



Journal of the Senate

Number 16—Regular Session

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CALL TO ORDER

The Senate was called to order by President McKay at 9:00 a.m. A quorum present—38:

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

Excused: Senators Klein and Sullivan

PRAYER

The following prayer was offered by Faye Blanton, Secretary of the Senate:

Our God and our Father, we do thank you for this day. We thank you for your blessings that you have bestowed upon us.

Now we come to pray for this body of Senators and to thank you for their leadership, their integrity, their strength and their vision. I pray that you would bless them to continue to guide and lead this state.

In your holy name, Amen.

PLEDGE

Senate Pages Paige Ryland and Amy Williams of Orlando, 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. Donald Durrance of Brandon, sponsored by Senator Lee, as doctor of the day. Dr. Durrance specializes in Neuro-Radiology.

ADOPTION OF RESOLUTIONS

On motion by Senator Sanderson—

By Senator Sanderson—

SR 2518—A resolution recognizing October 2002 as Breast Cancer Awareness Month.

WHEREAS, breast cancer is the most common cancer diagnosed in women in the nation, and

WHEREAS, Florida ranks third in the nation for total number of new breast cancer cases and deaths from breast cancer, and

WHEREAS, all women are at risk for breast cancer, and the single most important risk factor is age, such that 64 percent of all breast cancers occur in women age 60 and older, and

WHEREAS, the Florida Division of the American Cancer Society estimates that a total of 12,500 new cases of invasive breast cancer in Florida will be reported for the year 2001, and

WHEREAS, every 3 hours, one woman in Florida dies of breast cancer, and a total of 2,600 Florida women will die of breast cancer within 1 year, and

WHEREAS, breast cancer is the second most common cause of cancer death in white women and the number one cause of cancer death among African-American women, and

WHEREAS, early detection through routine clinical and mammography screening beginning at age 40 in compliance with the American Cancer Society's recommended breast cancer screening guidelines is the key to improving survival rates for breast cancer, and

WHEREAS, breast cancer awareness programs, such as the American Cancer Society's Tell-A-Friend-Tuesday program, will promote early detection through regular screening in conjunction with the promotion of October as Breast Cancer Awareness Month, NOW, THEREFORE,

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

That the Florida Senate recognizes the month of October 2002 as Breast Cancer Awareness Month in Florida and urges all women to understand the risks associated with breast cancer, to take preventive steps to minimize those risks, and to undergo early detection procedures such as mammography and compliance with the American Cancer Society's recommended breast cancer screening guidelines.

—was introduced out of order and read by title. On motion by Senator Sanderson, **SR 2518** was read the second time in full and adopted.

At the request of Senator Diaz de la Portilla—

By Senator Diaz de la Portilla—

SR 2548—A resolution honoring the Hearing Research Institute and Robert E. Pickard, the Medical Director, and recognizing February 28, 2002, as Infant Hearing Awareness Day.

WHEREAS, more than 3 million deaf children reside in the United States, and

WHEREAS, more than 570 babies are born deaf in this state annually and, until recently, many did not receive medical treatment or were misdiagnosed as autistic or mentally retarded, and

WHEREAS, the 2000 Legislature created section 383.145, Florida Statutes, which requires that newborns be screened for the detection of hearing loss, and

WHEREAS, this action saves the state an average of \$88,033 per child and saves these infants from a life of silence and disability and enables them to lead productive lives as adults, and

WHEREAS, Robert E. Pickard and the Hearing Research Institute were instrumental in the creation and passage of this legislation, NOW, THEREFORE,

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

That February 28, 2002, is recognized as Infant Hearing Awareness Day and the Florida Senate commends the Hearing Research Institute and its Medical Director, Robert E. Pickard, for their efforts to alleviate newborn hearing loss.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Robert E. Pickard and the Hearing Research Institute, as a tangible token of the sentiments of the Florida Senate.

—SR 2548 was introduced, read and adopted by publication.

At the request of Senator Jones—

By Senator Jones—

SR 2576—A resolution recognizing the week of April 21 to April 27, 2002, as Florida Organ and Tissue Donor Awareness Week.

WHEREAS, organ donor awareness has been a subject long pursued by many organizations in this state, and

WHEREAS, organ transplant support groups have been active throughout the state and have been actively involved in the pursuit of public awareness, and

WHEREAS, organ transplant support groups for pretransplant and post-transplant patients have proven to be an effective means of helping patients and their families, and

WHEREAS, organ transplant support groups, by way of their members, have proven to be an effective resource in helping to educate the public, and

WHEREAS, increased awareness of organ donation and transplantation will benefit and contribute to improved health of the residents of this state, NOW, THEREFORE,

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

That the Florida Senate recognizes the week of April 21 to April 27, 2002, as Florida Organ and Tissue Donor Awareness Week in support of National Organ and Tissue Donor Awareness Week.

—SR 2576 was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Lee, the rules were waived and committees scheduled to meet on Monday, March 11 were allowed to amend or file their notices after the usual deadline, but no later than 4:30 p.m. this day.

BILLS ON THIRD READING

CS for HB 811—A bill to be entitled An act relating to Florida seaport transportation and economic development funding; amending s. 311.07, F.S.; adding seaport security infrastructure measures to the list of projects eligible for funding by grant under the Florida Seaport Transportation and Economic Development Program; exempting such measures from certain matching fund requirements; providing for expiration of such provisions; authorizing seaports to request specified changes in the

purpose of work program projects; providing for allocation and use of specified federal funds; providing an effective date.

—was read the third time by title.

On motion by Senator Brown-Waite, CS for HB 811 was passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Jones	Sanderson
Brown-Waite	King	Saunders
Burt	Latvala	Sebesta
Campbell	Laurent	Silver
Constantine	Lawson	Smith
Cowin	Lee	Villalobos
Crist	Miller	Wasserman Schultz
Futch	Mitchell	Webster
Garcia	Peaden	Wise
Geller	Pruitt	
Holzendorf	Rossin	

Nays—None

Vote after roll call:

Yea—Carlton, Clary, Diaz de la Portilla, Dyer, Meek, Posey

SENATOR LEE PRESIDING

CS for SB 1002—A bill to be entitled An act relating to cruelty to animals; amending s. 828.12, F.S.; providing additional acts which constitute cruelty to an animal; providing a penalty; providing that any person convicted of specified acts which constitute cruelty to an animal, where the finder of fact determines that the violation includes the knowing and intentional torture or torment of an animal, shall, in addition to any other sentence imposed, be ordered to complete an anger management treatment program; providing a minimum mandatory fine and minimum mandatory period of incarceration; providing penalties for second or subsequent violations; reenacting ss. 550.2415(6)(d), 828.122(5) and (6)(a), 828.17, 828.24(3), 828.26(3), 828.29(14), 943.051(3)(b), 985.212(1)(b), 921.0022(3)(c), F.S., to incorporate the amendment to s. 828.12, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator King, CS for SB 1002 was passed and certified to the House. The vote on passage was:

Yeas—31

Brown-Waite	King	Sanderson
Burt	Latvala	Saunders
Campbell	Laurent	Sebesta
Clary	Lawson	Silver
Constantine	Lee	Smith
Cowin	Miller	Villalobos
Crist	Mitchell	Wasserman Schultz
Futch	Peaden	Webster
Garcia	Posey	Wise
Geller	Pruitt	
Jones	Rossin	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

Consideration of SB 2070 was deferred.

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 guidelines for selecting reading programs; providing criteria that reading programs must satisfy; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Miller, **CS for SB 94** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Jones	Rossin
Burt	King	Sanderson
Campbell	Latvala	Saunders
Clary	Laurent	Sebesta
Constantine	Lawson	Silver
Cowin	Lee	Smith
Crist	Miller	Villalobos
Futch	Mitchell	Wasserman Schultz
Garcia	Peaden	Webster
Geller	Posey	Wise
Holzendorf	Pruitt	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

Consideration of **SB 1914** was deferred.

CS for SB 1806—A bill to be entitled An act relating to trust funds; amending s. 215.22, F.S.; providing an exemption to service charges for the Florida Center for Nursing Trust Fund; creating s. 464.0198, F.S.; creating the Florida Center for Nursing Trust Fund; providing for sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Silver, **CS for SB 1806** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Jones	Rossin
Burt	King	Sanderson
Campbell	Latvala	Saunders
Clary	Laurent	Sebesta
Constantine	Lawson	Silver
Cowin	Lee	Smith
Crist	Miller	Villalobos
Futch	Mitchell	Wasserman Schultz
Garcia	Peaden	Webster
Geller	Posey	Wise
Holzendorf	Pruitt	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

SB 592—A bill to be entitled An act providing for adoption assistance; creating s. 409.406, F.S.; providing authority for the Department of Children and Family Services to enter into interstate agreements with other participating states for medical and other necessary services for special-needs children; establishing procedures for interstate delivery of

adoption assistance and related services and benefits; providing for rules; creating s. 409.407, F.S.; prohibiting expansion of the state's financial commitment; providing an effective date.

—was read the third time by title.

On motions by Senator Peaden, **SB 592** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—29

Brown-Waite	King	Rossin
Campbell	Latvala	Sanderson
Clary	Laurent	Saunders
Constantine	Lawson	Silver
Crist	Lee	Smith
Futch	Miller	Villalobos
Garcia	Mitchell	Wasserman Schultz
Geller	Peaden	Webster
Holzendorf	Posey	Wise
Jones	Pruitt	

Nays—None

Vote after roll call:

Yea—Burt, Carlton, Cowin, Diaz de la Portilla, Dyer, Meek, Sebesta

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.

—as amended March 6 was read the third time by title.

On motion by Senator Silver, **CS for SB 1276** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Jones	Rossin
Burt	King	Sanderson
Campbell	Latvala	Saunders
Clary	Laurent	Sebesta
Constantine	Lawson	Silver
Cowin	Lee	Smith
Crist	Miller	Villalobos
Futch	Mitchell	Wasserman Schultz
Garcia	Peaden	Webster
Geller	Posey	Wise
Holzendorf	Pruitt	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

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 through an interagency agreement with the Department of Elderly Affairs; 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.

—as amended March 6 was read the third time by title.

On motion by Senator Saunders, **CS for CS for SB 596** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Clary	Crist
Burt	Constantine	Futch
Campbell	Cowin	Garcia

Geller	Miller	Sebesta
Holzendorf	Mitchell	Silver
Jones	Peaden	Smith
King	Posey	Villalobos
Latvala	Pruitt	Wasserman Schultz
Laurent	Rossin	Webster
Lawson	Sanderson	Wise
Lee	Saunders	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

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.

—as amended March 6 was read the third time by title.

On motion by Senator Silver, **CS for CS for SB 484** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Jones	Rossin
Burt	King	Sanderson
Campbell	Latvala	Saunders
Clary	Laurent	Sebesta
Constantine	Lawson	Silver
Cowin	Lee	Smith
Crist	Miller	Villalobos
Futch	Mitchell	Wasserman Schultz
Garcia	Peaden	Webster
Geller	Posey	Wise
Holzendorf	Pruitt	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

SB 1536—A bill to be entitled An act relating to supervisors of elections; amending s. 98.015, F.S.; providing for the nonpartisan election of supervisors of elections; amending s. 101.151, F.S., relating to specifications for ballots, to conform; amending s. 105.031, F.S.; requiring candidates for supervisor of elections to pay a qualifying fee, subscribe to an oath, and file certain items to qualify; amending s. 105.035, F.S.; providing procedures for candidates for supervisor of elections to qualify by the alternative method; amending s. 105.041, F.S.; providing for the form of the ballot for candidates for supervisor of elections; providing for write-in candidates for supervisor of elections; amending s. 105.051, F.S.; providing for determination of election to office of candidates for supervisor of elections; amending s. 105.061, F.S.; providing that supervisors of elections shall be elected by vote of the qualified electors of the county; amending s. 105.08, F.S.; providing requirements for candidates for supervisor of elections with respect to campaign contributions and expenses and their reporting; amending s. 105.09, F.S.; prohibiting certain political activity on behalf of a candidate for supervisor of elections; providing penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Sebesta, **SB 1536** was passed and certified to the House. The vote on passage was:

Yeas—24

Brown-Waite	Holzendorf	Pruitt
Campbell	Jones	Rossin
Clary	King	Sanderson
Constantine	Lawson	Saunders
Cowin	Lee	Sebesta
Crist	Miller	Silver
Garcia	Mitchell	Smith
Geller	Peaden	Villalobos

Nays—8

Burt	Laurent	Webster
Futch	Posey	Wise
Latvala	Wasserman Schultz	

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

Consideration of **CS for SB 1500** was deferred.

SB 716—A bill to be entitled An act relating to domestic violence; amending s. 39.903, F.S.; requiring the Department of Children and Family Services to operate the domestic violence program; specifying program purposes; repealing s. 741.466, F.S., relating to the “Prevention of Domestic and Sexual Violence Program”; amending s. 938.01, F.S.; specifying the amount of funds available for use by the Department of Children and Family Services and the Department of Law Enforcement; repealing s. 4(2) of ch. 2001-184, Laws of Florida, and s. 7(2) of ch. 2001-232, Laws of Florida, relating to funding for the Prevention of Domestic and Sexual Violence Program; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Peaden, **SB 716** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Carlton, Dyer, Meek

Consideration of **CS for SB 276** and **SB 146** was deferred.

CS for SB 374—A bill to be entitled An act relating to water management; creating the Citrus/Hernando Waterways Restoration Council; providing for membership, powers, and duties; providing for separate county task forces; providing for a report to the Legislature; providing for an advisory group to the council; requiring the Southwest Florida Water Management District to act as lead entity for the purpose of providing staff and administrative support for the council; providing for a Citrus/Hernando Waterways restoration program; providing an effective date.

—as amended March 6 was read the third time by title.

On motions by Senator Brown-Waite, **CS for SB 374** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for SB 694—A bill to be entitled An act relating to condominiums and cooperatives; amending s. 702.09, F.S.; redefining the terms “mortgage” and “foreclosure proceedings”; amending s. 718.104, F.S.; revising provisions relating to declarations for the creation of a condominium; amending s. 718.106, F.S.; revising provisions relating to apurtenances that pass with a condominium unit; amending s. 718.110, F.S.; revising provisions relating to amendments to a declaration of condominium; amending s. 718.111, F.S.; revising provisions relating to the association; amending s. 718.112, F.S.; revising provisions relating to bylaws; amending s. 718.113, F.S.; revising provisions relating to material alterations of common elements or association real property operated by a multicondominium association; amending s. 718.115, F.S.; revising provisions relating to common expenses; amending s. 718.1255, F.S., relating to alternative dispute resolution procedures; providing for the expedited handling of any allegation of an irregularity in the election of any director of the board of administration of a condominium; amending s. 718.405, F.S.; revising provisions relating to multicondominiums and multicondominium associations; amending s. 718.503, F.S.; relating to disclosure requirements for the sale of certain condominiums; removing the requirement that question and answer sheets be part of the closing documents; amending s. 718.504, F.S.; revising provisions relating to the prospectus or offering circular; 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.

—as amended March 6 was read the third time by title.

On motion by Senator Geller, **CS for CS for SB 694** as amended was passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for SB 426—A bill to be entitled An act relating to tax administration; amending s. 199.052, F.S.; eliminating the requirement that a corporation file an intangibles tax return when no tax is due; repealing s. 199.062(1) and (2), F.S.; eliminating the requirement that a corporation file an annual information return regarding stock value; amending s. 199.218, F.S.; eliminating the requirement that a corporation maintain records relating to information reported under s. 199.062(2), F.S.; amending s. 199.282, F.S.; eliminating the penalty imposed upon a corporation for failure to file the notice required under s. 199.062(2), F.S.; repealing s. 201.05, F.S., relating to tax on stock certificates; amending s. 201.08, F.S.; providing for the maximum tax that must be paid on unsecured obligations; conforming cross-references; amending s. 212.11, F.S.; authorizing the Department of Revenue to require a report to be submitted when filing a sales and use tax return that claims certain credits; authorizing the department to adopt rules regarding the forms and documentation required to verify these credits; authorizing the department to disallow any credit not supported by the required report and to impose penalties and interest; amending s. 212.18, F.S.; authorizing the Department of Revenue to waive registration fees for online registrations and registrations made using the Multistate Tax Commission procedures; amending s. 220.22, F.S.; eliminating initial information returns for certain corporations; amending s. 220.23, F.S.; providing that interest on any deficiency accrues from the date fixed for filing the original return; amending s. 220.809, F.S.; conforming provisions; amending s. 376.70, F.S.; authorizing the Department of Revenue to waive registration fees for online registrations; amending s. 443.131, F.S.; allowing certain employers of domestic employees to file annually for unemployment tax; providing an appropriation to the Department of Revenue; amending s. 220.15, F.S., which provides for apportionment of adjusted federal income to this state; revising the conditions for determining when sales of tangible personal property occur in this state for certain industries; providing for retroactive effect; amending s. 72.011, F.S.; providing for the venue and jurisdiction of taxpayer actions in circuit court; amending s. 212.12, F.S.; providing for methods of determining overpayments by persons paying the tax on sales, use, and other transactions; amending s. 213.21, F.S.; revising the process for review of a taxpayer's liability for tax and interest; amending ss. 213.285, F.S., 213.053, F.S.; postponing the repeal of the certified audits project; amending s. 608.471, F.S.; providing for the tax treatment of certain types of limited liability companies; amending s. 220.187, F.S.; providing for an additional class of "qualified student," repealing section 9 of ch. 2001-225, Laws of Florida; repealing an incorrect statutory reference; repealing s. 220.331, F.S.; allowing credits to be applied to the first two estimated payments; providing effective dates.

—as amended March 6 was read the third time by title.

On motion by Senator Campbell, **CS for SB 426** as amended was passed and certified to the House. The vote on passage was:

Yeas—32

Brown-Waite	Holzendorf	Rossin
Burt	Jones	Sanderson
Campbell	King	Saunders
Clary	Laurent	Sebesta
Constantine	Lawson	Silver
Cowin	Lee	Smith
Crist	Miller	Villalobos
Dawson	Mitchell	Wasserman Schultz
Futch	Peaden	Webster
Garcia	Posey	Wise
Geller	Pruitt	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for SB 462—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.08, F.S.; providing for the maximum tax that must be paid on unsecured obligations; conforming cross-references; providing an effective date.

—was read the third time by title.

On motions by Senator Pruitt, **CS for SB 462** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for HJR 317—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to finance and taxation, to allow counties to provide for a reduction in the assessed value of homestead property based on the increase in such value which results from constructing living quarters for certain persons over the age of 62 years.

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

That the following amendment to Section 4 of Article VII of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII
FINANCE AND TAXATION

SECTION 4. Taxation; assessments.—By general law regulations shall be prescribed which shall secure a just valuation of all property for ad valorem taxation, provided:

(a) Agricultural land, land producing high water recharge to Florida's aquifers, or land used exclusively for ~~noncommercial~~ recreational purposes may be classified by general law and assessed solely on the basis of character or use.

(b) Pursuant to general law tangible personal property held for sale as stock in trade and livestock may be valued for taxation at a specified percentage of its value, may be classified for tax purposes, or may be exempted from taxation.

(c) All persons entitled to a homestead exemption under Section 6 of this Article shall have their homestead assessed at just value as of January 1 of the year following the effective date of this amendment. This assessment shall change only as provided herein.

(1)~~1~~ Assessments subject to this provision shall be changed annually on January 1st of each year; but those changes in assessments shall not exceed the lower of the following:

a.~~(A)~~ Three percent (3%) of the assessment for the prior year.

b.~~(B)~~ The percent change in the Consumer Price Index for all urban consumers, U.S. City Average, all items 1967=100, or successor reports for the preceding calendar year as initially reported by the United States Department of Labor, Bureau of Labor Statistics.

(2)~~2~~ No assessment shall exceed just value.

(3)~~3~~ After any change of ownership, as provided by general law, homestead property shall be assessed at just value as of January 1 of the following year. Thereafter, the homestead shall be assessed as provided herein.

(4)4- New homestead property shall be assessed at just value as of January 1st of the year following the establishment of the homestead. That assessment shall only change as provided herein.

(5)5- Changes, additions, reductions, or improvements to homestead property shall be assessed as provided for by general law; provided, however, after the adjustment for any change, addition, reduction, or improvement, the property shall be assessed as provided herein.

(6)6- In the event of a termination of homestead status, the property shall be assessed as provided by general law.

(7)7- The provisions of this amendment are severable. If any of the provisions of this amendment shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any remaining provisions of this amendment.

(d) The legislature may, by general law, for assessment purposes and subject to the provisions of this subsection, allow counties and municipalities to authorize by ordinance that historic property may be assessed solely on the basis of character or use. Such character or use assessment shall apply only to the jurisdiction adopting the ordinance. The requirements for eligible properties must be specified by general law.

(e) A county may, in the manner prescribed by general law, provide for a reduction in the assessed value of homestead property to the extent of any increase in the assessed value of that property which results from the construction or reconstruction of the property for the purpose of providing living quarters for one or more natural or adoptive grandparents or parents of the owner of the property or of the owner's spouse if at least one of the grandparents or parents for whom the living quarters are provided is 62 years of age or older. Such a reduction may not exceed the lesser of the following:

(1) The increase in assessed value resulting from construction or reconstruction of the property.

(2) Twenty percent of the total assessed value of the property as improved.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE VII, SECTION 4

EXEMPTION FOR CONSTRUCTION OF LIVING QUARTERS FOR PARENTS OR GRANDPARENTS.—Proposes an amendment to the State Constitution to allow counties to exempt from taxation an increase in the assessed value of homestead property resulting from constructing living quarters for a parent or grandparent of the property owner or the property owner's spouse who is 62 years old or older. Limits the amount of such exemption to the increase in assessed value resulting from such construction or 20 percent of the total assessed value of the property as improved, whichever is less.

—was read the third time in full.

On motion by Senator Brown-Waite, CS for HJR 317 was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—32

Table with 3 columns: Name, Name, Name. Lists yeas for CS for HJR 317.

Nays—1

Rossin

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for CS for HB 313—A bill to be entitled An act relating to ad valorem taxation; creating s. 193.703, F.S.; providing for a reduction in assessment for constructed or reconstructed living quarters for parents or grandparents of homestead property owners or of their spouses; providing limitations; providing application procedures; providing penalties for making a willfully false statement in the application; providing for adjustment of the assessed value of property when the property owner is no longer eligible for the reduction in assessment; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Brown-Waite, CS for CS for HB 313 was passed and certified to the House. The vote on passage was:

Yeas—32

Table with 3 columns: Name, Name, Name. Lists yeas for CS for HB 313.

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for SB 2014—A bill to be entitled An act relating to the additional homestead exemption for persons 65 and older; amending s. 196.075, F.S., which allows counties and municipalities to grant such exemption; providing requirements with respect to the taxpayer's statement of household income and supporting documents; revising the submission date for such documents; authorizing random audits of such statements; providing requirements with respect to release of tax information to the property appraiser; providing penalties and providing for a lien for improperly taking such an exemption; providing for notice and procedures relating to such a lien; providing an effective date.

—was read the third time by title.

On motion by Senator Futch, CS for SB 2014 was passed and certified to the House. The vote on passage was:

Yeas—34

Table with 3 columns: Name, Name, Name. Lists yeas for CS for SB 2014.

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

Consideration of **SJR 1284** was deferred.

CS for SB 178—A bill to be entitled An act relating to parking permits for disabled persons; transferring, renumbering, and amending s. 320.0848, F.S., and amending s. 322.181, F.S.; providing for photographs on parking permits for disabled persons; transferring the issuance of such permits to the driver’s license office within the Department of Highway Safety and Motor Vehicles; authorizing tax collectors to issue such permits if they have the capability of processing a digital image of the applicant; amending ss. 316.1955, 316.1964, 318.18, 320.08035, 320.084, 320.0842, 320.0843, 322.051, 526.141, 553.5041, F.S.; conforming provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Miller, **CS for SB 178** was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

CS for SB 1306—A bill to be entitled An act relating to a road designation; designating a portion of I-275 in Pinellas County as the “St. Petersburg Parkway”; 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; renaming a portion of State Road 580 within the city limits of Temple Terrace as the “Temple Terrace Parkway”; designating bridge number 550122 in Tallahassee as the “Veterans Memorial Bridge”; designating a portion of State Road 77 as the “Lynn Haven Parkway”; designating a portion of State Road 16 as the “Correctional Officers 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 State Road 100 in Flagler County as Veterans Memorial Highway; designating the “All-American Parkway” in Miami-Dade County; designating “Borinquen Boulevard” in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was read the third time by title.

On motion by Senator Sebesta, **CS for SB 1306** was passed and certified to the House. The vote on passage was:

Yeas—34

Brown-Waite	Geller	Mitchell
Burt	Holzendorf	Peaden
Campbell	Jones	Posey
Clary	King	Pruitt
Constantine	Latvala	Rossin
Cowin	Laurent	Sanderson
Crist	Lawson	Saunders
Dawson	Lee	Sebesta
Futch	Meek	Silver
Garcia	Miller	Smith

Villalobos	Webster	Wise
Wasserman Schultz		
Nays—None		

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

SB 138—A bill to be entitled An act relating to criminal street gang activity; amending s. 874.04, F.S.; revising the procedure under which the court may sentence a person to an enhanced sentence when the person is convicted of or adjudicated delinquent for committing an offense for the purpose of benefiting, promoting, or furthering the interests of a criminal street gang; deleting a requirement that the court make such finding at sentencing; deleting a requirement that such finding be made by a preponderance of the evidence; reenacting s. 921.0024(1)(b), F.S., relating to the worksheet for the Criminal Punishment Code, to incorporate the amendment to s. 874.04, F.S. in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Burt, **SB 138** was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

CS for SB 952—A bill to be entitled An act relating to exploitation of elderly or disabled adults; amending s. 775.15, F.S.; revising the statute of limitations for prosecutions for abuse, aggravated abuse, or neglect of an elderly person or disabled adult; specifying a statute of limitations for prosecutions for exploitation of an elderly person or disabled adult; providing an effective date.

—was read the third time by title.

On motions by Senator Sanderson, **CS for SB 952** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Meek

CS for SB 1026—A bill to be entitled An act relating to crimes against minors; amending ss. 787.01, 787.02, F.S.; revising the elements of the crimes of kidnapping a minor child and false imprisonment of a minor child; amending s. 787.025, F.S.; revising the elements of the crime of luring or enticing a minor child for an unlawful purpose; providing for prosecuting an offender who has not been previously convicted of a violation involving sexual battery or a lewd or lascivious offense against a minor; increasing the penalty imposed for the offense of luring or enticing a minor child for an unlawful purpose; reenacting ss. 435.03(2)(j) and (k), 435.04(2)(k) and (l), 775.21(4), 903.133, 910.14, F.S., relating to screening standards, the Florida Sexual Predators Act, bail on appeal, and kidnapping, to incorporate the amendments to ss. 787.01, 787.02, 787.025, F.S., in references thereto; reenacting and amending s. 921.0022(3)(f), (i), and (j), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendments to s. 787.02, F.S., in references thereto; conforming provisions to changes made by the act; reenacting ss. 943.0435(1)(a), 943.0585, 943.059, 944.606(1)(b), 944.607(1)(a), 948.01(15), 948.06(2)(a), F.S., relating to the registration of sexual offenders, expunction and court-ordered sealing of criminal history records, the definition of the term “sexual offender,” and probation and community control, to incorporate the amendments to ss. 787.01, 787.02, 787.025, F.S., in references thereto; providing an effective date.

—was read the third time by title.

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

Amendment 1 (262032)(with title amendment)—On page 5, lines 12-15, delete those lines and insert:

(2)(a) A person over the age of 18 who, having been previously convicted of a violation of chapter 794 or s. 800.04, or a violation of a similar law of another jurisdiction, intentionally lures or entices, or attempts to And the title is amended as follows:

On page 1, lines 8-12, delete those lines and insert: minor child for an unlawful purpose; increasing the penalty imposed

On motion by Senator Crist, **CS for SB 1026** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer, Sebesta

SB 98—A bill to be entitled An act relating to regional cultural facilities; creating s. 265.702, F.S.; authorizing the Division of Cultural Affairs of the Department of State to accept and administer funds to provide grants for acquiring, renovating, or constructing regional cultural facilities; providing for eligibility; requiring the Florida Arts Council to review grant applications; requiring the council to submit an annual list to the Secretary of State; requiring the updating of information submitted by an applicant which is carried over from a prior year; providing definitions; providing standards for matching state funds; limiting the maximum amounts of grants; granting rulemaking authority to the division; providing an effective date.

—was read the third time by title.

On motion by Senator Silver, **SB 98** was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

SB 274—A bill to be entitled An act relating to public records; amending s. 18.20, F.S.; removing photographic film reproductions of specified vouchers or checks paid by the State Treasurer and preserved as records of the office of the Treasurer from classification as permanent records; amending s. 119.01, F.S.; establishing state policy with respect to public records; requiring governmental agencies to consider certain factors in designing or acquiring electronic recordkeeping systems; providing certain restrictions with respect to electronic recordkeeping systems and proprietary software; requiring governmental agencies to provide copies of public records stored in electronic recordkeeping systems; authorizing agencies to charge a fee for such copies; specifying circumstances under which the financial, business, and membership records of an organization are public records; amending s. 119.011, F.S.; providing definitions; repealing ss. 119.0115, 119.012, and 119.02, F.S., relating to specified exemption for certain videotapes and video signals, records made public by the use of public funds, and penalties for violation of public records requirements by a public officer; amending s. 119.021, F.S.; providing requirements for governmental agencies in maintaining and preserving public records; requiring the Division of Library and Information Services of the Department of State to adopt rules for retaining and disposing of public records; authorizing the division to provide for archiving certain noncurrent records; providing for the destruction of certain records and the continued maintenance of certain records; providing for the disposition of records at the end of an official’s term of office; requiring that a custodian of public records demand delivery of records held unlawfully; repealing ss. 119.031, 119.041, 119.05, and 119.06, F.S., relating to the retention and disposal of public records and the delivery of records held unlawfully; amending s. 119.07, F.S.; revising provisions governing the inspection and copying of public records; establishing fees for copying; providing requirements for making photographs; authorizing additional means of copying; repealing ss. 119.08 and 119.083, F.S., relating to requirements for making photographs of public records and the licensing and sale of copyrighted data processing software by an agency; amending s. 119.084, F.S.; deleting certain provisions governing the maintenance of public records in an electronic recordkeeping system; repealing ss. 119.085 and 119.09, F.S., relating to remote electronic access to public records and the program for records and information management of the Department of State; amending s. 119.10, F.S.; clarifying provisions with respect to penalties for violations of ch. 119, F.S.; amending s. 119.105, F.S.; clarifying provisions under which certain police reports may be exempt from the public records law; amending s. 120.55, F.S.; revising language with respect to publication of the Florida Administrative Code to provide that the Department of State is required to compile and publish the code through a continuous revision system; amending s. 257.36, F.S.; providing procedure with respect to official custody of records upon transfer of duties or responsibilities between state agencies or dissolution of a state agency; amending s. 328.15, F.S.; revising the classification of records of notices and satisfaction of liens on vessels maintained by the Department of Highway Safety and Motor Vehicles; amending s. 372.5717, F.S.; revising the classification of records of hunter safety certification cards maintained by the Fish and

Wildlife Conservation Commission; amending s. 560.121, F.S.; decreasing and qualifying the period of retention for examination reports, investigatory records, applications, application records, and related information compiled by the Department of Banking and Finance under the Money Transmitters' Code; amending s. 560.123, F.S.; decreasing the period of retention for specified reports filed by money transmitters with the Department of Banking and Finance under the Money Transmitters' Code; amending s. 560.129, F.S.; decreasing and qualifying the period of retention for examination reports, investigatory records, applications, application records, and related information compiled by the Department of Banking and Finance under the Money Transmitters' Code; amending s. 624.311, F.S.; authorizing the Department of Insurance to maintain an electronic recordkeeping system for specified records, statements, reports, and documents; eliminating a standard for the reproduction of such records, statements, reports, and documents; amending s. 624.312, F.S.; providing that reproductions from an electronic recordkeeping system of specified documents and records of the Department of Insurance shall be treated as originals for the purpose of their admissibility in evidence; amending s. 633.527, F.S.; decreasing the period of retention for specified examination test questions, answer sheets, and grades in the possession of the Division of State Fire Marshal of the Department of Insurance; amending s. 655.50, F.S.; revising requirements of the Department of Banking and Finance with respect to retention of copies of specified reports and records of exemption submitted or filed by financial institutions under the Florida Control of Money Laundering in Financial Institutions Act; amending s. 945.25, F.S.; requiring the Department of Corrections to obtain and place in its records specified information on every person who may be sentenced to supervision or incarceration under the jurisdiction of the department; eliminating a requirement of the department, in its discretion, to obtain and place in its permanent records specified information on persons placed on probation and on persons who may become subject to pardon and commutation of sentence; amending s. 985.31, F.S.; revising the classification of specified medical files of serious or habitual juvenile offenders; repealing s. 212.095(6)(d), F.S., which requires the Department of Revenue to keep a permanent record of the amounts of refunds claimed and paid under ch. 212, F.S., and which requires that such records shall be open to public inspection; repealing s. 238.03(9), F.S., relating to the authority of the Department of Management Services to photograph and reduce to microfilm as a permanent record its ledger sheets showing the salaries and contributions of members of the Teachers' Retirement System of Florida, the records of deceased members of the system, and the authority to destroy the documents from which such films derive; repealing s. 591.34, F.S.; eliminating a procedure by which permission may be obtained from the Department of Agriculture and Consumer Services to cut seed trees; amending s. 27.151, F.S.; expanding considerations of the Governor in making an executive order confidential; correcting a cross reference; amending s. 399.02, F.S.; eliminating a confidentiality requirement of the Department of Business and Professional Regulation with respect to the names of companies under contract to provide elevator service maintenance; amending s. 655.0321, F.S.; expanding considerations of the Department of Banking and Finance in determining whether specified hearings and proceedings and documents related thereto shall be exempt from public records and meetings requirements; correcting a cross reference; amending ss. 15.09, 23.22, 101.5607, 112.533, 231.291, 257.34, 257.35, 282.21, 287.0943, 320.05, 322.20, 338.223, 378.406, 400.0077, 401.27, 403.111, 409.2577, 455.219, 456.025, 627.311, 627.351, 633.527, 668.50, and 794.024, F.S.; conforming cross references; reenacting s. 947.13(2)(a), F.S., relating to the duty of the Parole Commission to examine specified records, to incorporate the amendment to s. 945.25, F.S., in a reference thereto; designating the Records Management Center of the Department of State as the "James C. 'Jim' Smith Records Center"; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Garcia, **SB 274** as amended was passed and certified to the House. The vote on passage was:

Yeas—34

Brown-Waite	Crist	Jones
Burt	Dawson	King
Campbell	Futch	Latvala
Clary	Garcia	Laurent
Constantine	Geller	Lawson
Cowin	Holzendorf	Lee

Meek	Rossin	Villalobos
Miller	Sanderson	Wasserman Schultz
Mitchell	Saunders	Webster
Peaden	Sebesta	Wise
Posey	Silver	
Pruitt	Smith	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

CS for SB 420—A bill to be entitled An act relating to consumer services; creating s. 468.90, F.S.; prohibiting employment agencies and assistance referral services from charging advance fees and not providing the promised services; defining terms; providing a criminal penalty; amending s. 484.0512, F.S.; providing a criminal penalty for sellers of hearing aids who fail to make required refunds; defining the terms "seller" and "person selling a hearing aid"; amending ss. 489.128, 489.532, F.S.; providing legislative intent that courts should order restitution in cases of unlicensed contracting; creating s. 501.162, F.S.; providing a criminal penalty for a violation of s. 501.160, F.S.; amending ss. 817.7005, 817.701, 817.702, 817.703, F.S.; prohibiting credit service organizations from accepting money in advance of performing services; conforming provisions to this prohibition; revising the content of an information statement to a buyer of services of a credit service organization to conform to federal provisions on the time period for requesting review of certain consumer reporting agency files; authorizing the Attorney General to enforce the Credit Repair Organizations Act; providing an effective date.

—was read the third time by title.

On motion by Senator Burt, **CS for SB 420** was passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla

CS for SB 1212—A bill to be entitled An act relating to imposition of a death sentence; creating s. 921.1415, F.S.; providing that only criminals who were 18 years of age or older at the time the crime was committed may be sentenced to death; amending s. 775.082, F.S., to conform; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **CS for SB 1212** was passed and certified to the House. The vote on passage was:

Yeas—34

Brown-Waite	Cowin	Garcia
Burt	Crist	Geller
Campbell	Dawson	Holzendorf
Clary	Dyer	Jones
Constantine	Futch	King

Latvala	Posey	Smith
Laurent	Pruitt	Villalobos
Lawson	Rossin	Wasserman Schultz
Meek	Sanderson	Webster
Miller	Saunders	Wise
Mitchell	Sebesta	
Peaden	Silver	

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Lee

SB 140—A bill to be entitled An act relating to public records; creating s. 817.569, F.S.; providing that it is a misdemeanor of the first degree to use a public record, or information obtained from a public record, to facilitate the commission of a misdemeanor of the first degree; providing that it is a felony of the third degree to use a public record, or information obtained from a public record, to facilitate the commission of a felony; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to the act; providing an effective date.

—was read the third time by title.

On motion by Senator Burt, **SB 140** was passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Dyer

SB 1636—A bill to be entitled An act relating to corrections; amending s. 944.02, F.S.; redefining the term “prisoner” for purposes of the state corrections code; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Crist, **SB 1636** as amended was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Carlton, Diaz de la Portilla, Lee

SB 1832—A bill to be entitled An act relating to negligence; creating s. 768.093, F.S.; providing that specified assistive technology devices shall not be considered dangerous instrumentalities; defining “powered shopping cart”; providing an effective date.

—was read the third time by title.

On motion by Senator Peaden, **SB 1832** was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—2

Holzendorf Meek

Vote after roll call:

Yea—Carlton

SB 932—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.121, F.S.; clarifying provisions governing vehicles approaching or entering intersections; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Burt, **SB 932** as amended was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Brown-Waite, Carlton, Webster

On motion by Senator Sanderson, by two-thirds vote **HB 441** was withdrawn from the Committees on Transportation; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

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

HB 441—A bill to be entitled An act relating to specialty license plates; amending ss. 320.08056 and 320.08058, F.S.; providing for a

Breast Cancer Research license plate; providing for a use fee; directing the Department of Highway Safety and Motor Vehicles to develop a Breast Cancer Research license plate; providing for the distribution and use of fees; providing an effective date.

—a companion measure, was substituted for **SB 722** and read the second time by title. On motion by Senator Sanderson, by two-thirds vote **HB 441** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—1

Mitchell

Vote after roll call:

Yea—Carlton, Saunders

HB 1399—A bill to be entitled An act relating to sentencing; reenacting sections 2, 7, 8, and 12 of chapter 99-188, Laws of Florida; amending s. 775.082, F.S.; redefining the term “prison releasee reoffender”; revising legislative intent; creating s. 794.0115, F.S.; defining “repeat sexual batterer”; providing within the definition a category of enumerated felony offenses in violation of s. 794.011, F.S., relating to sexual battery; requiring the court to sentence a defendant as a repeat sexual batterer and impose a 10-year mandatory minimum term of imprisonment under specified circumstances when the defendant is to be sentenced for committing or attempting to commit any of the enumerated felony violations of s. 794.011, F.S., and the defendant has previously been convicted of committing or attempting to commit any one of certain enumerated felony offenses involving sexual battery; providing penalties; providing procedures and criteria for court determination if the defendant is a repeat sexual batterer; providing for sentencing as a repeat sexual batterer; providing for construction; amending s. 794.011, F.S., to conform references to changes made by the act; requiring the Governor to place public service announcements explaining the provisions of this act; further amending s. 775.082, F.S., to incorporate the amendments provided in chapter 2001-239, Laws of Florida, which redefined the term “prison releasee reoffender” to include a defendant who commits certain felonies within a specified period after being released from a correctional institution outside the state or while escaped from a correctional institution outside the state; providing requirements for sentencing a defendant if the state attorney proves by a preponderance of the evidence that the defendant is a prison releasee reoffender; providing for retroactive application of the reenacted provisions; providing effective dates.

—was read the third time by title.

On motion by Senator Crist, **HB 1399** was passed and certified to the House. The vote on passage was:

Yeas—33

Brown-Waite	Dyer	Lee
Burt	Futch	Meek
Campbell	Garcia	Mitchell
Carlton	Geller	Peaden
Clary	Jones	Posey
Constantine	King	Rossin
Cowin	Latvala	Sanderson
Crist	Laurent	Saunders
Diaz de la Portilla	Lawson	Sebesta

Silver	Villalobos	Webster
Smith	Wasserman Schultz	Wise

Nays—2

Holzendorf	Miller
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Vote after roll call:

Yea—Pruitt

HB 1395—A bill to be entitled An act relating to sentencing; reenacting sections 4 and 12 of chapter 99-188, Laws of Florida; amending s. 784.07, F.S.; providing minimum terms of imprisonment for persons convicted of aggravated assault or aggravated battery of a law enforcement officer; requiring the Governor to place public service announcements explaining the provisions of this act; provides for retroactive application of the reenacted provisions; further amending s. 784.07, F.S., to incorporate amendments contained in chapters 99-3 and 99-248, Laws of Florida, to correct a cross reference; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **HB 1395** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Holzendorf

HB 1393—A bill to be entitled An act relating to sentencing; reenacting sections 5 and 12 of chapter 99-188, Laws of Florida; amending s. 784.08, F.S.; providing minimum terms of imprisonment for persons convicted of aggravated assault or aggravated battery of a person 65 years of age or older; requiring the Governor to place public service announcements explaining the provisions of this act; providing for retroactive application of the reenacted provisions; providing an effective date.

—was read the third time by title.

On motion by Senator Crist, **HB 1393** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Villalobos
Wasserman Schultz
Nays—None

Webster

Wise

Nays—2

Holzendorf

Miller

THE PRESIDENT PRESIDING

HB 1397—A bill to be entitled An act relating to sentencing; reenacting sections 1, 3, 6, and 12 of chapter 99-188, Laws of Florida; creating the “Three-Strike Violent Felony Offender Act”; amending s. 775.084, F.S., relating to sentencing of habitual felony offenders, habitual violent felony offenders, and violent career criminals; redefining the terms “habitual felony offender,” “habitual violent felony offender,” and “violent career criminal”; revising the alternative time periods within which the habitual felony offender, habitual violent felony offender, or violent career criminal could have committed the felony for which the sentence is to be imposed; providing that the felony for which the sentence is to be imposed could have been committed either while the defendant was serving a prison sentence or other sentence or supervision, or within 5 years after the defendant’s release from a prison sentence, probation, community control, or supervision or other sentence, under specified circumstances when the sentence was imposed as a result of a prior conviction for a felony, enumerated felony, or other qualified offense; removing certain references to “commitment” and otherwise conforming terminology; providing that the placing of a person on probation without an adjudication of guilt shall be treated as a prior conviction regardless of when the subsequent offense was committed; defining “three-time violent felony offender”; providing a category of enumerated felony offenses within the definition; requiring the court to sentence a defendant as a three-time violent felony offender and impose certain mandatory minimum terms of imprisonment under specified circumstances when the defendant is to be sentenced for committing or attempting to commit any of the enumerated felony offenses and the defendant has previously been convicted of committing or attempting to commit any two of the enumerated felony offenses; providing penalties; providing procedures and criteria for court determination if the defendant is a three-time violent felony offender; providing for sentencing as a three-time violent felony offender; providing mandatory term of imprisonment for life when the three-time violent felony offense for which the defendant is to be sentenced is a felony punishable by life; providing mandatory prison term of 30 years when the three-time violent felony offense is a first degree felony; providing mandatory prison term of 15 years when the three-time violent felony offense is a second degree felony; providing mandatory prison term of 5 years when the three-time violent felony offense is a third degree felony; providing for construction; providing for ineligibility of a three-time violent felony offender for parole, control release, or early release; amending s. 790.235, F.S., relating to prohibitions against, and penalties for, unlawful possession or other unlawful acts involving firearm, electric weapon or device, or concealed weapon by a violent career criminal; conforming cross references to changes made by the act; requiring the Governor to place public service announcements explaining the provisions of this act; providing for retroactive application of the reenacted provisions; further amending s. 775.084, F.S., to incorporate amendments contained in chapter 99-201, Laws of Florida; defining “violent career criminal”; providing effective dates.

—was read the third time by title.

On motion by Senator Crist, **HB 1397** was passed and certified to the House. The vote on passage was:

Yeas—35

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

HB 1401—A bill to be entitled An act relating to sentencing; reenacting sections 9, 10, and 12 of chapter 99-188, Laws of Florida; amending s. 893.135, F.S.; defining the term “cannabis plant”; providing mandatory minimum prison terms and mandatory fine amounts for trafficking in cannabis, cocaine, illegal drugs, phencyclidine, methaqualone, amphetamine, or flunitrazepam; providing for sentencing pursuant to the Criminal Punishment Code of offenders convicted of trafficking in specified quantities of cannabis; removing weight caps for various trafficking offenses; providing that an offender who is sentenced to a mandatory minimum term upon conviction of trafficking in specified quantities of cannabis, cocaine, illegal drugs, phencyclidine, methaqualone, amphetamine, or flunitrazepam is not eligible for certain discretionary early-release mechanisms prior to serving the mandatory minimum sentence; providing exceptions; providing penalties; reenacting s. 397.451(7), F.S., relating to the prohibition against dissemination of state funds to service providers convicted of certain offenses, s. 782.04(4)(a), F.S., relating to murder, s. 893.1351(1), F.S., relating to lease or rent for the purpose of trafficking in a controlled substance, s. 903.133, F.S., relating to the prohibition against bail on appeal for certain felony convictions, s. 907.041(4)(b), F.S., relating to pretrial detention and release, s. 921.0022(3)(g), (h), and (i), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 921.0024(1)(b), F.S., relating to the Criminal Punishment Code worksheet computations and scoresheets, s. 921.142(2), F.S., relating to sentencing for capital drug trafficking felonies, s. 943.0585, F.S., relating to court-ordered expunction of criminal history records, and s. 943.059, F.S., relating to court-ordered sealing of criminal history records, to incorporate said amendment in references; further amending s. 893.135, F.S., to incorporate the provisions of chapter 2000-320, Laws of Florida, which revised certain penalties imposed for trafficking in controlled substances, deleted certain provisions requiring that an offender be sentenced under the Criminal Punishment Code, prohibited the sale, purchase, manufacture, or delivery of gamma-hydroxybutyric acid (GHB), 1,4-Butanediol, various drugs known as “Phenethylamines”, and provided penalties; further amending s. 893.135, F.S., to incorporate the provisions of chapters 2001-55 and 2001-57, Laws of Florida, which provided penalties for trafficking in certain mixtures containing hydrocodone, clarified legislative intent regarding the weighing of a mixture or mixtures containing certain controlled substances, created offenses for trafficking in Gamma-butyrolactone (GBL) and lysergic acid diethylamide (LSD), provided penalties, and amended scheduling references for trafficking in Gamma-hydroxybutyric acid (GHB) and 1, 4-Butanediol; requiring the Governor to place public service announcements explaining the provisions of this act; providing for retroactive application of the reenacted provisions; providing effective dates.

—was read the third time by title.

On motion by Senator Crist, **HB 1401** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 1334—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2000, 2001, and 2002 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2000 and 2001 shall be effective retroactively and that Florida Statutes 2002 shall be effective immediately upon publication; providing that general laws enacted during the November 1997 special session and the 1998, 1999, 2000, and 2001 sessions through the 2001 regular session that are not included in the Florida Statutes 2002 are repealed; providing that general laws enacted during the October 22-November 1, 2001, and November 27-December 6, 2001, special sessions and the 2002 regular session are not repealed by this adoption act; providing that this act does not affect civil lawsuits pending on the date laws are repealed or adopted by this act; providing that retroactive application shall apply only to the extent permitted by the Florida and United States Constitutions; providing effective dates.

—as amended March 6 was read the third time by title.

On motion by Senator Lee, **SB 1334** as amended was passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Garcia	Peaden
Burt	Geller	Posey
Campbell	Holzendorf	Pruitt
Carlton	Jones	Saunders
Clary	King	Sebesta
Constantine	Laurent	Silver
Cowin	Lawson	Smith
Crist	Lee	Villalobos
Diaz de la Portilla	Meek	Wasserman Schultz
Dyer	Miller	
Futch	Mitchell	

Nays—5

Brown-Waite	Sanderson	Wise
Latvala	Webster	

SB 1020—A bill to be entitled An act relating to payment-card transactions; providing restrictions on the information that may be printed on receipts for certain payment-card transactions; providing penalties; providing for enforcement; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Burt, **SB 1020** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 962—A bill to be entitled An act relating to veterans; amending ss. 296.04, 296.34, F.S.; revising provisions relating to the state appointment and duties of the veterans' homes' administrators; defining duties of the administrators; eliminating a residency requirement; amending s. 296.11, F.S.; eliminating a requirement that certain interest be deposited into the Grants and Donations Trust Fund; amending s. 296.12,

F.S.; requiring an accounting of certain funds in the Residents' Deposits Trust Fund and eliminating a requirement that interest accrued in the fund be deposited into the Grants and Donations Trust Fund; amending s. 296.32, F.S.; authorizing more than one veterans' nursing home; amending s. 296.33, F.S.; revising definitions; amending s. 296.38, F.S.; requiring the accounting of certain funds; eliminating a requirement that interest accrued be deposited in the Grants and Donations Trust Fund; designating the state veterans' nursing home in Bay County as the "Clifford Chester Sims State Veterans' Nursing Home"; designating the state veterans' nursing home in Charlotte County as the "Douglas T. Jacobson State Veterans' Nursing Home"; providing an effective date.

—as amended March 6 was read the third time by title.

On motion by Senator Sanderson, **SB 962** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 146—A bill to be entitled An act relating to prevention and control of communicable diseases; amending s. 381.003, F.S.; requiring the Department of Health to adopt certain standards applicable to all public-sector employers; requiring the compilation and maintenance of certain information by the department for use by employers; providing an effective date.

—was read the third time by title.

On motion by Senator Dyer, **SB 146** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SJR 1284—A joint resolution proposing an amendment to Section 24 of Article I of the State Constitution relating to public records and meetings exemptions.

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

That the following amendment to Section 24 of Article I of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE I
DECLARATION OF RIGHTS

Villalobos Webster Wise
Wasserman Schultz
Nays—None

SECTION 24. Access to public records and meetings.—

(a) Every person has the right to inspect or copy any public record made or received in connection with the official business of any public body, officer, or employee of the state, or persons acting on their behalf, except with respect to records exempted pursuant to this section or specifically made confidential by this Constitution.

(b) All meetings of any collegial public body of the executive branch of state government or of any collegial public body of a county, municipality, school district, or special district, at which official acts are to be taken or at which public business of such body is to be transacted or discussed, shall be open and noticed to the public and meetings of the legislature shall be open and noticed as provided in Article III, Section 4(e), except with respect to meetings exempted pursuant to this section or specifically closed by this Constitution.

(c) This section shall be self-executing. The legislature, however, may provide by general law passed by a two-thirds vote of each house for the exemption of records from the requirements of subsection (a) and the exemption of meetings from the requirements of subsection (b), provided that such law shall state with specificity the public necessity justifying the exemption and shall be no broader than necessary to accomplish the stated purpose of the law.

(d) All laws that are in effect on July 1, 1993 that limit public access to records or meetings shall remain in force, and such laws apply to records of the legislative and judicial branches, until they are repealed.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT
ARTICLE I, SECTION 24

LAWS PROVIDING PUBLIC RECORDS OR MEETINGS EXEMPTIONS; TWO-THIRDS VOTE REQUIRED.—Requires that laws providing exemptions from public records or public meetings requirements must, after the effective date of this amendment, be passed by a two-thirds vote of each house of the Legislature.

—as amended March 6 was read the third time in full.

On motion by Senator Latvala, SJR 1284 as amended was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Name, Name, Name. Lists names of senators and their colleagues.

CS for SB 276—A bill to be entitled An act relating to nursing homes and related health care facilities; amending s. 400.235, F.S.; revising membership and terms of office of the Governor’s Panel on Excellence in Long-Term Care; providing for selection of a panel chairperson; amending s. 400.4195, F.S.; providing conditions under which the prohibition against payment of referral fees by assisted living facilities does not apply; authorizing the Agency for Health Care Administration to adopt rules; amending s. 817.505, F.S.; providing that certain penalties for patient brokering do not apply under such conditions; providing an effective date.

—as amended March 6 was read the third time by title.

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

Amendment 1 (290482)—On page 5, line 9 through page 6, line 19, delete those lines and insert:

- 1. The facility is not subject to the provisions of 42 U.S.C. s. 1320a-7b;
2. Payment to the contract provider is made under a nonexclusive contract;
3. The contract provider represents multiple facilities with different owners; provided
4. The employee or contract provider clearly indicates to all clients prior to referral that he or she represents and is being compensated by the facility, in addition to all other facilities represented by the person or agency;
5. The employee or contract provider:
a. Is not a health care practitioner or employee, vendor, or other contract provider of a health care facility in a position to make referrals to an assisted living facility;
b. Is not employed by a health care facility, social service agency, or any other organization in a position to make referrals to an assisted living facility;
c. Does not have an ownership interest in an assisted living facility and is not related to a person with an ownership interest in an assisted living facility;
d. Does not contract with or pay a health care facility, its employees, vendors, or other contract providers for access to internal or external processes for discharge of disabled persons over the age of 18 or frail and elderly persons to assisted living facilities;
e. Cannot offer the client or referral any money or gift of value as an enticement for services;
6. A level 2 background screening must be conducted for the contract provider or related employees for the purposes of conducting screening under chapter 435;
7. Referral is made to a licensed facility;
8. The contract does not require the facility or the individual being referred to use any other services affiliated with or owned in whole or in part by the contract provider;
9. The person referred remains a resident of the facility for at least 90 days.
(b) As used in this section, the term:
1. “Facility” means an assisted living facility, as defined in s. 400.402, which is not part of a continuing care facility licensed under chapter 651;

On motion by Senator Crist, **CS for SB 276** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla

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.**

By direction of the President, the following prayer was offered by Reverend Dr. Jimmie Brown, Ebenezer United Methodist Church, Miami:

Heavenly Father, the God of Abraham, Isaac and Jacob, we come now once again seeking your benevolence at the throne of grace and mercy. When we see all of the troubles of this time—war, hunger, uncertainty, and difficult times—we realize that it is only because of your grace and your mercy that we are here today. So before I even attempt to petition you further, I just want to say “Thank you!” for the record shows that you have been much better to us than we have been to ourselves. For your goodness, “Thank you!”; for bringing us safe thus far, “Thank you!”

God of all power, continue to bless this great nation, this great state, and the leadership you have provided for them. We pray for the young men and women who have accepted the call to defend the principles of democracy which we hold so dearly. Bless their families who are anxiously awaiting their return and for the sacrifices they make to insure that all of us will continue to enjoy the freedoms and comforts that we hold so dear.

Right now we ask a special blessing for this Senate. Lord, I pray that you will help them be true to their civic responsibility that you and the voters of this great state have entrusted them with. Gracious God, let their abilities measure up to the myriad of issues before them. With your Holy Spirit, help them to be thorough in their investigations and factual in their presentations. Give them oversight, discernment without distortion, prescience without prejudice, and a clear conscience without compromise. Cultivate and motivate a spirit of empathy so that they may see that even small decisions may have far-reaching effects and are of great consequence to some.

Father, give them the strength to stand tall, even if alone, for it is better to fail in something right, than win in something wrong. Guide this great Senate and remind them all that whatever they do here will be reviewed in the Senate halls of the last day. Amen.

SPECIAL ORDER CALENDAR

On motion by Senator Latvala—

CS for CS for SB's 662 and 232—A bill to be entitled An act relating to governmental reorganization; creating s. 17.001, F.S.; establishing the Office of the Chief Financial Officer; creating s. 20.121, F.S.; creating the Department of Financial Services; providing for the divisions of the department; specifying division directors who shall act as agency head

for purposes of ch. 120, F.S.; establishing the manner of their appointment and confirmation; transferring the Deferred Compensation Program from the Department of Insurance to the Department of Management Services; transferring the Division of Workers' Compensation from the Department of Labor and Employment Security to the Department of Financial Services; providing that this act shall not affect the validity of certain judicial and administrative actions; transferring the Department of Banking and Finance and the Department of Insurance to the Department of Financial Services; repealing s. 20.12, F.S.; abolishing the Department of Banking and Finance; providing that existing agency contracts continue to be binding with the successor department or agency; repealing s. 20.13, F.S.; abolishing the Department of Insurance; redesignating the Insurance Commissioner's Regulatory Trust Fund the Insurance Regulatory Trust Fund; redesignating the Department of Banking and Finance Regulatory Trust Fund the Banking and Finance Regulatory Trust Fund; repealing s. 20.171(5)(b), F.S., relating to the Division of Workers' Compensation in the Department of Labor and Employment Security; amending and transferring ss. 18.01, 18.02, 18.021, 18.05, 18.06, 18.08, 18.10, 18.101, 18.103, 18.104, 18.125, 18.15, 18.17, 18.20, 18.23, 18.24, F.S., and amending ss. 11.12, 11.13, 11.147, 11.151, 11.40, 11.42, 13.05, 14.055, 14.057, 14.058, 14.202, 14.203, 14.24, 15.09, 16.10, 17.011, 17.02, 17.03, 17.031, 17.04, 17.0401, 17.041, 17.0415, 17.05, 17.06, 17.075, 17.076, 17.08, 17.09, 17.10, 17.11, 17.12, 17.13, 17.14, 17.16, 17.17, 17.20, 17.21, 17.22, 17.25, 17.26, 17.27, 17.28, 17.29, 17.30, 17.32, 17.325, 17.41, 17.43, 20.04, 20.055, 20.195, 20.425, 20.435, 24.105, 24.111, 24.112, 24.120, 25.241, 26.39, 27.08, 27.10, 27.11, 27.12, 27.13, 27.34, 27.3455, 27.703, 27.710, 27.711, 28.235, 28.24, 30.52, 40.30, 40.31, 40.33, 40.34, 40.35, 43.16, 43.19, 48.151, 55.03, 57.091, 68.083, 68.084, 68.087, 68.092, 77.0305, 92.39, 99.097, 101.151, 103.091, 107.11, 110.1127, 110.113, 110.114, 110.116, 110.1227, 110.1228, 110.123, 110.125, 110.181, 110.2037, 110.205, 112.061, 112.08, 112.191, 112.215, 112.3144, 112.3145, 112.3189, 112.31895, 112.3215, 112.63, 114.03, 116.03, 116.04, 116.05, 116.06, 116.14, 120.52, 120.80, 121.0312, 121.055, 121.061, 121.133, 121.4501, 125.0104, 129.201, 131.05, 137.09, 145.141, 154.02, 154.03, 154.05, 154.06, 154.209, 154.314, 163.01, 163.05, 163.055, 163.3167, 175.101, 175.121, 175.151, 185.08, 185.10, 185.13, 189.4035, 189.412, 189.427, 190.007, 191.006, 192.091, 192.102, 193.092, 195.101, 198.29, 199.232, 203.01, 206.46, 210.16, 210.20, 210.50, 211.06, 211.32, 212.08, 212.12, 212.20, 213.053, 213.054, 213.255, 213.67, 213.75, 215.02, 215.03, 215.04, 215.05, 215.11, 215.20, 215.22, 215.23, 215.24, 215.25, 215.26, 215.29, 215.31, 215.32, 215.3206, 215.3208, 215.321, 215.322, 215.34, 215.35, 215.405, 215.42, 215.422, 215.44, 215.50, 215.551, 215.552, 215.555, 215.559, 215.56005, 215.5601, 215.58, 215.62, 215.684, 215.70, 215.91, 215.92, 215.93, 215.94, 215.95, 215.96, 215.965, 215.97, 216.0442, 216.102, 216.141, 216.177, 216.181, 216.183, 216.192, 216.212, 216.221, 216.235, 216.237, 216.251, 216.271, 216.275, 216.292, 216.301, 217.07, 218.06, 218.23, 218.31, 218.321, 218.325, 220.62, 220.723, 228.2001, 229.0535, 229.0537, 229.05371, 229.111, 229.781, 231.261, 231.30, 231.545, 233.063, 233.07, 233.15, 233.16, 233.255, 236.43, 236.601, 237.121, 237.181, 237.211, 238.11, 238.15, 238.172, 238.173, 240.551, 242.331, 242.341, 245.13, 250.22, 250.24, 250.25, 250.26, 250.34, 252.62, 252.87, 253.02, 253.025, 255.03, 255.052, 255.258, 255.503, 255.521, 257.22, 258.014, 259.032, 259.041, 265.53, 265.55, 267.075, 272.18, 280.02, 280.04, 280.041, 280.05, 280.051, 280.052, 280.053, 280.054, 280.055, 280.06, 280.07, 280.071, 280.08, 280.085, 280.09, 280.10, 280.11, 280.13, 280.16, 280.17, 280.18, 280.19, 282.1095, 284.02, 284.04, 284.05, 284.06, 284.08, 284.14, 284.17, 284.30, 284.31, 284.32, 284.33, 284.34, 284.35, 284.37, 284.385, 284.39, 284.40, 284.41, 284.42, 284.44, 284.50, 287.042, 287.057, 287.058, 287.063, 287.064, 287.09451, 287.115, 287.131, 287.175, 288.1045, 288.106, 288.109, 288.1253, 288.709, 288.712, 288.776, 288.778, 288.99, 289.051, 289.081, 289.121, 292.085, 313.02, 314.02, 316.3025, 316.545, 320.02, 320.081, 320.20, 320.71, 320.781, 322.21, 324.032, 324.171, 326.006, 331.303, 331.309, 331.3101, 331.348, 331.419, 336.022, 337.25, 339.035, 339.081, 344.17, 350.06, 354.03, 365.173, 370.06, 370.16, 370.19, 370.20, 373.503, 373.59, 373.6065, 374.983, 374.986, 376.11, 376.123, 376.307, 376.3071, 376.3072, 376.3075, 376.3078, 376.3079, 376.40, 377.23, 377.2425, 377.705, 378.035, 378.037, 378.208, 381.765, 381.90, 388.201, 388.301, 391.025, 391.221, 392.69, 393.002, 393.075, 394.482, 400.0238, 400.063, 400.071, 400.4174, 400.4298, 400.471, 400.962, 401.245, 401.25, 402.04, 402.17, 402.33, 403.1835, 403.1837, 403.706, 403.724, 403.8532, 404.111, 408.040, 408.05, 408.08, 408.18, 408.50, 408.7056, 408.902, 409.175, 409.25656, 409.25658, 409.2673, 409.8132, 409.817, 409.818, 409.910, 409.912, 409.9124, 409.915, 411.01, 413.32, 414.27, 414.28, 420.0005, 420.0006, 420.101, 420.123, 420.131, 420.141, 420.5092, 430.42, 430.703, 440.103, 440.105, 440.1051, 440.106, 440.13, 440.134, 440.135, 440.20, 440.24, 440.38, 440.381, 440.385, 440.44, 440.4416, 440.49,

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—was read the second time by title.

Senator Latvala moved the following amendment:

Amendment 1 (090210)—On page 8, line 17 through page 12, line 22, delete those lines and insert:

Section 1. Section 17.001, Florida Statutes, is created to read:

17.001 Financial Officer.—As provided in s. 4(c), Art. IV of the State Constitution, the Chief Financial Officer is the chief fiscal officer of the state and is responsible for settling and approving accounts against the state and keeping all state funds and securities.

Section 2. Section 20.121, Florida Statutes, is created to read:

20.121 Department of Financial Services.—There is created a Department of Financial Services.

(1) The head of the Department of Financial Services is the Chief Financial Officer.

(2) The Department of Financial Services shall consist of the following divisions:

(a) Division of Treasury.

(b) Division of Consumer Services.

(c) Division of Insurance. Division responsibilities, as provided in the Florida Insurance Code, include issuing certificates of authority to insurers, regulatory oversight of insurer solvency, approving policy forms and rates, performing market conduct examinations, and enforcing statutes related to insurers.

(d) Division of Financial Institutions and Securities, which shall consist of the following bureaus:

1. Bureau of Banking;

2. Bureau of Securities;

3. Bureau of Credit Unions and Finance Entities; and

4. Bureau of Regulation.

Division responsibilities include licensure, examination, and regulation of state-chartered financial institutions, as provided in chapters 655, 657, 658, 660, 663, 665, and 667; enforcing chapter 517, the Florida Securities and Investor Protection Act; chapter 494, relating to mortgage brokerage and mortgage lending; chapter 516, the Consumer Finance Act; chapter 520, relating to retail installment sales; those sections in chapter 559 relating to collection agencies; chapter 560, the Money Transmitters' Code; those portions of chapter 497 related to the department's responsibilities with respect to cemeteries and preneed services; and certifying and reviewing certified capital companies, as provided in s. 288.99.

(e) Division of Risk Management.

(f) Division of State Fire Marshal.

(g) Division of Insurance Fraud.

(h) Division of Rehabilitation and Liquidation.

(i) Division of Information Systems.

(j) Division of Legal Services.

(k) Division of Financial Investigations.

(l) Division of Accounting and Auditing.

(m) Division of Insurance Agent and Agency Services.

(n) Division of Administration.

(o) The Division of Workers' Compensation.

(3) The Division of Financial Institutions and Securities and the Division of Insurance shall each be headed by a "director." The directors of these divisions shall act as agency heads for purposes of chapter 120 and shall be responsible for final agency action with regard to the implementation and enforcement of statutes and rules under the regulatory authority delegated to their divisions and rulemaking under s. 120.54. The Director of the Division of Financial Institutions and Securities and the Director of the Division of Insurance shall each be appointed by the Governor, in consultation with the Chief Financial Officer, subject to confirmation by the Cabinet as provided in s. 6(a), Art. IV of the State Constitution, and, at the request of the Governor or any cabinet member, shall be subject to reconfirmation by the Cabinet.

(a) Before appointment as director, the Director of the Division of Financial Institutions and Securities must have had private-sector experience working in the field of financial institutions or securities or at least

5 years of experience as another senior employee of a state or federal agency having regulatory responsibility over financial institutions or securities.

(b) Before appointment as director, the Director of the Division of Insurance must have had private-sector experience working in an area that is under the regulatory jurisdiction of the Division of Insurance or at least 5 years' experience as a senior employee of a state or federal agency having regulatory responsibility over an area of the business of insurance.

(c) The Division of Financial Institutions and Securities and the Division of Insurance are administratively housed within the Department of Financial Services. For purposes of budget and personnel matters, each of these divisions shall contract with the department for a sufficient number of attorneys, investigators, other professional personnel, and administrative personnel as determined annually in the appropriations process. The department shall provide support services to each division pursuant to an agreement entered into between the Chief Financial Officer and the respective division director.

(d) The Division of Financial Investigations shall function as a criminal justice agency within the meaning of s. 943.045(10)(e).

Section 3. The Division of Treasury, in addition to other matters that may be assigned to or located within the division, shall administer the Government Employees Deferred Compensation Plan established under section 112.215, Florida Statutes, for state employees.

Section 4. Effective July 1, 2002, the Division of Workers' Compensation of the Department of Labor and Employment Security is transferred by a type two transfer, as defined in section 20.06(2), Florida Statutes, to the Department of Insurance. For purposes of this transfer, all employees transferred to the Department of Insurance or reassigned or reclassified by the Department of Insurance shall be considered new employees as provided in section 110.213(1), Florida Statutes.

Section 5. This act shall not affect the validity of any judicial or administrative action involving the Department of Banking and Finance or the Department of Insurance pending on January 7, 2003, and the Department of Financial Services shall be substituted as a party in interest in any such action. However, if the action involves the constitutional functions of the Comptroller or Treasurer, the Chief Financial Officer shall instead be substituted as a party in interest.

Section 6. The Department of Banking and Finance and the Department of Insurance are transferred by a type two transfer, as defined in section 20.06, Florida Statutes, to the Department of Financial Services.

Section 7. Any binding contract or interagency agreement existing on or before January 7, 2003, between the Department of Insurance, the Department of Banking and Finance, or the Department of Labor and Employment Security, or an entity or agent of such departments, and any other agency, entity, or person shall continue as a binding contract or agreement for the remainder of the term of the contract or agreement with the successor department, agency or entity responsible for the program, activity, or functions relative to the contract or agreement.

Section 8. Sections 20.12 and 20.13 and paragraph (b) of subsection (5) of section 20.171, Florida Statutes, are repealed.

Section 9. The Chief Financial Officer is authorized to organize the Department of Financial Services in a manner to promote efficiency and accountability, subject to the provisions of this act.

(Redesignate subsequent sections.)

Senator Latvala moved the following amendments to **Amendment 1** which were adopted:

Amendment 1A (744790)—On page 3, line 29, delete “another” and insert: *a*

Amendment 1B (190962)—On page 5, lines 3 and 4, delete those lines and insert: *shall be subject to a probationary period as provided in section 110.213(1), Florida Statutes. This section shall not take effect if committee substitute for Senate Bill 2340 or similar legislation transferring the Division of Workers' Compensation becomes a law.*

Amendment 1C (233090)—On page 6, line 6, insert:

And the title is amended as follows:

On page 1, lines 11-13, delete those lines and insert: transferring

Amendment 1 as amended was adopted.

Senator Latvala moved the following amendments which were adopted:

Amendment 2 (512792)—On page 345, line 25, following “*Institutions*” insert: *and Securities*

Amendment 3 (651804)—On page 623, line 4, delete “Insurer Services” and insert: *Insurance Insurer Services*

Senator Mitchell moved the following amendment which was adopted:

Amendment 4 (425530)(with title amendment)—On page 829, between lines 19 and 20, insert:

Section 890. *Effective January 7, 2003, all powers, duties, functions, rules, records, personnel, property, and unexpended balances of appropriations, allocations, or other funds of the Correctional Privatization Commission, as created in chapter 957, Florida Statutes, are transferred to the office of the chief financial officer by a type one transfer, as defined in section 20.06(2), Florida Statutes.*

Section 891. Subsection (1), paragraph (e) of subsection (3), and subsection (6) of section 957.03, Florida Statutes, are amended to read:

957.03 Correctional Privatization Commission.—

(1) COMMISSION.—The Correctional Privatization Commission is created *within the office of the chief financial officer* for the purpose of entering into contracts with contractors for the designing, financing, acquiring, leasing, constructing, and operating of private correctional facilities. ~~For administrative purposes, the commission is created within the Department of Management Services.~~ The commission may enter into contracts with contractors for the designing, financing, acquiring, leasing, and constructing of private juvenile commitment facilities.

(3) TERMS, ORGANIZATION, AND MEETINGS.—

(e) The commission may employ an executive director, *subject to approval or dismissal by the chief financial officer*, and such staff as is necessary, within the limits of legislative appropriation. The commission may retain such consultants as it deems necessary to accomplish its mission. Neither the executive director nor any consultant retained by the commission may have been an employee or a contract vendor of or a consultant to the department or the Department of Juvenile Justice, or an employee or a contract vendor of or a consultant to a bidder, for 2 years prior to employment with the commission and may not become an employee or a contract vendor of or a consultant to the department or the Department of Juvenile Justice, or an employee or a contract vendor of or a consultant to a bidder, for 2 years following termination of employment with the commission.

(6) ~~OFFICE OF THE CHIEF FINANCIAL OFFICER SUPPORT BY DEPARTMENT OF MANAGEMENT SERVICES.~~—The commission shall be a separate budget entity, and the executive director shall be its chief administrative officer. ~~The office of the chief financial officer Department of Management Services shall provide administrative support, oversight, and service to the commission to the extent requested by the executive director. The commission and its staff are not subject to control, supervision, or direction by the Department of Management Services in any manner, including, but not limited to, personnel, purchasing, and budgetary matters, except to the extent as provided in chapters 110, 216, 255, 282, and 287 for agencies of the executive branch.~~ The executive director may designate a maximum of two policymaking or managerial positions as being exempt from the Career Service System. These two positions may be provided for as members of the Senior Management Service.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 8, line 12, after the semicolon (;) insert: transferring the powers, duties, personnel, property, and unexpended balances of funds

of the Correctional Privatization Commission to the office of the chief financial officer; amending s. 957.03, F.S.; providing for the office of the chief financial officer to provide administrative support, oversight, and service to the commission;

Senator Brown-Waite moved the following amendment which was adopted:

Amendment 5 (214860)(with title amendment)—On page 829, between lines 21 and 22, insert:

Section 891. Effective July 1, 2002, subsections (1), (2), (3), and (4) of section 190.006, Florida Statutes, are amended to read:

190.006 Board of supervisors; members and meetings.—

(1) The board of the district shall exercise the powers granted to the district pursuant to this act. The board shall consist of five members, ~~who, except as otherwise provided herein, each member shall hold office for a term of 4 years and until a successor is chosen and qualifies. The members of the board must be residents of the state and citizens of the United States.~~

(2)(a) Within 90 days following the effective date of the rule or ordinance establishing the district, there shall be held a meeting of the landowners of the district for the purpose of electing five supervisors for the district. Notice of the landowners' meeting shall be published once a week for 2 consecutive weeks in a newspaper which is in general circulation in the area of the district, the last day of such publication to be not fewer than 14 days or more than 28 days before the date of the election. The landowners, when assembled at such meeting, shall organize by electing a chair who shall conduct the meeting. *The chair may be any person present at the meeting. If the chair is a landowner or a proxy holder of a landowner, he or she may nominate candidates and make and second motions.*

(b) At such meeting, each landowner shall be entitled to cast one vote per acre of land owned by him or her and located within the district for each person to be elected. A landowner may vote in person or by proxy in writing. *A proxy must be signed by one of the legal owners of the property for which the vote is cast and must contain the typed or printed name of the individual who signed the proxy, the street address or legal description of the property, and the number of authorized votes. If the proxy authorizes more than one vote, each property must be listed and the number of acres of each property must be included. Signatures on proxies need not be notarized.* A fraction of an acre shall be treated as 1 acre, entitling the landowner to one vote with respect thereto. The two candidates receiving the highest number of votes shall be elected for a period of 4 years, and the three candidates receiving the next largest number of votes shall be elected for a period of 2 years. The members of the first board elected by landowners shall serve their respective 4-year or 2-year terms *beginning on the date of the landowners' meeting; however, The next election by landowners shall be held on the first Tuesday in the month of November, before the expiration of the initial 2-year terms of office and on a date established by the board.* Thereafter, there shall be an election of supervisors for the district every 2 years in the month of November, *before the expiration of terms of office of the supervisors and on a date established by the board and noticed pursuant to paragraph (a).* ~~The second and subsequent landowners' meetings shall be announced at a public meeting of the board between 120 and 90 days before the date of the landowners' meeting, and notice shall also be given pursuant to paragraph (a). Instructions on how all landowners may participate in the election along with sample proxies shall be provided during the board meeting at which the landowners' meeting is announced.~~ The two candidates receiving the highest number of votes shall be elected to serve for a 4-year period, and the remaining candidate elected shall serve for a 2-year period. *The winning candidates shall begin their respective 4-year and 2-year terms on the day following the expiration of the terms of office of the outgoing supervisors.*

(3)(a)1. If the board proposes to exercise the ad valorem taxing power authorized by s. 190.021, the district board shall call an election at which the members of the board of supervisors will be elected. Such election shall be held in conjunction with a primary or general election unless the district bears the cost of a special election. Each member shall be elected by the qualified electors of the district for a term of 4 years, except that, at the first such election, three members shall be elected for a period of 4 years and two members shall be elected for a period of 2 years. All elected board members must be qualified electors of the district.

2.a. Regardless of whether a district has proposed to levy ad valorem taxes, commencing 6 years after the initial appointment of members or, for a district exceeding 5,000 acres in area, 10 years after the initial appointment of members, the position of each member whose term has expired shall be filled by a qualified elector of the district, elected by the qualified electors of the district. However, for those districts established after June 21, 1991, and for those existing districts established after December 31, 1983, which have less than 50 qualified electors on June 21, 1991, sub-subparagraphs b. and c. shall apply.

b. For those districts to which this sub-subparagraph applies if, in the 6th year after the initial appointment of members, or 10 years after such initial appointment for districts exceeding 5,000 acres in area, there are not at least 250 qualified electors in the district, or for a district exceeding 5,000 acres, there are not at least 500 qualified electors, members of the board shall continue to be elected by landowners. After the 6th or 10th year, once a district reaches 250 or 500 qualified electors, respectively, then the position of two board members whose terms are expiring shall be filled by qualified electors of the district, elected by the qualified electors of the district. One of these board members shall serve a 2-year term, and the other a 4-year term. *The candidate receiving the largest number of votes shall be elected for a period of 4 years, and the candidate receiving the next largest number of votes shall be elected for a period of 2 years.* The remaining board member whose term is expiring shall be elected for a 4-year term by the landowners and is not required to be a qualified elector. Thereafter, as terms expire, board members shall be qualified electors elected by qualified electors of the district. *The two candidates receiving the largest number of votes shall be elected for a period of 4 years, and the candidate receiving the next largest number of votes shall be elected for a period of 2 years.*

c. On or before July 15 of each year, the board shall determine the number of qualified electors in the district as of the immediately preceding June 1. The board shall use and rely upon the official records maintained by the supervisor of elections and property appraiser or tax collector in each county in making this determination. Such determination shall be made at a properly noticed meeting of the board and shall become a part of the official minutes of the district.

(b) Elections of board members by qualified electors held pursuant to this subsection shall be conducted in the manner prescribed by law for holding general elections. *The elections shall be held before the expiration of the terms of office of the incumbents on a date established by the board. The term of office of each supervisor shall commence on the day following the expiration of the term of office of the outgoing supervisor.*

(c) Candidates seeking election to office by qualified electors under this subsection shall conduct their campaigns in accordance with the provisions of chapter 106. Candidates shall file petitions, and take the oath required in s. 99.021, with the supervisor of elections in the county affected by such candidacy.

(d) The supervisor of elections shall appoint the inspectors and clerks of elections, prepare and furnish the ballots, designate polling places, and canvass the returns of the election of board members by qualified electors. The board of county commissioners shall declare and certify the results of the election.

(4) Members of the board shall be known as supervisors and, upon entering into office, shall take and subscribe to the oath of office as prescribed by s. 876.05. They shall hold office for the terms for which they were elected or appointed ~~and until their successors are chosen and qualified.~~ If, during the term of office, a vacancy occurs, the remaining members of the board shall fill the vacancy by an appointment for the remainder of the unexpired term. *However, a supervisor who resigns from the board may not be appointed to the board under this subsection. Once four members of the board are electors of the district, the board may opt, by unanimous decision of the supervisors, to align the terms of office with the general election or a municipal election schedule. This shall be accomplished by truncating the terms of office of incumbents by up to 1 year.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 8, line 12, following the semicolon (;) insert: amending s. 190.006, F.S.; revising procedures for electing supervisors of community development districts;

Pursuant to Rule 4.19, **CS for CS for SB's 662 and 232** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SENATOR SILVER PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Posey—

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.

—was read the second time by title.

Senators Geller and Wasserman Schultz offered the following amendment which was moved by Senator Geller and failed:

Amendment 1 (255126)(with title amendment)—Delete every-thing after the enacting clause and insert:

Section 1. Section 581.184, Florida Statutes, is amended to read:

581.184 Adoption of rules; citrus canker eradication; voluntary destruction agreements; buffer zone.—

(1) As used in this section, the term:

(a) “Infected or infested” means citrus trees harboring the citrus canker bacteria and exhibiting visible symptoms of the disease.

(b) “Exposed to infection” means citrus trees harboring the citrus canker bacteria due to their proximity to infected citrus trees, and which do not yet exhibit visible symptoms of the disease but which will develop symptoms over time, at which point such trees will have infected other citrus trees.

(2) *Notice of the removal of citrus trees may be provided to the owner of the property on which the trees are located by search warrant. A search warrant issued under this section must contain notice to the property owner that the citrus trees that are the subject of the search warrant will be removed and destroyed unless the property owner, within 10 days after delivery of the search warrant under subsection (5), requests and obtains a stay of the tree removal from the district court of appeal having jurisdiction to review such requests. The property owner is not required to seek a stay of the tree removal by the department before seeking the stay from the district court of appeal.*

(3) *Simultaneously with the delivery of a search warrant under this section, the department shall also provide the following information to the property owner:*

(a) *The physical location of the infected tree that has necessitated destruction of the property owner's tree;*

(b) *The diagnostic report that resulted in the determination that the tree is infected with the citrus canker; and*

(c) *The distance between the infected citrus tree and the property owner's nearest citrus tree. In addition to the powers and duties set forth under this chapter, the department is directed to adopt rules specifying facts and circumstances that, if present, would require the destruction of plants for purposes of eradicating, controlling, or preventing the dissemination of citrus canker disease in the state.*

(4) In addition, the department is directed to adopt rules regarding the conditions under which citrus plants, *other than those that are infected or exposed to infection*, can be grown, moved, and planted in this state as may be necessary for the eradication, control, or prevention of the dissemination of citrus canker. Such rules shall be in effect for any period during which, in the judgment of the Commissioner of Agriculture, there is the threat of the spread of citrus canker disease in the state. Such rules may provide for the conduct of any activity regulated by such rules subject to an agreement by persons wishing to engage in such activity to voluntarily destroy, at their own expense, citrus plants declared by the department to be imminently dangerous by reason of being infected or infested with citrus canker or exposed to infection and likely to communicate same. The terms of such agreement may also require the destruction of healthy plants under specified conditions. Any such destruction shall be done after reasonable notice in a manner pursuant to and under conditions set forth in the agreement. Such agreements may include releases and waivers of liability and may require the agreement of other persons.

(5) *Any search warrant issued under this section may be delivered in person, by certified mail, or by attaching the search warrant to a conspicuous place on the property on which the citrus trees to be removed are located.*

~~(3) The department, pursuant to s. 581.031(15) and (17), may create a citrus canker host-free buffer area, delineated by department rule, to retard the spread of citrus canker from known infected areas. In addition, the department shall develop a compensation plan for the trees removed from the buffer area. Compensation for the trees removed from the buffer area is subject to annual legislative appropriation.~~

(6)(4) The department shall develop by rule, pursuant to ss. 120.536(1) and 120.54, a statewide program of decontamination to prevent and limit the spread of citrus canker disease. Such program shall address the application of decontamination procedures and practices to all citrus plants and plant products, vehicles, equipment, machinery, tools, objects, and persons who could in any way spread or aid in the spreading of citrus canker in this state. In order to prevent contamination of soil and water, such rules shall be developed in consultation with the Department of Environmental Protection. The department may develop compliance and other agreements which it determines can aid in the carrying out of the purposes of this section, and enter into such agreements with any person or entity.

~~(7)(5) Owners and and/or operators of nonproduction vehicles and equipment shall follow the department guidelines for citrus canker decontamination effective June 15, 2000. The department shall publish the guidelines in the Florida Administrative Weekly and on the department Internet website. The guidelines shall be posted no later than May 15, 2000.~~

(8)(6) Notwithstanding any provision of law, the Department of Environmental Protection is not authorized to institute proceedings against any person under the provisions of s. 376.307(5) to recover any costs or damages associated with contamination of soil or water, or the evaluation, assessment, or remediation of contamination of soil or water, including sampling, analysis, and restoration of soil or potable water supplies, where the contamination of soil or water is determined to be the result of a program of decontamination to prevent and limit the spread of citrus canker disease pursuant to rules developed under this section. This subsection does not limit regulatory authority under a federally delegated or approved program.

(9)(7) Upon request of the department, the sheriff or chief law enforcement officer of each county in the state shall provide assistance in obtaining access to private property for the purpose of enforcing the provisions of this section. The sheriff or chief law enforcement officer shall be responsible for maintaining public order during the eradication process and protecting the safety of department employees, representatives, and agents charged with implementing and enforcing the provisions of this section. The department may reimburse the sheriff for the reasonable costs of implementing the provisions of this subsection.

(10)(8) Posting of an order on the property on which citrus trees are to be cut pursuant to the citrus canker eradication program shall meet the notice requirement of s. 120.569(1).

(11) *The department shall adopt by rule a quality-control program under which the department or its contractors shall within, 72 hours*

after written notification of the damage by a property owner to the department, commence repair of damage to the premises of any property owner whose citrus trees are removed under this section.

(12) Upon request of any local governing body, the department shall conduct training classes to educate environmental-resources employees of the local governing body.

(13) Upon request of any municipality in which citrus trees are being removed under this section, the department shall post, during the period in which citrus trees are being removed from the municipality under this section, a department employee in the administrative officers of the municipality to provide information to residents concerning the removal of trees under this section.

Section 2. Section 933.02, Florida Statutes, is amended to read:

933.02 Grounds for issuance of search warrant.—Upon proper affidavits being made a search warrant may be issued under the provisions of this chapter upon any of the following grounds:

(1) When the property shall have been stolen or embezzled in violation of law;

(2) When any property shall have been used:

- (a) As a means to commit any crime,
- (b) In connection with gambling, gambling implements and appliances, or
- (c) In violation of s. 847.011 or other laws in reference to obscene prints and literature;

(3) When any property constitutes evidence relevant to proving that a felony has been committed;

(4) When any property is being held or possessed:

- (a) In violation of any of the laws prohibiting the manufacture, sale, and transportation of intoxicating liquors, ~~or~~
- (b) In violation of the fish and game laws, ~~or~~
- (c) In violation of the laws relative to food and drug;
- (d) In violation of a quarantine for citrus canker under s. 581.184, or

(e) Which may be destroyed pursuant to a warrant under s. 581.184, which warrant may be issued in a manner consistent with the provisions of s. 668.004. Before the issuance of the first warrant in each county under this subsection, there must be a hearing at which the court, in accordance with s. 581.184(1)(b), determines the distance from citrus-canker-infected citrus trees within which all citrus trees must be destroyed to eradicate citrus canker. After the initial hearing, the court shall, before the issuance of additional warrants for the destruction of citrus trees under this section, hold an evidentiary hearing to determine whether the tree for which a warrant is sought is within the destruction distance determined in the initial hearing to be necessary to accomplish eradication of citrus canker; or

(5) When the laws in relation to cruelty to animals have been or are violated in any particular building or place, but no search shall be made in such building or place after sunset, unless specially authorized by the officer issuing the warrant upon satisfactory cause shown; in which case such property may be taken on the warrant so issued from any house or place in which it is concealed, or from any vehicle, aircraft, or watercraft in which it may be found, or from the possession of any person by whom it shall have been used in the commission of any offense or from any person in whose possession it may be.

The provisions of this section shall apply also to any papers or documents used as a means of or in aid of the commission of any offense against the laws of the state.

Section 3. This act shall take effect upon becoming a law.

And the title is amended as follows:

Delete everything before the enacting clause and insert:

A bill to be entitled An act relating to citrus canker; amending s. 581.184, F.S.; providing for notice of citrus-tree removal by search warrant; providing a process for a property owner to seek a stay of the removal; requiring the Department of Agriculture and Consumer Services to adopt a program to repair damage from tree removal; providing for citrus-canker training programs for local-government employees; amending s. 933.02, F.S.; providing grounds for issuance of search warrants relating to citrus canker; providing an effective date.

The vote was:

Yeas—12

Campbell	Geller	Sanderson
Dawson	Holzendorf	Silver
Diaz de la Portilla	Jones	Villalobos
Garcia	Meek	Wasserman Schultz

Nays—24

Mr. President	King	Posey
Brown-Waite	Latvala	Pruitt
Carlton	Laurent	Rossin
Clary	Lawson	Saunders
Constantine	Lee	Sebesta
Cowin	Miller	Smith
Crist	Mitchell	Webster
Futch	Peaden	Wise

Senators Villalobos, Garcia, Campbell and Silver offered the following amendment which was moved by Senator Villalobos and failed:

Amendment 2 (451126)—On page 8, lines 1 and 2, delete those lines and insert: *contiguous to the property, not to exceed that enclosed within a 1900-foot radius around the property. The judge issuing such*

The vote was:

Yeas—10

Campbell	Holzendorf	Silver
Diaz de la Portilla	Meek	Villalobos
Garcia	Sanderson	Wasserman Schultz
Geller		

Nays—23

Mr. President	King	Pruitt
Carlton	Latvala	Rossin
Clary	Laurent	Saunders
Constantine	Lawson	Sebesta
Cowin	Miller	Smith
Crist	Mitchell	Webster
Futch	Peaden	Wise
Jones	Posey	

Pursuant to Rule 4.19, **CS for SB 1926** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SJR 940, CS for SB 728, SB 2500, SB 2502, CS for SB 1108** and **CS for SB 1116** was deferred.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Peaden, by two-thirds vote **SB 2234** was withdrawn from the committees of reference and further consideration.

On motion by Senator Lee, by two-thirds vote **CS for CS for SB 512, CS for SB 1066, CS for SB 1178, CS for SB 1272, SB 1634, CS for SB 1916, SB 1946** and **SB 2094** were withdrawn from the Committees on Appropriations Subcommittee on General Government; and Appropriations; **CS for SB 934** was withdrawn from the Committee on Children and Families; **CS for SB 1472** was withdrawn from the Committee on Natural Resources; **CS for SJR's 1666 and 1118, CS for SB 2252** and **CS for CS for SB 1024** were withdrawn from the Committee on Judiciary; **CS for SB 2124** was withdrawn from the Committee on

Appropriations; **SB 2158** was withdrawn from the Committee on Criminal Justice; **SB 2236** was withdrawn from the Committee on Commerce and Economic Opportunities; and **CS for SB 2192** was withdrawn from the Committee on Health, Aging and Long-Term Care.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, March 7, 2002: SB 2500, SB 2502, CS for SB 1108, CS for SB 1116

Respectfully submitted,
Tom Lee, Chairman

The Committee on Agriculture and Consumer Services recommends the following pass: CS for SB 1768, CS for SB 1770

The bills were referred to the Committee on Finance and Taxation under the original reference.

The Committee on Comprehensive Planning, Local and Military Affairs recommends a committee substitute for the following: SB 104

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 280, CS for SB 2242

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 432, CS for SB 1046, CS for SB 1300

The Committee on Transportation recommends a committee substitute for the following: SB 1872

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 Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2246

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1576

The bills with committee substitutes attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Agriculture and Consumer Services recommends a committee substitute for the following: CS for SB 2286

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2226

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

The Committee on Judiciary recommends committee substitutes for the following: SB 1312, SB 1518

The bills with committee substitutes attached were referred to the Committee on Children and Families under the original reference.

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 1582

The Committee on Transportation recommends a committee substitute for the following: SB 1992

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 Agriculture and Consumer Services recommends a committee substitute for the following: SB 2276

The Committee on Children and Families recommends a committee substitute for the following: SB 1686

The Committee on Commerce and Economic Opportunities recommends committee substitutes for the following: SB 1844, SB 2428

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2132

The Committee on Transportation recommends a committee substitute for the following: SB 2224

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 Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2294

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

The Committee on Agriculture and Consumer Services recommends a committee substitute for the following: SB 2208

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: CS for SB 1374

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 Health, Aging and Long-Term Care recommends a committee substitute for the following: SB 2372

The Committee on Judiciary recommends a committee substitute for the following: SB 1642

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 Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 1024

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

The Committee on Judiciary recommends committee substitutes for the following: SJR 162, CS for SB 1588, CS for SB 1974

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

The Committee on Children and Families recommends a committee substitute for the following: SB 1824

The Committee on Health, Aging and Long-Term Care recommends a committee substitute for the following: CS for SB 1412

The Committee on Judiciary recommends committee substitutes for the following: SB 410, SB 1236, SB 1800

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Wise—

SB 2570—A bill to be entitled An act relating to trust funds; creating an account in the operating account of the Florida Endowment Foundation for Vocational Rehabilitation; providing sources of funds and uses of moneys in the account; providing for future review and termination or re-creation of the account; providing a contingent effective date.

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

By Senator Dyer—

SB 2572—A bill to be entitled An act relating to drug abuse prevention; providing that certain licensees who violate drug prescription standards shall be referred to the Attorney General for potential criminal prosecution; providing an effective date.

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

SR 2574—Not referenced.

SR 2576 was adopted this day.

By Senator Mitchell—

SB 2578—A bill to be entitled An act relating to local government accountability; amending s. 11.40, F.S.; revising duties of the Legislative Auditing Committee; amending s. 11.45, F.S.; revising reporting requirements of the Auditor General; amending s. 75.05, F.S.; deleting a requirement for an independent special district to submit a copy of a complaint to the Division of Bond Finance of the State Board of Administration; amending s. 112.625, F.S.; redefining the term “governmental entity” to include counties and district school boards; amending s. 112.63, F.S.; providing for additional information to be provided to the Department of Management Services in actuarial reports with regard to retirement systems and plans and providing procedures therefor; providing for notification of the Department of Revenue and the Department of Banking and Finance in cases of noncompliance and authorizing the withholding of certain funds; requiring the Department of Management Services to notify the Department of Community Affairs in the case of affected special districts; amending s. 130.04, F.S.; revising provisions governing notice of bids and disposition of bonds; amending s. 132.02, F.S.; revising provisions relating to the authorization to issue refund bonds; amending s. 132.09, F.S.; revising provisions relating to the notice of sale, bids, and awards and private sale of bonds; amending s. 163.05, F.S.; revising provisions governing the Small County Technical Assistance Program; amending s. 166.121, F.S.; revising provisions governing the issuance of bonds by a municipality; amending s. 166.241, F.S.; providing a municipal budget amendment process and requirements; amending s. 189.4044, F.S.; revising special procedures for determination of inactive special districts; amending s. 189.412, F.S.; revising duties of the Special District Information Program of the Department of Community Affairs; amending s. 189.418, F.S.; revising reporting requirements of newly created special districts; authorizing the governing body of a special district to amend its budget; amending s. 189.419, F.S.; revising provisions relating to the failure of special districts to file required reports; amending s. 189.421, F.S.; revising provisions governing

the failure of special districts to disclose financial reports; providing for extension of time for the filing of said reports; providing remedies for noncompliance; providing for attorney’s fees and costs; amending s. 189.428, F.S.; revising provisions governing the special district oversight review process; amending s. 189.439, F.S.; revising provisions governing the issuance of bonds by special districts; amending s. 215.981, F.S.; exempting state agency direct-support organizations and citizen support organizations meeting specified expense levels from audit requirements; amending s. 218.075, F.S.; revising provisions governing the reduction or waiver of permit processing fees for certain counties; amending s. 218.32, F.S., relating to annual financial reports; requiring the Department of Banking and Finance to notify the Speaker of the House of Representatives and the President of the Senate of any municipality that has not had financial activity for a specified period of time; providing that such notice is sufficient to initiate dissolution procedures; amending s. 218.36, F.S.; revising reporting requirements for boards of county commissioners relating to the failure of a county officer to comply with the provisions of the section; amending s. 218.369, F.S.; revising the definition of “unit of local government” to include district school boards; renaming pt. V of ch. 218, F.S., as “Local Governmental Entity and District School Board Financial Emergencies”; amending s. 218.50, F.S.; renaming ss. 218.50-218.504, F.S., as the “Local Governmental Entity and District School Board Act”; amending s. 218.501, F.S.; revising the stated purposes of pt. V of ch. 218, F.S.; amending s. 218.502, F.S.; redefining the term “local governmental entity”; amending s. 218.503, F.S.; revising provisions governing the determination of financial emergency for local governments and district school boards; amending s. 218.504, F.S.; revising provisions relating to the authority of the Governor and authorizing the Commissioner of Education to terminate all state actions pursuant to ss. 218.50-218.504, F.S.; amending s. 236.43, F.S.; revising provisions governing receipt of bids and sale of bonds; amending ss. 237.40, 240.299, 240.331, F.S.; exempting district school board direct-support organizations and citizen support organizations meeting specified expense levels from audit requirements; repealing ch. 131, F.S., consisting of ss. 131.01, 131.02, 131.03, 131.04, 131.05, 131.06, F.S., relating to refunding bonds of counties, municipalities, and special districts; repealing s. 132.10, F.S., relating to minimum sale price of bonds; repealing s. 165.052, F.S., relating to special dissolution procedures for municipalities; repealing s. 189.409, F.S., relating to determination of financial emergencies of special districts; repealing s. 189.422, F.S., relating to actions of the Department of Community Affairs and special districts; repealing s. 200.0684, F.S., relating to an annual compliance report of the Department of Community Affairs regarding special districts; repealing s. 218.37(1)(h), F.S., relating to the requirement that the Division of Bond Finance use a served copy of the complaint for bond validation to verify compliance by special districts with the requirements in s. 218.38, F.S.; providing an effective date.

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

By Senator Diaz de la Portilla—

SJR 2580—A joint resolution proposing an amendment to Section 7 of Article X and the creation of Section 26 of Article XII of the State Constitution relating to casino gambling.

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

By Senator Silver—

SB 2582—A bill to be entitled An act creating the “Debt Management Services Act”; defining terms; providing for licensure by the Department of Banking and Finance; providing license fees; providing restrictions on marketing, promotion, and advertising; providing for pre-contract information and for contract terms; providing standards for advice to be given

by debt management companies; providing criteria for debt management services; providing penalties; providing an effective date.

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

By Senators Latvala, Geller and Posey—

SB 2584—A bill to be entitled An act relating to guardianship; amending s. 744.3031, F.S.; requiring an emergency temporary guardian to file an inventory of the ward's property under certain circumstances; amending s. 744.309, F.S.; prohibiting a person convicted of a crime involving moral turpitude from serving as a professional guardian; amending s. 744.3135, F.S.; requiring guardians to submit to a periodic credit and criminal investigation; amending s. 744.3201, F.S.; requiring that a petition to determine incapacity contain information concerning advance directives; amending s. 744.331, F.S.; requiring that a petition for fees be submitted within a specified period; amending s. 744.3678, F.S.; providing additional requirements for the annual accounting; amending s. 744.368, F.S.; requiring forms and audits used by guardians and clerks of court to conform to certain standards; authorizing the clerk of court or the court to order a comprehensive audit; creating s. 744.3691, F.S.; providing civil penalties for certain failures to comply with provisions governing guardians and guardianship; amending s. 744.3701, F.S.; authorizing law enforcement agencies and certain other agencies to have access to guardianship reports; amending s. 744.446, F.S.; providing that the attorney of record in a guardianship has a duty to protect the ward and preserve the guardianship estate; providing an effective date.

—was referred to the Committee on Judiciary.

SR 2586 was adopted March 6.

By Senator Jones—

SB 2588—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 and providing a penalty; 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; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

Senate Resolutions 2590-2592—Not referenced.

SR 2594 was adopted March 6.

By Senator Geller—

SB 2596—A bill to be entitled An act relating to Broward County; requiring that licenses and permits for surface water management activities issued by any special district or municipality in Broward County be renewed or recertified every 5 years to ensure design level water quality treatment and flood protection; providing that existing licenses and permits that exceed a 5-year period be brought into compliance; exempting the South Florida Water Management District from the provisions of the act; defining "special district" for purposes of the act; requiring special districts to enact regulations to conform to the act by a specified date; providing for future repeal; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Saunders—

SB 2598—A bill to be entitled An act relating to the City of Cape Coral, Lee County; amending chapter 70-623, Laws of Florida, as amended; extending the territorial limits of the City of Cape Coral; 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—

SB 2600—A bill to be entitled An act relating to the Melbourne-Tillman Water Control District, Brevard County; amending chapter 2001-336, Laws of Florida; amending district boundaries; amending the powers and duties of the Melbourne-Tillman Water Control District, a dependent special district in Brevard County, to authorize the district to sell, lease, or otherwise dispose of real property; providing the procedure for such sale, lease, or other disposition; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Peaden—

SB 2602—A bill to be entitled An act relating to Escambia County; creating the West Florida Regional Library District, an independent special district; providing for the acquisition, construction, reconstruction, improvement, operation, maintenance, and financing of a public library system for the citizens of Escambia County and the City of Pensacola; providing boundaries; providing for library services beyond district boundaries; providing for a governing board and the manner of appointing and removing its members and for their terms of office; providing that the governing board shall serve without compensation; providing for powers; providing for levy of ad valorem taxes on real and tangible personal property subject to referendum approval of the electors; authorizing the issuance of debt obligations; providing that debt obligations payable by ad valorem taxation and maturing more than 12 months after issuance must be approved by referendum of the electors; providing for referendum; providing prohibition against levy of taxes for library purposes by certain local governments; providing for amendment; providing for severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2604—A bill to be entitled An act relating to Broward County; extending the corporate limits of the City of Hollywood and the Town of Pembroke Park; providing for annexation of specified unincorporated lands; providing for an election; providing for effective dates of annexa-

tion; providing for a continuation of certain Broward County regulations; providing for the transfer of public roads and rights-of-way; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2606—A bill to be entitled An act relating to Broward County; amending chapter 27438, Laws of Florida, 1951, as amended, relating to the North Broward Hospital District; providing that the North Broward Hospital District is not a “public body” or “taxing authority” for the purposes of pt. III of ch. 163, F.S.; providing an exception with respect to community redevelopment agencies created before a specified date; providing a retroactive effective date.

Proof of publication of the required notice was attached.

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

By Senator Geller—

SB 2608—A bill to be entitled An act relating to the Cities of Coral Springs, Coconut Creek, and Margate, Broward County; clarifying and delineating the corporate limits of the Cities of Coral Springs, Coconut Creek, and Margate to include specified lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2610—A bill to be entitled An act relating to Broward County; providing for extending the corporate limits of the City of Cooper City or the Town of Davie or such other neighboring municipality chosen for annexation; providing for annexation of the unincorporated area known as “United Ranches”; providing for an election; providing for an effective date of annexation; providing for the transfer of public roads and rights-of-way; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2612—A bill to be entitled An act relating to the Central Broward Water Control District, Broward County; amending chapter 98-501, Laws of Florida; providing for the election of commissioners; providing for redistricting of commissioners’ zones; providing for qualifying dates; revising provisions relating to terms of office; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2614—A bill to be entitled An act relating to the City of Coconut Creek, Broward County; extending and enlarging the corporate limits of the City of Coconut Creek to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Rossin—

SB 2616—A bill to be entitled An act relating to Glades County; providing for career service; specifying rights of certain employees of the Glades County Sheriff; providing definitions; providing proceedings and provisions with respect to dismissal; providing for transition between administrations; providing for appeals procedures; providing for career appeals boards; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2618—A bill to be entitled An act relating to the City of Coral Springs, Broward County; extending and enlarging the corporate limits of the City of Coral Springs to include specified unincorporated lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2620—A bill to be entitled An act relating to the City of North Lauderdale, Broward County; extending and enlarging the corporate limits of the City of North Lauderdale to include specified unincorporated lands within said corporate limits; providing for a referendum; providing for powers and responsibilities of the City of North Lauderdale; providing for protecting certain uses in the annexed area; specifying no change in land use designations or zonings within the annexed area under certain circumstances; transferring public roads and public rights-of-way; specifying municipal powers of the City of North Lauderdale; providing for protection of contract rights; providing for preemption; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2622—A bill to be entitled An act relating to Broward County; providing for extending the corporate limits of the City of Cooper City; providing for annexation of specified unincorporated land; providing for an election; providing for an effective date of annexation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Peaden—

SB 2624—A bill to be entitled An act relating to Escambia County; abolishing the Santa Rosa Island Authority; transferring its assets and liabilities to the county; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2626—A bill to be entitled An act relating to Broward County; extending the corporate limits of the Cities of Fort Lauderdale, Lauderdale Lakes, and Oakland Park; providing for annexation of the unincorporated area known as “Rock Island”; providing for a study; providing for an election; providing for a runoff election; providing for an effective

date of annexation; providing for an interlocal agreement; providing for a continuation of certain Broward County regulations; providing for the transfer of public roads and rights-of-way; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Geller—

SB 2628—A bill to be entitled An act relating to Broward County; providing for extending the corporate limits of the City of Plantation; providing for annexation of the unincorporated area known as “Broward Estates”; providing for an election; providing for an effective date of annexation; providing for an interlocal agreement; providing for continuation of certain Broward County regulations; providing for the transfer of public roads and rights-of-way; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Saunders—

SB 2630—A bill to be entitled An act relating to the Bayshore Fire Protection and Rescue Service District, Lee County; providing for codification of special laws relating to the District; amending, codifying, reenacting, and repealing all prior special acts; providing definitions; providing for creation, status, charter amendments, and boundaries; providing for a board of commissioners and for its powers, duties, and responsibilities; providing authority to levy ad valorem taxes and non-ad valorem assessments; providing for the District’s fiscal year; providing for deposit of District funds; authorizing the District to borrow money; providing for use of District funds; authorizing the board to adopt policies, regulations, and a fire-prevention code; providing for liberal construction; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Saunders—

SB 2632—A bill to be entitled An act relating to Lehigh Acres Fire Control and Rescue District, Lee County; providing for deannexation of certain lands currently included within the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Saunders—

SB 2634—A bill to be entitled An act relating to the South Trail Fire Protection and Rescue Service District, Lee County; providing for deannexation of certain lands currently included within the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Cowin—

SB 2636—A bill to be entitled An act relating to Lake County; establishing the boundary between Lake Harris and Little Lake Harris; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

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

CS for SB 104—A bill to be entitled An act relating to buildings; requiring the Florida Building Commission to develop building code provisions to facilitate the rehabilitation and use of existing structures; requiring the commission to identify legislative changes required to implement code provisions; requiring a report to the Legislature; amending s. 399.01, F.S.; requiring that elevator service maintenance contracts be made available to the Department of Business and Professional Regulation upon request for oversight purposes; revising qualifications for an elevator certificate of competency; amending s. 399.02, F.S.; providing that each elevator owner is responsible for inspections; eliminating a requirement that the department review service maintenance contracts and determine whether they ensure safe operation; amending s. 399.03, F.S.; providing additional requirements for issuance of elevator permits; providing requirements for original inspection reports; providing for temporary operation inspections; amending s. 399.049, F.S.; revising grounds for suspension or revocation of certification or registration; amending s. 399.061, F.S.; eliminating an exception to an annual inspection requirement; revising reporting requirements; amending s. 399.07, F.S.; extending the period of validity of certificate of operation from 1 to 2 years; eliminating a fee and provisions for deposit of fees; amending s. 399.105, F.S.; eliminating a restriction on issuance of a fine; amending s. 399.106, F.S.; conforming a reference to a committee; amending s. 399.125, F.S.; eliminating a reporting requirement; amending s. 399.13, F.S.; amending s. 468.603, F.S.; defining and redefining terms applicable to building code administrators and inspectors; amending s. 468.604, F.S.; prescribing responsibilities of public educational building code enforcement officials; amending s. 468.605, F.S.; providing for an educational building code administrator member of the Florida Building Code Administrators and Inspectors Board; amending s. 468.609, F.S.; providing qualifications for examination as a public building code inspector, public educational plans examiner, and public educational building code administrator; providing for issuance of provisional certificates; amending s. 468.613, F.S.; providing for coordination of programs of the Department of Education; amending s. 468.627, F.S.; exempting certain employees of educational boards from payment of application or examination fees; allowing local government that assumes elevator inspection duties to hire private inspectors to conduct inspections; amending s. 509.072, F.S.; requiring the Department of Business and Professional Regulation to separately account for the funds collected for the inspection of elevators in the Hotel and Restaurant Trust Fund; amending s. 553.73, F.S.; revising provisions governing local government amendments to the technical provisions of the Florida Building Code; amending s. 553.74, F.S.; revising eligibility for membership on the Florida Building Commission; amending s. 604.50, F.S.; redefining the term “nonresidential farm building” for purposes of an exemption from the Florida Building Code; providing effective dates.

By the Committee on Judiciary; and Senator Cowin—

CS for SJR 162—A joint resolution proposing an amendment to Section 12 of Article V and the creation of Section 26 of Article XII of the State Constitution relating to the Judicial Qualifications Commission.

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

CS for SB 280—A bill to be entitled An act relating to administrative procedures; amending s. 57.111, F.S.; increasing the limitation on an award of attorney’s fees and costs in an action initiated by a state agency; amending s. 120.54, F.S.; revising the Uniform Rules of Procedure; amending s. 120.569, F.S.; revising requirements for pleadings, motions, and other papers filed under the Administrative Procedure Act; providing for sanctions for noncompliance with those requirements; requiring administrative law judge to enter scheduling orders under specified circumstances; amending s. 120.57, F.S.; revising provisions relating to motions to relinquish jurisdiction; prohibiting agencies from

granting exceptions to a recommended order under specified circumstances; amending s. 120.595, F.S.; redefining the term "improper purpose" for determining an award of attorney's fees; specifying grounds for the award of attorney's fees and costs of an appeal; amending s. 120.60, F.S.; revising provisions relating to applications for licenses; amending s. 120.68, F.S.; prescribing exceptions to the prohibition against petitions challenging rules as an invalid exercise of delegated legislative authority; providing legislative intent; providing an effective date.

By the Committee on Judiciary; and Senator Wasserman Schultz—

CS for SB 410—A bill to be entitled An act relating to employment practices; amending ss. 110.105, 110.233, 112.042, and 760.10, F.S.; revising provisions relating to state employment policy, career service appointments, county and municipal employment, and unlawful employment practices, to provide that discrimination on the basis of sex includes discrimination on the basis of pregnancy, childbirth, or related medical conditions; providing a limitation with respect to employer health insurance benefits; reenacting ss. 104.31 and 760.11, F.S., to incorporate amendments to ss. 110.233 and 760.10, F.S.; providing an effective date.

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

CS for CS for SB 432—A bill to be entitled An act relating to insurance; amending s. 624.430, F.S.; providing for the department to approve insurer withdrawals upon certain conditions being satisfied; providing for the dissolution of a domestic property and casualty insurer upon approval of the surrender of the certificate of authority; granting the department rulemaking authority; amending s. 626.9541, F.S.; conforming cross-references; amending s. 631.001, F.S.; revising construction and purpose provisions; amending s. 631.011, F.S.; providing additional definitions; revising definitions; creating s. 631.015, F.S.; providing for reciprocity; creating s. 631.025, F.S.; specifying application to certain persons and entities; amending s. 631.041, F.S.; conforming a cross-reference; creating s. 631.042, F.S.; limiting application of certain time restrictions; providing for tolling certain time limitations in certain actions; amending s. 631.141, F.S.; authorizing the Department of Insurance to exercise certain third-party rights; providing an exception; amending s. 631.154, F.S.; including certain assets within provisions authorizing a receiver to take certain actions; including certain costs and expenses of the department in costs and expenses entitled to be recovered by the receiver under certain circumstances; creating s. 631.156, F.S.; providing for investigations by the department; providing department powers; authorizing the department to provide certain information in such investigations; requiring a receivership court to order expedited discovery under certain circumstances; providing penalties; creating s. 631.157, F.S.; providing for civil actions by receivers; imposing liability on certain persons or entities for certain actions; specifying amounts of damages; providing construction; providing costs and expenses entitled to be recovered by the receiver under certain circumstances; providing a time certain for bringing certain actions; creating s. 631.1571, F.S.; providing that persons serving as officers or directors of insolvent insurers may not thereafter serve as officers or directors of insurers authorized in this state; providing time restrictions; creating s. 631.3915, F.S.; authorizing the department to pursue actions for damages or recoveries; amending s. 631.54, F.S.; redefining the term "covered claim"; amending s. 631.57, F.S.; vesting the Florida Insurance Guaranty Association with the defenses of certain insolvent insurers; amending s. 631.904, F.S.; redefining the term "covered claim"; creating s. 817.2341, F.S.; specifying certain activities relating to false or misleading financial statements or supporting documents as criminal offenses; providing penalties; repealing s. 624.3101, F.S., relating to false or misleading financial statements or supporting documents; providing an effective date.

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

CS for 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.; reducing the number of convictions required for a felony DUI; requiring mandatory placement of an interlock device

under certain circumstances; providing for the forfeiture of vehicles under certain circumstances; amending conditions for conviction in cases of accident, serious bodily injury, or death; removing a cross-reference; allowing a law enforcement officer to place a person in protective custody under certain circumstances; requiring a person placed in protective custody to pay reasonable costs of evaluation and treatment under certain circumstances; amending s. 316.1932, F.S.; requiring a law enforcement officer to inform a person that refusal to submit to certain tests is a misdemeanor; 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; creating s. 316.1939, F.S.; providing a penalty for refusing to submit to a chemical or physical test of breath, urine, or blood; providing application; amending s. 327.35, F.S.; reducing the number of convictions required for a felony BUI; providing for the forfeiture of vessels under certain circumstances; amending conditions for conviction in cases of accident, serious bodily injury, or death; conforming cross-references; allowing a law enforcement officer to place a person in protective custody under certain circumstances; requiring a person placed in protective custody to pay reasonable costs of evaluation and treatment under certain circumstances; amending s. 327.352, F.S.; requiring a law enforcement officer to inform a person that refusal to submit to certain tests is a misdemeanor; 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; creating s. 327.359, F.S.; providing a penalty for refusing to submit to a chemical or physical test of breath, urine, or blood; providing application; creating s. 397.6755, F.S.; specifying grounds for which a court may determine that criteria exist for involuntary admission and treatment of certain persons; requiring payment for such evaluation and treatment from a specified fund; requiring persons placed in such involuntary custody to reimburse the provider of services 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. 932.701, F.S.; redefining the term "contraband article"; amending s. 938.07, F.S.; providing for application of a fee to persons found guilty of boating under the influence; conforming a cross-reference; amending s. 943.05, F.S.; providing for adoption of rules and forms for making DUI arrests; providing an effective date.

By the Committees on Judiciary; Comprehensive Planning, Local and Military Affairs; and Senators Posey, Mitchell and Dyer—

CS for CS for SB 1046—A bill to be entitled An act relating to actions against law enforcement officers; amending s. 111.065, F.S.; redefining the term "law enforcement officer" for purposes of the payment of costs and attorney's fees in certain actions commenced against a law enforcement officer; revising circumstances under which the employing agency of a law enforcement officer has the option of paying legal costs and attorney's fees in an action arising out of the officer's official duties; requiring that an officer's employing agency pay legal costs and attorney's fees under certain circumstances involving an emergency, imminent death or bodily harm, or the pursuit or apprehension of an offender; providing for jurisdiction relating to legal costs and attorney's fees; providing an effective date.

By the Committee on Judiciary; and Senator Jones—

CS for SB 1236—A bill to be entitled An act relating to the equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; providing that a liability incurred by forgery or unauthorized signature is a nonmarital liability; providing for attorney's fees and costs; providing an exception; providing an effective date.

By the Committees on Judiciary; Ethics and Elections; and Senator Sebesta—

CS for CS for SB 1300—A bill to be entitled An act relating to voter registration; amending s. 97.052, F.S.; authorizing the voter registration application to be reproduced; modifying information requested on the voter registration application; amending s. 97.057, F.S.; requiring the

Department of Highway Safety and Motor Vehicles to forward unsigned voter registration applications to the supervisors of elections; amending s. 97.058, F.S.; modifying a voter registration agency's duties with respect to incompleting voter registration applications; amending s. 97.071, F.S.; removing the requirement that the supervisor of election's name appear on voter identification cards; amending s. 97.1031, F.S.; providing for electors to change their address on the voter registration rolls by telephonic or electronic means; amending s. 98.0977, F.S.; providing for the removal from the registration rolls of the names of persons convicted of a felony or adjudicated mentally incompetent; providing for a hearing; reenacting ss. 97.057, 97.058, 98.015, and 98.461, F.S., to incorporate amendments to s. 97.052, F.S.; reenacting s. 97.0585, F.S., to incorporate an amendment to ss. 97.057 and 97.058, F.S.; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

CS for SB 1312—A bill to be entitled An act relating to child custody jurisdiction and enforcement; creating part IV of ch. 61, F.S., entitled the "Uniform Child Custody Jurisdiction and Enforcement Act"; providing purposes; providing definitions; specifying proceedings not governed by the act; providing application to Indian tribes; providing international application of the act; providing the effect of a child custody determination; providing priority for questions jurisdiction under the act; providing for notice to persons outside the state; providing for appearance at proceedings and limited immunity; providing for communication between courts of this state and courts of other states; providing for taking testimony in another state; providing for cooperation between courts and the preservation of records; providing for initial child custody jurisdiction; providing for exclusive, continuing jurisdiction; providing for jurisdiction to modify a child custody determination; providing for temporary emergency jurisdiction; providing for notice, opportunity to be heard, and joinder; providing procedures with respect to simultaneous proceedings; providing for determination of an inconvenient forum; providing procedures for a court to decline jurisdiction by reason of conduct; specifying information to be submitted to the court; providing for the appearance of the parties and the child at proceedings; providing definitions relating to enforcement; providing for enforcement under the Hague Convention; providing duty of the court to enforce child custody determinations of a court of another state; providing for temporary visitation; providing for registration of out-of-state child custody determinations; providing for enforcement of registered determinations; providing procedures with respect to simultaneous proceedings; providing for expedited enforcement of a child custody determination; providing for service of petition and order; providing for hearing and order; providing for issuance of a warrant to take physical custody of a child under certain circumstances; providing for award of costs, fees, and expenses to the prevailing party; providing for recognition of enforcement orders of a court of another state; providing for appeals; providing for actions by the state attorney; providing for actions by law enforcement officers; providing for assessment of costs and expenses incurred by the state attorney and law enforcement officers; providing for application and construction of the act; providing severability; providing for transition; amending s. 61.13, F.S.; conforming a reference; providing for the posting of a bond with respect to certain orders of child custody or visitation; providing criteria for the court to use in assessing the need for a bond; providing for forfeiture of the bond under certain circumstances; providing for the posting of a bond with respect to certain orders of child custody or visitation; providing criteria for the court to use in assessing the need for a bond; providing for forfeiture of the bond under certain circumstances; amending ss. 39.502 and 741.30, F.S.; conforming references and cross references; repealing ss. 61.1302, 61.1304, 61.1306, 61.1308, 61.131, 61.1312, 61.1314, 61.1316, 61.1318, 61.132, 61.1322, 61.1324, 61.1326, 61.1328, 61.133, 61.1332, 61.1334, 61.1336, 61.1338, 61.134, 61.1342, 61.1344, 61.1346, and 61.1348, F.S., relating to the "Uniform Child Custody Jurisdiction Act"; reenacting s. 44.102, F.S., to incorporate an amendment to s. 61.13, F.S.; providing an effective date.

By the Committees on Health, Aging and Long-Term Care; Comprehensive Planning, Local and Military Affairs; and Senators Mitchell and Lawson—

CS for CS for SB 1374—A bill to be entitled An act relating to small counties; amending s. 212.055, F.S.; allowing small counties having a specified population to levy an indigent care surtax; providing procedures; providing uses of the surtax; providing a maximum tax rate;

amending s. 336.025, F.S.; authorizing municipalities within small counties to use revenues from a local option fuel tax to fund infrastructure projects that are consistent with the comprehensive plan; providing an effective date.

By the Committees on Health, Aging and Long-Term Care; Banking and Insurance; and Senators Posey and Peaden—

CS for CS for SB 1412—A bill to be entitled An act relating to prescription drug claim identification cards; creating s. 627.4302, F.S.; providing intent; requiring certain entities to provide a benefits identification card by a date certain for specified purposes under certain circumstances; providing an exception; specifying required information; providing for temporary stickers for annual renewal cards; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

CS for SB 1518—A bill to be entitled An act relating to adoption; amending ss. 63.102, 63.122, F.S.; providing that a plea for termination of parental rights and for adoption may be combined in a single petition and considered by the court during a single hearing if the adoption is by a stepparent and the parent whose rights are to be terminated has executed a consent; amending s. 63.192, F.S.; providing for a court to recognize a foreign judgment concerning an adoption upon a finding that the foreign order is authentic; providing that such finding entitles the adoptee to a certificate of foreign birth; providing an effective date.

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

CS for 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.

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

CS for SB 1582—A bill to be entitled An act relating to transportation; amending s. 334.30, F.S.; providing for public-private transportation facilities; eliminating the requirement that the Legislature approve such facilities; providing requirements for the use of funds from the State Transportation Trust Fund; providing requirements with respect to proposals; requiring the Department of Transportation to request proposals for certain contracts; providing for specific project approval by the Legislature for certain projects; authorizing the Department of Transportation to create certain corporations; authorizing such corporations to issue bonds; authorizing the department to lend certain funds to such corporations; authorizing the department to adopt rules; repealing s. 348.0004(2)(m), F.S., relating to private entity proposals for transportation projects; amending s. 348.0004, F.S.; establishing a process enabling certain expressway authorities to participate in public-private partnerships to build, operate, own, or finance certain transportation facilities; specifying the expressway authority's role in such projects and providing rulemaking authority; requiring an expressway authority to request proposals for certain contracts; providing for the assessment of tolls; providing for creation of certain tax-exempt, public-purpose corporations; authorizing such corporations to issue bonds; providing an effective date.

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

CS for 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.

By the Committee on Judiciary; and Senator Burt—

CS for SB 1642—A bill to be entitled An act relating to public records; exempting from public-records requirements complaints filed with the Statewide Complaint Receipt and Referral Center; providing guidelines for the use of such information; providing for public necessity; exempting from public-records requirements the name of any student who reports the presence of illegal drugs, weapons, or firearms on or off any school campus or who reports impending or suspected activities that may result in injury to any person on or off any school campus; providing guidelines for the use of such information; providing a finding of public necessity; providing effective dates.

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

CS for SB 1686—A bill to be entitled An act relating to substance abuse and mental health programs; amending s. 394.4574, F.S.; requiring districts within the Department of Children and Family Services to hold publicly announced meetings to solicit input from assisted living facilities; specifying additional requirements for district plans; amending s. 394.74, F.S.; authorizing the department to use case rates or per capita contracts in contracting for the provision of services for local substance abuse and mental health programs; specifying additional requirements relating to such contracts; providing an effective date.

By the Committee on Judiciary; and Senator Diaz de la Portilla—

CS for SB 1800—A bill to be entitled An act relating to district courts of appeal; amending s. 35.01, F.S.; specifying minimum membership of district courts of appeal; providing construction and application; providing criteria for selecting judges to fill vacancies; requesting district courts of appeal judicial nominating commissions to adopt uniform rules of procedure; providing an effective date.

By the Committee on Children and Families; and Senators Peaden and Crist—

CS for SB 1824—A bill to be entitled An act relating to sexually violent offenders; amending s. 394.913, F.S.; requiring the agency with jurisdiction over a person convicted of a sexually violent offense to provide earlier notice of the offender's anticipated release; revising the time for preparing the assessment as to whether the offender is a sexually violent predator; amending s. 394.917, F.S.; requiring detainees to be segregated from other patients; amending s. 394.929, F.S.; revising a catchline; providing an effective date.

By the Committee on Commerce and Economic Opportunities; and Senators King and Klein—

CS for SB 1844—A bill to be entitled An act relating to technology development; creating s. 240.72, F.S.; creating the "Florida Technology

Development Act"; defining terms; creating the Emerging Technology Commission; providing for membership, powers, and duties of the commission; providing for Florida Research Consortium, Inc., to report to the commission regarding factors contributing to the success of the creation of a center of excellence; requiring the commission to develop and approve criteria for evaluating proposals related to the creation of centers of excellence; requiring the commission to solicit such proposals from state universities; requiring the commission to submit recommended plans to the State Board of Education for establishing centers of excellence in the state; providing for the State Board of Education to develop and approve a final plan for establishing centers of excellence in the state and authorize expenditures for plan implementation; providing commission reporting requirements; providing an expiration date; providing an appropriation for commission staff support and certain administrative expenses; providing an effective date.

By the Committee on Transportation; and Senator Miller—

CS for SB 1872—A bill to be entitled An act relating to vehicle weight violations; amending s. 316.545, F.S.; providing penalty provisions for weight violations; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senator Crist—

CS for CS for SB 1974—A bill to be entitled An act relating to crime victims; creating s. 960.0021, F.S.; providing legislative findings; providing for an advisement from the court to the victim of a crime with respect to the rights of victims; providing for the display of a poster containing information concerning the rights of crime victims; requiring the Department of Legal Affairs to provide such posters to the courts; providing that such advisement is only for the benefit of crime victims; providing that failure to provide such advisement shall not affect the validity of any hearing, conviction, or sentence; providing that the circuit court administrator will make certain information available to the Clerk of Court; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 1992—A bill to be entitled An act relating to high-speed rail transportation; amending s. 341.822, F.S.; revising and providing additional powers and duties of the authority; amending s. 341.823, F.S.; revising the criteria for assessment and recommendations with respect to the establishment of the high-speed rail system; amending s. 341.824, F.S.; specifying types of technical, scientific, or other assistance to be provided by the Department of Community Affairs and the Department of Environmental Protection; creating s. 341.827, F.S.; providing for determination of service areas and the order of system segment construction; creating s. 341.831, F.S.; authorizing the authority to pre-qualify interested persons or entities prior to seeking proposals for the design, construction, operation, maintenance, and financing of the high-speed rail system; providing for the establishment of qualifying criteria; creating s. 341.832, F.S.; authorizing the authority to develop and execute a request for qualifications process; creating s. 341.833, F.S.; authorizing the authority to develop and execute a request for proposals process to seek a person or entity to design, build, operate, maintain, and finance a high-speed rail system; creating s. 341.836, F.S.; authorizing the authority to study the development of associated developments; providing requirements of associated developments; creating s. 341.837, F.S.; providing for payment of expenses incurred in carrying out the act; creating s. 341.839, F.S.; providing that the act is supplemental and additional to powers conferred by other laws; creating s. 341.843, F.S.; providing that inconsistent provisions of other laws are superseded; providing an effective date.

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

CS for SB 2132—A bill to be entitled An act relating to the Florida Retirement System; amending s. 110.123, F.S.; redefining the term "retired state officer or employee" or "retiree" to include an officer or em-

ployee who retires under the Public Employee Optional Retirement Program under certain circumstances; amending s. 110.205, F.S.; granting senior management service benefits to county health department directors and administrators; amending ss. 121.052, 121.055, and 121.071, F.S.; making the date for payment of retirement contributions consistent under the Florida Retirement System defined benefit and defined contribution programs; providing eligibility of certain officials for membership in the Senior Management Service Class of the Florida Retirement System; amending s. 121.35, F.S.; authorizing contributions to the optional retirement program in the form of rollovers or direct trustee-to-trustee transfers; expanding the methods for disbursing benefits; amending s. 121.4501, F.S., relating to the Public Employee Optional Retirement Program; updating definitions; establishing dates on which present value calculations are based; conforming election provisions for local government employees to provisions applicable to other employees; providing for the effective date of enrollment for certain employers; providing for the transfer of contributions under certain circumstances; transferring certain provisions relating to payment of benefits to s. 121.591, F.S., as created in the act; amending s. 121.571, F.S., relating to employer contributions to the Public Employee Optional Retirement Program; adjusting rates; making the date for payment of retirement contributions consistent under the Florida Retirement System defined benefit and defined contribution programs; creating s. 121.591, F.S., relating to benefits payable under the Public Employee Optional Retirement Program; providing for payment of the normal benefit upon termination; providing for disability retirement benefits; providing for transfer of certain funds; specifying eligibility requirements; providing procedure and required documentation; providing for computation of the disability benefit; providing for reapplication; providing for membership; providing an option to cancel; providing for reexamination and other matters relating to recovery from disability; providing nonadmissible causes of disability; providing for disability retirement of justices or judges; providing for payment of death benefits; providing for spousal notification in certain cases; updating death benefit distribution provisions to conform to recent changes in federal law; providing protection of benefits from assignment, execution, etc.; providing a declaration of important state interest; authorizing the Department of Management Services to contract with a private company to administer the disability benefit program; authorizing the department to provide for an alternative method to administer and fund disability benefits; requiring the department to seek a private letter ruling from the Internal Revenue Service with respect to the disability retirement program; providing rulemaking authority; providing an effective date.

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

CS for SB 2208—A bill to be entitled An act relating to pawnbroking; amending s. 539.001, F.S.; requiring certain classroom education as a condition of licensure; providing reporting and recordkeeping requirements; prohibiting certain acts by licensees and applicants; providing penalties; providing effective dates.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 2224—A bill to be entitled An act relating to the issuance of drivers' licenses; amending s. 322.01, F.S.; defining the term "county tax collector" to mean an authorized agent of the Department of Highway Safety and Motor Vehicles; amending ss. 322.03, 322.05, F.S., relating to the issuance of drivers' licenses; authorizing the county tax collector to issue drivers' licenses; prohibiting the county tax collector from issuing licenses to certain persons; amending s. 322.051, F.S.; authorizing the county tax collector to issue identification cards; providing for the tax collector to retain the fee; amending s. 322.059, F.S.; providing for a driver's license to be surrendered to the county tax collector; amending ss. 322.07, 322.09, F.S.; authorizing the county tax collector to issue instruction permits and temporary licenses; amending s. 322.091, F.S., relating to requirements for school attendance; conforming provisions to changes made by the act; amending s. 322.12, F.S.; authorizing the county tax collector to perform driver's license examinations; providing for the tax collector to retain a portion of the fee; amending ss. 322.121, 322.13, 322.14, F.S., relating to reexaminations and examiners; conforming provisions to changes made by the act; amending ss. 322.141, 322.142, 322.161, 322.1615, F.S., relating to the color and types of licenses; conforming provisions to changes made by the act; amending s.

322.17, F.S.; authorizing the county tax collector to issue duplicate and replacement licenses and change-of-address stickers; providing for the tax collector to retain a portion of the fee; amending s. 322.18, F.S., relating to license applications and expiration of licenses; conforming provisions to changes made by the act; amending s. 322.20, F.S.; requiring the county tax collector to maintain certain records; amending s. 322.21, F.S.; requiring that the county tax collector provide personnel to perform the duties specified under the act; providing for the county tax collector to retain a portion of certain fees; amending s. 322.221, F.S.; authorizing the county tax collector to require reexamination of a licensed driver; amending s. 322.251, F.S.; providing for a cancelled, suspended, or revoked driver's license to be surrendered to the county tax collector; amending s. 322.282, F.S.; providing for the county tax collector to issue a temporary driver's permit under certain circumstances; amending s. 322.32, F.S., relating to penalties imposed for failure to surrender a driver's license; conforming provisions to changes made by the act; providing for an effective date.

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

CS for SB 2226—A bill to be entitled An act relating to surgical first assistants; amending s. 395.002, F.S.; providing a definition; amending s. 395.0197, F.S.; revising a required component of internal risk management programs to include requirements for the use of surgical first assistants; creating ss. 627.64165, 627.6572, F.S.; requiring health insurance policies to provide coverage for the medically necessary services of a surgical first assistant selected by the primary surgeon to assist in a covered surgical procedure; amending s. 641.31, F.S.; requiring health maintenance contracts to provide coverage for the medically necessary services of a surgical first assistant selected by a primary surgeon contracted with the health maintenance organization to assist in a covered surgical procedure; providing applicability to new or renewed policies and contracts; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Commerce and Economic Opportunities; and Senators Saunders and Crist—

CS for CS for SB 2242—A bill to be entitled An act relating to economic development; creating s. 288.1254, F.S.; creating a program under which certain producers of motion pictures, television programs, and commercials and certain digital effects companies shall be reimbursed for expenditures made in this state; providing a purpose and legislative findings for such program; prescribing limits on reimbursement; providing duties of the Office of Tourism, Trade, and Economic Development and the Office of Film and Entertainment; providing for rules; providing penalties for fraudulent claims for reimbursement; providing an appropriation; providing an effective date.

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

CS for SB 2246—A bill to be entitled An act relating to hospitals and health care facilities; creating s. 381.0047, F.S.; providing legislative intent; providing definitions; providing requirements for treatment for survivors of rape; providing for counseling and for oral and written information about pregnancy prevention prophylaxis; providing for immediate access to medically appropriate pregnancy prevention prophylaxis, if requested; providing applicability; providing an effective date.

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

CS for SB 2276—A bill to be entitled An act relating to agriculture education and promotion facilities; creating s. 288.1175, F.S.; providing that the Department of Agriculture and Consumer Services shall be the state agency for screening applicants for state funding and certification as an agriculture education and promotion facility; providing for rules; providing definitions; providing criteria for applicants; providing for

evaluation by the department; providing criteria; prohibiting the expenditure of funds to develop or subsidize privately owned facilities; providing an exception; providing an effective date.

By the Committees on Agriculture and Consumer Services; Comprehensive Planning, Local and Military Affairs; and Senators Mitchell, Lawson and Peaden—

CS for CS for SB 2286—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 316.640, F.S.; eliminating certain limitations on the authority of the Office of Agricultural Law Enforcement; amending s. 570.073, F.S.; specifying duties of the Office of Agricultural Law Enforcement with respect to its jurisdiction over violations of law which threaten the security and safety of agriculture and consumer services; authorizing the office to enforce civil traffic offenses and laws relating to the responsibilities of the Commissioner of Agriculture; specifying that officers within the department have the full powers granted to other peace officers of this state; authorizing the commission to appoint part-time, reserve, or auxiliary law enforcement officers; amending s. 163.05, F.S.; revising legislative findings; providing criteria for contracts between the Commissioner of Agriculture and program providers; deleting responsibilities of the Legislative Committee on Intergovernmental Relations; authorizing the Commissioner of Agriculture to award contracts to provide assistance to small counties; requiring the Commissioner of Agriculture to provide fiscal oversight; providing an appropriation; providing an effective date.

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

CS for SB 2294—A bill to be entitled An act relating to patient safety; creating the Patient Safety Improvement Act; providing legislative intent; providing definitions; creating the Florida Center for Patient Safety at the University of South Florida and the Florida State University; requiring the center to coordinate research concerning patient safety; requiring that the center conduct research, perform evaluations, and provide technical assistance to health care providers, patient and their families, and policymakers; requiring the center to establish a State Patient Safety Database to use in analyzing and disseminating information; requiring that the center establish a process for health care providers to report data on patient safety; providing that information received by the center which is exempt from disclosure under the public-records law remains confidential; providing an effective date.

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

CS for SB 2372—A bill to be entitled An act relating to arthritis prevention and education; creating s. 385.210, F.S.; creating the “Arthritis Prevention and Education Act”; providing legislative findings; providing purposes; directing the Department of Health to establish an arthritis prevention and education program; requiring the department to conduct a needs assessment; providing for establishment of an advisory panel on arthritis; providing for implementation of a public awareness effort; providing for funding through contributions; directing the Secretary of Health to seek federal waivers as necessary to maximize federal funding; providing an effective date.

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

CS for SB 2428—A bill to be entitled An act relating to economically distressed communities; amending s. 288.901, F.S.; expanding the membership of the board of directors of Enterprise Florida, Inc., to include certain economic development or community development representatives; amending s. 288.9015, F.S.; revising duties of Enterprise Florida, Inc., relating to economic development in certain communities; providing legislative findings and intent regarding economically distressed communities; prescribing duties and activities of Enterprise Florida,

Inc., relating to economically distressed communities; requiring information on such duties and activities to be included in the annual report of Enterprise Florida, Inc.; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

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

<i>Office and Appointment</i>	<i>For Term Ending</i>
Construction Industry Licensing Board	
Appointees: Del Vecchio, Paul J., Boca Raton	10/31/2005
Holloway, Raymond R., Altamonte Springs	10/31/2005
Board of Directors, Enterprise Florida, Inc.	
Appointee: Lacher, Joseph P., Miami	07/01/2002
[Referred to the Committee on Ethics and Elections.]	
Board of Trustees, University of South Florida	
Appointee: Swygert, Haywood Patrick, Washington	06/30/2004
[Referred to the Committees on Education; and Ethics and Elections.]	

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 165, HB 465; has passed as amended HB 439, CS for HB 459, HB 477 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Paul and others—

HB 165—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.24, F.S.; increasing the amount of the exemption provided under s. 3(b), Art. VII of the State Constitution for certain disabled ex-service members; providing an effective date.

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

By Representative Baxley and others—

HB 465—A bill to be entitled An act relating to determination of resident status for tuition purposes; amending s. 240.1201, F.S.; providing for classification as residents of dependent children of certain active duty members of the Armed Services; providing an effective date.

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

By Representative Stansel and others—

HB 439—A bill to be entitled An act relating to educational benefits for dependent children of military personnel; creating s. 295.0185, F.S.; providing educational opportunity at state expense for dependent children of military personnel who died or suffered a service-connected 100-

percent total and permanent disability in Operation Enduring Freedom; specifying documentation which constitutes proof of eligibility for such benefits; amending s. 295.02, F.S.; revising the eligibility age for dependent children of certain military personnel to receive educational benefits; providing an effective date.

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

By the Council for Lifelong Learning; and Representative Kilmer and others—

CS for HB 459—A bill to be entitled An act relating to the Florida Bright Futures Scholarship Program; amending ss. 240.40201 and 240.40202, F.S.; providing eligibility requirements for students who enter the military service; providing for reinstatement of awards; creating s. 240.40215, F.S.; providing for Florida Bright Futures Scholarship awards for students attending United States military service academies; providing for the issuance of warrants; providing an effective date.

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

By Representative Baker—

HB 477—A bill to be entitled An act relating to road designations; 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”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 6 was corrected and approved.

CO-SPONSORS

Senators Cowin—SB 952, SB 2210; Dyer—SB 1996, SB 2236; Jones—CS for SB 1542; Miller—CS for SB 1542; Posey—SB 972, CS for SB 2262; Sebesta—CS for SB 1542; Villalobos—SB 722

RECESS

On motion by Senator Lee, the Senate recessed at 12:43 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, March 13.