



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

## PRAYER

The following prayer was offered by Dr. Naresh Pathak, Hindu Brahmin Care Health Center, Sunrise:

Asato maa Sadgamyaa. Tamaso maa Jyotirgamayaa. Mrutyurmaa Amrutam Gamaya.  
Om shanti shanti shanti

The ancient ones, before any religions came into existence, uttered this prayer, as their hearts and minds filled with the divine experience of God's light.  
It says:  
Guide me from untruth to truth. Guide me from darkness to light.  
Guide me from death to immortality.  
Amen. peace, peace, peace.

Let us rise above the separation of physical and ideological differences and pray:

O'Lord, please guide us from untruth to truth, for truth is eternal and one for all. It is immutable, unaffected by the passage of time and transcends all boundaries created in this universe. Help us overcome our shortcomings. Help us conquer our egos that prevent us from being

humble and prevent us from seeing the entire creation as part of you and, in turn, part of us.

O'Self illumined heavenly Father, please guide us from the darkness to light. We are stumbling in the darkness of ignorance, hatred, jealousy, pride, prejudice, anger, desire, greed, delusion, and arrogance of knowledge. Please light our path. You are the fire in the sun that sustains life on this planet and you are the twinkle in the firefly that dances in the darkest of nights. You are the light in our eyes that helps us see your creation. O'Lord, help us see your presence in the entire universe.

O'Immortal guardian of the world, take us from death to immortality. We know that what is born must die and so must this body. But our spirits are your reflections and therefore, immortal. Please help us see the immortal spirit in each and every one so that we may live fearlessly and in unity and fulfill the dreams of our forefathers who dreamt that "All men are created equal." Only then can we understand the meaning of pure love.

Scriptures say that we are all created from the dust of the earth and "The breath of life" you gave us made us the "Living souls." As we breathe in and out trillions of atoms of air every minute, they become part of us. And what was once part of us gets incorporated into other lives as they breathe this air on our planet. So even scientifically we are all brothers sharing each other's essence of life. It gives us goose bumps when we think that we have in us the same earthly elements that were once part of Jesus, Buddha, Moses, Mohammed, and Krishna.

O'Our ever loving Father, we recognize our fallibility and your infinite compassion and love, we come to you openly as we are. We come with open hearts and heads bowed. Please accept us in your grace. We ask for peace at all levels of our existence—physical, psychological and spiritual. Amen.

## PLEDGE

Senate Pages Kathryn "Katy" Reid of Jasper, Lina Carrera of Miami and Ashley Whitmore of Madison, 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. Martin Silverstein of Ft. Lauderdale, sponsored by Senator Campbell, as doctor of the day. Dr. Silverstein specializes in Orthopaedic Surgery.

## SPECIAL GUEST

President McKay welcomed, as a guest of Secretary Blanton, Mr. Brad Hendrickson, Deputy Secretary of the Washington State Senate, who was present in the chamber.

## ADOPTION OF RESOLUTIONS

On motion by Senator Saunders—

By Senator Saunders—

**SR 2392**—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 9,400 cases of colorectal cancer in this state and 4,000 Floridians will die from colorectal cancer, 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, following screening guidelines can lower the number of cases by detecting precancerous polyps, 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 Saunders, **SR 2392** was read the second time in full and adopted.

On motion by Senator Saunders—

By Senator Saunders—

**SR 2400**—A resolution recognizing suicide as a state problem and encouraging initiatives aimed at preventing suicide.

WHEREAS, suicide, the eighth leading cause of all deaths in the United States and the third such cause for young persons ages 15 through 24, claims more than 30,000 lives annually nationwide, and

WHEREAS, suicide attempts, estimated to exceed 730,000 annually nationwide, adversely affect the lives of millions of family members, friends, and co-workers, including many Floridians, and

WHEREAS, suicide annually causes more than 200,000 family members nationwide, including many Floridians, to mourn a tragic death, and

WHEREAS, the suicide rate per 100,000 persons has remained relatively stable over the past 40 years for the general population, but that rate has nearly tripled for young persons and is highest for adults over 65, and

WHEREAS, the stigma associated with mental illness works against suicide prevention by keeping persons who are at risk of committing suicide from seeking lifesaving help, and

WHEREAS, the stigma associated with suicide seriously inhibits surviving family members from regaining meaningful lives, and

WHEREAS, suicide attempts and deaths impose a huge unrecognized and unmeasured economic burden on the State of Florida in terms of potential years of life lost, medical costs incurred, and work time lost by mourners, and

WHEREAS, suicide is a complex, multifaceted biological, sociological, psychological, and societal problem, and

WHEREAS, many suicides are currently preventable, and there is an urgent need for the development of more effective suicide-prevention programs, and

WHEREAS, suicide-prevention opportunities continue to increase due to advances in clinical research, treatments for mental disorders, neuroscience, and the development of community-based initiatives that await evaluation, and

WHEREAS, suicide-prevention efforts should be encouraged to the maximum extent possible, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida: That the Florida Senate recognizes suicide as a state problem and declares suicide preven-*

*tion to be a state priority; acknowledges that no single suicide-prevention program or effort will be appropriate for all populations or communities; and encourages initiatives dedicated to preventing suicide, responding to people who are at risk for suicide and people who have attempted suicide, promoting safe and effective treatment for persons who are at risk for suicidal behavior, supporting people who have lost someone to suicide, and developing an effective state strategy for the prevention of suicide.*

BE IT FURTHER RESOLVED that this body encourages the development and promotion of accessible and affordable mental health services that would enable all persons who are at risk for suicide to obtain such services without fear of any stigma.

—was introduced out of order and read by title. On motion by Senator Saunders, **SR 2400** was read the second time in full and adopted.

On motion by Senator Silver—

By Senator Silver—

**SR 2354**—A resolution honoring the University of Miami Hurricane football team.

WHEREAS, the University of Miami is a premier educational institution, offering excellence in academic, as well as athletic, pursuits, and

WHEREAS, the Hurricanes had a perfect 2001 season with 12 wins and no losses, and

WHEREAS, the University of Miami Hurricane football team boasts an impressive history with five National Football Championships, including this season, and

WHEREAS, the Hurricane football team defeated the University of Nebraska 37-14 at the 2002 Rose Bowl to become National Champions, NOW, THEREFORE,

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

That the Florida Senate recognizes the University of Miami Hurricane football team as the college national football champions for the 2001 football season.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to the University of Miami as a tangible token of the sentiments and esteem of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Silver, **SR 2354** was read the second time in full and adopted.

At the request of Senator Lawson—

By Senator Lawson—

**SR 2484**—A resolution recognizing February 2002 as Black History Month.

WHEREAS, the history of persons of African descent in Florida and the United States of America is a rich and complex history and one that has been an integral part of our nation's history, and

WHEREAS, the history of African Americans has been a unique and difficult proving ground for the ideals upon which this country was founded, which had its severest test during the Civil War over the abolition of the institution of slavery, and

WHEREAS, more than a century later, following the disappointment of Reconstruction, African Americans rekindled their struggle for full citizenship through the civil rights movement, the primary goal of which was the acknowledgment of those rights through the elimination by law and court order of legalized segregation and second-class citizenship, and

WHEREAS, this struggle of African Americans to secure freedom and equality of opportunity has been conducted ironically against many other Americans who originally came to this country to secure those same rights, which rights represent the promise of America, and

WHEREAS, it is important to celebrate the many achievements of African Americans in and on behalf of this country, from science and the arts to politics and religion, not only to offer African Americans an occasion to explore their particular heritage, but also to offer all Americans that broader, enriching perspective that reveals the amazing diversity of contributors to the forming and shaping of this nation, a diversity that has made it a model for the world, and

WHEREAS, the State of Florida is uniquely blessed for the examination of this history, because it is the home of such excellent museums as the Black Archives Research Center and Museum at Florida Agricultural and Mechanical University, the Florida Museum of Natural History at the University of Florida, and the Black Heritage Museum in Miami, and is also the site of such renowned research as the Black Abolitionist Papers Project at Florida State University, and

WHEREAS, it is especially fitting to recognize the many achievements of Floridians such as Zora Neale Hurston, Charles Kenzie Steele, Sr., Jesse J. McCrary, Jr., Joseph E. Lee, and Mary McLeod Bethune, whose devotion to equality serves as a shining example to us all, and

WHEREAS, the month of February, the birth month of both Abraham Lincoln and Frederick Douglass, key leaders in the abolishment of slavery, is particularly suited for the commemoration of this history and has been so observed in part or in whole, at the local, state, and national levels, since Dr. Carter G. Woodson, historian and founder of the Journal of Negro History, initiated the observance with Negro History Week in 1926, which is today known as Black History Month, NOW, THEREFORE,

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

That the month of February 2002 is recognized as Black History Month for the purpose of making all citizens of the State of Florida aware of the rich and unique history and contributions of African Americans.

—**SR 2484** was introduced, read and adopted by publication.

**BILLS ON THIRD READING**

Consideration of **CS for SB 664** was deferred.

**CS for SB 674**—A bill to be entitled An act relating to fire hydrants; requiring owners of private fire hydrants to contract with licensed professionals or local fire control authorities to inspect and service such hydrants; providing an effective date.

—was read the third time by title.

On motion by Senator Miller, **CS for SB 674** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**CS for SB 598**—A bill to be entitled An act relating to community mental health services; requiring that the Department of Children and Family Services use certain funds to expand the provision of crisis services and community mental health services; requiring that new funds

for crisis services or community mental health services be appropriated in a lump-sum category; requiring that the spending plan include a schedule for phasing in new community mental health services; requiring the department to submit reports concerning its progress toward expanding community mental health services; requiring that certain crisis services and mental health services be provided by the state's community mental health system by specified dates to the extent of available appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Peaden, **CS for SB 598** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1090**—A bill to be entitled An act relating to student withdrawal from courses due to military service; requiring rules and policies by district school boards, community college district boards of trustees, and university boards of trustees; providing that a student shall not suffer academic or financial penalties; authorizing the refund of fees; providing an effective date.

—was read the third time by title.

On motions by Senator Meek, **SB 1090** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 208**—A bill to be entitled An act relating to school facilities; amending s. 230.23, F.S.; providing an example of a school-within-a-school; amending s. 235.2157, F.S.; modifying small-school student-population limits; providing for exceptions to the small-schools requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Wasserman Schultz, **SB 208** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**CS for SB 1430**—A bill to be entitled An act relating to road and bridge designations; designating a portion of a roadway in the City of Miami in Miami-Dade County as “Enrique Valledor Way”; designating N.W. 87th Street in Miami-Dade County as Bureau of Alcohol Tobacco and Firearms Special Agents Ariel Rios and Eddie Benitez Memorial Way; dedicating the new Rose Bay bridges between the Cities of New Smyrna Beach and Port Orange to honor U.S. military POW’s and MIA’s; designating a portion of I-275 in Pinellas County as the “St. Petersburg Parkway”; renaming a portion of State Road 580 within the city limits of Temple Terrace as the “Temple Terrace Parkway”; designating a portion of State Road 50 in Orange County as Martin L. King, Jr., Drive; designating “Judge Steve Levine Boulevard” in Miami-Dade County; designating the new U.S. Highway 27 road and bridge in the City of Moore Haven as the “Mamie Langdale Memorial Bridge”; designating the old Nassau Sound Bridge in Nassau and Duval Counties as the “George Crady Bridge”; designating bridge number 550122 in Tallahassee as the “Veterans Memorial Bridge”; designating a portion of U.S. Highway 17 as the “Doyle Parker Memorial Highway”; designating a portion of State Road 77 as the “Lynn Haven Parkway”; designating the New River Bridge in Bradford and Union Counties as the “John S. ‘Steve’ Dennard Bridge”; designating a portion of State Road 121 as the “Ed Fraser Memorial Highway”; designating a portion of State Road 16 as the “Correctional Officers Memorial Highway”; designating a portion of U.S. Highway 41 in White Springs as the “Martin Luther King, Jr., Memorial Highway”; designating a portion of Interstate 75 as the “Purple Heart Memorial Highway”; designating the “Korean War Veterans Memorial Highway” in Seminole County; designating a portion of U.S. Highway 17 as the “Jerome A. Williams Memorial Highway”; designating a portion of State Road 100 in Flagler County as Veterans Memorial Highway; designating a portion of Semoran Boulevard in the City of Orlando, Orange County, as “Toni Jennings Boulevard”; designating a portion of State Road 19 in Lake County as the “Private Robert M. McTureous, Jr., U.S.M.C., Medal of Honor Memorial Highway”; designating “Steven Cranman Boulevard” and “Ethel Beckford Boulevard” in Miami-Dade County; designating “Phicol Williams Boulevard” in Miami-Dade County; designating “Arthur Mays Boulevard” in Miami-Dade County; designating “Jean-Jacques Dessalines Boulevard” in Miami-Dade County; designating “Toussaint L’Ouverture Boulevard” in Miami-Dade County; designating “Frederick Douglass Boulevard” in Miami-Dade County; designating “Dr. Luis Conte-Aguero Way” in Miami-Dade County; designating “Olga Choren and Tony Alvarez Way” in Miami-Dade County; designating the “L.E. Buie bridge in Miami-Dade County; designating “Borinquen Boulevard” in Miami-Dade County; designating 96th Street in Miami-Dade County as the “Stanley Whitman Boulevard”; designating Miami Gardens Drive as the “Ronald A. Silver Boulevard”; designating the “All-American Parkway” in Miami-Dade County; directing the Department of Transportation to erect suitable markers; designating the “Senator Ginny Brown-Waite Highway” in Hernando County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—as amended February 21 was read the third time by title.

Senators McKay, Rossin, Brown-Waite, Latvala, Silver, Sullivan, Dyer, Jones, Burt, Meek and Lawson offered the following amendment which was moved by Senator Rossin and adopted by two-thirds vote:

**Amendment 1 (785078)(with title amendment)**—On page 13, between lines 26 and 27, insert:

Section 38. (1) *That portion of Golfair Boulevard from Interstate Highway 95 to Moncrief Road in the City of Jacksonville is designated “Holzendorf Boulevard.”*

(2) *The Department of Transportation is directed to erect suitable markers designating “Holzendorf Boulevard.”*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 14, following the semicolon (;) insert: designating a portion of Golfair Boulevard in Jacksonville as “Holzendorf Boulevard”;

On motions by Senator Garcia, **CS for SB 1430** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**REMARKS**

On motion by Senator Jones, the following remarks were ordered spread upon the Journal:

**Senator Sullivan:** Senators, for six years I’ve had to put up with Betty Holzendorf. I have been hounded incessantly. There were only two people that were more effective in their role on behalf of their constituents who drove me more crazy. One was Pat Thomas. Pat Thomas was in my office twice a day. Betty Holzendorf is right behind the late great Pat Thomas. Betty, anything we can do to honor the work that you did on behalf of your constituents and get you off my back is wonderful.

**Senator King:** I had the distinct pleasure of serving with Senator Holzendorf when they were in the majority and we were in the minority. I have had the opportunity of being her Majority Leader when we were in the majority and they were in the minority. I will tell you that there was little difference. The bulldog in her was just as apparent when they were in control as it was when we were in control. In Jacksonville, and I’m proud to say that I represent that district along with her side by side, she has a tremendous reputation for delivering the goods, taking no prisoners, and taking absolutely no guff. We’ve been sometimes toe-to-toe on issues that we differed. I will tell you, though she is always publicly a lady, my father who spent his life at sea taught me some of the words that she used. It was apparent from the very get-go what her intentions and feelings were in regards to the issues. In all seriousness, this is a well-deserved honor for an incredible legislator. I’m only sorry that she’s not going to be here for the time that hopefully I’m the President so that I could really, really take her guff and not have to do anything about it.

**Senator Latvala:** I’d like to ask the sponsor two questions. First of all, when did I tell you that you could put my name as a co-sponsor on this amendment? And the second question of the sponsor is, does this road go anywhere? Or is it a dead end road?

**Senator Miller:** Senator Holzendorf does have the tenacity of a bulldog, but she’s mean as a snake to tell you the truth. One of the few people that I learned a lot from when I came to this legislature, even though this is my first term to serve with Senator Holzendorf in the Senate, was the late Doug Jamerson. The other was Senator Al Lawson, and the third was Senator Betty Holzendorf. Specifically when you remember the Black Caucus, she’s the chair. It’s her way or no way.

One of the things that I've learned more from her since I've been in the Senate is really working on the education budget because that's her baby. She focuses on that thing like there's no tomorrow. I told her recently that if I could learn to work that education budget like her and Senator Sullivan who worked with it, that's the best thing I could ever learn from her. She has worked with me on that and I do appreciate it.

She has been an asset not only to the Black Caucus, not only to the Senate, but to her constituents in the State of Florida. We're going to miss her, this Senate will, but she'll still be a phone call away when we need to get some advice from her, you can bet on that. Thank you, Senator Holzendorf.

**Senator Meek:** Mr. President and Members, I want to tell you that Senator Holzendorf has a special place in the hearts of all of us. When I think of someone who's the conscience of the Florida Legislature and, especially of the Senate, I think of Senator Holzendorf. She knows her trade well and she works very hard on behalf of her constituents and also on behalf of historically black colleges.

Her resolve is just beyond words, inadequate to even describe the kind of depth, not only in her heart, but in her mind as it relates to the people she represents. I don't know how this chamber is going to be without Senator Holzendorf, but I do know that the future holds a very bright road for her. I know she is going to go back to Duval County and continue to do the things that she has done in the past and we're going to hear from her again. I don't think that we have seen the best of her yet.

Senator Holzendorf, we love and we honor you, respect you. I'm definitely going to miss you. I'm going to miss those dinners that you cook. We talked about Senator Latvala all night. I just want to let you know how much we love you and respect you. Mr. President, I think this designation is very appropriate for this State Senate and also to let the folks know in Jacksonville how we feel about our member, Senator Holzendorf. Thank you very much, Mr. President, for the time.

**Senator Dawson:** Thank you, Mr. President. It's an incredible honor and I just could not let this go by without talking about my mentor and my good friend, Senator Holzendorf. No, Senator Latvala, it's not a dead end road.

Senator Holzendorf has probably been one of the best teachers for all of us and, especially for me because she reminds me all the time to be patient and to put my hammer down. She accused me of killing a gnat with a two-by-four. She has been a great teacher and she has been a tremendous asset for the children and adults wishing to go back to education.

I am certainly going to miss our conversations, and before she leaves, she is going to try to teach me how to cook. I'm not so sure how that is going to work out, so if I'm not here for the rest of the session, I'll be in Senator Holzendorf's cooking class. I do want to tell her that I love her. I have appreciated the help that she has given me. Senator Holzendorf, I am trying to learn this patience thing. I've put away my two-by-four, so I'll just be using a sledge hammer from now on. Thank you.

**Senator Dyer:** Thank you, Mr. President and Senator Holzendorf. Initially, Senator from the 35th, I think we probably need to amend that to say "Betty Holzendorf Boulevard" so that King doesn't think that it's for him. Betty will come home and tell him it's for him.

I've been trying to lose a little weight for the campaign, Senator from the 16th, and one of the things that my staff has done is ban me from going up to Betty's office at lunchtime, which probably allowed me to lose about ten pounds, I think, during the session already.

I wanted to also add my voice in the compliments to Senator Holzendorf. I have had the opportunity to serve ten years now on Appropriations Subcommittee B with her. I have never seen anybody so tenacious in the advocacy for the interests that she represents and they always come away with their fair share, don't they Senator Sullivan, whether they deserve it or not. You are absolutely to be commended for that. I've had the opportunity to sit behind her for ten years. I can't think of the many times she has turned around and said, "What are you guys doing to me?" I never could figure out who "those guys" were and whether I was one of "those guys" or whether it was you, Senator McKay and "those guys." This Senate will deeply miss Senator Holzendorf. We love you, Betty.

**Senator Jones:** Thank you, Mr. President. I'll tell you something. There are a number of us who aren't going to be here this next session, but I'll tell you I know that the loss of Betty Holzendorf to the Senate is going to be one that all of you who remain here will feel.

There is one thing that we have always known for years when it came to the education budget, and Betty was on that committee, that the budget was going to be as fair to poor people in the State of Florida as it could possibly be. You talked about her tenaciousness, her tenacity, but there's no question that a lot of us who were concerned about those kinds of issues knew that with her over there, those issues would be dealt with accordingly.

It will be kind of interesting for me and I think I will ask, "How many people in this chamber have ever felt the ire of Senator Holzendorf at one time or another?" I think we got a pretty good representation. It's nice to know that I wasn't by myself on that. Through it all, I think even though we have felt that at one time or another, we all knew ultimately that it wasn't personal, that what it was, was her desire to be a fierce advocate for the people she represented and the people that she represented didn't only reside in Jacksonville. They were all over the State of Florida.

I just wanted Betty to know that I love her just like everybody else does, and that I am going to look forward to spending more time with her, even though we both will be out of the Senate. A lot of us, or at least I wonder sometimes, what she will be doing afterwards, whether or not she would run for some other subsequent office or be an activist of some type. I don't know, even though she is a grandmother and is going to enjoy those grandkids, I don't think it is going to be possible for her to be completely out of the public eye, so we'll see how that goes. I just wanted you to know, Betty, that we're all going to miss you.

**Senator Lawson:** Thank you very much, Mr. President and Members. I'm real proud to speak in favor of this amendment for a good friend. We go back a very long way. On a serious note, Senator Holzendorf, when I first met her and they said she was coming into the Black Caucus, I was wondering what nationality she was because of the last name. But we finally recognized that yes, she was the Holzendorf.

We've been involved in many battles together. When she left the House and moved over to the Senate, we always knew when there was something very wrong; she'd had a tough day. She was complaining about Senator Sullivan and some of the other people not doing what they were supposed to do with the money. She wouldn't invite us, she would tell Doug Jamerson and myself, that she was cooking tonight. We knew what that meant, as she cooks a whole lot of food, Mr. President, when she is angry. She always invited the two guys that could really clean the pots, and so, whether we wanted to do it or not, we had to go and do it.

I would like to say one thing. I have always told a lot of people there are a lot of problems concerning funding for higher education, especially at FAMU. There were buildings that were closed and boarded up and roofs that were leaking, etc. I really enjoyed working with her to try to make sure that we changed a lot of that, and believe it or not, she was able to do it.

She loved a good fight, and Jamerson and I used to laugh and talk about her because we said if we were ever in an alley and worrying about somebody covering the other end of it, we didn't need but one person to cover it. It would be Senator Holzendorf because she would do a very good job.

During my colleague's short tenure, next to me here in the legislature, Senator Smith, oftentimes, even last year, we would sit and look at Betty and debate on various things about her. When she was angry with the both of us, we wouldn't even look at her because we knew that she was coming over to tell us how she really felt and what she was going to do to Smith. She always wanted to cut my legs off, but I can tell you this is a proud moment for the sponsor of the amendment to honor such a great person. I look forward to continue working with her and I'd like to support the amendment.

**Senator Brown-Waite:** Thank you, Mr. President. When I first came to this chamber ten years ago, we stood many days waiting for a final decision on who was going to be the President. The decision virtually rested with Senator Holzendorf. She assured us she would make the right decision, which is her way of telling people on both sides that she's

with them. We got past that and I was very proud to serve with her on Appropriations Subcommittee B. I learned how tenacious she really is.

I'm here to share with the members of the chamber that when Betty and I talk politics, she tells me I sound just like her husband, which tells me that King really is a Republican. Now you heard it here first. Betty Holzendorf is married to a Republican.

She's been a wonderful, wonderful Senator. I know that the folks in Jacksonville will dearly miss her. There is nobody more tenacious. There's nobody more suspicious than Betty Holzendorf. I think that it's because of her feeling that she does not have her share of the pie that has caused her to be such a very effective legislator, a very effective House member and now, a very effective Senator.

Mr. President, I just have to ask, why did I have to sit next to her on the very last two years? Because the woman has very long nails and, quite often, she has threatened me with them so I'm also calling FDLE. So we learned two things today: how threatening Betty Holzendorf can be and her husband really is a Republican.

**President McKay:** Let me add my appreciation, Senator Holzendorf, for your leadership in this body. You are a determined, unrelenting advocate for those who need an advocate. Without your words, without your conscience, without your guidance this State of Florida would be worse off. The entire State of Florida owes you a debt of gratitude. This Senate cherishes the fact that you've been a member of the Senate, and we appreciate your leadership. We don't always agree but we do appreciate it. What's important about this body is that we can disagree and we can still be friends. It's by being friends and by finding ways to agree that we provide the leadership that this state requires and you're right up there, number one Senator. Thank you so much for your dedication.

**SENATOR PEADEN PRESIDING**

**SB 2028**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; providing for the adoption of the 2002 version of the Internal Revenue Code; providing for retroactivity; providing an effective date.

—was read the third time by title.

On motion by Senator Pruitt, **SB 2028** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

On motion by Senator Silver, by two-thirds vote **HB 173** was withdrawn from the Committee on Finance and Taxation.

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

**HB 173**—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.02, F.S.; providing that the tax on deeds and other instruments relating to real property or interests therein applies to certificates of title issued in a judicial sale of real property pursuant to a court order or final judgment issued in a foreclosure proceeding; providing the method for computing the tax; providing intent; providing for retroactive application; amending s. 201.132, F.S.;

revising a verification requirement for a notation on certain recorded documents; providing an effective date.

—a companion measure, was substituted for **CS for SB 180** and read the second time by title. On motion by Senator Silver, by two-thirds vote **HB 173** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Lee, Peaden

**CS for SB 1120**—A bill to be entitled An act relating to non-ad valorem assessments; amending s. 197.3632, F.S., relating to the uniform method for the levy, collection, and enforcement of non-ad valorem assessments; defining the term “levied for the first time”; specifying the circumstances in which a local government must adopt a non-ad valorem assessment roll at a public hearing; prescribing requirements relating to the notice that must be given before such a hearing is held; amending s. 191.011, F.S.; revising the procedure for the adoption of a non-ad valorem assessment roll by an independent special fire control district; amending s. 192.0105, F.S.; revising provisions governing notice of non-ad valorem assessment hearings; providing an effective date.

—was read the third time by title.

On motion by Senator Rossin, **CS for SB 1120** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Peaden

**SB 358**—A bill to be entitled An act relating to motor vehicles; requiring a report on motor vehicle accidents caused by all types of driver distractions; creating s. 316.0075, F.S.; preempting regulation of operator or passenger use of commercial mobile radio services to the state; providing an effective date.

—as amended February 21 was read the third time by title.

On motion by Senator Sebesta, **SB 358** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**CS for SB 366**—A bill to be entitled An act relating to state uniform traffic control; creating the “Move Over Act”; amending s. 316.126, F.S.; providing requirements with respect to authorized emergency vehicles making use of visual signals when parked; providing for the disposition of fines; amending s. 316.2397, F.S.; authorizing the use of emergency lights and sirens on certain vehicles; authorizing wreckers to use amber rotating or flashing lights under certain circumstances; amending s. 318.18, F.S.; providing a penalty for a violation of s. 316.126(1)(b), F.S.; amending s. 318.21, F.S.; providing a civil penalty for violation of s. 316.126(1)(b), F.S.; providing an effective date.

—as amended February 21 was read the third time by title.

On motion by Senator Crist, **CS for SB 366** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Futch, Peaden

**SB 266**—A bill to be entitled An act relating to solid waste collection; amending s. 165.061, F.S.; clarifying provisions related to the treatment of existing solid waste contracts in areas affected by the merger or incorporation of municipalities; amending s. 316.1975, F.S.; exempting solid-waste or recovered-materials collection vehicles from a prohibition against leaving the engine running when the vehicle is unattended; amending s. 403.70605, F.S.; clarifying the definition of the term “displacement”; providing an effective date.

—as amended February 21 was read the third time by title.

On motions by Senator Dyer, **SB 266** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

**CS for SB 428**—A bill to be entitled An act relating to adult entertainment establishments; amending s. 847.0134, F.S.; revising the prohibition against locating an adult entertainment establishment within a specified distance from a school; requiring that such establishment be approved by the county or municipality and the district school board; providing an effective date.

—was read the third time by title.

On motion by Senator Miller, **CS for SB 428** was passed and certified to the House. The vote on passage was:

Yeas—35

Brown-Waite	Garcia	Pruitt
Burt	Geller	Rossin
Campbell	Holzendorf	Sanderson
Carlton	Jones	Saunders
Clary	King	Sebesta
Constantine	Klein	Smith
Cowin	Lawson	Sullivan
Crist	Lee	Villalobos
Dawson	Meek	Wasserman Schultz
Diaz de la Portilla	Miller	Webster
Dyer	Mitchell	Wise
Futch	Posey	

Nays—None

Vote after roll call:

Yea—Latvala, Laurent, Peaden

**CS for SB 1268**—A bill to be entitled An act relating to the Florida State Boxing Commission; amending s. 548.002, F.S.; providing definitions; amending s. 548.003, F.S.; requiring one member of the Florida State Boxing Commission to be a licensed physician; providing additional duties and responsibilities of the commission; amending s. 548.006, F.S.; providing for provisional certification of competitiveness of mixed martial arts and kickboxing matches; amending s. 548.008, F.S.; providing that the prohibition of toughman and badman competitions shall not preclude mixed martial arts; creating s. 548.015, F.S.; authorizing the commission to require the posting of a bond or other form of security by concessionaires; amending s. 548.017, F.S.; conforming terminology; providing requirements for ringside physicians; requiring concessionaires to be licensed; amending s. 548.021, F.S.; providing a criminal penalty for attempting to obtain a license by means of fraudulent information; creating s. 548.024, F.S.; authorizing the commission to adopt rules providing for background investigations of applicants for licensure; providing for the submission of fingerprint cards; providing procedure for processing fingerprint cards; amending s. 548.028, F.S.; expanding provisions with respect to persons whom the commission may not license; amending s. 548.035, F.S.; requiring a minimum permit fee for mixed martial arts events; amending s. 548.041, F.S.; providing requirements and restrictions with respect to age, condition, and suspension of participants; providing for revocation of license under specified circumstances; amending s. 548.043, F.S.; clarifying provisions relating

to weights and classes of participants; prescribing glove weights for mixed martial arts participants; providing requirements and procedure for the weighing of participants in a boxing match; amending s. 548.046, F.S.; revising provisions with respect to physicians' attendance at boxing matches; providing state insurance coverage and sovereign immunity protection for assigned physicians; authorizing blood tests of participants prior to a match; providing for cancellation of the match for a test showing the presence of a communicable disease or for failure to present blood test results, if required; authorizing the commission to adopt rules relating to blood tests; requiring the provision of urine samples by participants under specified circumstances; providing for revocation of license for failure or refusal to provide a required urine sample; providing conditions with respect to forfeiture and redistribution of purse upon failure or refusal to provide a required urine sample; specifying authority of physicians at boxing matches; providing procedure in the event of injury of a referee; amending s. 548.049, F.S.; increasing the minimum coverage amount of required insurance for participants in boxing matches; requiring promoters to pay any deductible for such insurance policy; amending s. 548.05, F.S.; providing additional requirements with respect to contracts between managers and professionals; conforming terminology; amending s. 548.052, F.S.; conforming terminology; amending s. 548.057, F.S.; revising provisions relating to attendance of referees and judges at matches, the scoring of matches, and seconds at matches to provide for applicability of requirements with respect thereto to all matches; revising terminology; placing specified restrictions on judges of boxing matches; providing requirements with respect to number and location of judges; amending s. 548.06, F.S., relating to payments to the state; revising components which constitute gross receipts; providing requirements with respect to the sale or extension of rights to a telecast of a match held in the state; requiring a written report; requiring concessionaires to file specified written reports; providing requirements with respect to written reports; amending s. 548.061, F.S.; revising provisions relating to the required filing of reports regarding, and payment of tax from the sale of tickets for, closed circuit telecasts to provide applicability of such requirements to any match; amending s. 548.074, F.S.; providing that the department shall have the power to administer oaths, take depositions, make inspections, serve subpoenas, and compel the attendance of witnesses and other evidence; amending s. 548.075, F.S.; authorizing the commission to adopt rules to permit the issuance of citations; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **CS for SB 1268** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Carlton, Lee, Peaden

On motion by Senator Garcia, by two-thirds vote **CS for HB 417** was withdrawn from the Committees on Education; and Regulated Industries.

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

**CS for HB 417**—A bill to be entitled An act relating to the Beverage Law; amending ss. 562.11 and 562.111, F.S.; providing an exemption for giving or serving to certain underage students alcoholic beverages that are delivered as part of a required curriculum at an accredited institution; providing an exemption for the possession of alcoholic beverages by

underage students in specified circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 1176** and read the second time by title. On motion by Senator Garcia, by two-thirds vote **CS for HB 417** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Lee, Peaden

**CS for CS for SB 182**—A bill to be entitled An act relating to bingo; providing a short title; amending s. 849.0931, F.S.; defining the terms “instant bingo” and “deal”; providing rules for the operation of instant bingo games; providing penalties; providing an effective date.

—as amended February 21 was read the third time by title.

On motion by Senator Silver, **CS for CS for SB 182** as amended was passed and certified to the House. The vote on passage was:

Yeas—23

Brown-Waite	Holzendorf	Rossin
Burt	Jones	Sanderson
Campbell	King	Saunders
Crist	Klein	Sebesta
Diaz de la Portilla	Meek	Silver
Futch	Miller	Villalobos
Garcia	Mitchell	Wasserman Schultz
Geller	Pruitt	

Nays—12

Carlton	Latvala	Smith
Clary	Laurent	Sullivan
Cowin	Lawson	Webster
Dyer	Posey	Wise

Vote after roll call:

Yea—Peaden

**CS for CS for SB 566**—A bill to be entitled An act relating to recreational activities at facilities for elderly or disabled adults; authorizing bingo games for residents or clients of certain facilities for the elderly or disabled, and their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

—was read the third time by title.

On motion by Senator Sebesta, **CS for CS for SB 566** was passed and certified to the House. The vote on passage was:

Yeas—37

Brown-Waite	Campbell	Clary
Burt	Carlton	Cowin

Crist	Laurent	Saunders
Dawson	Lawson	Sebesta
Diaz de la Portilla	Lee	Silver
Dyer	Meek	Smith
Futch	Miller	Sullivan
Garcia	Mitchell	Villalobos
Geller	Peaden	Wasserman Schultz
Holzendorf	Posey	Webster
Jones	Pruitt	Wise
Klein	Rossin	
Latvala	Sanderson	

Nays—None

Vote after roll call:

Yea—Constantine, King

Consideration of the following Claims Bills was deferred: **SB 8, CS for SB 10, CS for SB 24, SB 26, SB 30, CS for SB 32, CS for SB 36, SB 38, SB 44, CS for SB 46, SB 50, CS for SB 52, CS for SB 56, CS for SB 60, SB 62, CS for SB 66, SB 72 and SB 74.**

**SPECIAL ORDER CALENDAR**

On motion by Senator Geller—

**CS for SB 148**—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.304, F.S.; providing that any homeowner may display a United States flag; amending s. 720.3075, F.S.; prohibiting association documents from placing certain restrictions on the display of a United States flag; providing for retroactive application of the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 148** was placed on the calendar of Bills on Third Reading.

On motion by Senator Cowin—

**CS for CS for SB 150**—A bill to be entitled An act relating to the United States flag; creating s. 256.15, F.S.; providing that it is unlawful to prohibit the display of the flag of the United States; providing an exception; providing penalties; providing an effective date.

—was read the second time by title.

Senator Cowin moved the following amendment:

**Amendment 1 (862950)**—On page 1, line 19, before “*violation*” insert: *first or second*

Senator Rossin moved the following substitute amendment which was adopted:

**Amendment 2 (593350)**—On page 1, lines 21-25, delete those lines and insert: *by fine in an amount not to exceed \$500. A second or subsequent violation shall be punished by fine in an amount not to exceed \$10,000.*

Pursuant to Rule 4.19, **CS for CS for SB 150** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator King—

**CS for SB 334**—A bill to be entitled An act relating to anatomical gifts; amending ss. 765.510, 765.512, 765.516, 765.517, F.S.; amending the declaration of legislative intent; prohibiting modification of a donor’s intent; providing that a donor document is legally binding; authorizing specified persons to furnish donors’ medical records upon request; revising procedures by which the terms of an anatomical gift may be amended or the gift may be revoked; revising rights and duties with respect to the disposition of a body at death; proscribing legal liability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 334** was placed on the calendar of Bills on Third Reading.

On motion by Senator Silver—

**SB 2054**—A bill to be entitled An act relating to building designations; designating a building under construction in Tallahassee as the “Elaine Gordon Children’s Medical Services Building”; directing the Department of Health to erect suitable markers; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2054** was placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

**CS for SB 128**—A bill to be entitled An act relating to postsecondary education; providing a short title; amending s. 240.1201, F.S.; providing that active members of the Florida National Guard are residents of this state for tuition purposes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 128** was placed on the calendar of Bills on Third Reading.

**THE PRESIDENT PRESIDING**

On motion by Senator Silver—

**SB 1010**—A bill to be entitled An act relating to road designations; designating a specified portion of Le Jeune Road in the City of Coral Gables in Miami-Dade County as a state historic road; prohibiting the expenditure of state funds for certain purposes; providing construction of the act; directing the Division of Historical Resources of the Department of State to provide for the erection of suitable markers; providing an effective date.

—was read the second time by title.

Senator Silver moved the following amendment which was adopted:

**Amendment 1 (734920)(with title amendment)**—On page 2, lines 4 and 20, after “*Gables*” insert: *and the City of Miami*

And the title is amended as follows:

On page 1, line 4, after “*Gables*” insert: *and the City of Miami*

Pursuant to Rule 4.19, **SB 1010** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**SENATOR LAWSON PRESIDING**

On motion by Senator Sullivan—

**SB 372**—A bill to be entitled An act relating to student assessment; amending s. 229.57, F.S.; providing requirements relating to passing scores on the grade 10 Florida Comprehensive Assessment Test; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 372** was placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt, by two-thirds vote **HB 341** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Pruitt—

**HB 341**—A bill to be entitled An act relating to state universities; authorizing a bachelor of science in nursing degree program at the University of West Florida; authorizing a master's in social work degree program at Florida Atlantic University; providing an effective date.

—a companion measure, was substituted for **SB 296** and read the second time by title.

Pursuant to Rule 4.19, **HB 341** was placed on the calendar of Bills on Third Reading.

On motion by Senator Mitchell—

**SB 496**—A bill to be entitled An act relating to educational benefits for dependent children of military personnel who die or incur total and permanent disability while participating in Operation Enduring Freedom; creating s. 295.0185, F.S.; providing educational opportunity at state expense for dependent children of military personnel who die or suffer a specified disability in Operation Enduring Freedom; specifying documentation that constitutes proof of eligibility for such benefits; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 496** was placed on the calendar of Bills on Third Reading.

On motion by Senator Silver—

**CS for SB 176**—A bill to be entitled An act relating to educational benefits for children of slain law enforcement officers and firefighters; amending ss. 112.19, 112.191, F.S.; providing for graduate or postbaccalaureate educational expenses to be waived for children of officers or firefighters killed in the line of duty; providing for the waiver to apply to a state resident who attends a state institution as a full-time or part-time student until a specified age; amending s. 240.552, F.S.; providing for scholarships through the Florida College Savings Program to pay fees for children of law enforcement, correctional, or correctional probation officers and firefighters in obtaining a graduate or postbaccalaureate degree; providing for eligibility; requiring the Department of Education to obtain a certain percentage of funds from private-sector entities; providing an effective date.

—was read the second time by title.

Senator Silver moved the following amendment which was adopted:

**Amendment 1 (701360)(with title amendment)**—On page 15, line 25 through page 17, line 19, delete those lines and renumber subsequent section.

And the title is amended as follows:

On page 1, lines 11-20, delete those lines and insert: student until a specified age; providing

Pursuant to Rule 4.19, **CS for SB 176** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

**SB 1390**—A bill to be entitled An act relating to education; expressing the legislative intent to amend s. 229.05371, F.S., relating to the John

M. McKay Scholarships for Students with Disabilities Program; amending s. 232.245, F.S.; requiring a school district to notify the parent of a student who does not take the statewide assessments; requiring a parent's signed consent for the provision of instructional modifications that would not be permitted on the statewide assessments; amending s. 229.57; requiring a school district to notify the parent of a student who does not take the statewide assessments; requiring a school district to notify a parent when a student is provided with instructional modifications that are not allowable in the statewide assessment program and to inform the parent regarding the impact of nonparticipation on the student's ability to meet expected proficiency levels; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1390** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 382** was deferred.

On motion by Senator Campbell—

**CS for CS for SB 526**—A bill to be entitled An act relating to land surveying and mapping; amending s. 472.003, F.S.; exempting certain subordinate employees from provisions relating to regulation of land surveying and mapping; amending s. 472.005, F.S.; providing definitions; amending s. 472.008, F.S.; providing rulemaking authority to the Board of Professional Surveyors and Mappers relating to the use of professional titles by retirees; amending s. 472.013, F.S.; deleting an obsolete prerequisite to take the licensure examination to practice as a surveyor and mapper; deleting rulemaking authority for the review and approval of military schools and federal training and apprenticeship programs; amending s. 472.015, F.S.; revising requirements for licensure by endorsement; amending s. 472.029, F.S.; revising provisions relating to access to lands of others for surveying or mapping purposes; providing applicability to subordinates; providing for liability and duty of care on agricultural land; amending s. 472.031, F.S.; prohibiting persons who are not registered to practice surveying and mapping from offering to practice such profession or from using certain related professional titles; providing penalties; amending s. 472.033, F.S.; providing grounds for disciplinary action; providing penalties; deleting certain duties of the Board of Professional Surveyors and Mappers and the Department of Business and Professional Regulation relating to disciplinary proceedings; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 526** was placed on the calendar of Bills on Third Reading.

On motion by Senator Saunders—

**SB 1222**—A bill to be entitled An act relating to public records; amending s. 383.51, F.S.; providing an exemption from public records requirements for information that identifies a parent who leaves a newborn infant at an emergency medical services station; providing an exception; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

—was read the second time by title.

The Committee on Judiciary recommended the following amendment which was moved by Senator Saunders and adopted:

**Amendment 1 (514726)**—On page 1, delete line 27 and insert: 2, 2007 2005, unless reviewed and saved from repeal through

Pursuant to Rule 4.19, **SB 1222** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

**CS for SB 434**—A bill to be entitled An act providing for the submission of current information for the preparation of jury lists; amending s. 40.011, F.S.; requiring the Department of Highway Safety and Motor Vehicles to periodically deliver jury lists to the clerks of circuit courts; amending s. 40.022, F.S.; requiring the Department of Law Enforcement to establish procedures for submitting certain information; amending s. 322.051, F.S.; requiring applications for identification cards issued by the Department of Highway Safety and Motor Vehicles to specify the county of residence; amending s. 322.08, F.S.; requiring applications for driver's licenses to specify the county of residence; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 434** was placed on the calendar of Bills on Third Reading.

On motion by Senator Latvala, by two-thirds vote **HB 183** was withdrawn from the Committees on Transportation; Commerce and Economic Opportunities; and Judiciary.

On motion by Senator Latvala—

**HB 183**—A bill to be entitled An act relating to motor vehicles; repealing s. 29(19), ch. 2001-196, Laws of Florida, relating to a provision of law making it a deceptive and unfair trade practice for a motor vehicle dealer to add certain additional charges for pre-delivery services; providing for retroactive application; providing an effective date.

—a companion measure, was substituted for **SB 344** and read the second time by title.

Pursuant to Rule 4.19, **HB 183** was placed on the calendar of Bills on Third Reading.

On motion by Senator Mitchell, by two-thirds vote **HB 329** was withdrawn from the Committees on Transportation; Comprehensive Planning, Local and Military Affairs; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Mitchell—

**HB 329**—A bill to be entitled An act relating to small aircraft transportation; providing legislative intent with respect to NASA's Small Aircraft Transportation System; providing an effective date.

—a companion measure, was substituted for **SB 1228** and read the second time by title.

Pursuant to Rule 4.19, **HB 329** was placed on the calendar of Bills on Third Reading.

On motion by Senator Constantine—

**CS for CS for SB 382**—A bill to be entitled An act relating to growth management; amending s. 163.3174, F.S.; requiring that the membership of all local planning agencies or equivalent agencies that review comprehensive plan amendments and rezonings include a nonvoting representative of the district school board; amending s. 163.3177, F.S.; revising elements of comprehensive plans; providing for intergovernmental coordination between local governments and district school boards where a public-school-facilities element has been adopted; requiring certain local governments to prepare an inventory of service-delivery interlocal agreements; requiring local governments to provide the Legislature with recommendations regarding annexation; requiring local governments to consider water-supply data and analysis in their potable-water and conservation elements; repealing s. 163.31775, F.S., which provides for intergovernmental coordination element rules; creating s. 163.31776, F.S.; providing legislative intent and findings with respect to a public educational facilities element; providing for certain municipalities to be exempt; requiring that the public educational facilities element include certain provisions; providing requirements for future land-use maps; providing a process for adopting the public educa-

tional facilities element; creating s.163.31777, F.S.; requiring certain local governments and school boards to enter into a public schools interlocal agreement; providing a schedule; providing for the content of the interlocal agreement; providing a waiver procedure associated with school districts having decreasing student population; providing a procedure for adoption and administrative challenge; providing sanctions for the failure to enter an interlocal agreement; providing that a public school's interlocal agreement may only establish interlocal coordination procedures unless specific goals, objectives, and policies contained in the agreement are incorporated into the plan; amending s. 163.3180, F.S.; providing an exemption from concurrency for certain urban infill areas; amending s. 163.3184, F.S.; revising definitions; revising provisions governing the process for adopting comprehensive plans and plan amendments; amending s. 163.3187, F.S.; authorizing the adoption of a public educational facilities element, notwithstanding certain limitations; amending s. 163.3191, F.S., relating to evaluation and appraisal of comprehensive plans; conforming provisions to changes made by the act; requiring an evaluation of whether the potable-water element considers the appropriate water management district's regional water supply plan and includes a workplan for building new water supply facilities; amending s. 186.504, F.S.; adding an elected school board member to the membership of each regional planning council; amending s. 212.055, F.S.; providing for the levy of the infrastructure sales surtax and the school capital outlay surtax by a super majority vote and requiring certain educational facility planning prior to the levy of the school capital outlay surtax; providing for the uses of the surtax proceeds; amending s. 235.002, F.S.; revising legislative intent; amending s. 235.15; revising requirements for educational plant surveys; revising requirements for review and validation of such surveys; amending s. 235.175, F.S.; requiring school districts to adopt educational facilities plans; amending s. 235.18, F.S., relating to capital outlay budgets of school boards; conforming provisions; amending s. 235.185, F.S.; requiring school district educational facilities plans; providing definitions; specifying projections and other information to be included in the plans; providing requirements for the plans; requiring district school boards to submit a tentative plan to the local government; providing for adopting and executing the plans; amending s. 235.188, F.S.; conforming provisions; amending s. 235.19, F.S.; providing that site planning and selection must be consistent with interlocal agreements entered between local governments and school boards; amending s. 235.193, F.S.; requiring school districts to enter certain interlocal agreements with local governments; providing a schedule; providing for the content of the interlocal agreement; providing a waiver procedure associated with school districts having decreasing student population; providing a procedure for adoption and administrative challenge; providing sanctions for failure to enter an agreement; providing that a public school's interlocal agreement may not be used by a local government as the sole basis for denying a comprehensive plan amendment or development order; providing requirements for preparing a district educational facilities report; repealing s. 235.194, F.S., relating to the general educational facilities report; amending s. 235.218, F.S.; requiring the SMART Schools Clearinghouse to adopt measures for evaluating the school district educational facilities plans; amending s. 235.2197, F.S.; correcting a statutory cross-reference; amending ss. 235.321, 236.25, F.S.; conforming provisions; amending s. 380.06, F.S.; revising provisions governing substantial-deviation standards for developments of regional impact; providing for designation of a lead regional planning council; amending s. 380.0651, F.S.; revising standards for determining the necessity for a development-of-regional-impact review; providing legislative intent with respect to the inapplicability of specified portions of the act to pending litigation or future appeals; providing a legislative finding that the act is a matter of great public importance; providing an effective date.

—was read the second time by title.

Senator Constantine moved the following amendment which was adopted:

**Amendment 1 (055048)(with title amendment)**—On page 48, lines 15 and 16, delete those lines and insert:

Section 13. Notwithstanding subsection (7) of section 3 of chapter 2000-321, Laws of Florida, section 235.15, Florida Statutes, shall not stand repealed on January 7, 2003, as scheduled by that act, but that section is reenacted and amended to read:

And the title is amended as follows:

On page 3, delete line 12 and insert: reenacting and amending s. 235.15, F.S.; revising requirements for

Pursuant to Rule 4.19, **CS for CS for SB 382** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

**CS for SB 998**—A bill to be entitled An act relating to criminal justice; amending ss. 790.163, 790.164, F.S.; prohibiting making a false report concerning the placing or planting of a weapon of mass destruction; providing a penalty; prohibiting the court from suspending or withholding adjudication of guilt or imposition of sentence for such offense; providing that proof of a person knowingly making a false report is prima facie evidence of intent to deceive or provide misinformation; amending s. 790.165, F.S.; revising the elements of the offense of planting a hoax bomb to prohibit sending, mailing, or using a hoax bomb or threatening, attempting, or conspiring to use a hoax bomb; enhancing the penalty imposed for committing such offense; amending s. 790.166, F.S.; redefining the term “weapon of mass destruction” to include a device or object that is intended to kill or injure an animal, that involves a biological agent, or that is designed to release radiation or any biological agent, toxin, vector, or delivery system; prohibiting the court from suspending or withholding adjudication of guilt or imposition of sentence for specified offenses involving a hoax weapon of mass destruction; providing that proof a device caused injury or death or released radiation is prima facie evidence that the device was designed or intended to cause such death, injury, or release; providing that it is a felony of the second degree to possess, display, or threaten to use a hoax weapon of mass destruction while committing or attempting to commit a felony; providing that certain devices or instruments are not weapons of mass destruction; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Silver moved the following amendment which was adopted:

**Amendment 1 (082038)**—On page 6, line 15, after “*animal*” insert: *, or severe emotional or mental harm to any human,*

Pursuant to Rule 4.19, **CS for SB 998** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## MOTION

On motion by Senator Rossin, the rules were waived and time of recess was extended until completion of the Special Order Calendar, motions and announcements.

On motion by Senator Wasserman Schultz—

**CS for SB 160**—A bill to be entitled An act relating to pari-mutuel wagering; requiring dogracing permitholders to provide a greyhound-adoption booth at each dogracing facility in the state; requiring that the booth be operated by certain qualified persons on weekends; requiring that information concerning the adoption of a greyhound be made available to the public at the facility; requiring the permitholder to provide adoption information in racing programs and to identify greyhounds that will become available for adoption; authorizing the permitholder to hold an additional charity day that is designated as “Greyhound Adopt-A-Pet Day”; requiring that profits derived from the charity day be used to fund activities promoting the adoption of greyhounds; authorizing the Division of Pari-mutuel Wagering within the Department of Business and Professional Regulation to adopt rules; providing penalties; amending s. 550.1647, F.S., relating to unclaimed tickets and breaks with respect to greyhound racing; defining the term “bona fide organization that promotes or encourages the adoption of greyhounds”; amending s. 550.5251, F.S.; allowing a thoroughbred racing permitholder to operate a cardroom; amending s. 849.086, F.S.; redefining the term “authorized games”; allowing the amendment of a permitholder’s annual application to include operation of a cardroom; providing restrictions relating to harness permitholder cardrooms; revising standards relating to when

cardrooms may be operated and relating to bets; authorizing facilities to award prizes; revising the rate of the gross receipts tax on admissions; providing an effective date.

—was read the second time by title.

Senator Smith moved the following amendment which was adopted:

**Amendment 1 (251452)(with title amendment)**—On page 4, between lines 20 and 21, insert:

Section 3. Subsections (1) and (2) of section 550.26165, Florida Statutes, are amended to read:

550.26165 Breeders’ awards.—

(1) The purpose of this section is to encourage the agricultural activity of breeding and training racehorses in this state. Moneys dedicated in this chapter for use as breeders’ awards and stallion awards are to be used for awards to breeders of registered Florida-bred horses winning horseraces and for similar awards to the owners of stallions who sired Florida-bred horses winning stakes races, if the stallions are registered as Florida stallions standing in this state. Such awards shall be given at a uniform rate to all winners of the awards, shall not be greater than 20 percent of the announced gross purse, and shall not be less than 15 percent of the announced gross purse if funds are available. In addition, no less than 17 percent nor more than 40 percent, as determined by the Florida Thoroughbred Breeders’ Association, of the moneys dedicated in this chapter for use as breeders’ awards and stallion awards for thoroughbreds shall be returned pro rata to the permitholders that generated the moneys for *special racing* awards to be distributed by the permitholders to owners of registered Florida-bred thoroughbred horses *participating winning in prescribed thoroughbred stakes races, non-stakes races, or both and winning or placing in thoroughbred stakes races*, all in accordance with a *written agreement establishing the rate, procedure, and eligibility requirements for such awards entered into plan established annually no later than 120 days before the first day of the permitholders’ racing meet and agreed upon* by the permitholder, the Florida Thoroughbred Breeders’ Association, and the Florida Horsemen’s Benevolent and Protective Association, Inc., except that the plan for the distribution by any permitholder located in the area described in s. 550.615(9) shall be agreed upon by that permitholder, the Florida Thoroughbred Breeders’ Association, and the association representing a majority of the thoroughbred racehorse owners and trainers at that location. Awards for thoroughbred races are to be paid through the Florida Thoroughbred Breeders’ Association, and awards for standardbred races are to be paid through the Florida Standardbred Breeders and Owners Association. Among other sources specified in this chapter, moneys for thoroughbred breeders’ awards will come from the 0.955 percent of handle for thoroughbred races conducted, received, broadcast, or simulcast under this chapter as provided in s. 550.2625(3). The moneys for quarter horse and harness breeders’ awards will come from the breaks and uncashed tickets on live quarter horse and harness racing performances and 1 percent of handle on intertrack wagering. The funds for these breeders’ awards shall be paid to the respective breeders’ associations by the permitholders conducting the races.

(2) Each breeders’ association shall develop a plan each year that will provide for a uniform rate of payment and procedure for *breeders’ and stallion awards payment*. The plan for *payment of breeders’ and stallion awards* may set a cap on winnings and may limit, exclude, or defer payments on to certain classes of races, such as the Florida stallion stakes races, in order to assure that there are adequate revenues to meet the proposed uniform rate. Priority shall be placed on imposing such restrictions in lieu of allowing the uniform rate for *breeders’ and stallion awards* to be less than 15 percent of the total purse payment. The plan must provide for the maximum possible payments within revenues.

Section 4. Subsection (3) of section 550.2625, Florida Statutes, is amended to read:

550.2625 Horseracing; minimum purse requirement, Florida breeders’ and owners’ awards.—

(3) Each horseracing permitholder conducting any thoroughbred race under this chapter, including any intertrack race taken pursuant to ss. 550.615-550.6305 or any interstate simulcast taken pursuant to s. 550.3551(3) shall pay a sum equal to 0.955 percent on all pari-mutuel pools conducted during any such race for the payment of breeders’, and

stallion, or special racing awards as authorized in this chapter section. This subsection also applies to all Breeder's Cup races conducted outside this state taken pursuant to s. 550.3551(3). On any race originating live in this state which is broadcast out-of-state to any location at which wagers are accepted pursuant to s. 550.3551(2), the host track is required to pay 3.475 percent of the gross revenue derived from such out-of-state broadcasts as breeders', and stallion, or special racing awards. The Florida Thoroughbred Breeders' Association is authorized to receive these payments from the permitholders and make payments of awards earned. The Florida Thoroughbred Breeders' Association has the right to withhold up to 10 percent of the permitholder's payments under this section as a fee for administering the payments of awards and for general promotion of the industry. The permitholder shall remit these payments to the Florida Thoroughbred Breeders' Association by the 5th day of each calendar month for such sums accruing during the preceding calendar month and shall report such payments to the division as prescribed by the division. With the exception of the 10-percent fee, the moneys paid by the permitholders shall be maintained in a separate, interest-bearing account, and such payments together with any interest earned shall be used exclusively for the payment of breeders', awards and stallion, or special racing awards in accordance with the following provisions:

(a) The breeder of each Florida-bred thoroughbred horse winning a thoroughbred horse race is entitled to an award of up to, but not exceeding, 20 percent of the announced gross purse, including nomination fees, eligibility fees, starting fees, supplementary fees, and moneys added by the sponsor of the race.

(b) The owner or owners of the sire of a Florida-bred thoroughbred horse that wins a stakes race is entitled to a stallion award of up to, but not exceeding, 20 percent of the announced gross purse, including nomination fees, eligibility fees, starting fees, supplementary fees, and moneys added by the sponsor of the race.

(c) The owners of registered Florida-bred thoroughbred horses participating winning or placing in thoroughbred stakes races, non-stakes races, or both may receive a special racing award in accordance with the agreement a plan established pursuant to in s. 550.26165(1).

(d) In order for a breeder of a Florida-bred thoroughbred horse to be eligible to receive a breeder's award, or for the owners of a registered Florida-bred thoroughbred horse to be eligible to receive an award under paragraph (e), the horse must have been registered as a Florida-bred horse with the Florida Thoroughbred Breeders' Association, and the Jockey Club certificate for the horse must show that it has been duly registered as a Florida-bred horse as evidenced by the seal and proper serial number of the Florida Thoroughbred Breeders' Association registry. The Florida Thoroughbred Breeders' Association shall be permitted to charge the registrant a reasonable fee for this verification and registration.

(e) In order for an owner of the sire of a thoroughbred horse winning a stakes race to be eligible to receive a stallion award, the stallion must have been registered with the Florida Thoroughbred Breeders' Association, and the breeding of the registered Florida-bred horse must have occurred in this state. The stallion must be standing permanently in this state during the period of time between February 1 and June 15 of each year or, if the stallion is dead, must have stood permanently in this state for a period of not less than 1 year immediately prior to its death. The removal of a stallion from this state during the period of time between February 1 and June 15 of any year for any reason, other than exclusively for prescribed medical treatment, as approved by the Florida Thoroughbred Breeders' Association, renders the owner or owners of the stallion ineligible to receive a stallion award under any circumstances for offspring sired prior to removal; however, if a removed stallion is returned to this state, all offspring sired subsequent to the return make the owner or owners of the stallion eligible for the stallion award but only for those offspring sired subsequent to such return to this state. The Florida Thoroughbred Breeders' Association shall maintain complete records showing the date the stallion arrived in this state for the first time, whether or not the stallion remained in the state permanently, the location of the stallion, and whether the stallion is still standing in this state and complete records showing awards earned, received, and distributed. The association may charge the owner, owners, or breeder a reasonable fee for this service.

(f) A permitholder conducting a thoroughbred horse race under the provisions of this chapter shall, within 30 days after the end of the race

meet during which the race is conducted, certify to the Florida Thoroughbred Breeders' Association such information relating to the thoroughbred horses winning a stakes or other horserace at the meet as may be required to determine the eligibility for payment of breeders', awards and stallion, and special racing awards.

(g) The Florida Thoroughbred Breeders' Association shall maintain complete records showing the starters and winners in all races conducted at thoroughbred tracks in this state; shall maintain complete records showing awards earned, received, and distributed; and may charge the owner, owners, or breeder a reasonable fee for this service.

(h) The Florida Thoroughbred Breeders' Association shall annually establish a uniform rate and procedure for the payment of breeders' and stallion awards and shall make breeders' and stallion award payments in strict compliance with the established uniform rate and procedure plan. The plan may set a cap on winnings and may limit, exclude, or defer payments to certain classes of races, such as the Florida stallion stakes races, in order to assure that there are adequate revenues to meet the proposed uniform rate. Such plan must include proposals for the general promotion of the industry. Priority shall be placed upon imposing such restrictions in lieu of allowing the uniform rate to be less than 15 percent of the total purse payment. The uniform rate and procedure plan must be approved by the division before implementation. In the absence of an approved plan and procedure, the authorized rate for breeders' and stallion awards is 15 percent of the announced gross purse for each race. Such purse must include nomination fees, eligibility fees, starting fees, supplementary fees, and moneys added by the sponsor of the race. If the funds in the account for payment of breeders' and stallion awards are not sufficient to meet all earned breeders' and stallion awards, those breeders and stallion owners not receiving payments have first call on any subsequent receipts in that or any subsequent year.

(i) The Florida Thoroughbred Breeders' Association shall keep accurate records showing receipts and disbursements of such payments and shall annually file a full and complete report to the division showing such receipts and disbursements and the sums withheld for administration. The division may audit the records and accounts of the Florida Thoroughbred Breeders' Association to determine that payments have been made to eligible breeders and stallion owners in accordance with this section.

(j) If the division finds that the Florida Thoroughbred Breeders' Association has not complied with any provision of this section, the division may order the association to cease and desist from receiving funds and administering funds received under this section. If the division enters such an order, the permitholder shall make the payments authorized in this section to the division for deposit into the Pari-mutuel Wagering Trust Fund; and any funds in the Florida Thoroughbred Breeders' Association account shall be immediately paid to the Division of Pari-mutuel Wagering for deposit to the Pari-mutuel Wagering Trust Fund. The division shall authorize payment from these funds to any breeder or stallion owner entitled to an award that has not been previously paid by the Florida Thoroughbred Breeders' Association in accordance with the applicable rate.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 26, following the first semicolon (;) insert: amending s. 550.26165, F.S.; revising criteria for making breeders' awards for racehorses; amending s. 550.2625, F.S.; providing for payment of special racing awards;

Senator Lee moved the following amendments which were adopted:

**Amendment 2 (354288)**—On page 5, lines 15 and 16, delete “, *pinochle, bridge, rummy, canasta, hearts, dominoes, or mah-jongg*”

**Amendment 3 (284674)**—On page 7, line 24 through page 8, line 11, delete those lines and insert:

(d) Each cardroom operator shall conspicuously post upon the premises of the cardroom a notice which contains a copy of the cardroom license; a list of authorized games offered by the cardroom; the wagering limits imposed by the house, if any; any additional house rules regarding operation of the cardroom or the playing of any game; and all costs to players to participate, including any rake by the house. In addition, each cardroom operator shall post at each table a notice of the minimum and

maximum bets authorized at such table and the fee for participation in the game conducted.

(e) The cardroom facility shall be subject to inspection by the division or any law enforcement agency during the licensee's regular business hours. The inspection will specifically encompass the permitholder internal control procedures approved by the division.

(f) A cardroom operator may refuse entry to or

**Amendment 4 (872420)(with title amendment)**—On page 9, lines 2-6, delete those lines and insert: state of 10 percent of the cardroom operation's monthly gross receipts.

(d) Each greyhound and jai alai permitholder ~~that which~~ operates a cardroom facility shall ~~use~~ utilize at least 4 percent of such permitholder's cardroom monthly gross

And the title is amended as follows:

On page 2, lines 5 and 6, delete those lines and insert: facilities to award prizes;

Senator Pruitt moved the following amendment which was adopted:

**Amendment 5 (344972)(with title amendment)**—On page 2, line 10, insert:

Section 1. *This act may be cited as "The Debbie Wasserman Schultz Act of 2002."*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 2, following the semicolon (;) insert: providing a short title;

Pursuant to Rule 4.19, **CS for SB 160** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

**CS for SB 678**—A bill to be entitled An act relating to protection of Lake Okeechobee; amending s. 373.4595, F.S.; providing eligibility requirements for available grants from coordinating agencies; providing additional requirements for land application of domestic wastewater residuals and septage after a certain date; providing penalties for violations; providing an effective date.

—was read the second time by title.

Senator Laurent moved the following amendment which was adopted:

**Amendment 1 (910506)**—On page 6, line 21 through page 7, line 4, delete those lines and insert:

5. *Projects that make use of private lands to reduce nutrient loadings or concentrations within a basin by one or more of the following methods: restoring the natural hydrology of the basin, restoring wildlife habitat or impacted wetlands, reducing peak flows after storm events, increasing aquifer recharge, or protecting range and timberland from conversion to development are eligible for grants available under this section from the coordinating agencies. For projects of otherwise equal priority, funding priority will be given to those projects that make best use of the methods outlined above that involve public-private partnerships or that obtain federal match money. Grant applications may be submitted by any person, and eligible projects may include, but are not limited to, the purchase of conservation and flowage easements, hydrologic restoration of wetlands, creating treatment wetlands, development of a management plan for natural resources, and financial support to implement a management plan.*

Senator Pruitt moved the following amendment:

**Amendment 2 (312712)**—On page 9, line 11, delete "By July 1, 2002, the" and insert: ~~By July 1, 2001,~~ The

Senator Pruitt moved the following substitute amendment which was adopted:

**Amendment 3 (750616)**—On page 9, line 11, delete "By July 1, 2001, the" and insert: ~~By July 1, 2001,~~ The

Senator Pruitt moved the following amendment which was adopted:

**Amendment 4 (875406)**—On page 7, line 8, delete "by July 1, 2001," and insert: ~~by July 1, 2001,~~

Senators Pruitt and Dyer offered the following amendment which was moved by Senator Pruitt and adopted:

**Amendment 5 (904848)(with title amendment)**—On page 1, line 13, insert:

Section 1. Subsection (11) of section 403.067, Florida Statutes, is amended to read:

403.067 Establishment and implementation of total maximum daily loads.—

(11) IMPLEMENTATION OF ADDITIONAL PROGRAMS.—

(a) The department shall not implement, without prior legislative approval, any additional regulatory authority pursuant to s. 303(d) of the Clean Water Act or 40 C.F.R. part 130, if such implementation would result in water quality discharge regulation of activities not currently subject to regulation.

(b) *Interim measures, best management practices, or other measures may be developed and voluntarily implemented pursuant to paragraph (7)(c) or paragraph (7)(d) for any water body or segment for which a total maximum daily load or allocation has not been established. The implementation of such pollution control programs may be considered by the department in the determination made pursuant to subsection (4).*

Section 2. Paragraphs (c) and (d) of subsection (3) of section 403.121, Florida Statutes, are amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(3) Except for violations involving hazardous wastes, asbestos, or underground injection, administrative penalties must be calculated according to the following schedule:

(c) For a dredge and fill or stormwater violation, the department shall assess a penalty of \$1,000 for unpermitted or unauthorized dredging or filling or unauthorized construction of a stormwater management system against the person or persons responsible for the illegal dredging or filling, or unauthorized construction of a stormwater management system plus \$2,000 if the dredging or filling occurs in an aquatic preserve, Outstanding Florida Water, conservation easement, or Class I or Class II surface water, plus \$1,000 if the area dredged or filled is greater than one-quarter acre but less than or equal to one-half acre, and plus \$1,000 if the area dredged or filled is greater than one-half acre but less than or equal to one acre. The administrative penalty schedule shall not apply to a dredge and fill violation if the area dredged or filled exceeds one acre. The department retains the authority to seek the judicial imposition of civil penalties for all dredge and fill violations involving more than one acre. The department shall assess a penalty of \$3,000 for the failure to complete required mitigation, failure to record a required conservation easement, or for a water quality violation resulting from dredging or filling activities, stormwater construction activities or failure of a stormwater treatment facility. For stormwater management systems serving less than 5 acres, the department shall assess a penalty of \$2,000 for the failure to properly or timely construct a stormwater management system. In addition to the penalties authorized in this subsection, the department shall assess a penalty of \$5,000 per violation against the contractor or agent of the owner or tenant that conducts unpermitted or unauthorized dredging or filling. *For purposes of this paragraph, the preparation or signing of a permit application by a person currently licensed under chapter 471 to practice as a professional engineer shall not make that person an agent of the owner or tenant.*

(d) For mangrove trimming or alteration violations, the department shall assess a penalty of \$5,000 per violation against the contractor or agent of the owner or tenant that conducts mangrove trimming or alteration without a permit as required by s. 403.9328. *For purposes of this*

paragraph, the preparation or signing of a permit application by a person currently licensed under chapter 471 to practice as a professional engineer shall not make that person an agent of the owner or tenant.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, lines 2 and 3, delete those lines and insert: An act relating to pollution reduction; amending s. 403.067, F.S.; authorizing the development of interim measures or best-management practices for specified water bodies or segments for which total maximum daily loads or allocations have not yet been established; amending s. 403.121, F.S.; providing that a professional engineer is not the agent of an owner or tenant for purposes of enforcing penalties for unpermitted dredging or filling or mangrove trimming; amending s. 373.4595, F.S.;

Senator Pruitt moved the following amendments which were adopted:

**Amendment 6 (462428)**—On page 9, delete line 8 and insert: *phosphorus loading. By July 1, 2005, phosphorus concentrations*

**Amendment 7 (660902)**—On page 7, line 10, delete “loading” and insert: *concentrations loading*

Pursuant to Rule 4.19, **CS for SB 678** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Futch—

**SB 348**—A bill to be entitled An act relating to the placement of rip current warning signs; creating s. 380.275, F.S.; providing for a cooperative effort among state agencies and local governments to plan for and assist in the placement of rip current warning signs; providing that the Department of Community Affairs shall direct and coordinate the program; requiring the development of a uniform rip current warning sign; authorizing the department to coordinate the distribution and erection of rip current warning signs; providing for rules; limiting the liability of participating governmental entities; providing an effective date.

—was read the second time by title.

Senator Futch moved the following amendment which was adopted:

**Amendment 1 (041362)(with title amendment)**—On page 2, line 3, delete “*Department of Community Affairs*” and insert: *department*

And the title is amended as follows:

On page 1, lines 7 and 8, delete “Department of Community Affairs” and insert: *department*

Pursuant to Rule 4.19, **SB 348** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## THE PRESIDENT PRESIDING

On motion by Senator Pruitt—

**CS for CS for SB 354**—A bill to be entitled An act relating to funding for the Fish and Wildlife Conservation Commission; amending s. 327.73, F.S.; providing for dismissal of violations of boating safety identification card possession requirements under certain conditions; amending s. 370.0603, F.S.; providing for the deposit of fees into the Marine Resources Conservation Trust Fund; renumbering and amending ss. 370.0608, 370.0609, 370.062, F.S.; providing for the deposit of licenses and fees into the Marine Resources Conservation Trust Fund; revising purposes for which licenses and fees may be used; providing for the expenditure of funds through grants and contracts to specified research institutions; modifying date for tax collector’s return of unissued tags; deleting provisions relating to transfer of tag fees to the Marine Resources Conservation Trust Fund within a specified period; amending s. 370.063, F.S.; conforming a cross-reference; amending s. 370.25, F.S.; authorizing the commission to accept title to certain vessels on behalf of the state for use in the artificial reef program; authorizing the commission to adopt rules to develop criteria for implementing the transfer of certain vessel titles to the state; authorizing state universities to receive

grants and other financial and technical assistance from the commission for the siting and development of artificial reefs; amending s. 372.001, F.S.; revising and reorganization definitions; providing a definition of Florida bass; creating s. 372.002, F.S.; providing legislative intent regarding the right to hunt, fish, and take game in the state; amending s. 372.105, F.S.; revising provisions relating to sources and uses of funds in the Lifetime Fish and Wildlife Trust Fund; amending s. 372.106, F.S.; specifying distribution of certain funds in the Dedicated License Trust Fund; amending s. 372.16, F.S.; revising the provisions for the license fee for private game preserves and farms; creating s. 372.555, F.S.; authorizing the commission to sell licenses and permits by electronic media; amending s. 372.561, F.S.; revising provisions relating to issuance of recreational licenses, permits, and authorization numbers to take wild animal life, freshwater aquatic life, and marine life, and administrative costs and reporting related thereto; creating s. 372.562, F.S.; providing exemptions from recreational license and permit fees and requirements; amending s. 372.57, F.S.; revising and reorganizing provisions specifying fees and requirements for recreational licenses, permits, and authorization numbers, including hunting licenses, saltwater and freshwater fishing licenses, 5-year licenses, and lifetime licenses; creating an annual gold sportsman’s license; increasing the fee for a nonresident Florida turkey permit; providing for pier licenses and recreational vessel licenses, and fees therefor; providing for snook permits and crawfish permits, and uses thereof; amending ss. 372.571, 372.5712, 372.5715, 372.5717, 372.573, 372.65, 372.7015, 372.7016, and 810.09, F.S.; correcting cross-references; deleting obsolete language; amending s. 372.574, F.S.; revising subagent duties and reporting requirements; amending s. 372.661, F.S.; increasing the license fee for a private hunting preserve; amending s. 372.711, F.S.; providing for dismissal of violations of license or permit possession requirements, under certain conditions; providing a fee; reenacting s. 372.83(1)(h), F.S.; reenacting a provision referencing penalties for violations of hunting, fishing, and trapping license requirements; amending s. 372.921, F.S.; including amphibians in provisions relating to exhibition of wildlife; providing rulemaking authority; amending s. 372.922, F.S.; requiring a permit for personal possession of wildlife by an exhibitor or seller; providing a fee exemption; amending s. 705.101, F.S.; including derelict vessels within the definition of “abandoned property”; amending ss. 212.06, 215.20, F.S.; correcting cross-references; repealing s. 370.0605, F.S., relating to saltwater fishing licenses and fees; repealing s. 370.0615, F.S., relating to lifetime saltwater fishing licenses; repealing s. 370.1111, F.S., relating to snook fishing permits; repealing s. 370.14(10) and (11), F.S., relating to recreational crawfish taking permits and issuance of a crawfish stamp; repealing s. 372.05(4), F.S., relating to duties of the executive director; repealing s. 372.06, F.S., relating to meetings of the commission; providing an effective date.

—was read the second time by title.

Senator Pruitt moved the following amendments which were adopted:

**Amendment 1 (580748)(with title amendment)**—On page 18, between lines 16 and 17, insert:

Section 15. Effective July 1, 2003, section 372.561, Florida Statutes, is amended to read:

372.561 Recreational licenses, permits, and authorization numbers to take wild animal life, freshwater aquatic life, and marine life; issuance; costs; reporting.—

(1) This section applies to all recreational licenses and permits and to any authorization numbers issued by the commission for the use of recreational licenses or permits.

(2) The commission shall establish forms for the issuance of recreational licenses and permits.

(3) The commission shall issue a license, permit, or authorization number to take wild animal life, freshwater aquatic life, or marine life when an applicant provides proof that she or he is entitled to such license, permit, or authorization number. Each applicant for a recreational license, permit, or authorization number shall provide her or his social security number on the application form. Disclosure of social security numbers obtained through this requirement shall be limited to the purposes of administration of the Title IV-D program for child support enforcement, use by the commission, and as otherwise provided by law.

(4) Licenses and permits to take wild animal life, freshwater aquatic life, or marine life may be sold by the commission, by any tax collector in the state, or by any subagent authorized under s. 372.574.

(5) In addition to any license or permit fee, the sum of \$1.50 shall be charged for each license or management area permit, *except for replacement of license or permit*, to cover the cost of issuing such license or permit.

(6)(a) *The fee established pursuant to s. 372.561(5) shall be distributed as follows:*

1. *For each hunting license and freshwater fishing license sold by a tax collector, including the combination freshwater fishing and hunting license, the sportsman's license, and the gold sportsman's license, a tax collector may retain \$1.00.*

2. *For each management area permit sold by a tax collector, a tax collector may retain \$1.00.*

3. *For each saltwater fishing tag and saltwater fishing license sold by a tax collector, including the combination saltwater fishing and freshwater fishing license and the combination saltwater fishing, freshwater fishing, and hunting license, a tax collector may retain \$1.50.*

4. *For licenses or management area permits sold by subagents, a tax collector may retain 50 cents for each license sold in the tax collector's county.*

5. *Any and all remaining fees shall be deposited in the State Game Trust Fund and shall be used to support an automated license system and administration of the license program.*

(b) *Tax collectors shall remit license and permit revenue to the commission weekly.*

(7)(a) *The sum of \$10 shall be charged for each replacement lifetime license and \$2 for all other replacement licenses and permits. A tax collector may retain \$1.00 for each replacement license.*

(b) *Fees collected from the issuance of replacement licenses shall be deposited in the State Game Trust Fund.*

(8) *The commission is authorized to adopt rules pursuant to ss. 120.536(1) and 120.54 necessary to administer this section.*

~~(6)(a)1. For each hunting or freshwater fishing license sold and for each sportsman's or gold sportsman's license sold, a tax collector may retain \$1.~~

~~2. For each management area permit sold, a tax collector may retain \$1.~~

~~3. For each saltwater fishing tag or license sold, including combination saltwater fishing and freshwater fishing licenses, or combination saltwater fishing, freshwater fishing, and hunting licenses, a tax collector may retain \$1.50.~~

~~(b) Tax collectors shall remit license and permit moneys, along with a report of funds collected and other required documentation, to the commission weekly.~~

~~(c) Tax collectors shall maintain records of all licenses and permits that are sold, voided, stolen, or lost.~~

~~1. The tax collector is responsible to the commission for the fees for all licenses and permits sold and for the value of all licenses and permits reported as lost.~~

~~2. The tax collector shall report stolen licenses and permits to the appropriate law enforcement agency.~~

~~3. The tax collector shall submit a written report and a copy of the law enforcement agency's report to the commission within 5 days after discovering a theft.~~

~~4. The tax collector is responsible for the fees for all licenses and permits sold or lost by a subagent appointed pursuant to s. 372.574.~~

~~(7) The commission is authorized to adopt rules pursuant to ss. 120.536(1) and 120.54 necessary to administer this section.~~

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 22, after "thereto;" insert: amending s. 372.561, F.S., effective July 1, 2003; providing reporting requirements for tax collectors and specifying issuance costs for tax collectors for licenses and permits;

**Amendment 2 (492142)(with title amendment)**—On page 35, between lines 20 and 21, insert:

Section 23. Effective July 1, 2003, section 372.574, Florida Statutes, is amended to read:

372.574 Appointment of subagents for the sale of hunting, fishing, and trapping licenses and permits.—

~~(1) A county tax collector who elects to sell licenses and permits may appoint any person as a subagent for the sale of fishing, hunting, and trapping licenses and permits that the tax collector is allowed to sell. The following are requirements for subagents:~~

~~(a) Each subagent must serve at the pleasure of the county tax collector.~~

~~(b) Neither an employee of the county tax collector nor her or his relative or next of kin, by blood or otherwise, may be appointed as a subagent.~~

~~(c) The tax collector may require each subagent to post an appropriate bond as determined by the tax collector, using an insurance company acceptable to the tax collector. In lieu of such bond, the tax collector may purchase blanket bonds covering all or selected subagents or may allow a subagent to post such other security as is required by the tax collector.~~

~~(d) A subagent may sell licenses and permits as are determined by the tax collector at such specific locations within the county and in states contiguous to Florida as will best serve the public interest and convenience in obtaining licenses and permits. The commission may uniformly prohibit subagents from selling certain licenses or permits.~~

~~(e) It is unlawful for any person to handle licenses or permits for a fee or compensation of any kind unless she or he has been appointed as a subagent.~~

~~(f) Any person who willfully violates any of the provisions of this law is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.~~

~~(g) A subagent may charge and receive as her or his compensation 50 cents for each license or permit sold. This charge is in addition to the sum required by law to be collected for the sale and issuance of each license or permit.~~

~~(h) A subagent shall submit payment for and report the sale of licenses and permits to the tax collector as prescribed by the tax collector but no less frequently than monthly.~~

~~(i) Subagents shall submit an activity report for sales made during the reporting period on forms prescribed or approved by the commission. Periodic audits may be performed at the discretion of the commission.~~

~~(1)(2) If a tax collector elects not to appoint subagents, the commission may appoint subagents within that county. Subagents shall serve at the pleasure of the commission. The commission may establish, by rule, procedures for selection and appointment of subagents. The following are requirements for subagents so appointed:~~

~~(a) The commission may require each subagent to post an appropriate bond as determined by the commission, using an insurance company acceptable to the commission. In lieu of the bond, the commission may purchase blanket bonds covering all or selected subagents or may allow a subagent to post other security as required by the commission.~~

~~(b) A subagent may sell licenses and permits as authorized by the commission at specific locations within the county and in states as will best serve the public interest and convenience in obtaining licenses and permits. The commission may prohibit subagents from selling certain licenses or permits.~~

(c) It is unlawful for any person to handle licenses or permits for a fee or compensation of any kind unless he or she has been appointed as a subagent.

(d) Any person who willfully violates any of the provisions of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(e) A subagent may charge and receive as his or her compensation 50 cents for each license or permit sold. This charge is in addition to the sum required by law to be collected for the sale and issuance of each license or permit.

(f) A subagent shall submit payment for and report the sale of licenses and permits to the commission as prescribed by the commission.

~~(g) Subagents shall maintain records of all licenses and permits sold, voided, stolen, or lost. Subagents are responsible to the commission for the fees for all licenses and permits sold and for the value of all licenses and permits reported as lost. Subagents must report all stolen licenses and permits to the appropriate law enforcement agency. The subagent shall submit a written report and a copy of the law enforcement agency's report to the commission within 5 days after discovering the theft.~~

~~(h) Subagents shall submit an activity report for sales made during the reporting period on forms prescribed or approved by the commission. Periodic audits may be performed at the discretion of the commission.~~

(2)(3) The Fish and Wildlife Conservation Commission or any other law enforcement agency may carry out any investigation necessary to secure information required to carry out and enforce this section.

(3)(4) All social security numbers that are provided pursuant to ss. 372.561 and 372.57 and are contained in records of any subagent appointed under this section are confidential as provided in those sections.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 3, line 11, after the semicolon (;) insert: amending s. 372.547, F.S., effective July 1, 2003; providing subagent duties and reporting requirements;

Senator Mitchell moved the following amendment which was adopted:

**Amendment 3 (501668)(with title amendment)**—On page 45, between lines 17 and 18, insert:

Section 36. Section 372.27, Florida Statutes, is amended to read:

372.27 Silver Springs and Rainbow Springs, etc., closed to all fishing.—It is unlawful for any person to take any fish within Marion County, from the waters of Rainbow Springs and Rainbow River (formerly known as Blue Springs and Blue Springs River) within *that portion of Rainbow Springs State Park lying within a radius of 1,700 feet ± mile from the head of Rainbow said Spring, or from the waters of Silver Springs or Silver Springs Run from the head of Silver Springs said spring to its junction with the Oklawaha River. However, provided, that* the Fish and Wildlife Conservation Commission may remove or cause to be removed any gar, mud fish, or other predatory fish *from either spring or river* when in its judgment their removal is desirable.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, line 10, after the semicolon (;) insert: permitting fishing from the shore of the Rainbow River;

Senator Pruitt moved the following amendment which was adopted:

**Amendment 4 (610764)(with title amendment)**—On page 45, delete line 18 and insert:

Section 36. *Effective July 1, 2003, section 372.60, Florida Statutes, is repealed.*

Section 37. Unless otherwise specified, this act shall take effect July 1, 2002.

And the title is amended as follows:

On page 4, line 10, after the semicolon (;) and insert: repealing s. 372.60, F.S.; relating to the issuance of replacement license or permit;

Pursuant to Rule 4.19, **CS for CS for SB 354** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

**RECESS**

On motion by Senator Lee, the Senate recessed at 12:26 p.m. to reconvene at 2:30 p.m.

**AFTERNOON SESSION**

The Senate was called to order by the President at 2:36 p.m. A quorum present—39:

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

**SPECIAL ORDER CALENDAR, continued**

On motion by Senator Saunders—

**SB 1128**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.0515, F.S.; providing eligibility of pilots of mosquito-control aircraft for membership in the Special Risk Class; providing an effective date.

—was read the second time by title.

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

**Amendment 1 (290632)(with title amendment)**—On page 1, between lines 9 and 10, insert:

Section 1. Paragraph (f) is added to subsection (15) of section 121.021, Florida Statutes, to read:

121.021 Definitions.—The following words and phrases as used in this chapter have the respective meanings set forth unless a different meaning is plainly required by the context:

(15)

*(f) Effective October 1, 2002, the term "special risk member" includes any member employed as a Federal Aviation Administration-licensed pilot by a municipality, county, special district, or state agency authorized to provide mosquito control services whose duties include piloting for the purpose of mosquito control treatment as set forth in s. 121.0515(2)(h).*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, lines 3-6, delete those lines and insert: System; amending ss. 121.021, 121.0515, F.S.; including certain members employed as Federal Aviation Administration-licensed pilots authorized to provide mosquito control services in the special risk class; providing exceptions; providing an effective date.

Pursuant to Rule 4.19, **SB 1128** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## SENATOR KING PRESIDING

On motion by Senator Saunders—

**CS for SB 1246**—A bill to be entitled An act relating to continuing care retirement communities; amending s. 651.015, F.S.; authorizing the Department of Insurance to accept certain documents and information relating to continuing care contracts electronically or by facsimile; authorizing the department to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for continuing care providers; amending s. 651.118, F.S.; authorizing certain sharing of facilities and services between sheltered beds used for extended congregate care and nursing home beds in a continuing care facility; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1246** was placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 2004** was deferred.

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On motion by Senator Latvala—

**CS for SB 1362**—A bill to be entitled An act relating to insurance; amending s. 627.7295, F.S.; clarifying an exception; providing an additional exception to a requirement that a minimum of 2 months' premium be collected to issue a policy or binder for motor vehicle insurance; amending s. 627.901, F.S.; authorizing insurance agents and insurers that finance premiums for certain policies to charge interest or a service charge at a specified rate on unpaid premiums on those policies; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1362** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Posey—

**CS for SB 1126**—A bill to be entitled An act relating to property insurance plans; creating the Insurance Policy Holder Protection Act; amending ss. 627.351, 627.3511, F.S.; revising certain agent commission payment and policy servicing procedures and requirements; adding an area eligible for coverage from the Florida Windstorm Underwriting Association; creating s. 627.3517, F.S.; preserving a policyholder's right to select and maintain certain agents; authorizing the Department of Insurance to adopt rules to preserve such right; providing application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1126** was placed on the calendar of Bills on Third Reading.

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**CS for CS for SB 108**—A bill to be entitled An act relating to workers' compensation; amending s. 440.091, F.S.; specifying circumstances under which firefighters, emergency medical technicians, and paramedics are considered to be acting within the scope of their employment so as to qualify for workers' compensation benefits; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Smith moved the following amendment:

**Amendment 1 (202008)**—On page 2, delete line 26 and insert: *is elected, appointed, or employed full time by a municipality, the state, or any political subdivision, is certified under chapter 401, is providing basic life support or*

On motion by Senator Smith, further consideration of **CS for CS for SB 108** with pending **Amendment 1 (202008)** was deferred.

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On motion by Senator Futch—

**CS for SB 688**—A bill to be entitled An act relating to the Spaceport Florida Authority; amending ss. 74.011, 196.012, 212.02, 288.063, 288.075, 288.35, 288.9415, 288.9515, 330.30, 331.301, 331.302, F.S.; changing the name of the Spaceport Florida Authority to the Florida Space Authority; amending s. 331.303, F.S.; defining the term "Spaceport Florida"; conforming provisions to the name change; amending s. 331.304, F.S.; naming certain spaceport territory; revising the boundaries of spaceport territory; amending s. 331.308, F.S.; conforming provisions to the name change; revising membership of and procedures related to the board of supervisors; designating the Lieutenant Governor as the chair of the board of supervisors and as the state's space policy leader; amending s. 331.3101, F.S.; conforming provisions to the name change; amending s. 331.349, F.S.; changing the fiscal year of the authority; amending s. 331.360, F.S.; conforming provisions to the name change; conforming a cross-reference; amending s. 331.367, F.S.; revising the membership, mission, administration, and reporting requirements of the Spaceport Management Council and its executive board; amending ss. 331.368, 331.405, 331.411, 339.137, 339.175, 768.28, F.S.; conforming provisions to the name change; deleting obsolete provisions; providing effective dates.

—was read the second time by title.

Senator Futch moved the following amendment:

**Amendment 1 (455562)**—On page 11, line 30 through page 13, line 4, delete those lines and insert:

(1) There is created within the ~~Spaceport~~ Florida *Space* Authority a board of supervisors consisting of *the Lieutenant Governor, serving as the presiding officer; eight* ~~seven~~ regular members, ~~who shall be~~ appointed by the Governor; ~~and~~ two ex officio nonvoting members *who are members of the Legislature*, one of whom shall be a state senator selected by the President of the Senate and one of whom shall be a state representative selected by the Speaker of the House of Representatives; *and the director of the Office of Tourism, Trade, and Economic Development as an ex officio nonvoting member. Regular members are, all of whom shall* be subject to confirmation by the Senate at the next regular session of the Legislature. Each of the regular board members must be a resident of the state and must have experience in the aerospace or commercial space industry or in finance or have other significant relevant experience. One regular member shall represent organized labor interests; ~~and~~ one regular member shall represent minority interests; *and four regular members must represent the space industry, and at least one of the four must also be from a small business as defined in s. 288.703. As used in this section, the term "space industry" includes private-sector entities engaged in space flight business as defined in s. 212.031, research and technology development of space-based products and services, space station commercialization, development of spaceport and range technology, remote sensing products and services, space biotechnology, measurement and calibration of space assets, space-related software and information technology development, design and architecture of space-based assets and facilities for manufacturing and other purposes, space-related nanotechnology, space tourism, and other commercial enterprises utilizing uniquely space-based capabilities.*

(2) Each *regular* member shall serve a term of 4 years or until a successor is appointed and qualified. The term of each such member shall be construed to commence on the date of appointment and to terminate on June 30 of the year of the end of the term. Appointment to the board shall not preclude any such member from holding any other private or public position.

(3) ~~Each~~ *The* ex officio nonvoting *legislative member* ~~members~~ shall serve on the board for a 2-year ~~term~~ *terms*.

(4) Any vacancy on the board shall be filled for the balance of the unexpired term.

(5) *The Lieutenant Governor is the state's space policy leader. The Lieutenant Governor may designate a regular member to serve as vice-chair of the board. The vice-chair shall preside over board meetings in the absence of the chair. The Lieutenant Governor may appoint a proxy to*

Senator Jones moved the following amendment to **Amendment 1** which was adopted:

**Amendment 1A (092800)**—On page 2, line 7, after the period (.) insert: *A private sector legal entity may not have more than one person appointed to the board.*

**Amendment 1** as amended was adopted.

Pursuant to Rule 4.19, **CS for SB 688** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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Consideration of **CS for SB 728** was deferred.

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On motion by Senator Wise—

**CS for SB 1058**—A bill to be entitled An act relating to consolidated governments; amending s. 175.041, F.S.; specifying application to certain consolidated governments; requiring notice of levy; authorizing distribution of tax proceeds; amending s. 175.101, F.S.; including certain consolidated governments under provisions authorizing imposition of a state excise tax on property insurance premiums covering certain property for certain purposes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1058** was placed on the calendar of Bills on Third Reading.

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Consideration of **SB 1334** was deferred.

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**THE PRESIDENT PRESIDING**

On motion by Senator Campbell—

**CS for SB 2004**—A bill to be entitled An act relating to condominiums; creating s. 718.701, F.S.; providing definitions; creating s. 718.702, F.S.; providing for master association meetings; requiring certain notices; establishing meeting rules; creating s. 718.703, F.S.; providing powers of the Division of Florida Land Sales, Condominiums, and Mobile Homes over master associations; creating s. 718.704, F.S.; requiring master associations to provide certain financial records or statements; providing an effective date.

—was read the second time by title.

Senator Campbell moved the following amendments which were adopted:

**Amendment 1 (640564)**—On page 1, line 31, delete “*condominium unit owners*” and insert: *affected owners*

**Amendment 2 (792444)**—On page 1, line 21, after “*unit owner*” insert: *or homeowner*

**Amendment 3 (204914)**—On page 5, line 13, after “*law*” insert: *; however, the financial reporting requirements of this section satisfy the financial reporting requirements of s. 720.303(7).*

**Amendment 4 (893390)**—On page 3, lines 1-17, delete those lines and insert:

*(a) Adequate meeting notice in the manner provided in s. 718.112(2)(c) shall be given to affected owners, and the affected owners are entitled to the rights provided in s. 718.112(2)(c).*

**Amendment 5 (604472)**—On page 1, lines 26-29, delete those lines and insert: *has been given control or decision-making authority over real property or facilities serving one or more condominiums under*

Pursuant to Rule 4.19, **CS for SB 2004** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Smith, the Senate resumed consideration of—

**CS for CS for SB 108**—A bill to be entitled An act relating to workers’ compensation; amending s. 440.091, F.S.; specifying circumstances under which firefighters, emergency medical technicians, and paramedics are considered to be acting within the scope of their employment so as to qualify for workers’ compensation benefits; providing a declaration of important state interest; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (202008)** by Senator Smith.

Senator Smith moved the following substitute amendment which was adopted:

**Amendment 2 (070278)**—On page 2, delete line 26 and insert: *is appointed or employed full time by a municipality, the state, or any political subdivision, is certified under chapter 401, is providing basic life support or*

Senator Smith moved the following amendment which was adopted:

**Amendment 3 (725452)**—On page 3, line 18, after the period (.) insert: *It is further declared by the Legislature that emergency medical technicians and paramedics perform municipal and state functions, that it is their duty to protect and preserve life at their own risk and peril, and that their activities are vital to the public health, safety, and welfare. Therefore, the Legislature declares that it fulfills an important state interest to provide workers’ compensation coverage to emergency medical technicians and paramedics while engaged in basic life support and advanced life support services due to an emergency in this state that is outside of their employer’s jurisdiction or area of responsibility.*

Pursuant to Rule 4.19, **CS for CS for SB 108** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Carlton, the rules were waived and the Senate reverted to—

**BILLS ON THIRD READING, continued**

On motion by Senator Carlton, by two-thirds vote **CS for HB 499** was withdrawn from the Committees on Regulated Industries; Appropriations Subcommittee on Education; and Appropriations.

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

**CS for HB 499**—A bill to be entitled An act relating to real estate professionals; amending s. 475.17, F.S.; requiring educational courses that are prerequisites to licensure as a broker, broker-salesperson, or salesperson or the maintenance or renewal of such licensure to be made available by means of distance learning; providing requirements for the provision and satisfactory completion of such distance learning courses; amending s. 475.182, F.S., relating to continuing education requirements, to conform; amending s. 475.451, F.S., relating to schools teaching real estate practice, to conform; reenacting s. 475.05, F.S., to provide the Florida Real Estate Commission rulemaking authority with respect to implementation of the distance learning courses required by this act; amending s. 475.618, F.S., relating to real estate appraisers; requiring distance learning to be made available for continuing education courses; placing restrictions on examination requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 664** and by two-thirds vote read the second time by title. On motion by Senator Carlton, by two-thirds vote **CS for HB 499** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Crist	King
Brown-Waite	Dyer	Klein
Burt	Futch	Latvala
Campbell	Garcia	Laurent
Carlton	Geller	Lawson
Clary	Holzendorf	Lee
Cowin	Jones	Meek

Miller	Sanderson	Villalobos
Mitchell	Saunders	Wasserman Schultz
Peadar	Sebesta	Webster
Posey	Silver	Wise
Pruitt	Smith	
Rossin	Sullivan	

Nays—None

### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Holzendorf, by two-thirds vote **SB 418, SB 318, SB 356, SB 1898, SB 1840 and SB 1856** were withdrawn from the committees of reference and further consideration.

On motion by Senator Carlton, by two-thirds vote **CS for SB 94, SB 98, CS for SB 100, CS for SB 178, CS for CS for CS for SB 710, CS for CS for SB 484, CS for CS for SB 596, CS for SB 1276, CS for SB 2048, CS for CS for CS for SB 636, CS for SB 1212, CS for SB 88, CS for SB 1388 and CS for CS for CS for SB 686** were withdrawn from the Committee on Appropriations.

On motion by Senator Lee, by two-thirds vote **CS for CS for SB 698 and SB 962** were withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations; **CS for SJR 940 and SJR 1284** were withdrawn from the Committee on Rules and Calendar; **SB 138, SB 140, CS for SB 1002, CS for SB 1026, SB 1168 and SB 1636** were withdrawn from the Committees on Appropriations Subcommittee on Public Safety and Judiciary; and Appropriations; **SB 248, CS for SB 462, SB 722 and CS for CS for SB's 662 and 232** were withdrawn from the Committees on Appropriations Subcommittee on General Government; and Appropriations; and **CS for SB 1882** was withdrawn from the Committee on Finance and Taxation.

On motion by Senator Cowin, by two-thirds vote **SB 714** was withdrawn from the committee of reference and further consideration.

On motion by Senator Garcia, by two-thirds vote **SB 1736** was withdrawn from the committees of reference and further consideration.

### MOTIONS

On motion by Senator Lee, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Thursday, February 28.

### REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, February 27, 2002: **CS for SB 148, CS for CS for SB 150, CS for SB 334, SB 2054, CS for SB 128, SB 1010, SB 372, SB 296, SB 496, CS for SB 176, SB 1390, CS for CS for SB 382, CS for CS for SB 526, SB 1222, CS for SB 434, SB 344, SB 1228, CS for SB 998, CS for SB 160, CS for SB 678, SB 348, CS for CS for SB 354, SB 1128, CS for SB 1246, CS for SB 2004, CS for SB 1362, CS for SB 1126, CS for CS for SB 108, CS for SB 688, CS for SB 728, CS for SB 1058, SB 1334**

Respectfully submitted,  
*Tom Lee, Chairman*

The Committee on Governmental Oversight and Productivity recommends the following pass: **CS for SB 1586, CS for SB 2022** with 1 amendment

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

The Committee on Agriculture and Consumer Services recommends the following pass: **SB 2094**

The Committee on Banking and Insurance recommends the following pass: **CS for SB 1066** with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: **SB 1456** with 2 amendments, **SB 1634, SB 1946** with 1 amendment

The Committee on Transportation recommends the following pass: **SB 2184**

**The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.**

The Committee on Health, Aging and Long-Term Care recommends the following pass: **SB 1908, SB 2064** with 1 amendment, **SB 2118**

**The bills were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Governmental Oversight and Productivity recommends the following pass: **CS for SB 1648**

**The bill was referred to the Appropriations Subcommittee on Public Safety and Judiciary under the original reference.**

The Committee on Health, Aging and Long-Term Care recommends the following pass: **SB 1378**

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

The Committee on Governmental Oversight and Productivity recommends the following pass: **SB 2274** with 1 amendment

The Committee on Health, Aging and Long-Term Care recommends the following pass: **SB 2128** with 2 amendments

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

The Committee on Children and Families recommends the following pass: **SB 1662** with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: **SB 278, SB 2212**

The Committee on Judiciary recommends the following pass: **SB 1164** with 1 amendment, **SB 2158** with 1 amendment

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

The Committee on Children and Families recommends the following pass: **SB 732** with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: **SB 922** with 1 amendment

The Committee on Judiciary recommends the following pass: **SB 1568**

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

The Committee on Ethics and Elections recommends the following pass: **SB 1504** with 1 amendment

The Committee on Health, Aging and Long-Term Care recommends the following pass: **SB 2058**

The Committee on Judiciary recommends the following pass: CS for SB 1772 with 1 amendment

The Committee on Transportation recommends the following pass: SB 1030

The Committee on Regulated Industries recommends the following pass: SB 616, SB 1446 with 1 amendment

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

The Committee on Health, Aging and Long-Term Care recommends the following pass: CS for SB 2072 with 6 amendments

**The bill was referred to the Committee on Natural Resources under the original reference.**

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1406

**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 2096

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

The Committee on Children and Families recommends the following pass: CS for SB 952, SB 1050

The Committee on Comprehensive Planning, Local and Military Affairs recommends the following pass: SB 960 with 1 amendment, SB 1536

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1500, SB 1954 with 2 amendments

The Committee on Judiciary recommends the following pass: SB 1832

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

The Committee on Education recommends committee substitutes for the following: SB 1314, SB 1584

**The bills with committee substitutes attached were referred to the Appropriations Subcommittee on Education under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1926

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 1436, CS for SB 2114

The Committee on Natural Resources recommends a committee substitute for the following: SB 2122

**The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on General Government under the original reference.**

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 698

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.**

The Committee on Criminal Justice recommends committee substitutes for the following: SB 376, SB 948, SB 2288

**The bills with committee substitutes attached were referred to the Appropriations Subcommittee on Public Safety and Judiciary under the original reference.**

The Committee on Criminal Justice recommends a committee substitute for the following: SB 934

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1862

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1822

The Committee on Education recommends a committee substitute for the following: SB 1560

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1440

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 174

The Committee on Natural Resources recommends committee substitutes for the following: SB 1614, SB 1932

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

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1404

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SJR 2098

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 502, CS for SB 2120

The Committee on Natural Resources recommends a committee substitute for the following: SB 2090

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1480

The Committee on Children and Families recommends a committee substitute for the following: CS for SB 1656

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1024, SB 2156

The Committee on Education recommends a committee substitute for the following: SB 2206

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

The Committee on Banking and Insurance recommends a committee substitute for the following: Senate Bills 1286, 1134 and 1008

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

The Committee on Children and Families recommends a committee substitute for the following: SB 1576

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1774, SB 2300

The Committee on Ethics and Elections recommends a committee substitute for the following: Senate Joint Resolutions 1666 and 1118

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1588

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

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 668

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

The Committee on Banking and Insurance recommends committee substitutes for the following: CS for SB 1166, SB 1418, SB 1994

The Committee on Criminal Justice recommends a committee substitute for the following: SB 570

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 974

The Committee on Natural Resources recommends a committee substitute for the following: SB 574

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

## REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: CS for SB 596, SB 1276

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

## REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Talmadge W. Fair and Julia L. Johnson for terms ending June 30, 2005, as members of the **Florida Board of Education**; Julius W. Becton, Regina Benjamin, J.

P. Lacher, and Norma S. White, for terms ending June 30, 2003, Wilbert Bryant, Arthur R. Collins, Catherine L. Hughes and Marta Prado for terms ending June 30, 2004, and Castell Vaughn Bryant, Randall W. Hanna, R. B. Holmes and C. W. Jennings for terms ending June 30, 2005, as members of the **Board of Trustees, Florida A & M University**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Jorge A. Dominicus, Gerri McPherson, Bruce S. Warshal and George C. Zoley for terms ending June 30, 2003, Nancy W. Blosser, William J. Bryant, E. Llwyd Ecclestone and Virginia I. Miller for terms ending June 30, 2004, and Scott H. Adams, Sheridan B. Plymale, John W. Temple and Norman D. Tripp for terms ending June 30, 2005, as members of the **Board of Trustees, Florida Atlantic University**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Geraldine M. Ferris, Phyllis Klock, Richard H. Lee and Ava L. Parker for terms ending June 30, 2003, Judith Albertson, Olga M. Calvet, Harris Rosen and Thomas H. Yochum, for terms ending June 30, 2004, and Patrick T. Christiansen, Richard A. Nunis, Conrad Santiago and Richard J. Walsh, for terms ending June 30, 2005, as members of the **Board of Trustees, University of Central Florida**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Erich Bloch, Jessie Furlow and J. Stanley Marshall, for terms ending June 30, 2003, David B. Ford, Lee F. Hinkle, Elizabeth Ann McGee and Steven J. Uhlfelder, for terms ending June 30, 2004, and Emily F. Duda, Manuel A. Garcia, Harold M. Knowles and John Thrasher, for terms ending June 30, 2005, as members of the **Board of Trustees, Florida State University**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: A. Renee Francis Lee, Harry K. Moon, Edward A. Morton and Jerry Starkey, for terms ending June 30, 2003, W. Bernard Lester, David Lucas, Gerri Moll and Plutarco M. Villalobos, for terms ending June 30, 2004, and Brian E. Cobb, Larry D. Hart, Scott F. Lutgert and Linda Kay Taylor, for terms ending June 30, 2005, as members of the **Board of Trustees, Florida Gulf Coast University**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Betsy Atkins, Alvah H. Chapman and Herbert A. Wertheim, for terms ending June 30, 2003, Rafael A. Calderon, Albert E. Dotson, Patricia Frost and Miriam Lopez, for terms ending June 30, 2004, and Armando Codina, Adolfo Henriques, David A. Parker and Rosa Sugranes, for terms ending June 30, 2005, as members of the **Board of Trustees, Florida International University**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Rolland V. Heiser, Walter L. Presha, Alexis A. Simendinger and Jane T. Smiley, for terms ending June 30, 2003, Robert G. Blalock, Jerome Dupree, Kenneth R. Misemer and Vicki Pearthree Raeburn, for terms ending June 30, 2004, and John M. Cranor, Robert M. Johnson, Margaret D. Lowman and Robert M. Schiffman, for terms ending June 30, 2005, as members of the **Board of Trustees, New College of Florida**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Roland C. Daniels, W. A. McGriff, Joelen K. Merkel and Cynthia F. O'Connell, for terms ending June 30, 2003, Louise H. Courtelis, Manuel Fernandez, Dianna Morgan and Albert W. Thweatt, for terms ending June 30, 2004, and Carlos J. Alfonso, Marshall M. Criser, John H. Dasburg and Alfred C. Warrington, for terms ending June 30, 2005, as members of the **Board of Trustees, University of Florida**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Joan W. Newton, Virginia Hall Steinmetz, Carol C. Thompson and Floyd B. Willis, for terms ending June 30, 2003, Toni Crawford, Wilfredo J. Gonzalez, Steven T. Halverson and Kevin M. Twomey, for terms ending June 30, 2004 and Thomas O'Neal Douglas, Donna Harper Gibbs, Ann Curry Hicks and James B. Stallings, for terms ending June 30, 2005, as members of the **Board of Trustees, University of North Florida**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Steven G. Burton, Margarita R. Cancio, John B. Ramil and Gus A. Stavros, for terms ending June 30, 2003, Lee E. Arnold, Ann Wilkins Duncan and Robert L. Soran, for terms ending June 30, 2004, and Richard A. Beard, Rhea F. Law, Connie Mack and Chris T. Sullivan, for terms ending June 30, 2005, as members of the **Board of Trustees, University of South Florida**.

The Committee on Education recommends that the Senate confirm the following appointments made by the Governor: Carol B. Dover, Sharon Hess Herrick, Charles A. Horner and Eddie E. Phillips, for terms ending June 30, 2003, Pamela A. Bilbrey, Travis J. Bowden, Lornetta Taylor Epps and Roy W. Smith, for terms ending June 30, 2004, and Honor M. Bell, Kenneth C. Clark, J. Collier Merrill and JoAnn H. Morgan, for terms ending June 30, 2005, as members of the **Board of Trustees, University of West Florida**.

[The appointments contained in the foregoing report were referred to the Committee on Ethics and Elections under the original reference.]

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Clary—

**SB 2380**—A bill to be entitled An act relating to consumer protection; creating the “Florida Fair Lending Act”; defining terms; prohibiting specified acts by lenders with respect to high-cost home loans; requiring notice and disclosures to borrowers; preempting regulation of high-cost home loans to the state; prescribing duties of the Department of Banking and Finance with respect to enforcement of the act; providing severability; providing an effective date.

—was referred to the Committee on Banking and Insurance.

**SR 2484** was adopted this day.

By Senator Dyer—

**SB 2486**—A bill to be entitled An act relating to mental health; amending s. 627.688, F.S.; creating the “Chris G. Mental Health Parity Act”; providing definitions; providing requirements for insurance coverage for mental health services; providing for the construction of the act; providing an exemption for small employers and for certain plans that provide both in-network and out-of-network benefits; requiring the Chief Financial Officer to study the effects of the requirements established under the act and to report to the Legislature; providing an effective date.

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

By Senator Sullivan—

**SB 2488**—A bill to be entitled An act relating to public school student progression; amending s. 232.245, F.S.; revising guidelines for allocation of school district remedial and supplemental instruction resources; prescribing content of academic improvement plans; requiring parental notification of reading deficiency; prohibiting social promotion and providing standards for exemptions from mandatory-retention requirements; requiring reports by district school boards; providing powers and duties of the State Board of Education with respect to enforcement of mandatory retention; providing an effective date.

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

By Senator Sullivan—

**SB 2490**—A bill to be entitled An act relating to education; creating the “K-20 Funds Flexibility Act”; authorizing the Secretary of Education, in consultation with the Commissioner of Education, to reorganize the structure, staff, and funding of the Department of Education to implement the changes in the state education system resulting from the 1998 constitutional amendment; providing for appropriation of categorical funds; providing powers of district school boards with respect to transferring funds between categories; repealing paragraph 7 of proviso language for Specific Appropriation 118, ch. 2001-253, Laws of Florida, which provides for calculation of a minimum guaranteed level of funding for school districts; providing flexibility for community college and university boards of trustees in amending operating budgets; providing flexibility for community college boards of trustees to transfer funds between specified programs; providing that transfers must meet certain criteria and improve the ability to meet performance expectations; providing an effective date.

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

By Senator Brown-Waite—

**SB 2492**—A bill to be entitled An act relating to Hernando County; repealing ch. 14094, 1929, Laws of Florida, which grants the state’s permission for the Florida West Coast Water Company to withdraw water from Weekiwachee Spring or River; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Posey—

**SJR 2494**—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution, relating to finance and taxation, to allow certain types of tangible personal property to be exempted from ad valorem taxation by general law, if the Legislature finds that collecting such taxes is not cost-effective.

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

**SR 2496**—Not referenced.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Appropriations; and Senator Pruitt—

**CS for SB 88**—A bill to be entitled An act relating to prevention and amelioration of learning problems and learning disabilities in young children; authorizing a 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 specified counties; authorizing designated agencies to provide confidential information to such program; providing for funding; providing an effective date.

By the Committee on Appropriations; and Senator Miller—

**CS for SB 94**—A bill to be entitled An act relating to reading instruction; providing legislative intent regarding required reading instruction; requiring each public elementary school to develop and implement programs for reading and literacy development in kindergarten through grade 4; establishing a program to encourage the training of teachers in reading development; providing for the withholding of a portion of staff

training funds if the program is not implemented in at least one school in a district; requiring the Department of Education to provide technical support; providing an effective date.

By the Committee on Appropriations; and Senators Mitchell, Latvala, Dyer, Geller, Carlton, Campbell, Smith, Pruitt, Lawson, Sullivan, Futch, Miller and Holzendorf—

**CS for SB 100**—A bill to be entitled An act relating to the transportation disadvantaged; amending s. 320.03, F.S.; revising fees for the registration of certain trucks, trailers, and motorcycles and for tag transfers to be deposited into the Transportation Disadvantaged Trust Fund; providing an effective date.

By the Committee on Criminal Justice; and Senators Smith and Crist—

**CS for SB 174**—A bill to be entitled An act relating to sexual offenders; amending s. 947.1405, F.S.; prohibiting certain sexual offenders subject to conditional release supervision from living within a specified distance of certain places where children congregate; creating s. 794.065, F.S.; prohibiting persons convicted of certain sex crimes from residing within a specified distance of a school, day care center, park, or playground; providing an effective date.

By the Committee on Criminal Justice; and Senator Smith—

**CS for SB 376**—A bill to be entitled An act relating to the offense of prostitution; amending s. 796.07, F.S.; providing that a third or subsequent violation of provisions prohibiting prostitution, certain activities related to prostitution, or the purchase of services from a person engaged in prostitution is a third-degree felony rather than a second-degree misdemeanor; providing that a person charged with such offense may be offered admission to a pretrial intervention program or substance-abuse treatment program; providing that a motor vehicle of a person convicted of a violation of the provisions prohibiting prostitution will be subject to forfeiture under the Florida Contraband Forfeiture Act; amending s. 948.08, F.S., relating to the pretrial intervention program; conforming provisions to changes made by the act; providing an effective date.

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

**CS for CS for SB 484**—A bill to be entitled An act relating to subacute pediatric transitional care; requiring the Agency for Health Care Administration to conduct a study of health care services provided to medically fragile or medical-technology-dependent children; requiring the Agency for Health Care Administration to conduct a pilot program for a subacute pediatric transitional care center; requiring background screening of center personnel; requiring the agency to amend the Medicaid state plan and seek federal waivers as necessary; requiring the center to have an advisory board; providing for membership on the advisory board; providing requirements for the admission, transfer, and discharge of a child to the center; requiring the agency to submit certain reports to the Legislature; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Transportation; and Senator Sebesta—

**CS for CS for SB 502**—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; transferring the Office of Toll Operations to the turnpike enterprise; redesignating the turnpike district as the turnpike enterprise; amending s. 316.302, F.S.; updating federal references; revising out-of-service requirements for commercial motor vehicles; providing a penalty; amending s. 316.535, F.S.; adding weight requirements for certain commercial trucks; amending s. 316.545, F.S.; conforming provisions; amending s. 334.044, F.S.; providing powers and duties for department law enforcement officers; amending s. 337.025, F.S.; eliminating the cap on innovative highway

projects for the turnpike enterprise; amending s. 337.107, F.S.; authorizing the department to enter into design-build contracts that include right-of-way acquisition services; amending s. 337.11, F.S.; providing an exemption for turnpike enterprise projects; raising the limitation on certain contracts into which the department may enter without first obtaining bids; expanding the projects that may be combined into a design-build contract; providing restrictions; amending s. 338.165, F.S.; conforming provisions; amending s. 338.22, F.S.; redesignating the Florida Turnpike Law as the Florida Turnpike Enterprise Law; amending s. 338.221, F.S.; redefining the term “economically feasible” as used with respect to turnpike projects; creating s. 338.2215, F.S.; providing legislative findings, policy, purpose, and intent for the turnpike enterprise; creating s. 338.2216, F.S.; prescribing the power and authority of the turnpike enterprise; amending s. 338.223, F.S.; increasing the maximum loan amount for the turnpike enterprise; amending ss. 338.165, 338.227, F.S.; conforming provisions; amending s. 338.2275, F.S.; authorizing the turnpike enterprise to advertise for bids for contracts before obtaining environmental permits; amending s. 338.234, F.S.; authorizing the turnpike enterprise to expand business opportunities; amending s. 338.235, F.S.; authorizing the consideration of goods instead of fees; amending s. 338.239, F.S.; providing that approved expenditures to the Florida Highway Patrol be paid by the turnpike enterprise; amending s. 338.241, F.S.; lowering the required cash reserve for the turnpike enterprise; amending ss. 338.251, 339.135, F.S.; conforming provisions; amending s. 339.12, F.S.; raising the amount that local governments may advance to the department; amending s. 553.80, F.S.; providing for self-regulation; providing an effective date.

By the Committee on Criminal Justice; and Senator Miller—

**CS for SB 570**—A bill to be entitled An act relating to prostitution; creating a community-based pilot program entitled Project HOPE in Pinellas County and Hillsborough County; specifying that certain persons convicted of violations of s. 796.07, F.S., are required to participate in the program; providing for program components; providing an appropriation; requiring the Office of Program Policy Analysis and Government Accountability to review Project HOPE and report its findings and recommendations to the Legislature; providing an effective date.

By the Committee on Natural Resources; and Senator Brown-Waite—

**CS for SB 574**—A bill to be entitled An act relating to establishing minimum flows and levels for springs; amending s. 373.042, F.S.; providing a schedule for completing establishment of minimum flows and levels; providing an exception; providing an effective date.

By the Committees on Appropriations; and Health, Aging and Long-Term Care—

**CS for CS for SB 596**—A bill to be entitled An act relating to long-term care; providing legislative findings and intent with respect to the needs of the state’s elderly population; requiring the Agency for Health Care Administration and the Department of Elderly Affairs to submit a plan to the Governor and Legislature for reducing nursing-home-bed days funded under the Medicaid program; amending s. 408.034, F.S.; providing additional requirements for the Agency for Health Care Administration in determining the need for additional nursing-facility beds; amending s. 409.912; requiring the Agency for Health Care Administration to establish a nursing facility preadmission screening program; authorizing the agency to operate the program by contract; requiring an annual report to the Legislature and the Office of Long-Term-Care Policy; creating s. 430.041, F.S.; establishing the Office of Long-Term-Care Policy within the Department of Elderly Affairs; requiring the office to make recommendations for coordinating the services provided by state agencies; providing for the appointment of an advisory board to the Office of Long-Term-Care Policy; specifying membership in the advisory board; providing for reimbursement of per diem and travel expenses for members of the advisory board; requiring that the office submit an annual report to the Governor and Legislature; requiring assistance to the office by state agencies and universities; amending s. 430.204, F.S.; providing certain restrictions on community-care-for-the-elderly services; creating s. 430.7031, F.S.; requiring the Department of Elderly Affairs and the Agency for Health Care Administration to implement a

nursing home transition program; providing requirements for the program; amending ss. 409.908, 430.708, 641.386, F.S., relating to reimbursement of Medicaid providers, certificates of need, and agent licensing and appointment; conforming cross-references to changes made by the act; amending s. 400.0069, F.S.; increasing the maximum membership of the local long-term care ombudsman councils; amending s. 400.0089, F.S.; requiring the State Long-Term Care Ombudsman Council to publish complaint information quarterly; amending s. 400.0091, F.S.; specifying training requirements for employees of the Office of the State Long-Term Care Ombudsman and its volunteers; providing an effective date.

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

**CS for CS for CS for SB 636**—A bill to be entitled An act relating to controlled substances; providing for specified licensing boards to adopt rules governing the prescribing of controlled substances; requiring certain health care providers to complete education courses relating to the prescription of controlled substances; providing penalties and requiring a report; providing for the emergency suspension of certain licenses for prescribing violations; requiring the Department of Health, the Department of Law Enforcement, the Statewide Prosecutor, and State Attorneys to share certain information regarding health care practitioners; requiring a report; requiring the Department of Legal Affairs to establish an electronic system to monitor the prescribing of certain controlled substances; establishing an advisory council and providing for its membership, duties, staff, and compensation; amending s. 456.033, F.S.; eliminating certain requirements for HIV and AIDS education courses; amending s. 456.072, F.S., revising penalties; amending s. 458.345, F.S.; requiring certain resident physicians, interns, and fellows to complete an educational course in prescribing controlled substances; amending s. 461.013, F.S.; prohibiting the presigning of blank prescription forms and providing penalties; amending s. 893.04, F.S.; providing additional requirements for pharmacists regarding the identification of persons to whom controlled substances are dispensed; prohibiting certain prescribing practitioners from possessing, administering, dispensing, or prescribing controlled substances; providing an effective date.

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

**CS for CS for SB 668**—A bill to be entitled An act relating to public records; creating the Study Committee on Public Records to examine existing policies, practices, and laws relating to public records in light of technological advances and privacy and security concerns relating to personal and sensitive information concerning individuals; amending s. 28.2221, F.S., relating to electronic access to official records, to impose a legislative moratorium on Internet publication and accessibility to public records until the Legislature authorizes public access via the Internet; providing exceptions; providing an effective date.

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By the Committees on Appropriations; Children and Families; Judiciary; and Senators Burt and Cowin—

**CS for CS for CS for SB 686**—A bill to be entitled An act relating to legal proceedings involving minor children; providing for the transfer of the guardian ad litem program to the Statewide Public Guardianship Office; providing for county funding of program elements; renaming each guardian ad litem office as a Circuit Office of Children's Representation; providing for a study to determine the organizational placement of the Statewide Public Guardianship Office and Children's Representation offices with recommendations to the Legislature by February 1, 2003; amending s. 25.388, F.S.; including the Statewide Public Guardianship Office representation of children as recipients of moneys from the Family Courts Trust Funds; amending s. 744.7021, F.S.; requiring the Statewide Public Guardianship Office to establish standards for the representation of children; requiring an annual report to the Legislature; requiring the office to establish a Circuit Office of Children's Representation in each judicial circuit; authorizing the circuit offices to provide and coordinate the provision of legal services for children when private representation is unavailable; requiring the circuit offices to provide repre-

sentation for children in dependency proceedings; providing for appointing a lay representative and an attorney to represent the best interest of the child; authorizing the Statewide Public Guardianship Office or the Circuit Offices of Children's Representation to establish a nonprofit organization to assist in funding the services provided to children; amending s. 27.51, F.S.; authorizing a public defender to enter into an agreement for representation of a child in a dependency proceeding; amending s. 39.001, F.S.; requiring the Statewide Public Guardianship Office to participate in revising the statewide plan to prevent abuse, abandonment, and neglect of children; requiring that the Circuit Offices of Children's Representation participate in revising local plans; amending s. 39.01, F.S.; redefining the term "party" to include, under certain circumstances, a guardian ad litem; limiting a child's right to file documents; providing for notice to a party; providing for excusing a child from appearing in court; amending s. 39.013, F.S.; providing for representation of children in proceedings under ch. 39, F.S.; amending s. 39.202, F.S.; authorizing access to records by the guardian ad litem and the child; amending s. 39.302, F.S.; requiring notification of the guardian ad litem or legal counsel of reports of institutional child abuse, neglect, or abandonment; amending s. 39.305, F.S.; providing for the Statewide Public Guardianship Office to participate in developing the model plan for intervention and treatment in certain sexual-abuse cases; amending s. 39.402, F.S.; providing for notice of and representation for a child at a shelter hearing; providing for continuance of the hearing in order for the child to obtain representation; amending s. 39.407, F.S.; authorizing legal counsel to represent a child placed in residential treatment; requiring that notice and information regarding the child's treatment be provided to the child's guardian ad litem and legal counsel; amending s. 39.4085, F.S.; requiring that the child, the guardian ad litem, or legal counsel participate in developing a case plan; providing for the right of a child to be heard at all review hearings; providing for appointment of a guardian ad litem or legal counsel; repealing s. 39.4086, F.S., relating to a pilot program for appointing attorneys ad litem for dependent children; amending s. 39.502, F.S.; providing for notice and service of process on legal counsel or guardian ad litem; amending s. 39.504, F.S.; authorizing the child's guardian ad litem or attorney to file for an injunction to prevent child abuse or an unlawful sexual offense; amending s. 39.505, F.S.; specifying that the guardian ad litem need not file an answer to a petition or pleading; amending s. 39.510, F.S.; authorizing the representative of a party to appeal a court order; amending s. 39.521, F.S.; requiring that a case plan and certain reports be provided to specified parties; limiting discharge of a guardian ad litem or legal counsel unless other representation is provided to a child; authorizing approval of withdrawal request; amending s. 39.701, F.S.; authorizing the court to dismiss a child from a judicial review hearing; requiring that notice be provided to the child and legal counsel; requiring service of reports on specified parties; requiring the court to determine whether a child needs a guardian ad litem or attorney; amending s. 39.801, F.S.; requiring that notice of a petition be served on a child; exempting a child's legal counsel from payment of fees for service of process or other papers; amending s. 39.802, F.S.; providing for a child through legal counsel to file a petition for termination of parental rights; amending s. 39.805, F.S.; providing that a guardian ad litem need not file an answer; amending s. 39.806, F.S.; providing requirements for a child in filing a petition for termination of parental rights; amending s. 39.807, F.S.; providing requirements for the representation provided to a child by the guardian ad litem or legal counsel; eliminating provisions related to posting of a bond and service on a guardian ad litem; amending s. 39.808, F.S.; providing for appointment of legal counsel following a petition to terminate parental rights; amending s. 39.810, F.S.; providing for the court to consider the expressed interest of the child in a hearing on a petition to terminate parental rights; providing that the court must consider information related to best-interest requirements provided by a guardian ad litem; amending s. 39.811, F.S.; requiring that the court consider information provided by the child or the guardian ad litem in determining whether to retain jurisdiction over a dependent child; amending s. 39.820, F.S.; amending the definition of the term "guardian ad litem" to eliminate references to the guardian ad litem program; amending s. 39.821, F.S.; providing qualifications for guardians ad litem and staff members of the Circuit Office of Children's Representation providing representation to children; amending s. 39.822, F.S.; designating who may be a guardian ad litem; providing for appointment of the Circuit Office of Children's Representation when the child and parents are indigent; requiring background checks of specified guardians ad litem; creating s. 39.8225, F.S.; providing powers and duties of a guardian ad litem; requiring that a guardian ad litem represent the child's best interest; requiring that a guardian ad litem investigate allegations in a pleading filed; providing requirements for conducting an investigation; requiring

that the guardian ad litem and attorney consult with the child; requiring a report; providing for attorney review of the report and presentation to the court; requiring that the court be informed of the expressed interest of the child; authorizing the court to issue a blanket order for the guardian ad litem to obtain information; authorizing the guardian ad litem to petition the court to issue orders; providing for notice of written reports to all parties; requiring that the guardian ad litem file certain pleadings through counsel; creating s. 39.84, F.S.; providing for confidentiality; creating s. 39.86, F.S.; providing immunity for a guardian ad litem, staff or volunteer in a Circuit Office of Children's Representation, and a court-appointed psychologist; creating s. 39.8226, F.S.; providing for appointment of legal counsel for a child; requiring that the court determine capacity of a child before appointing legal counsel; providing for appointment of legal counsel when the Circuit Office of Children's Representation is providing representation; authorizing the Circuit Office of Children's Representation to petition for appointment of counsel; amending s. 40.24, F.S.; providing for payment for jurors to be used to fund the representation of children in a proceeding under ch. 39, F.S., and related proceedings; amending s. 215.5601, F.S.; providing for the Director of the Statewide Public Guardianship Office rather than the director of the guardian ad litem program to be a member of the Lawton Chiles Endowment Fund Advisory Council; amending s. 985.308, F.S.; substituting the Statewide Public Guardianship Office for the guardian ad litem program on the membership of a sexual abuse intervention network; providing an effective date.

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By the Committees on Banking and Insurance; Health, Aging and Long-Term Care; and Senators Clary, Brown-Waite, Klein and Campbell—

**CS for CS for SB 698**—A bill to be entitled An act relating to certificates of need; amending s. 408.043, F.S.; providing criteria for review of a certificate-of-need application for establishment of an adult open heart surgery program in a county in which none of the hospitals has an existing or approved adult open heart surgery program and another program is not located nearby; providing an effective date.

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By the Committees on Appropriations; Finance and Taxation; Natural Resources; and Senator Pruitt—

**CS for CS for CS for SB 710**—A bill to be entitled An act relating to solid waste management; amending s. 212.20, F.S.; transferring sales tax proceeds to the Ecosystem Management and Restoration Trust Fund instead of the Solid Waste Management Trust Fund; amending s. 403.705, F.S.; eliminating the requirement that the state solid waste management program be updated every 3 years; requiring the Department of Environmental Protection to obtain certain information from the counties and to prepare an annual report; amending s. 403.706, F.S.; revising the requirements for the counties' recycling program; eliminating certain notice requirements relating to counties providing the opportunity to recycle; modifying the provisions relating to the information counties must provide to the department regarding their solid waste management program and recycling activities; modifying the provisions relating to the eligibility of counties for certain solid waste grants; amending s. 403.707, F.S.; providing requirements for permits; amending s. 403.709, F.S.; providing for uses of moneys in the Solid Waste Management Trust Fund; amending s. 403.7095, F.S.; providing for a competitive and innovative solid waste management grant program; providing for evaluation and prioritization of grant proposals and submission of prioritized list to the Governor and Legislature; providing authority to adopt rules to administer the grant program; amending s. 403.717, F.S.; eliminating the authority of the Department of Environmental Protection to establish procedures for administering waste-tire grants; amending s. 403.718, F.S.; rescinding the requirement for waste-tire fees to be deposited into a waste-tire account within the Solid Waste Management Trust Fund; creating the Water Quality Improvement and Water Restoration Grant Programs; providing for the Department of Environmental Protection to develop and administer a competitive grant program; providing for eligible grant recipients; providing for submission of a list to the Governor and Legislature; providing that a certain percentage of funds available annually be set aside to assist financially disadvantaged small local governments; providing authority to adopt rules for the grant program; repealing s. 403.7175, F.S., relating to an annual transfer from the General Revenue Fund; repealing s.

403.7085, F.S., relating to the disposal of animal parts and fats and certain other waste products; repealing s. 403.719, F.S.; rescinding requirements for waste-tire grants; repealing s. 403.7165, F.S., relating to the Applications Demonstration Center for Resource Recovery from Solid Organic Materials; providing an effective date.

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By the Committee on Criminal Justice; and Senator Wasserman Schultz—

**CS for SB 934**—A bill to be entitled An act relating to sexual offenses; amending s. 794.011, F.S.; authorizing the use of certain expert witnesses when mental defect or mental incapacity of the victim is at issue; amending s. 825.1025, F.S.; providing for the crime of lewd or lascivious offenses committed upon or in the presence of an elderly person or disabled person; providing penalties; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the criminal punishment code; revising punishment for lewd or lascivious battery upon an elderly person or disabled adult; providing an effective date.

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By the Committee on Criminal Justice; and Senator Smith—

**CS for SB 948**—A bill to be entitled An act relating to state attorneys; amending s. 27.345, F.S., relating to the State Attorney RICO Trust Fund; revising reporting requirements; amending s. 775.082, F.S.; revising requirements for explanation, submission, and maintenance of sentencing deviation reports for prison release reoffenders who do not receive the mandatory minimum sentence; amending s. 775.08401, F.S.; revising requirements for explanation, submission, and maintenance of sentencing deviation reports relating to eligibility criteria for sentencing of habitual offenders, habitual violent felony offenders, and violent career criminals; repealing s. 27.365, F.S., relating to the annual report by the Florida Prosecuting Attorneys Association regarding prosecutions under ss. 794.011, 794.05, 800.04, 827.04(3), F.S.; repealing s. 39.205(7), F.S., relating to establishment and publication of procedures for prosecution of persons under s. 39.205, F.S., and reports on the disposition of complaints relating to reporting of child abuse, abandonment, or neglect; repealing s. 415.111(6), F.S., relating to establishment and publication of procedures for prosecution of persons under s. 415.111, F.S., and reports on the disposition of complaints relating to reporting of abuse, neglect, or exploitation of vulnerable adults; providing an effective date.

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

**CS for SB 974**—A bill to be entitled An act relating to the decertification of criminal justice officers; amending s. 943.1395, F.S.; authorizing an administrative law judge to conduct hearings concerning certain allegations against an officer under the Administrative Procedure Act; providing for penalties; providing final order authority to an administrative law judge for cases involving certain allegations against officers; specifying the manner in which certain hearings must be conducted; providing for judicial review of final orders by an administrative law judge; providing an effective date.

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By the Committee on Criminal Justice; and Senator Burt—

**CS for SB 1024**—A bill to be entitled An act relating to driving or boating under the influence of alcohol or controlled substances; amending s. 316.193, F.S.; increasing the penalties for a third conviction of driving under the influence to a third-degree felony if committed within specified periods following a prior conviction; increasing the penalty for a fourth or subsequent violation of driving under the influence to a third-degree felony regardless of when any prior conviction occurred; requiring mandatory placement of an interlock device under certain circumstances; amending s. 316.1933, F.S.; requiring a person to submit to a blood test under certain circumstances; providing that the test need not be incidental to a lawful arrest; providing that a breath-alcohol test may substitute for a blood-alcohol test under certain circumstances; amending s. 327.35, F.S.; increasing the penalties for a third conviction of operating a vessel under the influence to a third-degree felony if committed within specified periods following a prior conviction; increasing the

penalty for a fourth or subsequent violation of operating a vessel under the influence to a third-degree felony regardless of when any prior conviction occurred; amending s. 327.353, F.S.; requiring a person to submit to a blood test under certain circumstances; providing that the test need not be incidental to a lawful arrest; providing that a breath-alcohol test may substitute for a blood-alcohol test under certain circumstances; amending s. 921.0022, F.S.; revising provisions relating to certain DUI offenses; including certain BUI offenses within the offense severity ranking chart; amending s. 938.07, F.S.; providing for application of a fee to persons found guilty of boating under the influence; correcting a cross-reference; providing an effective date.

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

**CS for CS for SB 1166**—A bill to be entitled An act relating to the Florida Uniform Principal and Income Act; creating ss. 738.101, 738.102, 738.103, 738.104, 738.1041, 738.105, 738.201, 738.202, 738.301, 738.302, 738.303, 738.401, 738.402, 738.403, 738.501, 738.502, 738.503, 738.504, 738.601, 738.602, 738.603, 738.604, 738.605, 738.606, 738.607, 738.608, 738.701, 738.702, 738.703, 738.704, 738.705, 738.706, 738.801, 738.802, 738.803, 738.804, F.S.; providing a short title; providing definitions; specifying a fiduciary's duties; providing general principles; providing a trustee's power to adjust between principal and income; providing for a unitrust alternative to certain trusts where the power to adjust is unavailable or not exercised; providing requirements, criteria, and procedures; providing for judicial control of certain discretionary powers; providing limitations; providing for determinations and distributions of net income; providing requirements; providing for distributions to residuary and remainder beneficiaries; providing for apportionment at beginning and end of an income interest; providing for entitlement to a right to income; providing for apportionment of receipts and disbursements under certain circumstances; providing for allocation of trust receipts during administration; specifying character of receipts; providing for distributions from trust or estate; providing for separate accounting by trustee of certain businesses or activities; providing for allocation of certain receipts not normally apportioned; providing for allocation of certain normally apportioned receipts; providing for allocation of disbursements from income and principal during administration of a trust; providing for certain transfers from income under certain circumstances; providing for payment of certain taxes; providing for adjustments between principal and income due to taxes; providing for uniform application and construction; providing severability; providing for application with respect to apportionment of expenses and improvements; providing for application; repealing ss. 738.01, 738.02, 738.03, 738.04, 738.05, 738.06, 738.07, 738.08, 738.09, 738.10, 738.11, 738.12, 738.13, 738.14, 738.15, F.S., relating to principal and income of trusts; providing an effective date.

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By the Committee on Appropriations; and Senator Silver—

**CS for SB 1276**—A bill to be entitled An act relating to access to health and human services; creating s. 408.911, F.S.; providing a short title; creating s. 408.912, F.S.; providing legislative findings and intent with respect to access to state-funded health services; creating s. 408.913, F.S.; requiring the Agency for Health Care Administration to establish as a pilot project a comprehensive health and human services eligibility access system; establishing requirements for each component of the system; creating s. 408.914, F.S.; requiring the Agency for Health Care Administration to phase in implementation of the comprehensive health and human services eligibility access system; specifying timeframes for each implementation phase; requiring that the agency submit a plan for statewide implementation to the Governor and Legislature; creating s. 408.915, F.S.; requiring the Agency for Health Care Administration to develop and implement a pilot project to integrate eligibility determination and information and referral services; establishing requirements for the pilot project; establishing requirements for information and referral; specifying the scope of the project; authorizing the agency to request federal waivers; creating s. 408.916, F.S.; establishing the Health Care Access Steering Committee; providing for membership of the steering committee; providing duties; establishing an expiration date for the steering committee; creating s. 408.917, F.S.; requiring an evaluation of the pilot project; requiring a report to the Governor and Legislature; specifying issues to be addressed in the report; creating s.

408.918, F.S.; authorizing the planning, development, and implementation of the Florida 211 Network; providing objectives for the Florida 211 Network; requiring the Agency for Health Care Administration to establish criteria for certification of information and referral entities to participate in the Florida 211 Network; providing for revocation of 211 numbers from uncertified information and referral entities; providing for assistance in resolving disputes from the Public Service Commission and the Federal Communications Commission; amending s. 409.912, F.S.; authorizing the Agency for Health Care Administration to contract with an entity providing prepaid or fixed-sum health care and social services to elderly recipients; amending s. 430.205, F.S.; requiring the Department of Elderly Affairs and the Agency for Health Care Administration to develop a managed, integrated long-term-care delivery system under a single entity; providing for a pilot project; specifying requirements of the pilot project; specifying requirements for payment rates and risk-sharing agreements; authorizing the Department of Elderly Affairs and the Agency for Health Care Administration to seek federal waivers to implement the pilot; specifying requirements for the Department of Children and Family Services and the Department of Elderly Affairs concerning eligibility determination and nursing home preadmission screening; requiring an evaluation of the pilot project; requiring a report to the Governor and Legislature; specifying issues to be addressed in this report; creating s. 430.041, F.S.; establishing the Office of Long-Term-Care Policy within the Department of Elderly Affairs; requiring the office to make recommendations for coordinating the services provided by state agencies; providing for the appointment of an advisory board to the Office of Long-Term-Care Policy; specifying membership in the advisory board; providing for reimbursement of per diem and travel expenses for members of the advisory board; requiring that the office submit an annual report to the Governor and Legislature; requiring assistance to the office by state agencies and universities; providing an effective date.

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By the Committee on Banking and Insurance; and Senators Latvala, King, Peadar and Campbell—

**CS for SB's 1286, 1134 and 1008**—A bill to be entitled An act relating to health insurance; providing legislative findings and legislative intent; defining terms; providing for a pilot program for health flex plans for certain uninsured persons; providing criteria; authorizing the Agency for Health Care Administration and the Department of Insurance to adopt rules; exempting approved health flex plans from certain licensing requirements; providing criteria for eligibility to enroll in a health flex plan; requiring health flex plan providers to maintain certain records; providing requirements for denial, nonrenewal, or cancellation of coverage; specifying that coverage under an approved health flex plan is not an entitlement; providing for civil actions against health plan entities by the Agency for Health Care Administration under certain circumstances; amending s. 627.410, F.S.; requiring that certain group certificates for health insurance coverage be subject to the requirements for individual health insurance policies; exempting group health insurance policies insuring groups of a certain size from rate-filing requirements; providing alternative rate-filing requirements for insurers having fewer than a specified number of nationwide policyholders or members; amending s. 627.411, F.S.; revising the grounds for the disapproval of insurance policy forms; providing that a health insurance policy form may be disapproved if it results in certain rate increases; specifying allowable new business rates and renewal rates if rate increases exceed certain levels; authorizing the Department of Insurance to determine medical trend for purposes of approving rate filings; amending s. 627.6475, F.S.; revising criteria for reinsuring individuals under an individual health reinsurance program; amending s. 627.6515, F.S.; requiring that coverage issued to a state resident under certain group health insurance policies issued outside the state be subject to the requirements for individual health insurance policies; amending s. 627.667, F.S.; deleting an exception to an extension-of-benefits application provision for out-of-state group policies; amending s. 627.6692, F.S.; extending a time period for premium payment for continuation of coverage; amending s. 627.6699, F.S.; redefining terms; allowing carriers to separate the experience of small-employer groups having fewer than two employees; authorizing certain small employers to enroll with alternate carriers under certain circumstances; revising certain criteria of the small-employer health reinsurance program; requiring the Insurance Commissioner to appoint a health benefit plan committee to modify the standard, basic, and flexible health benefit plans; revising the disclosure that a carrier must make to a small employer upon offering certain policies; prohibiting small-employer carriers from using certain policies,

contracts, forms, or rates unless filed with and approved by the Department of Insurance pursuant to certain provisions; restricting application of certain laws to flexible benefit policies under certain circumstances; authorizing offering or delivering flexible benefit policies or contracts to certain employers; providing requirements for benefits in flexible benefit policies or contracts for small employers; amending s. 627.911, F.S.; including health maintenance organizations under certain information-reporting requirements; amending s. 627.9175, F.S.; revising health insurance reporting requirements for insurers; amending s. 627.9403, F.S.; clarifying application of exceptions to certain long-term-care insurance policy requirements for certain limited-benefit policies; amending s. 627.9408, F.S.; authorizing the department to adopt by rule certain provisions of the Long-Term Care Insurance Model Regulation, as adopted by the National Association of Insurance Commissioners; amending s. 641.31, F.S.; exempting contracts of group health maintenance organizations covering a specified number of persons from the requirements of filing with the department; specifying the standards for department approval and disapproval of a change in rates by a health maintenance organization; providing alternative rate-filing requirements for organizations having fewer than a specified number of subscribers; amending s. 641.3111, F.S.; revising extension-of-benefits requirements for group health maintenance contracts; providing an effective date.

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By the Committee on Education; and Senator Wise—

**CS for SB 1314**—A bill to be entitled An act relating to summer food service for children; creating s. 228.197, F.S.; creating the “Children’s Summer Nutrition Act”; requiring the Department of Education to develop a plan for providing access to the federal Summer Food Service Program; requiring specified elementary schools to participate in the program; authorizing a waiver under certain circumstances; providing responsibilities of superintendents of schools, school districts, and the department; providing an effective date.

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

**CS for SB 1404**—A bill to be entitled An act relating to law enforcement; creating the Law Enforcement Agency Consolidation Task Force within the Executive Office of the Governor; prescribing task force membership; providing for meetings and duties of the task force; providing for reimbursement; requiring the Executive Office of the Governor to provide staff support; requiring cooperation by state agencies; requiring state agencies that have law enforcement functions or sworn law enforcement personnel to submit a report to the task force; providing for abolishing the task force at a future date; providing an effective date.

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By the Committee on Banking and Insurance; and Senators Garcia and Campbell—

**CS for SB 1418**—A bill to be entitled An act relating to insurance; amending s. 627.351, F.S.; renaming the Residential Property and Casualty Joint Underwriting Association as the Citizens Property Insurance Corporation to provide residential and commercial property insurance; requiring insurers writing property insurance to participate in the corporation; providing for dividing the revenues, assets, liabilities, losses, and expenses of the corporation into three accounts; providing for emergency assessments for policyholders of participating insurers; providing a plan of operation; defining the terms “quota share primary insurance” and “eligible risks”; authorizing the corporation to enter into quota share primary insurance agreements; providing for a board of governors appointed by the Treasurer; requiring the corporation to file quarterly statements of financial condition and submit other reports to the Department of Insurance; providing that the corporation is not required to obtain a certificate of authority from the Department of Insurance; providing that the corporation is not required to be a member of the Florida Insurance Guaranty Association; requiring the corporation to pay assessments pledged by the association to secure bonds to pay covered claims arising from insurer insolvencies caused by hurricane losses; providing for transfer of policies of the association and the Florida Windstorm Underwriting Association to the corporation; providing for a

transfer of assets and liabilities; requiring the associations to take actions necessary to further the transfers; providing for the redesignation of certain coverage as the high-risk account of the corporation; providing that such account be treated as if it were a separate participating insurer for certain purposes; providing that the personal lines and commercial lines accounts be treated as a single participating insurer for certain purposes; providing that the department may postpone the July 1, 2002, effective date of transfer under the act; providing legislative intent not to interfere with the rights of creditors, to preserve the obligation of the association, and to assure that outstanding financing agreements pass unchanged to the corporation; creating s. 627.3517, F.S.; preserving the right of a residual-market policyholder to select and maintain an agent of his or her own choice; amending s. 215.555, F.S.; redefining the term “losses”; providing an effective date.

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By the Committees on Governmental Oversight and Productivity; Banking and Insurance; and Senator Posey—

**CS for CS for SB 1436**—A bill to be entitled An act relating to insurance company representatives; providing legislative findings and intent; creating s. 626.015, F.S.; providing definitions; creating s. 626.025, F.S.; requiring insurance agents to comply with certain consumer protection laws; amending s. 626.171, F.S.; requiring the department to accept a uniform application for nonresident agent licensing; creating s. 626.175, F.S.; providing for Department of Insurance issuance of temporary licenses under certain circumstances; providing requirements and procedures; providing for fees; creating s. 626.207, F.S.; requiring the department to adopt rules establishing waiting periods for applicants for licensure under certain circumstances; authorizing the department to adopt rules providing for penalties for licensees under certain circumstances; amending s. 626.221, F.S.; exempting customer representatives and adjusters with certain designations, agents transferring their licenses from other states, and certain applicants for nonresident agent licensure from certain examination requirements under certain circumstances; amending s. 626.2815, F.S.; specifying additional continuing education requirements; creating s. 626.292, F.S.; providing requirements and procedures for certain agents licensed in other states to transfer their licenses to this state under certain circumstances; amending s. 626.301, F.S.; revising the form and content of licenses issued by the department; creating s. 626.536, F.S.; requiring agents to report to the department certain final dispositions of administrative actions taken against the agent; authorizing the department to adopt rules to implement the requirement; amending s. 626.551, F.S.; extending the time period allowed for licensees to notify the department of a change of address or name; providing for fines for failure to timely report such information to the department; creating ss. 626.7315, 626.7845, and 626.8305, F.S.; prohibiting engaging in specified general lines insurance activities, life insurance activities, or health insurance activities without a license; amending s. 626.732, F.S.; specifying additional requirements relating to knowledge, experience, or instruction for certain customer representatives and service representatives; specifying additional classroom and correspondence course instruction requirements; amending s. 626.738, F.S.; specifying cancellation of solicitor licenses and conversion to general lines insurance agent licenses; amending ss. 626.741, 626.792, and 626.835, F.S.; authorizing the department to issue a nonresident general lines agent, life agent, or health agent license to certain individuals under certain circumstances; authorizing the department to enter into reciprocal agreements with other states to waive certain examinations under certain circumstances; authorizing the department to verify the nonresident applicant’s licensing status through a database; creating s. 626.7455, F.S.; prohibiting insurers from entering into agreements with unlicensed persons to manage certain business of the insurer; providing an exception; amending ss. 626.7851 and 626.8311, F.S.; specifying additional classroom and correspondence course instruction requirements; amending s. 626.852, F.S.; exempting from insurance adjusters provisions persons adjusting only multiple-peril crop insurance or crop hail claims; amending s. 626.902, F.S.; increasing a criminal penalty for representing an unauthorized insurer; providing a penalty for subsequent violations; amending ss. 624.11, 624.509, 626.094, 626.112, 626.321, 626.727, 626.729, 626.730, 626.7454, 626.779, 626.790, 626.8411, 626.927, 626.992, 629.401, and 648.27, F.S., to conform; amending s. 626.032, F.S., relating to a definition of administrative agent; amending ss. 624.311, 624.523, 624.507, 626.0428, 626.141, 626.112, 626.171, 626.221, 626.2815, 626.321, 626.451, 626.511, 626.521, 626.561, 626.601, 626.611, 626.621, 626.641, 626.651, 626.730, 626.745, 626.9541, 627.776, 631.155, 631.341,

634.318, 641.37, and 642.041, F.S., to conform; repealing ss. 624.505(2), 626.727(2), 626.737, 626.738, and 626.862(2), F.S., to conform; repealing ss. 626.031, 626.041, 626.051, 626.062, 626.071, 626.072, 626.081, 626.091, 626.094, 626.101, 626.102, 626.103, and 626.104, F.S., relating to definitions; repealing ss. 626.736, F.S., relating to solicitors; repealing s. 626.739, F.S., relating to certain temporary licenses; repealing s. 626.740, F.S., relating to certain temporary limited licenses; repealing ss. 626.790 and 626.791, F.S., relating to certain temporary licenses; providing effective dates.

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

**CS for SB 1440**—A bill to be entitled An act relating to publication information; creating s. 283.551, F.S.; prohibiting government agencies from mailing general unsolicited reports to any person in the state; providing exceptions; providing an effective date.

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

**CS for SB 1480**—A bill to be entitled An act relating to public records; creating s. 627.3111, F.S.; creating a public records exemption for bank account numbers, debit, charge, and credit card numbers, medical records, and personal identifying information contained in personal financial and health records held by the Department of Insurance; providing for exceptions to the exemption; providing for retroactive application; providing for future review and repeal; providing a finding of public necessity; providing an effective date.

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By the Committee on Education; and Senator Villalobos—

**CS for SB 1560**—A bill to be entitled An act relating to education; redesignating the title of ch. 239, F.S.; reenacting and amending s. 239.101, F.S.; revising legislative intent; reenacting and amending s. 239.105, F.S.; defining terms; conforming provisions; reenacting and amending s. 239.113, F.S.; revising provisions governing the registration of adult students; reenacting and amending s. 239.115, F.S.; revising provisions governing funding of adult and technical education programs; reenacting and amending s. 239.116, F.S.; revising provisions governing cost accounting and reporting; reenacting and amending s. 239.117, F.S.; revising provisions governing postsecondary student fees; repealing provisions related to fee exemptions and waivers; providing a limit upon the proportion of fee revenue which may be waived; extending a deadline for fee schedules to be submitted to the State Board of Education; authorizing fees for certain courses to vary by course and by section; authorizing the use of certain fee revenues to provide child care; authorizing a single account for revenue produced by the financial aid fee, capital improvement fee, technology fee, and activity and service fee; establishing the amount that may be charged for the fee; regulating collection and use of the fee revenue; establishing a limit upon the amount of fee revenue that may be bonded; deleting redundant provisions for the fee revenue collected for financial aid, capital improvement, technology, and activity and services; eliminating an obsolete reference to a penalty; abolishing a restriction upon programs and courses that may generate a technology fee; repealing s. 239.121, F.S., relating to occupational specialists; reenacting and amending s. 239.125, F.S., relating to computer-assisted student advising; repealing s. 239.201, F.S., relating to career education instruction; reenacting and amending s. 239.205, F.S.; revising provisions governing the adoption of rules relating to career education programs; requiring development of certain program standards and industry benchmarks; defining terms; reenacting and amending s. 239.209, F.S.; revising provisions governing the management and information system; eliminating obsolete provisions; reenacting and amending s. 239.213, F.S.; revising provisions governing vocational-preparatory instruction; eliminating a testing requirement for certain students; repealing s. 239.221, F.S., relating to eye-protection devices; repealing s. 239.225, F.S., relating to the vocational improvement program; repealing s. 239.229, F.S., relating to vocational standards; reenacting and amending s. 239.233, F.S., simplifying reporting requirements; reenacting and amending s. 239.241, F.S.; revising provisions governing dual enrollment and early admission; reenacting and amending s. 239.245, F.S.; revising provisions relating to public information concerning career and technical education programs; authorizing certain family literacy

programs; eliminating certain requirements for a program for adults with disabilities; repealing s. 239.251, F.S., relating to the Florida Education Technology Foundation; reenacting and amending s. 239.301, F.S.; revising provisions governing adult general education; repealing s. 239.305, F.S., relating to adult literacy; repealing s. 239.309, F.S., relating to adult literacy centers; reenacting and amending s. 239.401, F.S.; authorizing community education programs to be conducted by certain educational agencies; reenacting and amending s. 239.501, F.S.; revising provisions governing the Florida Literacy Corps; abolishing certain requirements relating to college credit for participating in literacy tutorial services; eliminating obsolete provisions; repealing s. 239.505, F.S., relating to the Florida Constructive Youth Program; reenacting and amending s. 239.513, F.S.; revising provisions governing workforce literacy programs; eliminating a restriction; reenacting and amending s. 239.514, F.S.; creating the Capitalization Incentive Grant Program; authorizing certain grants moneys for upgrading programs; requiring the Department of Education, rather than the Postsecondary Education Planning commission, to make certain selections; reenacting and amending s. 239.5141, F.S.; prescribing duties of the Department of Education with respect to adult and technical education; repealing obsolete provisions relating to certain management information; conforming provisions; providing an effective date.

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

**CS for SB 1576**—A bill to be entitled An act relating to dependent children; amending s. 39.01, F.S.; providing a definition; amending ss. 39.0015, 39.302, F.S.; correcting cross-references; amending s. 39.407, F.S.; providing requirements for issuance of a court order authorizing dispensing of psychotropic medication to a child in shelter status or foster care; providing for prior review of the child's medical history and evidence demonstrating that the treatment is appropriate for the child's condition; providing for periodic court review of the child's progress; providing conditions for suspension of the treatment; providing for further medical consultation, including second opinions, prior to issuance of an order authorizing such medication; providing an exception for the dispensing of such medication in an acute care setting; providing an effective date.

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By the Committee on Education; and Senator Villalobos—

**CS for SB 1584**—A bill to be entitled An act relating to educational facilities; amending s. 235.011, F.S.; redefining terms; reenacting and amending s. 235.014, F.S.; revising the functions of the Department of Education; amending s. 235.017; revising provisions governing compliance of facilities with building codes and life safety codes; amending s. 235.02, F.S.; revising provisions governing the use of buildings and grounds; amending s. 235.04, F.S.; authorizing the State Board of Education to adopt rules governing the disposal of property; reenacting and amending s. 235.05, F.S.; providing the power of eminent domain; amending s. 235.056, F.S.; eliminating a reference to the Board of Regents; correcting references to the Florida Building Code and the Florida Fire Prevention Code; authorizing the State Board of Education to adopt rules; providing requirements for college and university lease agreements; reenacting and amending s. 235.057, F.S.; eliminating references to the Board of Regents; revising provisions governing the purchase, conveyance, or encumbrance of property interests; amending s. 235.06, F.S.; authorizing the State Board of Education to adopt rules relating to safety and sanitation; specifying local school board facilities for certain inspections; amending s. 235.061, F.S.; requiring compliance with state requirements for Educational Facilities; reenacting and amending s. 235.15, F.S.; eliminating references to the Board of Regents; requiring State Board of Education approval for educational plant survey exceptions; amending ss. 235.155, 235.18, F.S.; eliminating references to the Board of Regents; revising exceptions allowed to recommendations in educational plant surveys; revising provisions governing annual capital outlay budgets; amending s. 235.186, F.S.; revising the Effort Index Grant Program; amending s. 235.19, F.S.; requiring site-location criteria to apply to school board and community college educational facilities; authorizing the State Board of Education to adopt rules; amending s. 235.192, F.S.; requiring college and university presidents to provide certain information concerning facilities to local fire and law enforcement agencies; amending s. 235.193, F.S.; requiring certain information concerning all educational facilities to be coordinated with local governments; providing an exception; reenacting and amending s. 235.195,

F.S.; revising the approval procedure for joint-use facilities; eliminating obsolete provisions; reenacting and amending s. 235.199, F.S.; revising provisions governing funding of vocational education facilities; amending s. 235.211, F.S.; authorizing the State Board of Education to adopt rules governing contracting and construction; amending s. 235.215, F.S.; revising provisions governing energy-efficiency contracting; amending s. 235.2155, F.S.; eliminating obsolete provisions; amending s. 235.216, F.S.; eliminating obsolete provisions pertaining to charter schools; amending s. 235.26, F.S.; revising provisions governing building codes; creating s. 235.261, F.S.; providing for the use of educational facilities as emergency shelters; amending s. 235.31, F.S.; authorizing the State Board of Education to adopt rules; authorizing all education boards to participate in local-government contracts for certain facilities services; amending s. 235.32, F.S.; authorizing the State Board of Education to adopt rules governing contracts; amending s. 235.3215, F.S.; prescribing the conditions for use of toxic substances in construction with respect to all educational facilities; amending s. 235.34, F.S.; revising authorized expenditures; amending s. 235.40, F.S.; eliminating a reference to the Board of Regents in provisions relating to radio and television facilities; reenacting and amending s. 235.41, F.S.; revising provisions governing capital outlay budget requests; reenacting and amending s. 235.42, F.S.; revising provisions governing funding of facilities; amending s. 235.435, F.S.; eliminating references to the Board of Regents; revising membership requirements for the Special Facility Construction Committee; revising the procedure for calculating capital-outlay full-time-equivalent membership; revising the procedure for postsecondary institutions to submit capital-outlay-project priority lists; amending s. 235.4351, F.S.; authorizing the State Board of Education to adopt rules granting waivers from certain requirements; providing an effective date.

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

**CS for SB 1588**—A bill to be entitled An act relating to a public records exemption for social security numbers; creating s. 119.072, F.S.; creating an exemption from public records requirements for all social security numbers held by an agency or its agents, employees, or contractors; providing exceptions to the exemption; providing conditions under which social security numbers may be provided to a commercial entity; providing for civil and criminal penalties; providing for review of social security numbers collected prior to the effective date of the exemption; restricting the release of social security numbers contained in official records; providing certain notice requirements and requiring publication of notice by county recorders; requiring annual agency reports; providing for future review and repeal; providing retroactive application of the exemption; providing a statement of public necessity; providing an effective date.

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By the Committee on Natural Resources; and Senator Posey—

**CS for SB 1614**—A bill to be entitled An act relating to the protection of manatees; amending s. 370.12, F.S.; requiring notice to counties where manatee protection zones or manatee speed zones may be imposed by the Fish and Wildlife Conservation Commission; providing for establishment of local rule-review committees; providing duties and responsibilities of the counties, committees, and commission; providing for committee reports and recommendations; providing that written reports submitted to the commission by the committees and commission staff responses shall be part of the rulemaking record; authorizing the Fish and Wildlife Conservation Commission to provide comments to permitting agencies relating to marine facilities to protect manatees; revising the circumstances under which the commission may post and regulate motorboat speeds to protect manatees; revising the circumstances under which a local government may regulate motorboat speed and operation on waters within its jurisdiction by ordinance; eliminating provisions requiring creation of local manatee protection committees for resolving certain disputes involving such ordinances; requiring the commission to develop a measurable biological goal that defines manatee recovery; amending s. 327.41, F.S.; conforming a cross-reference; providing legislative intent that the provisions of the act not be retroactively applied except as otherwise provided; providing an exemption; providing effective dates.

By the Committees on Children and Families; Judiciary; and Senators Burt and Saunders—

**CS for CS for SB 1656**—A bill to be entitled An act relating to sexual assault counselors; amending s. 90.5035, F.S.; providing a definition; providing for confidential communication between a sexual crime victim and a trained volunteer at a rape crisis center; expanding the privilege of refusal to disclose certain information to include communications between a victim and a trained volunteer; amending s. 794.024, F.S.; prohibiting disclosure of certain identifying information relating to sexual crime victims by public officers or employees; providing a penalty; providing an effective date.

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By the Committee on Ethics and Elections; and Senators Silver, Rosin, Latvala and Sullivan—

**CS for SJR's 1666 and 1118**—A joint resolution proposing amendments to Section 5 of Article IV and Section 4 of Article VI and the creation of Section 26 of Article XII of the State Constitution, relating to suffrage and elections; revising limitations on the number of consecutive years during which certain elected constitutional officers may hold office.

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By the Committee on Criminal Justice; and Senator Smith—

**CS for SB 1774**—A bill to be entitled An act relating to the interception of communications; amending s. 934.02, F.S.; revising definitions; including wire communications within the meaning of an electronic communications system; redefining the terms “pen register” and “trap and trace device”; defining the terms “foreign intelligence information,” “protected computer,” and “computer trespasser”; amending s. 934.03, F.S.; authorizing the interception of certain wire or electronic communications of a computer trespasser; amending s. 934.07, F.S.; authorizing the Department of Law Enforcement to intercept wire, oral, or electronic communications for purposes of investigating certain additional offenses concerning terrorism and the attempted or threatened use of a destructive device or weapon of mass destruction; requiring a law enforcement agency to notify the Department of Law Enforcement if an intercepted communication provides evidence of certain acts of terrorism; amending s. 934.09, F.S.; providing for the interception of communications upon certain findings of activities that threaten the security of the nation or state; specifying circumstances under which the court may authorize the interception of communications outside the court’s jurisdiction; amending s. 934.08, F.S.; authorizing the disclosure of the contents of an intercepted communication to certain state and federal officials; amending s. 934.22, F.S.; prohibiting a provider of electronic communication service or a provider of remote computing service from disclosing the contents of communications or information pertaining to a subscriber or customer; specifying certain exceptions; amending s. 934.23, F.S.; providing for disclosure of information pertaining to a subscriber or customer under specified circumstances and pursuant to a warrant; amending s. 934.27, F.S.; providing that a request of an investigative or law enforcement officer to preserve records is a defense with respect to a civil or criminal action concerning unlawful access to communications; amending s. 934.31, F.S.; prohibiting the recording of the contents of communications by the use of a pen register or trap and trace device; amending s. 934.33, F.S.; requiring that a certification of an order for a pen register or a trap and trace device be provided to any person or entity not specifically named in the order; requiring that the order include information concerning location of the device and geographic limits of the order; requiring an investigative or law enforcement agency to maintain a record of the use of a pen register or trap and trace installed pursuant to an ex parte order; requiring that the record be provided to the court; amending s. 934.34, F.S.; providing for a trap and trace device to be installed on other facilities; providing an effective date.

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

**CS for SB 1822**—A bill to be entitled An act relating to insurance guaranty associations; amending s. 631.904, F.S.; redefining the term “covered claim”; defining the term “net direct written premiums”; amending s. 631.913, F.S.; revising powers and duties of the corporation

with respect to payments to a claimant; amending s. 631.929, F.S.; providing certain limitations with respect to the election of remedies; providing an effective date.

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By the Committee on Governmental Oversight and Productivity; and Senators Wise and Campbell—

**CS for SB 1862**—A bill to be entitled An act relating to direct-support organizations; creating s. 20.193, F.S.; providing for direct-support organizations for the benefit of the Department of Children and Family Services; providing a definition; providing for administration of funds; providing purposes and objectives; requiring funds be used for enhancement of department programs and projects; authorizing certain use of state property and facilities; requiring an annual audit; amending s. 20.19, F.S.; authorizing designation of employees to solicit funds; creating s. 430.065, F.S.; providing for direct-support organizations for the benefit of the Department of Elderly Affairs; providing a definition; providing purposes and objectives; requiring funds be used for enhancement of department programs and projects; authorizing certain use of state property and facilities; requiring an annual audit; providing an effective date.

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By the Committee on Criminal Justice; and Senators Posey, Cowin, Futch, Sullivan, Wise, Saunders, Miller, Peaden, Carlton, Smith, Lawson, Pruitt and Laurent—

**CS for SB 1926**—A bill to be entitled An act relating to citrus canker; amending s. 581.184, F.S.; revising the definition of citrus trees that are exposed to infection from the citrus canker bacteria; providing for the removal and destruction of infected citrus trees and citrus trees exposed to infection; providing for notice of removal by immediate final order; providing requirements for an immediate final order; requiring certain information to be provided to a property owner; deleting certain duties of the Department of Agriculture and Consumer Services; authorizing chief law enforcement officers to perform certain duties; amending s. 933.02, F.S.; providing grounds for issuance of search warrants relating to the spread of citrus canker; amending s. 933.07, F.S.; authorizing the department to obtain a search warrant and requiring a court proceeding prior to the issuance of such search warrant; providing for repeal and review of s. 581.184(1)(b), F.S., relating to definition of the term “exposed to infection”; providing effective dates.

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By the Committee on Natural Resources; and Senator Latvala—

**CS for SB 1932**—A bill to be entitled An act relating to land acquisitions; amending s. 215.981, F.S.; revising provisions relating to annual audits for citizen support organizations; amending s. 259.101, F.S.; providing for the funding of projects under the Florida Forever Program and the Florida Preservation 2000 Program; amending s. 380.502, F.S.; providing legislative intent regarding the need to revitalize and redevelop certain urban areas and the value of urban green space; amending s. 380.507, F.S.; authorizing the Florida Communities Trust to award 100 percent grants for certain preacquired remediated sites; authorizing the adoption of rules; providing for the Florida Communities Trust to adopt rules regarding the resolution of land-use conflicts; amending s. 380.510, F.S.; removing the authority of the board of directors of the Florida Communities Trust to extend grants beyond a specified time period; providing an effective date.

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

**CS for SB 1994**—A bill to be entitled An act relating to insurance; amending s. 626.221, F.S.; exempting applicants for limited licenses for communication equipment property or communication equipment inland marine insurance from certain examination requirements; amending s. 626.321, F.S.; providing for the issuance of such limited licenses; amending s. 626.732, F.S.; exempting such limited licensees from certain education requirements; providing an effective date.

By the Committee on Natural Resources; and Senator King—

**CS for SB 2090**—A bill to be entitled An act relating to the distribution of motor and other fuel taxes; amending s. 206.606, F.S.; requiring that sales tax revenues generated by the sale of motor and other fuels be transferred to the State Game Trust Fund; specifying the purposes for which the transferred revenues may be used; amending s. 206.608, F.S.; requiring that sales tax revenues generated by the sale of motor and other fuels be transferred to the Marine Resource Conservation Trust Fund and to the State Game Trust Fund; specifying the purposes for which the transferred revenues may be used; providing an effective date.

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

**CS for SJR 2098**—A joint resolution proposing the creation of Section 20 of Article X of the State Constitution relating to the Florida Hurricane Catastrophe Fund.

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

**CS for CS for SB 2114**—A bill to be entitled An act relating to public libraries; amending s. 257.17, F.S.; authorizing municipalities to receive operating grants; establishing minimum standards for receipt of funds; removing minimum population requirement for municipalities to be eligible to receive funds; amending s. 257.191, F.S.; revising provisions relating to construction grants; amending s. 257.22, F.S.; permitting eligible political subdivisions to receive warrants; amending s. 257.23, F.S.; requiring certification of annual tax income by a specified date; clarifying authority with regard to applications for grants; repealing s. 257.19, F.S., relating to library construction grants; providing an effective date.

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By the Committees on Governmental Oversight and Productivity; Natural Resources; and Senators Sullivan, Smith, Jones and Latvala—

**CS for CS for SB 2120**—A bill to be entitled An act relating to Sea Turtle license plates; amending s. 320.08058, F.S.; providing for a portion of the annual use fees to be distributed to the Caribbean Conservation Corporation; providing guidelines for the distribution of such funds by the corporation; prohibiting funds from being used for litigation; repealing s. 370.12(1)(h), F.S., which provides for the Fish and Wildlife Conservation Commission to provide grants relating to marine turtles; providing an effective date.

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By the Committee on Natural Resources; and Senator Laurent—

**CS for SB 2122**—A bill to be entitled An act relating to alternative water supplies; amending s. 373.139, F.S.; providing that title information is not confidential; amending s. 373.236, F.S.; encouraging water conservation; amending s. 373.414, F.S.; requiring that the Department of Environmental Protection adopt a uniform mitigation assessment method by rule by July 31, 2002; amending s. 378.212, F.S.; providing water resource enhancements as a basis for a variance; amending s. 403.1835, F.S.; providing for below-market interest rate loans for water treatment; creating s. 403.5205, F.S.; providing legislative findings; providing additional conditions for locating simple cycle turbine electric plants; providing eligibility for cooperative-funding assistance for activities designed to promote alternative water supplies; amending s. 403.813, F.S.; providing requirements for exemptions for maintenance dredging; providing legislative intent for public education of water resources; providing for a study of the conveyance of reclaimed water in specified canals; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; repealing s. 373.498, F.S., relating to an obsolete account; providing an effective date.

By the Committee on Criminal Justice; and Senator Crist—

**CS for SB 2156**—A bill to be entitled An act relating to sentencing; amending s. 775.082, F.S.; requiring that the court sentence a prison releasee reoffender under provisions requiring enhanced penalties; authorizing the court to impose a sentence greater than that otherwise provided by law using the scoresheet of the sentencing guidelines or punishment code; providing an effective date.

By the Committee on Education; and Senator Mitchell—

**CS for SB 2206**—A bill to be entitled An act relating to services for persons who have disabilities; amending ss. 20.15, 20.171, 229.003, 229.004, and 229.0073, F.S.; conforming organizational provisions to the transfer of the Division of Vocational Rehabilitation and the Division of Blind Services from the Department of Labor and Employment Security to the Department of Education; providing for establishment and oversight of the divisions within the reorganized state education system; amending s. 413.20, F.S.; revising definitions under pt. II of ch. 413, F.S.; relating to vocational rehabilitation programs; creating s. 413.201, F.S.; providing that the Department of Education is the designated state agency for implementing federal vocational rehabilitation requirements; creating s. 413.202, F.S.; providing that the Division of Vocational Rehabilitation is the designated administrative unit for such implementation; creating s. 413.203, F.S.; providing legislative intent and procedure with respect to conflicting laws; creating s. 413.206, F.S.; requiring the Division of Vocational Rehabilitation to develop a 5-year plan relating to general vocational rehabilitation programs; providing requirements for the contents of the plan; requiring annual reports; creating s. 413.207, F.S.; providing quality assurance and performance requirements for the Division of Vocational Rehabilitation; creating s. 413.208, F.S.; providing for service providers' quality assurance and fitness for their responsibilities; amending s. 413.23, F.S.; revising provisions relating to the federally required state plan for administration of vocational rehabilitation services; amending s. 413.395, F.S.; clarifying reporting requirements of the Florida Independent Living Council; revising references to conform to changes made by the act; amending s. 413.401, F.S.; revising references to conform to changes made by the act; amending s. 413.405, F.S.; renaming the Rehabilitation Advisory Council as the Florida Rehabilitation Council; revising council membership and duties; requiring the council to submit reports to the Governor, Legislature, and United States Secretary of Education; amending ss. 11.45, 90.6063, 215.311, 394.75, 395.404, 410.0245, 410.604, 413.034, 413.051, 413.064, 413.066, 413.067, 413.091, 413.092, 413.445, 413.615, 944.012, F.S.; revising provisions and references to conform to changes made by the act; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of the progress of the Division of Vocational Rehabilitation and to prepare a report; repealing pt. III of ch. 413, F.S., and s. 445.024(8), F.S., relating to creation and duties of the Occupational Access and Opportunity Commission; providing an effective date.

By the Committee on Criminal Justice; and Senator Futch—

**CS for SB 2288**—A bill to be entitled An act relating to the law enforcement; amending s. 790.065, F.S., relating to the sale and delivery of firearms; delaying the date of repeal of that section; amending s. 943.12, F.S.; revising the powers and duties of the Criminal Justice Standards and Training Commission relating to certification of training schools and instructors; amending s. 943.13, F.S.; 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. 943.14, F.S.; deleting a requirement for commission approval of certain courses; providing for staff to approve certain diplomas or certificates; eliminating an exemption from section requirements for certain training schools and programs; authorizing a hiring agency to use fingerprints previously taken and the results of a prior background investigation for purposes of screening applicants; 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 effective dates.

By the Committee on Criminal Justice; and Senator Crist—

**CS for SB 2300**—A bill to be entitled An act relating to controlled substances; creating s. 893.101, F.S.; providing legislative findings and intent; providing for affirmative defense and permissive presumption; requiring jury to be instructed on permissive presumption, if affirmative defense is raised; providing an effective date.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable John M. McKay, President

I am directed to inform the Senate that the House of Representatives has passed HB 451, CS for HB 499; has passed as amended HB 471, HB 543; has adopted HM 905 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By Representative Atwater—

**HB 451**—A bill to be entitled An act relating to the Town of Palm Beach Shores, Palm Beach County; authorizing the town to exercise its police powers and jurisdiction extending 1,200 feet into the waters of the Atlantic Ocean adjacent to its established corporate limits; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By the Council for Smarter Government; and Representative Mahon and others—

**CS for HB 499**—A bill to be entitled An act relating to real estate professionals; amending s. 475.17, F.S.; requiring educational courses that are prerequisites to licensure as a broker, broker-salesperson, or salesperson or the maintenance or renewal of such licensure to be made available by means of distance learning; providing requirements for the provision and satisfactory completion of such distance learning courses; amending s. 475.182, F.S., relating to continuing education requirements, to conform; amending s. 475.451, F.S., relating to schools teaching real estate practice, to conform; reenacting s. 475.05, F.S., to provide the Florida Real Estate Commission rulemaking authority with respect to implementation of the distance learning courses required by this act; amending s. 475.618, F.S., relating to real estate appraisers; requiring distance learning to be made available for continuing education courses; placing restrictions on examination requirements; providing an effective date.

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

By Representative Sorensen—

**HB 471**—A bill to be entitled An act relating to Monroe County; creating the Key Largo Wastewater Treatment District; creating a short title; providing definitions; creating a district charter; creating an independent special district; providing a district boundary; providing for amendment only by special act; providing powers, functions, and duties; providing for a governing board, elections, qualification, term of office, staggering terms of office, removal from office, and filling vacancies; providing for election of chair, vice chair, and secretary-treasurer; providing for board member compensation and reimbursement of expenses;

providing a quorum; providing requirements for meetings and notice; providing requirements for reports, budgets, and audits; prohibiting creation of state, county, or municipal debt; providing for liberal construction; providing limitation of state authority; prohibiting conflict of interest; providing for termination of district; authorizing levy of ad valorem taxes for a certain time period subject to approval of electors; specifying method of collection and enforcement of taxes; authorizing property appraiser's and tax collector's fees or commissions; amending chapter 76-441, Laws of Florida, as amended, and terminating certain jurisdiction of the Florida Keys Aqueduct Authority; providing for severability; prohibiting conflict of interest; providing an effective date.

—was referred to the Committee on Rules and Calendar.

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By Representative Detert—

**HB 543**—A bill to be entitled An act relating to public records; amending s. 717.117, F.S.; creating an exemption from public records requirements for social security numbers and financial account numbers contained in reports required under s. 717.117, F.S., held by the Department of Banking and Finance; providing exceptions to the exemption; providing retroactive application of the exemption; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

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

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By Representative Jordan and others—

**HM 905**—A memorial to the President and Congress of the United States, urging the President and Congress to direct the Secretary of

Veterans Affairs to establish a national cemetery in Duval County, Florida, to serve the needs of veterans and their families in northeast Florida and southeast Georgia.

—was referred to the Committee on Rules and Calendar.

## CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 21 and 26 were corrected and approved.

## CO-SPONSORS

Senators Campbell—SB 470, CS for SB 1176; Crist—SB 2112, SB 2242, SB 2244; Lawson—CS for SB 1374

## RECESS

On motion by Senator Lee, the Senate recessed at 3:22 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, February 28.

## SENATE PAGES

February 25-March 1, 2002

Lina Carrera, Miami; Sharika Ceasor, Tallahassee; Leah Ewart, Cooper City; Emmanuel Felix, Bartow; Lyndsey Ferguson, Stuart; Robert "Lee" Gordon, Safety Harbor; Thomas Greene, Madison; Timothy "Tim" Hodgins, Monticello; Josh Joscelyn, DeFuniak; Tanya Lee, Orlando; Max Mersinger, Miramar; Alexis Moseley, Miramar; Amber Parker, Tallahassee; Nicholas "Nick" Pastor, Palmetto; Rebecca "Becca" Platz, Riverview; Kathryn "Katy" Reid, Jasper; Allison Rose, Pembroke Pines; David "DJ" Seymour, Jr., Live Oak; Arturo Sosa, Miami; Michael White, Rockledge; Ashley Whitmore, Madison; Charles Whittington, Indianalantic