an employer is responsible for an employee's attorney's fees and costs in proceedings before a judge of compensation claims; providing applicability for s. 440.20(11)(c), F.S.; repealing s. 440.25(4)(j), F.S., relating to expedited hearings; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Sanderson—

SB 1986—A bill to be entitled An act relating to group insurance for public officers, employees, and volunteers; amending s. 112.08, F.S.; prescribing procedure for a local governmental unit to replace health insurance when the contracting provider becomes financially impaired or fails or refuses to provide coverage; providing an effective date.

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

By Senators Lee, Miller, Sebesta and Crist—

SB 1988—A bill to be entitled An act relating to Hillsborough County; providing that, notwithstanding any provision of general law, the Hillsborough County Tourist Development Council shall consist of 11 members; providing that an elected municipal official shall be appointed to the council from each municipality within the county; providing that seven members shall be persons involved in the tourist industry; providing that the additional members shall be appointed within 30 days of the effective date of this act; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Sebesta, Lee, Miller and Crist—

SB 1990—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending s. 3(B), chapter 23559, Laws of Florida, 1945, as amended; providing for membership in Division B of the General Employees' Retirement Plan; amending s. 7, chapter 23559, Laws of Florida, 1945, as amended; providing for certain employees to elect to receive credit in the General Employees' Retirement Plan under certain conditions; amending s. 17, chapter 23559, Laws of Florida, 1945, as amended; providing for certain elective officers, department heads, and appointive officers to elect to receive credit in the General Employees' Retirement Plan under certain conditions; repealing chapter 86-405, Laws of Florida, and all other laws in conflict herewith; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Sebesta, Lee, Miller and Crist—

SB 1992—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending chapter 23559, Laws of Florida, 1945, as amended; revising certain death benefits; repealing all laws in conflict herewith; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Lee, Miller, Sebesta and Crist—

SB 1994—A bill to be entitled An act relating to Hillsborough County; amending chapter 98-499, Laws of Florida, relating to liens authorized by ordinance in favor of hospitals providing medical care, treatment, or maintenance to a patient, and in favor of the County when it pays for medical care, treatment, or maintenance of a patient; providing definitions; providing optional and mandatory components, both substantive and procedural, of any such implementing ordinance including establishing limitations on lien amounts, and providing for the treatment of other claims, noneconomic damages, and attorney's fees; requiring the ordinance to provide identical procedural remedies to hospitals and the County; providing for an offset for the cost of an insurance policy resulting in payment of any part of the lien amount; barring a lienholder or the lienholder's legal representative from additional compensation from the patient and others in relation to the charges covered by a lien; providing penalties; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Crist, Lee, Miller and Sebesta—

SB 1996—A bill to be entitled An act relating to the City of Tampa, Hillsborough County, and particularly to the City Pension Fund for Firefighters and Police Officers in the City of Tampa; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to provide for an increase in the accrual of benefits from 2.5 percent to 2.75 percent for each year of service; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senators Crist, Lee, Miller and Sebesta—

SB 1998—A bill to be entitled An act relating to the City of Tampa, Hillsborough County, and particularly to the City Pension Fund for Firefighters and Police Officers in the City of Tampa; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to provide for the purchase of creditable service for past service; amending chapter 23559, Laws of Florida, 1945, as amended, relating to the General Employees' Pension Plan of the City of Tampa; revising the benefits to certain firefighters and police officers; confirming in part the City of Tampa Firefighters and Police Officers Pension Contract; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

Bill numbers **2000—2002** have been reserved for appropriations bills.

By Senator Horne—

SB 2004—A bill to be entitled An act relating to education; providing legislative intent for certain career and technical education programs within comprehensive programs of study in high schools; providing for industry-certification, for certain required courses and activities; authorizing an endorsement and funding; authorizing rules of the Department of Education; requiring certain programs and career-development activities to assist counselors; amending ss. 228.041, 229.601, 229.602, 239.121, F.S.; revising a personnel classification title; amending s. 236.081, F.S.; providing for funding of certain programs; prohibiting certain courses and programs from being reported for funding or from

being substituted for other courses or programs; providing for certain professional-development activities; amending s. 239.229, F.S.; providing certain responsibilities for school boards and superintendents; providing an effective date.

—was referred to the Committees on Education; Commerce and Economic Opportunities; Appropriations Subcommittee on Education; and Appropriations.

By Senator Cowin—

SB 2006—A bill to be entitled An act relating to public records; amending s. 985.412, F.S.; providing an exemption for certain records of the juvenile justice quality assurance review process; providing for future repeal and prior legislative review of the exemption; providing the public necessity for the exemption; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 2008—A bill to be entitled An act relating to economic development; amending s. 288.012, F.S.; changing the date for submission of certain reports by foreign offices; providing for the reports to be compiled and submitted by Enterprise Florida, Inc., as part of its annual report; amending s. 288.095, F.S.; increasing the amount of the total state share of tax refunds that may be scheduled annually for payment under the qualified target industry tax refund program; amending s. 288.90151, F.S.; authorizing Enterprise Florida, Inc., to hire an economic analysis firm to assist with certain reporting requirements; directing Enterprise Florida, Inc., to hire a survey firm to assist with a customer-satisfaction survey; conforming changes; amending s. 288.905, F.S.; revising the deadline for submission of updates or modifications to the strategic plan developed by Enterprise Florida, Inc.; amending s. 288.906, F.S.; encouraging coordination of state audits of Enterprise Florida, Inc.; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Dawson—

SB 2010—A bill to be entitled An act relating to nursing and allied health professions; providing legislative findings; creating the Workforce Development Commission on the Critical Shortage in Nursing and Allied Health Professions within the Department of Education; providing commission duties and responsibilities; requiring a report to the Governor and to legislative officials; providing for commission membership, organization, meetings, procedures, staff, and reimbursement; providing an appropriation; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Education; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Crist—

SB 2012—A bill to be entitled An act relating to character evidence; amending s. 90.404, F.S.; revising a provision of law governing character evidence to permit the admission of certain evidence of the defendant's commission of acts of child molestation under certain circumstances; providing a definition; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Latvala—

SB 2014—A bill to be entitled An act relating to elevators; amending s. 399.01, F.S.; defining terms; amending ss. 399.02, 399.03, F.S.; providing regulatory standards for elevators and similar equipment; providing for permits for construction or alteration; creating s. 399.046, F.S.; providing for licenses and certificates of competency for elevator contractors, elevator mechanics, and elevator inspectors; creating s. 399.106, F.S.; creating the Elevator Safety Review Board; providing for its membership and authority; repealing s. 399.045, F.S., which provides for a certificate of competency; repealing s. 399.05, F.S., which provides for construction permits; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Rossin—

SB 2016—A bill to be entitled An act relating to traffic infractions; amending s. 318.14, F.S.; revising the noncriminal requirement that a person cited for a traffic infraction sign and accept a citation to appear; providing an effective date.

—was referred to the Committees on Transportation; and Judiciary.

By Senator Silver—

SB 2018—A bill to be entitled An act relating to determination of financial emergency; amending s. 218.503, F.S.; authorizing the use of surcharges on the rental of spaces at parking facilities in municipalities that have been declared in a state of financial emergency to facilitate economic growth by contributing to the development of public facilities; providing an effective date.

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

By Senator Silver—

SB 2020—A bill to be entitled An act relating to regional cultural facilities; creating s. 265.702, F.S.; authorizing the Division of Cultural Affairs of the Department of State to accept and administer funds to provide grants for acquiring, renovating, or constructing regional cultural facilities; providing for eligibility; requiring the Florida Arts Council to review grant applications; requiring the council to submit an annual list to the Secretary of State; requiring the updating of information submitted by an applicant which is carried over from a prior year; providing definitions; providing standards for matching state funds; limiting the maximum amounts of grants; granting rulemaking authority to the division; providing an effective date.

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

By Senator Sanderson—

SB 2022—A bill to be entitled An act relating to legislative oversight of governmental programs; amending s. 11.40, F.S.; authorizing the Legislative Auditing Committee to direct the Auditor General and the Office of Program Policy Analysis and Government Accountability to conduct audits, reviews, and examinations of certain entities; authorizing the Legislative Auditing Committee to conduct investigations; authorizing the Legislative Auditing Committee to hold hearings; amending s. 11.42, F.S.; revising the requirements to become Auditor General; transferring report requirement; revising the employment restrictions for employees of the Auditor General; exempting the Auditor General from certain provisions; amending s. 11.45, F.S.; revising definitions;

providing for duties of the Auditor General; transferring certain district school board authority; transferring the requirement that a charter school provide for an annual financial audit; transferring the requirement that certain district school boards have certain financial audits; providing for authority of the Auditor General; providing for scheduling and staffing of audits conducted by the Auditor General; requiring the Legislative Auditing Committee to direct an audit of a municipality by the Auditor General under certain circumstances; authorizing a local governmental entity to request an audit by the Auditor General; transferring the requirement that the Office of Program Policy Analysis and Government Accountability maintain a schedule of performance audits; deleting the requirement that the Office of Program Policy Analysis and Government Accountability identify and comment upon certain alternatives in conducting a performance audit; transferring a report distribution requirement; transferring the annual financial auditing provisions related to local governmental entities; transferring the auditor selection procedures for local governmental entities, district school boards, and charter schools; transferring the penalty provisions for failure to file an annual financial audit; providing for Auditor General reporting requirements; transferring the penalty provisions for failure by a local governmental entity to pay for the cost of an audit by the Auditor General; transferring the Legislative Auditing Committee's authority to conduct investigations; eliminating the content requirements for an audit report issued by the Auditor General; deleting the requirement that an agency head must file a report; eliminating a report issued by the Auditor General and the Office of Program Policy Analysis and Government Accountability; transferring the authority for district school boards and district boards of trustees of community colleges for performance audits and financial audits; amending s. 11.47, F.S.; requiring certain officers to provide the Office of Program Policy Analysis and Government Accountability with information; requiring the staff of the Office of Program Policy Analysis and Government Accountability to make proper examinations; providing criminal penalties for false reports; providing penalties for persons who fail to provide the Office of Program Policy Analysis and Government Accountability with records; amending s. 11.51, F.S.; deleting the provision that the Office of Program Policy Analysis and Government Accountability is a unit of the Auditor General; redefining the duties of the office; eliminating the provision requiring the Auditor General to provide administrative support for the office; requiring the office to maintain a schedule of examinations; providing authority to the office to examine certain programs; requiring the office to deliver preliminary findings; providing deadlines for responses to preliminary findings; providing protection for office workpapers; requiring the office to conduct followup reports; amending s. 11.511, F.S.; redefining the duties of the director of the Office of Program Policy Analysis and Government Accountability; revising employment restrictions for the office staff; providing for postponement of examinations; amending s. 11.513, F.S.; conforming cross-references; transferring the authority of the Legislative Auditing Committee; transferring and rewording the authority of the director of the Office of Program Policy Analysis and Government Accountability to postpone projects; amending ss. 14.29, 20.2551, 288.1226, 320.08058, 943.2569, F.S.; providing for audits of programs; amending s. 20.055, F.S.; transferring the review of state agencies' internal audit reports conducted by the Auditor General; providing responsibilities to agencies' inspectors general; amending s. 20.23, F.S.; requiring the Department of Transportation to implement certain recommendations made by the Office of Program Policy Analysis and Government Accountability; amending ss. 24.105, 39.202, 119.07, 195.084, 213.053, 944.719, 948.15, F.S.; providing authority to the Office of Program Policy Analysis and Government Accountability to access confidential records; amending s. 24.120, F.S.; requiring the Department of the Lottery to provide access to the facilities of the department to the Office of Program Policy Analysis and Government Accountability; amending s. 27.3455, F.S.; deleting a reporting requirement; conforming cross-references; amending ss. 30.51, 116.07, 122.03, 122.08, 145.022, 145.14, 154.331, 206.60, 212.08, 290.0056, 403.864, 657.008, 946.31, F.S.; deleting obsolete provisions; amending ss. 110.109, 216.177, 216.178, 216.292, 334.0445, 985.311, F.S.; designating the Office of Program Policy Analysis and Government Accountability as a recipient of information; amending s. 112.313, F.S.; expanding the definition of employees subject to postemployment restrictions to include the director of the Office of Program Policy Analysis and Government Accountability; amending s. 112.324, F.S.; expanding the list of persons subject to consequences regarding a breach of public trust to include the director and staff of the Office of Program Policy Analysis and Government Accountability; amending ss. 112.63, 175.261, 185.221, 189.4035, 189.412, 189.418, 189.419, 215.94, 230.23025, 311.07, F.S.; conforming cross-references; amending s. 125.01, F.S.; deleting a requirement that the

Auditor General retain county audit reports for a specific period of time; amending ss. 154.11, 253.025, 259.041, F.S.; revising provisions related to the Auditor General; amending s. 163.356, F.S.; removing the Auditor General from the list of entities to receive a report from a community redevelopment agency; amending s. 189.428, F.S.; revising the criteria to be used by a local government conducting an oversight review of a special district; amending ss. 193.074 and 196.101, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to maintain confidentiality of records; amending ss. 195.096, 228.056, 228.505, 455.32, 471.038, F.S.; revising provisions related to certain audits; amending s. 215.44, F.S.; deleting the requirement that the Auditor General annually audit the State Board of Administration; revising provisions related to an examination by the Office of Program Policy Analysis and Government Accountability; creating s. 215.86, F.S.; providing for management systems and controls for state agencies; creating s. 215.98, F.S.; providing for audits of direct-support organizations and citizen-support organizations; amending ss. 229.8021, 237.40, 240.299, 240.2995, 240.331, 240.3315, 240.5285, 240.711, 250.115, 266.0018, 267.17, 288.1229, 288.809, 372.0215, 413.615, 413.87, 446.609, 944.802, 960.002, 985.4145, F.S.; providing for audits of direct-support organizations and citizen-support organizations; amending s. 218.31, F.S.; providing additional definitions; amending s. 218.32, F.S.; providing that certain entities file an audit report with the Department of Banking and Finance; conforming a cross-reference; providing for the Department of Banking and Finance to prescribe the format of local governmental entities that are required to provide for certain audits; transferring the penalty provisions relating to failure of a local governmental entity to file an annual financial report with the Department of Banking and Finance; amending s. 218.33, F.S.; revising provisions related to the establishment of uniform accounting practices and procedures; amending s. 218.38, F.S.; transferring penalty provisions for failure to verify or provide information to the Division of Bond Finance within the State Board of Administration; creating s. 218.39, F.S.; providing for audits of local governmental entities, district school boards, charter schools, and charter technical career centers; providing for the format of county audits; authorizing dependent special districts to be included within the audit of a county or municipality; prohibiting an independent special district from being included within the audit of a county or municipality; providing for a management letter within each audit report; providing for discussion of the auditor's findings and recommendations; providing for a response to the auditor's findings and recommendations; requiring that a predecessor auditor of a district school board provide the Auditor General with access to the prior year's working papers; requiring certain audits to be conducted in accordance with rules adopted by the Auditor General; creating s. 218.391, F.S.; providing for auditor selection procedures; amending s. 218.415, F.S.; conforming a cross-reference; transferring responsibilities of the Auditor General; transferring penalty provisions; amending s. 228.093, F.S.; providing authority to the Office of Program Policy Analysis and Government Accountability to access records; requiring the Office of Program Policy Analysis and Government Accountability to maintain confidentiality of records; requiring the office to destroy personally identifiable data under certain circumstances; amending s. 230.23, F.S.; authorizing school boards to employ an internal auditor; authorizing school boards to hire independent certified public accountants; amending s. 240.214, F.S.; clarifying that accountability reports are to be designed in consultation with the Office of Program Policy Analysis and Government Accountability; amending s. 240.311, F.S.; providing authority to the Office of Program Policy Analysis and Government Accountability to require and receive supplemental data; creating s. 240.3631, F.S.; authorizing district boards of trustees of community colleges to hire an independent certified public accountant to conduct audits; amending s. 240.512, F.S.; providing authority to the Office of Program Policy Analysis and Government Accountability to require and receive supplemental data; providing authority to the Office of Program Policy Analysis and Government Accountability to access confidential records; requiring the office to maintain confidentiality; amending s. 240.551, F.S.; providing for audits of direct-support organizations; deleting a paragraph which provides for audits of direct-support organizations; amending ss. 240.609, 288.9517, 296.17, 296.41, 403.1826, 550.125, 601.15, 744.708, F.S.; providing authority to the Office of Program Policy Analysis and Government Accountability to examine programs; amending s. 290.015, F.S.; providing responsibilities to the Office of Program Policy Analysis and Government Accountability regarding the Florida Enterprise Zone Act of 1994; amending ss. 320.023, 320.08062, 322.081, F.S.; deleting provisions related to audits of certain organizations; requiring annual attestations of certain organizations; transferring the Auditor General's authority to conduct audits;

amending s. 339.406, F.S.; revising provisions related to audits of transportation corporations; providing the Department of Transportation and the Auditor General with the authority to conduct audits of transportation corporations; amending s. 365.171, F.S.; revising the provision related to auditing the 911 fees; conforming a cross-reference; amending s. 373.45926, F.S.; replacing certain terms; amending s. 373.507, F.S.; deleting an obsolete provision; correcting a cross-reference; providing for the distribution of audits of water management districts; amending ss. 402.73, 411.01, 413.88, F.S.; deleting provisions related to an audit by the Auditor General; amending s. 403.8532, F.S.; replacing certain terms; amending s. 411.221, F.S.; adding reports issued by the Office of Program Policy Analysis and Government Accountability to the information considered in strategic plan revisions; amending s. 570.903, F.S.; transferring the authority for certain direct-support organizations to conduct business; providing for audits of direct-support organizations; amending s. 616.263, F.S.; providing the Auditor General with the authority to conduct audits; amending s. 943.25, F.S.; providing for the conduct of audits of the criminal justice trust fund; amending s. 944.512, F.S.; providing that certain costs are to be certified by a prosecuting attorney and an imprisoning entity and subject to review by the Auditor General; amending s. 957.07, F.S.; providing responsibilities for the Department of Corrections and the Auditor General; amending ss. 957.11, 985.416, F.S.; transferring duties from the Auditor General to the Office of Program Policy Analysis and Government Accountability; repealing s. 11.149, F.S., relating to nonapplication of certain provisions to the Legislative Auditing Committee or the Auditor General; repealing s. 11.46, F.S., relating to accounting procedures; repealing s. 125.901(2)(e), F.S., relating to audits of independent special districts related to children's services; repealing ss. 215.56005(2)(l), 216.2815, 228.053(11), 228.082(6), 253.037(3), 288.906(2), 288.9616, 298.65, 348.69, 374.987(3), 380.510(8), 400.335, 403.1837(14), 440.49(14)(i), and 517.1204(14), F.S., relating to authority of the Auditor General to conduct audits; repealing s. 218.415(23), F.S., relating to local government investments; repealing s. 265.607, F.S., relating to audits of local cultural sponsoring organizations; repealing s. 331.419(3), F.S.; deleting obsolete provisions; repealing s. 339.413, F.S., relating to audits of transportation corporations; repealing s. 373.589, F.S., relating to audits of water management districts; repealing s. 388.331, F.S., relating to audits of mosquito control districts and mosquito control programs; repealing ss. 570.912, 581.195, 589.013, and 590.612, F.S., relating to direct-support organizations within the Department of Agriculture; providing an effective date.

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

By Senator Pruitt—

SB 2024—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 327.73, F.S.; providing a civil penalty for violation of certain established vessel speed limits; amending s. 328.72, F.S.; increasing registration fees for vessels; providing for the distribution of certain vessel fees; amending s. 328.76, F.S.; providing for the use of vessel and dealer registration fees transferred into the Marine Resources Conservation Trust Fund; providing funding for manatee protection; amending s. 370.06, F.S.; recognizing the Railroad Retirement Board for making certain disability determinations; amending s. 372.0215, F.S.; eliminating requirements for legislative authorization for use of commission funds for certain support organizations; amending s. 372.105, F.S.; revising provisions relating to the Lifetime Fish and Wildlife Trust Fund; amending s. 372.106, F.S.; conforming cross-references; amending s. 372.16, F.S.; increasing the permit fee for a private game preserve or farm; amending s. 372.561, F.S.; prescribing requirements for the issuance of certain licenses to take wild animal life or aquatic life; amending s. 372.57, F.S.; prescribing requirements for licenses and permits to take game, freshwater fish, and saltwater fish; creating s. 372.5701, F.S.; prescribing requirements for the deposit of saltwater license fees and allocation of federal funds; creating s. 372.5702, F.S.; prescribing requirements for the expenditure of certain funds for marine research; creating s. 372.5704, F.S.; providing a license program to take tarpon; amending ss. 372.571, 372.5712, 372.5715, 372.573, F.S.; conforming cross-references; amending s. 372.547, F.S.; prescribing requirements for subagents for the sale of certain licenses and permits; creating s. 372.579, F.S.; authorizing the Fish and Wildlife Conservation Commission to prescribe a processing fee for certain li-

censes and permits; amending s. 372.661, F.S.; increasing fees for operating a private hunting preserve; amending s. 372.711, F.S.; providing for a fee for dismissing certain violations of license and permit requirements; amending s. 372.921, F.S.; increasing fees for possession and exhibition of wildlife; amending s. 372.922, F.S.; increasing certain fees for the personal possession of wildlife; repealing s. 370.0605, F.S., which provides for saltwater fishing licenses; repealing s. 370.0608, F.S., which provides for deposit of saltwater license fees; repealing s. 370.0609, F.S., which provides for expenditure of funds for marine research; repealing s. 370.0615, F.S., which provides for lifetime saltwater fishing licenses; repealing s. 370.062, F.S., which provides for tarpon tags and fees; repealing s. 370.1111, F.S., which provides for snook regulation; repealing s. 370.14(10) and (11), F.S., which provides for crawfish regulation; providing an effective date.

—was referred to the Committees on Natural Resources; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Burt—

SB 2026—A bill to be entitled An act relating to waiver of sovereign immunity; amending s. 768.28, F.S.; waiving sovereign immunity for vicarious liability of the state or any of its agencies and subdivisions when an employee is operating a motor vehicle outside the course and scope of employment; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Comprehensive Planning, Local and Military Affairs; Judiciary; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Burt—

SB 2028—A bill to be entitled An act relating to production of certain records and other productions as a result of a subpoena, order, or warrant; creating s. 92.605, F.S.; defining terms; providing an exemption; providing requirements for production of records by an out-of-state corporation upon issuance of a subpoena, court order, or search warrant pertaining to such records; providing requirements for out-of-state corporations seeking to quash a subpoena or warrant; requiring out-of-state corporations to verify the authenticity of records such corporations are required to produce; providing requirements for the production of certain records by certain Florida corporations; providing that a cause of action does not arise against any out-of-state or Florida corporation or other specified persons for production of certain records, information, facilities, or assistance; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senators Campbell and Smith—

SB 2030—A bill to be entitled An act relating to electrologists; amending s. 478.42, F.S.; redefining the term “electrolysis” to include the use of lasers or light-based devices for hair removal; amending s. 478.49, F.S.; requiring training in the use of such devices; requiring general supervision by a physician when such devices are used; amending s. 478.50, F.S.; revising criteria for training programs; providing an effective date.

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

By Senator Clary—

SB 2032—A bill to be entitled An act relating to recreational facilities; providing conditions for the sale of recreational facilities within a residential subdivision governed by a homeowners’ association; providing exceptions; providing an effective date.

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

By Senator Latvala—

SB 2034—A bill to be entitled An act relating to rural electric cooperatives; amending s. 425.09, F.S.; authorizing cooperative bylaws to permit voting by limited proxy for certain purposes and under certain circumstances; providing criteria and limitations; prohibiting voting by general proxy; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Agriculture and Consumer Services.

By Senator Bronson—

SB 2036—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; amending s. 943.12, F.S.; revising the powers and duties of the commission relating to certification of training schools and instructors; amending s. 943.13, F.S.; requiring employers of state certified correctional officers to submit the officers’ fingerprints to the Department of Law Enforcement and the Federal Bureau of Investigation for processing and to maintain documentation of the processed prints on file; allowing employee physicals to be performed by physician assistants; amending s. 943.131, F.S.; providing alternative requirements for certain applicants who seek exemptions from the basic-recruit training program; amending s. 943.135, F.S.; eliminating a requirement that the department provide remediation programs for officers who cannot comply with continuing education requirements because of learning disabilities; amending s. 943.1395, F.S.; limiting the circumstances under which officers may be registered and hold concurrent certification; amending s. 943.14, F.S.; deleting a requirement for commission approval of certain courses; providing for staff to approve certain diplomas or certificates; limiting the fees chargeable to officers for continuing workforce education; eliminating an exemption from section requirements for certain training schools and programs; amending s. 943.17, F.S.; requiring the commission to establish a specialized training program; amending s. 943.173, F.S.; conforming provisions amending s. 943.175, F.S.; eliminating provisions governing specialized training programs; amending s. 943.22, F.S.; redefining the term “accredited college”; amending s. 943.25, F.S.; prohibiting the assessment of certain costs against officers or agencies for courses offered by criminal justice training schools; amending s. 316.640, F.S.; specifying the training requirement for certain persons employed as traffic accident or crash investigation officers or traffic infraction enforcement officers; providing an effective date.

—was referred to the Committees on Criminal Justice; Governmental Oversight and Productivity; Appropriations Subcommittee on Education; and Appropriations.

By Senator Crist—

SB 2038—A bill to be entitled An act relating to sexual offenders; amending s. 947.1405, F.S.; prohibiting sexual offenders subject to conditional release supervision from living within a specified distance of certain places where children congregate; providing an effective date.

—was referred to the Committees on Criminal Justice; Comprehensive Planning, Local and Military Affairs; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

By Senator Cowin—

SB 2040—A bill to be entitled An act relating to school financial accountability; creating s. 236.6851, F.S.; providing a short title; providing legislative intent; requiring district school boards to analyze or contract for the analysis of certain noninstructional school services; providing requirements for such analyses; authorizing a district school board to issue requests for proposals, and contract for the provision of noninstructional school services, under certain circumstances; authorizing the formation of consortia for the purpose of conducting analyses and issuing requests for proposals; requiring cost savings realized as a result of the requirements of this act to be retained by the school district and used for the improvement of educational services; requiring the Department of Education to provide technical assistance; providing funding; requiring

each district school board to report certain information to the Commissioner of Education; authorizing the adoption of rules; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Bronson—

SB 2042—A bill to be entitled An act relating to pest control operators; amending s. 482.021, F.S.; defining the term “new construction”; amending s. 482.051, F.S.; providing for the issuance of stop-work orders where fumigations are being performed in certain situations; creating s. 482.0815, F.S.; requiring licensees to hold a permit before performing preventive termite treatments for new construction; providing procedures for the issuance of permits and providing penalties for specified violations; providing for the adoption of rules; amending s. 482.091, F.S.; requiring certain cardholders to obtain specified classroom training; amending s. 482.132, F.S.; providing alternative educational requirements for pest control operator’s certificate applicants; amending s. 482.161, F.S.; limiting the application of sanctions for violations by licensees with multiple business locations; repealing s. 482.211(11), F.S., which provides an exemption from regulation for certain yard workers; providing an effective date.

—was referred to the Committees on Agriculture and Consumer Services; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Burt—

SB 2044—A bill to be entitled An act relating to motor vehicles, vessels, and mobile homes; amending s. 320.03, F.S.; prohibiting the issuance of license plates or revalidation stickers to persons against whom a wrecker operator’s lien has been filed; amending s. 713.78, F.S.; providing procedures for wrecker operators to notify the department of the existence of a wrecker operator’s lien and providing procedures for the discharge of such liens; providing for fees and service charges; requiring the department to maintain a list of persons against whom such liens are filed and prohibiting the issuance of license plates or revalidation stickers to such persons; providing guidelines and providing for the adoption of rules; creating s. 328.25, F.S.; requiring the seller of a vessel to notify the Department of Highway Safety and Motor Vehicles of the sale of the vessel; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Constantine—

SB 2046—A bill to be entitled An act relating to school district finance; creating s. 236.255, F.S.; creating the School District Guarantee Program; allowing district school boards to request the financial backing of the state or county in the issuance of certificates of participation; providing that such financial backing by the state or county is optional and contingent on funds set aside for that purpose; providing an effective date.

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

By Senator Latvala—

SB 2048—A bill to be entitled An act relating to the sales and use tax; amending s. 212.08, F.S.; providing an exemption from the sales and use tax for building materials used in the rehabilitation of real property located in a designated brownfield area; providing an exemption from

the sales and use tax for business property purchased for use by businesses located in a designated brownfield area; providing an effective date.

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

By Senator Mitchell—

SB 2050—A bill to be entitled An act relating to health insurance; providing legislative intent to provide expanded access to health insurance for adults living in families whose income is at or below the federal poverty level and to access federal funds for this coverage; requiring the Agency for Health Care Administration to file amendments to the state plan and waiver requests with the U.S. Department of Health and Human Services; creating the Health Care Coverage Workgroup; providing membership and purpose; amending s. 409.901, F.S.; defining the term “family”; amending s. 409.904, F.S.; authorizing the agency to make payments for medical assistance for families and individuals whose income is at or below 133 percent of the federal poverty level; providing an effective date.

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

SR 2052—Not referenced.

By Senator Sebesta—

SB 2054—A bill to be entitled An act relating to the designation of university buildings and facilities; designating the new instruction and research building at Florida Atlantic University’s College of Nursing the “Louis and Anne Green Alzheimer’s Research Center”; designating the Florida Atlantic University Dania Beach Campus facility the “Kenneth C. Jenne Building”; designating the observatory at Florida Gulf Coast University the “Evelyn L. Egan Astronomical Observatory”; designating the student and educational center at Florida Gulf Coast University the “Sugden Welcome Center”; designating the building at the Women’s Soccer and Softball Complex at Florida State University the “Mary Ann Stiles and Barry Smith Team Building”; designating Building 146 at Florida State University, known as the Molecular Biophysics Building, the “Kasha Laboratory”; designating the University of Central Florida’s School of Hospitality Management the “Rosen School of Hospitality Management” and the facility that houses said school “Rosen Hall”; designating the new educational program facility at the Florida Museum of Natural History at the University of Florida the “William W. and Nadine M. McGuire Hall”; designating the new alumni center at the University of Florida the “Emerson Alumni Hall”; designating the new accounting building at the University of Florida’s Warrington School of Business the “Gary R. Gerson Hall”; designating the women’s gymnasium at the University of Florida the “Kathryn Chicone Ustler Hall”; designating the marine science complex at the University of South Florida’s St. Petersburg Campus as the “C.W. ‘Bill’ Young Marine Science Complex”; authorizing the erection of suitable markers; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Sebesta—

SB 2056—A bill to be entitled An act relating to the Department of Transportation; amending s. 206.46, F.S.; increasing the debt service cap on the transfer of 7 percent of state transportation revenue to the Right-of-Way Acquisition and Bridge Construction Trust Fund; amending s. 255.20, F.S.; adding an exception to requirements relating to local bids and contracts for public construction works; amending s. 316.302, F.S.; updating references to safety regulations for commercial vehicles; amending s. 316.3025, F.S.; conforming that section to the repeal of s.

316.3027, F.S.; repealing 316.3027, F.S., relating to commercial motor vehicle identification requirements; amending s. 316.515, F.S.; deleting the permit requirement for an automobile transporter; amending s. 316.535, F.S.; providing maximum weights for certain trucks; amending s. 316.545, F.S.; conforming provisions to amendments made by this act; repealing s. 316.610(3), F.S., relating to an irrelevant vehicle inspection service; amending ss. 330.27, 330.29, 330.30, 330.35, 330.36, F.S.; providing for the registration and licensing of airports; amending s. 334.044, F.S.; authorizing the department to purchase certain promotional items for the Florida Scenic Highways Program; authorizing the department to enter into permit-delegation agreements in certain circumstances; amending ss. 335.141, 341.302, F.S.; removing the department's authority to regulate the operating speed of trains; amending s. 336.41, F.S.; providing prequalification requirements for contractors who bid on certain government projects; requiring the publication of prequalification criteria and procedures; providing for de novo review of the prequalification process by a circuit court; requiring the publication of selection criteria in specified circumstances; providing applicability; amending s. 336.44, F.S.; substituting the criterion "lowest responsible bidder" for "lowest competent bidder"; amending s. 337.107, F.S.; authorizing right-of-way services to be included in design-build contracts; amending s. 337.11, F.S.; authorizing the advertisement and award of certain design-build contracts; increasing the cap on fast-response contracts; authorizing the use of design-build contracts for enhancement projects; amending s. 337.14, F.S.; increasing the length of time for which a certificate of qualification may remain valid; providing prequalification requirements for contractors who bid on certain projects of specified expressway and bridge authorities or of the Jacksonville Transportation Authority; requiring the publication of prequalification criteria and procedures; providing for de novo review of the prequalification process by a circuit court; requiring the publication of selection criteria in specified circumstances; providing applicability; amending s. 337.401, F.S.; authorizing the department to accept a utility-relocation schedule and relocation agreement in lieu of a written permit in certain circumstances; amending s. 339.08, F.S.; repealing a rulemaking requirement relating to the department's expending moneys in the State Transportation Trust Fund; amending s. 339.12, F.S.; authorizing compensation to local governments by the department; amending s. 339.135, F.S.; increasing the threshold amount for an amendment to the adopted work program; repealing s. 341.051(5)(b), F.S., relating to methodology development for certain transit projects; amending s. 341.302, F.S.; eliminating the requirement for the department to develop and administer certain rail-system standards; amending s. 475.011, F.S.; providing an exemption for certain employees from specified licensing requirements; amending s. 479.15, F.S.; revising requirements relating to harmony of regulations pertaining to signs; defining the term "federal-aid primary highway system"; providing that certain actions constitute a compelled removal that is prohibited without prior payment of just compensation; creating s. 479.25, F.S.; allowing an increase in the height of a sign to restore its visibility, under specified conditions; amending s. 496.425, F.S., and creating s. 496.4256, F.S.; deleting the permit requirement for solicitation at rest areas; providing an effective date.

—was referred to the Committees on Transportation; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Sebesta—

SB 2058—A bill to be entitled An act relating to dangerous dogs; amending s. 767.12, F.S.; revising provisions relating to procedures for having dogs declared dangerous; authorizing animal control authorities to make such declarations; providing for evidentiary hearings; requiring confinement of animals during the hearing process; requiring owners of dangerous dogs to purchase an annual certificate; providing for local governments to authorize certain regulations; providing that certain dogs brought into a jurisdiction to register and must comply with the act; amending s. 767.13, F.S.; requiring owners to pay for boarding during certain hearings and appeals and allowing the authority to euthanize an animal and obtain reimbursement from the owner under specified circumstances; amending s. 767.14, F.S.; deleting an application exemption; providing an effective date.

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

By Senator Geller—

SB 2060—A bill to be entitled An act relating to the rulemaking authority of the Department of Insurance (RAB); amending s. 112.215, F.S.; providing for the administrative costs of the deferred compensation plan; amending s. 624.3161, 626.171, F.S.; directing the department to adopt rules relating to market conduct examinations and license applications; amending s. 626.748, F.S.; requiring insurance agents to maintain specified records; amending s. 626.9541, F.S.; revising provisions relating to unfair competition and deceptive practices; amending s. 627.062, F.S.; providing for filing forms for rate standards; amending s. 627.0625, F.S.; authorizing the department to adopt rules relating to third-party claimants; creating s. 627.385, F.S.; providing rules of conduct for residual market board members; creating s. 627.4065, F.S.; providing for notice of right to return health insurance policies; amending s. 627.7276, F.S.; providing for notice of coverage of automobile policies; creating s. 627.795, F.S.; providing guidelines for title insurance policies; creating 626.9552, F.S.; providing standards for single interest insurance; amending s. 627.918, F.S.; directing the department to adopt rules relating to reporting formats; amending s. 627.9408, F.S.; authorizing the department to adopt rules for long-term care insurance; providing an effective date.

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

By Senator Peaden—

SB 2062—A bill to be entitled An act relating to water and wastewater utilities; amending s. 367.171, F.S.; prohibiting the exercise of eminent domain powers over water and wastewater utilities regulated by a county; providing an effective date.

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

By Senator Crist—

SB 2064—A bill to be entitled An act relating to water and land use relationships; amending s. 163.3177, F.S.; providing additional criteria and requirements for comprehensive plan amendments; amending s. 163.3180, F.S.; providing additional limitations on concurrency requirements; deleting a public transit facilities exception to certain concurrency requirements; amending s. 373.019, F.S.; revising a definition; amending s. 373.223, F.S.; providing additional requirements for obtaining a permit; providing additional criteria for board evaluation of use of ground or surface waters; amending s. 373.229, F.S.; requiring board approval of permit applications during water shortages or emergencies; amending s. 373.246, F.S.; revising requirements, procedures, and limitations for declarations of a water shortage or emergency; amending s. 373.414, F.S.; revising criteria for certain mitigation activities in granting or denying a permit; providing an effective date.

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

By Senator King—

SB 2066—A bill to be entitled An act relating to athlete agents; revising pt. IX, ch. 468, F.S., to adopt a uniform law for regulating athlete agents in place of current law regulating athlete agents; creating ss. 468.4611-468.4631, F.S.; providing a short title; providing definitions; providing for service of process and issuance of subpoenas; requiring registration of athlete agents and providing requirements therefor; providing for issuance and renewal of certificates of registration; providing for suspension, revocation, or refusal to renew registration; providing for temporary registration; providing fees; providing contract requirements; requiring certain notice to educational institution; providing student-athlete's right to cancel a contract; providing recordkeeping requirements; prohibiting certain conduct; providing criminal penalties, civil remedies, and administrative penalties; providing liability; providing for uniformity of application and construction; providing requirements with respect to electronic records, signatures, and contracts; repealing ss.

468.451-468.457, F.S., relating to regulation of athlete agents, to conform; providing applicability to current licensees; providing severability; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Campbell—

SB 2068—A bill to be entitled An act relating to students in community college aviation programs; creating a financial-aid program for such students; providing for loans and grants; providing eligibility criteria; prescribing duties of community colleges and of the Division of Community Colleges; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Saunders—

SB 2070—A bill to be entitled An act relating to final disposition of a body; amending s. 470.002, F.S.; redefining the term “legally authorized person” for purposes of ch. 470, F.S.; providing an effective date.

—was referred to the Committee on Regulated Industries.

By Senator Campbell—

SB 2072—A bill to be entitled An act relating to utility poles; requiring each utility using public rights-of-way to allow apparatus to be attached to its poles and to provide electric service for the apparatus; providing an effective date.

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

By Senator Brown-Waite—

SB 2074—A bill to be entitled An act relating to environmental control; amending s. 403.813, F.S.; providing an exemption from permitting requirements for the removal of organic detrital material from certain freshwater rivers or lakes; providing an effective date.

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

By Senator Geller—

SB 2076—A bill to be entitled An act relating to child custody; creating the “Vivian Trout Parental Kidnapping Prevention Act”; authorizing the court to issue a protective custody warrant to secure the recovery of an unlawfully detained child; providing for the court to order the appearance of parties; providing for serving a protective custody warrant; requiring payment of the expenses of a party directed to appear before the court; providing definitions; authorizing the court to issue an emergency protective order under certain circumstances; providing requirements for notice; prohibiting the detention or concealment of a child from the lawful custodian or a person with a right to visitation; providing penalties; requiring that the court consider certain aggravating factors when sentencing a person for such violation; specifying certain mitigating factors; providing for payment of restitution to the state attorney or victim; providing certain exceptions to application of the act; specifying circumstances under which a law enforcement officer may take a child into protective custody; providing for the court to issue orders with respect to conflicting custodial orders; providing for determining juris-

diction; providing for enforcement; providing for review of a court order; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

SR 2078—Not referenced.

By Senator Carlton—

SB 2080—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; revising definitions; amending s. 624.155, F.S.; revising time periods for notice for bringing certain actions; amending s. 624.307, F.S.; authorizing the Department of Insurance to adopt rules; amending s. 624.310, F.S.; proscribing conflict of interest activities of licensee-affiliated parties under certain circumstances; requiring licensee-affiliated parties to disclose certain personal interests; specifying certain restrictions for licensee-affiliated parties; providing voting rights limitations; providing standards for identifying certain hazardous insurers; providing the department with authority to determine an insurer's financial condition and issue certain orders to a hazardous insurer; authorizing the department to adopt rules; amending s. 624.315, F.S.; revising specified contents of certain reports; amending s. 624.408, F.S.; deleting obsolete provisions; amending ss. 624.423, 626.742, 626.8736, 626.907, 634.161, F.S.; providing for alternative methods of service of process; amending s. 624.424, F.S.; exempting certain insurers from certain annual statement requirements; providing exceptions; transferring and renumbering s. 624.4435, F.S., as s. 624.4242, F.S.; amending s. 625.340, F.S.; requiring certain foreign insurers to comply with certain provisions; amending s. 626.8805, F.S.; exempting certain administrators from certificate-of-authority requirements; amending s. 627.4615, F.S.; increasing the minimum rate for certain interest calculations; amending s. 627.482, F.S.; specifying a rate of simple interest for certain cash surrenders of policies; amending s. 627.613, F.S.; increasing a specified rate of simple interest; amending s. 627.914, F.S.; clarifying application of time-of-payment requirements to self-insurance funds; deleting provisions relating to certain required information relating to workers' compensation insurance; amending s. 627.915, F.S.; revising certain reporting requirements concerning private passenger automobile insurance information; amending s. 641.19, F.S.; defining the term “health care risk contract”; amending s. 641.26, F.S.; revising health maintenance organization annual reporting requirements; creating s. 641.263, F.S.; providing for risk-based capital for health maintenance organizations; providing for risk-based capital reports; providing requirements for health maintenance organizations upon the occurrence of certain events; providing notice requirements; requiring a risk-based capital plan for such events; providing duties and responsibilities of the department; providing for department hearings of challenges by health maintenance organizations; providing for notice requirements; authorizing the department to adopt rules; authorizing the department to exempt certain health maintenance organizations; providing for effect of certain notices; providing for alternative requirements for certain time periods; creating s. 641.265, F.S.; requiring health maintenance organizations to file certain comprehensive business plans; providing requirements; amending s. 641.35, F.S.; including under liabilities the amounts of certain claims in determinations of financial health of health maintenance organizations; amending ss. 641.2018, 641.495, 817.234, 817.50, F.S.; conforming cross-references; repealing s. 641.2342, F.S., relating to contract providers; providing effective dates.

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

By Senator Carlton—

SB 2082—A bill to be entitled An act relating to public records and meetings; creating s. 641.264, F.S.; providing exemptions from public records requirements and public meetings requirements for health maintenance organizations for certain risk-based capital reports, orders, instructions, and plans and related documents, materials, and informa-

tion; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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

By Senator Miller—

SB 2084—A bill to be entitled An act relating to the Florida High School Activities Association; requiring the association to include certain minority students' past athletic accomplishments in its official records; providing an effective date.

—was referred to the Committee on Education.

By Senator Burt—

SB 2086—A bill to be entitled An act relating to criminal justice programs; amending s. 943.031, F.S.; renaming the Florida Violent Crime Council as the Florida Violent Crime and Drug Control Council; adding members; revising powers and duties of the council, particularly with respect to money laundering and with drug control; limiting funding that agencies may receive from the council; amending s. 943.042, F.S.; redesignating the Violent Crime Emergency Account as the Violent Crime Emergency and Drug Control Strategy Implementation Account; prescribing uses that may be made of moneys from the account; limiting funding that agencies may receive from the account; requiring rules that provide funding criteria; providing for disqualification of an agency from funding eligibility and for demand for reimbursement by an agency for failure to use funds as authorized; amending ss. 943.0585, 943.059, F.S.; prescribing additional criminal violations for which a criminal history record may not be expunged or sealed; amending ss. 938.01, 943.25, F.S.; providing for deposit of certain court-cost proceeds into the Department of Law Enforcement Operating Trust Fund; prescribing authorized uses of assets in such fund; transferring the criminal justice program of the Department of Community Affairs to the Department of Law Enforcement; providing for the latter department to adopt rules relating to the program; transferring the Prevention of Domestic and Sexual Violence Program from the Department of Community Affairs to the Department of Children and Family Services; providing for funding the program; providing an effective date.

—was referred to the Committees on Criminal Justice; Comprehensive Planning, Local and Military Affairs; Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations.

By Senator Rossin—

SB 2088—A bill to be entitled An act relating to prepaid college tuition; authorizing specified nonprofit corporations to buy into the Florida Prepaid College Program; providing an effective date.

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

By Senator Wasserman Schultz—

SB 2090—A bill to be entitled An act relating to the excise tax on documents; creating s. 201.032, F.S.; authorizing certain district school boards to levy an additional surtax on deeds and other instruments relating to real property and interests therein; providing for the use of the proceeds; authorizing pledge of the proceeds for bonds; providing that a school board may elect to receive the proceeds of the surtax or of certain impact fees; providing that certain impact-fee programs are not repealed by this act; specifying the effect of this act on conflicting ordinances and laws; requiring a report; providing an effective date.

—was referred to the Committees on Education; Comprehensive Planning, Local and Military Affairs; Finance and Taxation; Appropriations Subcommittee on Education; and Appropriations.

By Senator Sanderson—

SB 2092—A bill to be entitled An act relating to hospitals and community hospital education; amending ss. 381.0403, 409.908, F.S.; transferring the community hospital education program from the Board of Regents to the Department of Health; prescribing membership of a committee reporting on graduate medical education; amending s. 409.911, F.S.; redefining the term "charity care days" for purposes of the disproportionate share program; amending s. 409.9117, F.S.; revising eligibility criteria for payments under the primary care disproportionate share program; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Education; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Diaz de la Portilla—

SB 2094—A bill to be entitled An act relating to fictitious-name registration; amending s. 865.09, F.S.; providing for notification to the Division of Corporations of the Department of State of certain information when a business location changes; providing for forms; providing an effective date.

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

By Senator Sullivan—

SB 2096—A bill to be entitled An act relating to public accountancy; amending s. 473.313, F.S.; providing authority for the reinstatement of certain licensees whose licenses have become void; providing an effective date.

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

By Senators Jones, Klein, Campbell, Mitchell, Dyer, Wasserman Schultz, Miller, Rossin, Dawson and Lawson—

SB 2098—A bill to be entitled An act relating to elections; creating s. 101.72, F.S.; providing for a Voter's Bill of Rights; providing responsibilities of supervisors of elections; providing an effective date.

—was referred to the Committee on Ethics and Elections.

By Senator Jones—

SB 2100—A bill to be entitled An act relating to initiative petitions; amending s. 100.371, F.S.; requiring the Secretary of State to adopt rules that allow the sponsor of an initiative proposing a constitutional amendment to obtain valid signatures or electronic signatures from registered electors via the Internet; requiring that signatures submitted via the Internet be verified by the appropriate supervisor of elections; providing an effective date.

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

By Senator Jones—

SB 2102—A bill to be entitled An act relating to supervisors of elections; amending s. 98.015, F.S.; providing that the supervisor of elections is a nonpartisan officer subject to certain restrictions on political activity; providing for the nonpartisan election of supervisors of elections; creating s. 98.017, F.S.; providing restrictions on the political activity of supervisors of elections; providing a definition; authorizing the Commission on Ethics to investigate violations of such restrictions; providing penalties; amending ss. 101.141, 101.151, F.S., relating to ballot format,

to conform; amending s. 105.031, F.S.; requiring candidates for supervisor of elections to pay a qualifying fee, subscribe to an oath, and file certain items to qualify; amending s. 105.035, F.S.; providing procedures for candidates for supervisor of elections to qualify by the alternative method; amending s. 105.041, F.S.; providing for the form of the ballot for candidates for supervisor of elections; providing for write-in candidates for supervisor of elections; amending s. 105.051, F.S.; providing for determination of election to office of candidates for supervisor of elections; amending s. 105.061, F.S.; providing that supervisors of elections shall be elected by vote of the qualified electors of the county; amending s. 105.071, F.S.; providing limitations on political activity of candidates for supervisor of elections; providing penalties; amending s. 105.08, F.S.; providing requirements for candidates for supervisor of elections with respect to campaign contributions and expenses and their reporting; amending s. 105.09, F.S.; prohibiting certain political activity on behalf of a candidate for supervisor of elections; providing penalties; providing an effective date.

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

By Senator Crist—

SB 2104—A bill to be entitled An act relating to hiring or leasing with intent to defraud; amending s. 812.155, F.S.; providing that the exclusion of property obtained under a rental-purchase agreement from criminal statutes relating to hiring or leasing with intent to defraud and similar offenses does not apply when the rental store retains title to the property through the period of the agreement; providing penalties; providing an effective date.

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

By Senator Peaden—

SCR 2106—A concurrent resolution naming the legislative clinic in honor of Dr. Edward G. Haskell, Jr.

—was referred to the Committee on Rules and Calendar.

By Senators Pruitt and Horne—

SB 2108—A bill to be entitled An act relating to education governance reorganization; amending s. 229.001, F.S.; revising a short title to delete obsolete language; amending s. 229.002, F.S.; revising the policy and guiding principles of the Legislature relating to education governance; amending s. 229.003, F.S.; revising the timeframe for education governance reorganization; revising the titles of the education governance officers; revising the name of the Florida On-Line High School to conform with changes made by the bill; revising the membership of university boards of trustees; abolishing the Board of Regents, the State Board of Community Colleges, and the Postsecondary Education Planning Commission; transferring the powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations, other funds, administrative authority, administrative rules, pending issues, and existing contracts of the Board of Regents to the Florida Board of Education, of the State Board of Community Colleges to the Florida Board of Education, and of the Postsecondary Education Planning Commission to the Education K-20 Policy and Research Commission, respectively; creating the Education K-20 Policy and Research Commission within OPPAGA; transferring the Articulation Coordinating Committee and the Education Standards Commission by type two transfer from the Department of Education to the Florida Board of Education; requiring the Commissioner of Education to commence reorganization of the department and specifying offices and divisions; requiring the merger of the powers, duties, and staffs of the State Board of Independent Colleges and Universities and the State Board of Nonpublic Career Education, with an exception, into a single Commission for Independent Education; creating s. 229.0031, F.S.; creating the Education K-20 Policy and Research Commission; establishing the membership and duties of the commission; providing for the appointment and employment of an executive

director; amending s. 229.004, F.S.; revising the timeframe for the creation of the Florida Board of Education; deleting the requirement that the board be part time; revising the duties and responsibilities of the board; conforming terminology with changes made by the bill; providing cross references to newly created missions and goals and guidelines; amending s. 229.005, F.S.; revising provisions relating to qualifications of Florida education governance officers to conform terminology to changes made by the bill and to provide cross references to newly created missions and goals; requiring the Commissioner of Education to work with the board and oversee the chancellors and the executive director and to serve as secretary of the Florida Board of Education and as chief executive officer of the seamless K-20 education system; deleting references to requirements of the Florida Constitution relating to education; requiring the Chancellor of Public Schools, the Chancellor of Colleges and Universities, the Chancellor of Community Colleges, and the Executive Director of Independent Education to work as division vice presidents of the seamless K-20 education system; revising the name of the Florida On-Line High School to conform with changes made by the bill; amending s. 229.006, F.S.; deleting obsolete language relating to the creation and already-accomplished duties of the Education Governance Reorganization Transition Task Force; revising the timeframe for the reorganization; requiring the task force to provide guidance and monitoring of the reorganization implementation process and to report to the Governor, the Legislature, and the public on its progress; revising the timeframe and recipients of the final report of the task force; creating s. 229.0061, F.S.; establishing guidelines for the implementation, structure, functions, and organization of Florida's K-20 education system; creating s. 229.007, F.S.; establishing Florida's K-20 education performance accountability system; providing legislative intent; establishing the mission and goals and systemwide measures; creating s. 229.0072, F.S.; establishing a reorganization implementation process; requiring the Governor to appoint university boards of trustees and a Florida Board of Education; establishing duties of the Florida Board of Education relating to the transition and implementation of the K-20 system; requiring the Commissioner of Education to work with the Florida Board of Education to achieve full implementation of the seamless K-20 system and to commence reorganization of the department as required by the act; requiring the Florida Board of Education to appoint advisory bodies as necessary, and develop and recommend to the Legislature a new School Code; creating s. 229.0073, F.S.; directing the Commissioner of Education to work with the Florida Board of Education to reorganize the Department of Education as provided by the act; creating s. 229.0074, F.S.; establishing the mission of the Division of Independent Education; providing duties of the executive director; combining and transferring the powers and duties of the State Board of Independent Colleges and Universities and the State Board of Nonpublic Career Education, with an exception, to the Commission for Independent Education; providing duties of the commission; creating s. 229.008, F.S.; providing for establishment and membership of boards of trustees of universities in the State University System; creating s. 229.0081, F.S.; establishing powers and duties of university boards of trustees; creating s. 229.0082, F.S.; establishing powers and duties of university presidents; creating s. 229.0083, F.S.; providing legislative intent regarding the School Readiness Act; clarifying responsibilities of the Florida Partnership for School Readiness, the Department of Education, and parents relating to school readiness; creating s. 229.0084, F.S.; providing a statement of legislative finding and intent regarding liability for student achievement; amending s. 228.082, F.S.; revising the name of the Florida On-Line High School to the Florida Virtual High School, which school shall be housed within the Commissioner of Education's Office of Technology and Information Services and monitored by the commissioner; stating the mission of the Florida Virtual High School; deleting obsolete language; revising the duties of the school's board of trustees; requiring the Department of Education to maximize federal indirect cost allowed on federal grants; requiring appropriation for expenditure of funds received from indirect cost allowance; repealing s. 229.085, F.S., relating to custody of educational funds; repealing ss. 240.145, 240.147, 240.209(2), 240.227, 240.307, and 240.311(4), F.S., relating to the Postsecondary Education Planning Commission, the powers and duties of the commission, the Board of Regents appointment of a Chancellor of the State University System, powers and duties of university presidents, the appointment of members of the State Board of Community Colleges, and the appointment of an executive director of the community college system; providing effective dates.

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

By Senator Silver—

SB 2110—A bill to be entitled An act relating to Medicaid; amending s. 409.906, F.S.; providing that Medicaid will not provide reimbursement for dental services provided in mobile dental units, except for certain units; providing an effective date.

—was referred to the Committees on Health, Aging and Long-Term Care; Appropriations Subcommittee on Health and Human Services; and Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Criminal Justice; and Senator Meek—

CS for SB 84—A bill to be entitled An act relating to law enforcement; creating s. 943.1759, F.S.; creating the Florida Motorist Profiling Evaluation Task Force; providing duties of the task force; providing membership, terms, and organization; providing an appropriation; providing an effective date.

By the Committees on Judiciary; Banking and Insurance; and Senators Geller and Dawson—

CS for CS for SB 108—A bill to be entitled An act relating to the transfer of structured settlements; specifying the purpose of the act; providing definitions; providing requirements for the direct or indirect transfer of structured-settlement-payment rights; requiring that any such transfer be approved by a court; requiring that the court make certain findings with respect to the transfer; authorizing an interested party to file an objection to a proposed transfer; providing requirements for an order approving a transfer; requiring that an obligor make certain disclosures to a claimant in negotiating a settlement of claims; requiring a transferee to provide certain notice with respect to a proposed transfer of structured-settlement-payment rights; providing for penalties to be imposed for certain violations of the act; authorizing the state attorney to bring an action for injunctive relief; providing an effective date.

By the Committee on Education; and Senator Miller—

CS for SB 370—A bill to be entitled An act relating to public school instruction; amending s. 232.246, F.S., relating to high school graduation; providing requirements for African-American history; providing an effective date.

By the Committee on Criminal Justice; and Senator Campbell—

CS for SB 842—A bill to be entitled An act relating to the judiciary; creating ss. 43.201, 43.202, 43.203, 43.204, 43.205, 43.206, 43.207, 43.208, 43.209, F.S.; creating the Capital Case Staff Attorney Program; providing for statewide distribution of capital case staff attorneys; prescribing qualifications; providing for selection, supervision, and duties of such attorneys; providing for payment of costs and expenses; providing for training; providing for assignment of such attorneys; providing reporting; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Campbell—

CS for SB 888—A bill to be entitled An act relating to violations of probation or community control; amending s. 948.06, F.S.; providing for tolling the period of probation or community control for an offender following the filing of an affidavit alleging a violation of probation or community control and issuance of a warrant; providing for a previously imposed period of probation or community control to be reinstated following dismissal of the affidavit; providing an effective date.

By the Committees on Appropriations; Criminal Justice; and Senator Villalobos—

CS for CS for SB 912—A bill to be entitled An act relating to criminal rehabilitation; amending s. 20.315, F.S.; redesignating the area of program services within the Department of Corrections as program, transition, and postrelease services; amending s. 397.333, F.S.; revising the qualifications for members appointed to the Statewide Drug Policy Advisory Council; providing additional duties of the council; amending s. 944.026, F.S.; requiring the department to designate a certain number of beds to be used for transition assistance; expanding the types of offenders who are eligible for nonsecure community-based residential drug treatment; amending s. 944.473, F.S.; requiring certain inmates to participate in substance-abuse treatment; providing criteria for program participation; creating s. 944.4731, F.S.; creating the Addiction-Recovery Supervision Program Act; providing criteria for program participation; requiring the department to contract with faith-based groups and private organizations to operate substance-abuse-transition housing programs; providing program requirements; requiring prerelease screening; providing requirements for offenders who participate in the program; amending s. 944.702, F.S.; providing legislative intent with respect to support services for inmates who abuse substances; amending ss. 944.703, 944.704, F.S., relating to transition assistance for inmates; requiring that inmates who abuse substances receive priority assistance; providing for transition-assistance specialists at institutions; amending ss. 944.705, 944.706, 944.707, F.S.; authorizing the department to contract with faith-based service groups for release-assistance programs and postrelease services; amending s. 944.803, F.S.; providing additional requirements for faith-based programs for inmates; requiring the department to assign chaplains to certain community correctional centers; amending s. 945.091, F.S.; authorizing an inmate to participate in faith-based service groups; amending s. 947.141, F.S.; providing revocation process for offenders on addiction-recovery supervision; amending s. 948.08, F.S.; providing that specified offenders are eligible for certain pretrial intervention programs; amending s. 951.10, F.S.; clarifying provisions governing the leasing of prisoners; requiring the Department of Corrections to report to the Governor and the Legislature on the implementation of the act; requiring the Legislative Committee on Intergovernmental Relations to report to the Legislature on intervention and treatment strategies for persons convicted of prostitution; requiring inmates to complete a course on job readiness and life management before release; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senators Dawson and Miller—

CS for SB 954—A bill to be entitled An act relating to the testing of inmates for HIV; creating s. 944.355, F.S.; defining the term “HIV test”; requiring the Department of Corrections to perform an HIV test before an inmate is released if the inmate’s HIV status is unknown; providing certain exceptions; requiring that the Department of Corrections notify the county health department where the inmate plans to reside following release if the inmate is HIV positive; requiring the department to provide special transitional assistance to an inmate who is HIV positive; requiring the department to report to the Legislature; amending s. 945.10, F.S.; requiring certain medical records be released to the Department of Health and the county health department where an inmate who is HIV positive plans to reside; reenacting s. 945.10(1)(a), F.S., relating to mental health, medical, or substance abuse records of an inmate; amending s. 381.004, F.S.; providing that informed consent is not required for an HIV test of an inmate prior to the inmate’s release; amending s. 944.704, F.S.; providing additional duties for the department with respect to transition assistance for inmates who are HIV positive; providing an effective date.

By the Committee on Education; and Senator Sullivan—

CS for SB 986—A bill to be entitled An act relating to the state university system; amending s. 240.2011, F.S.; adding to the State University System the New College in Sarasota; creating a fiscally autonomous campus of the University of South Florida in Sarasota; requiring a Campus Board of the University of South Florida Sarasota/Manatee; authorizing separate accreditation; providing powers and duties of the Campus Board and the Campus Executive Officer; providing a proce-

ture for preparing a budget request; providing for central-support-services contracts and a letter of agreement; providing an effective date.

By the Committee on Judiciary; and Senator Villalobos—

CS for SB 1084—A bill to be entitled An act relating to medical malpractice presuit investigations; amending s. 766.104, F.S.; authorizing the release of certain records relating to medical care and treatment of a decedent upon the request of certain persons; providing an effective date.

By the Committee on Judiciary; and Senators Burt, Latvala and Peaden—

CS for SB 1274—A bill to be entitled An act relating to motor vehicles; amending s. 322.09, F.S.; providing that a foster parent or a group-home representative who signs an application for a learner's driver's license for a minor who is in foster care is not, by reason of having signed the application, assuming any obligation or liability for any damages caused by the minor; creating s. 627.746, F.S.; prohibiting insurers that issue insurance policies for private passenger automobiles from charging an additional premium for a minor who operates his or her parent's

vehicle, during the time that the minor has a learner's driver's license; providing an effective date.

MAJORITY WHIPS APPOINTED

The President announced the appointment of Senator Charlie Clary, of District 7, Destin, and Senator J. Alex Villalobos, of District 37, Miami, as Majority Whips for the Florida Senate.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 7, 8, 14, 16 and 19 were corrected and approved.

CO-SPONSORS

Senators Cowin—SB 1408; Crist—CS for SB 718; Posey—SB 652; Sanderson—CS for SB 1356; Saunders—CS for SB 1356

RECESS

On motion by Senator Lee, the Senate recessed at 10:57 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Thursday, March 22.