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REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, December 6, 2001: HB 69-C, HB 25-C, SB 80-C, SB 64-C, CS for SB 66-C

Respectfully submitted,
Tom Lee, Chairman

The Committee on Appropriations recommends the following pass: HB 25-C, HB 69-C

The Committee on Criminal Justice recommends the following pass: SB 56-C with 2 amendments

The Committee on Finance and Taxation recommends the following pass: SB 64-C, SB 80-C

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 66-C

The bill with committee substitute attached was placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Holzendorf—

SB 84-C—A bill to be entitled An act relating to public school funding; authorizing equalized nonvoted capital improvement millage to be expended for operations in fiscal year 2001-2002; providing for the use of other funds; providing for repeal; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

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

CS for SB 66-C—A bill to be entitled An act transferring and reassigning divisions, functions, and responsibilities of the Department of Labor and Employment Security; providing for a type two transfer of the Division of Workers' Compensation to the Department of Insurance; providing for a type two transfer of workers' compensation medical services to the Agency for Health Care Administration; providing for a type

two transfer of workers' compensation rehabilitation and reemployment services to the Department of Education; providing for a type two transfer of the administration of child labor laws to the Department of Business and Professional Regulation; providing for comparable pay grades for the transferred positions; authorizing the Department of Insurance to reorganize positions within the department and establish regional offices; authorizing the Department of Insurance to enter into contracts; providing for existing contracts to be subject to review and cancellation; providing for a type two transfer of certain functions of the Office of the Secretary and the Office of Administrative Services of the Department of Labor and Employment Security relating to labor organizations and migrant and farm labor registration to the Department of Business and Professional Regulation; providing for a type two transfer of other workplace regulation functions to the Department of Business and Professional Regulation; providing for the transfer of the Unemployment Appeals Commission to the Agency for Workforce Innovation by a type two transfer; providing for the transfer of the Office of Information Systems to the State Technology Office by a type two transfer; requiring the State Technology Office and the Department of Insurance to determine whether it is feasible to transfer ownership of the Workers' Compensation Integrated System to the Department of Insurance; authorizing the Department of Banking and Finance, in conjunction with the Office of the Attorney General, to use unexpended funds to settle certain claims; providing for the continuation of contracts or agreements of the Department of Labor and Employment Security; providing for a successor department, agency, or entity to be substituted for the Department of Labor and Employment Security as a party in interest in pending proceedings; exempting specified state agencies, on a temporary basis, from provisions relating to procurement of property and services and leasing of space; authorizing specified state agencies to develop temporary emergency rules relating to the implementation of this act; transferring the position of General Counsel of the Department of Labor and Employment Security to the Department of Insurance by a type two transfer; amending s. 20.13, F.S.; establishing the Division of Workers' Compensation within the Department of Insurance; amending s. 440.02, F.S.; providing a definition for the term "agency"; conforming definitions of "department" and "division" to the transfer of the Division of Workers' Compensation; amending ss. 440.021, 440.05, 440.09, 440.10, 440.102, 440.103, 440.105, 440.106, 440.107, 440.108, 440.125, F.S.; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.13, F.S., relating to medical services and supplies under the workers' compensation law; reassigning certain functions from the Division of Workers' Compensation to the Agency for Health Care Administration; conforming agency references to reflect the transfer of the Division of Workers' Compensation; amending ss. 440.134, 440.14, 440.15, 440.185, 440.191, 440.192, 440.1925, F.S.; conforming provisions to changes made by the act; amending s. 440.20, 440.207, 440.211, F.S., relating to payment of compensation; conforming provisions to changes made by the act; amending s. 440.24, F.S.; providing for the sale of securities on deposit to satisfy a compensation order; amending ss. 440.25, 440.271, F.S., relating to mediation, hearings, and appeals; conforming provisions to changes made by the act; amending ss. 440.345, 440.35, F.S., relating to the reporting of attorney's fees and employer records of injury or death; conforming provisions to changes made by the act; amending s. 440.38, F.S.; transferring operation of provisions requiring the securing of payment of compensation by employers from the Division of Workers' Compensation of the Department of Labor and Employment Security to the Florida Self-Insurer's Guaranty Association, Incorporated, and the Department of Insurance; revising and clarifying requirements and procedures; providing powers and duties of the association and the departments; providing for allocation or payment of state funds to the association for certain purposes; providing rulemaking authority; amending s. 440.381, F.S., relating to audits of payroll and classifications; conforming provisions to changes made by the act; amending s. 440.385, F.S.; revising and clarifying provisions relating to the association's creation, board of directors, powers and

the act; amending s. 440.385, F.S.; revising and clarifying provisions relating to the association's creation, board of directors, powers and duties, insolvency fund, and plan of operation; providing additional powers of the association; transferring the powers and duties of the Department of Labor and Employment Security relating to the association to the Department of Insurance and revising such powers and duties; providing additional powers and duties of the Department of Insurance; providing for oversight of the association by the department; deleting certain provisions relating to detection and prevention of employer insolvencies; amending s. 440.386, F.S.; providing parity for the association with the Department of Insurance relating to proceedings for delinquency, liquidation, and conservation of assets; amending ss. 440.40, 440.41, 440.42, F.S., relating to employers posting notice of compensation, substitution of carriers for employers with respect to notice and the effect of an order, and expiration of insurance policies; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.44, F.S., relating to the administration of the Workers' Compensation Law; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.49, F.S., relating to the Special Disability Trust Fund; conforming references to reflect the transfer of the Division of Workers' Compensation; reassigning responsibility for a report on the Special Disability Trust Fund to the Department of Insurance; amending s. 440.491, F.S., relating to the reemployment of injured workers; conforming references to the transfer of rehabilitation and reemployment services to the Department of Education; amending ss. 440.50, 440.51, 440.52, F.S., relating to the Workers' Compensation Administration Trust Fund, expenses of administration, and certain responsibilities of insurance carriers; conforming references to reflect the transfer of the Division of Workers' Compensation; amending s. 440.525, F.S., relating to the examination of carriers; conforming agency references to the transfer of programs from the Department of Labor and Employment Security to the Department of Insurance; amending ss. 440.572, 440.59, 440.591, 440.593, F.S., relating to authorization to self-insure, reporting requirements, and rulemaking authority; conforming provisions to changes made by the act; amending s. 443.012, F.S.; providing for the Unemployment Appeals Commission to be created within the Agency for Workforce Innovation rather than the Department of Labor and Employment Security; conforming provisions; amending s. 443.036, F.S.; conforming the definition of "commission" to the transfer of the Unemployment Appeals Commission to the Agency for Workforce Innovation; amending s. 447.02, F.S.; conforming the definition of "department" to the transfer of the regulation of labor organizations to the Department of Business and Professional Regulation; amending s. 447.305, F.S.; providing that notification of registrations and renewals of registration shall be furnished to the Department of Business and Professional Regulation, to conform; amending s. 450.012, F.S.; conforming the definition of "department" to the transfer of the regulation of child labor to the Department of Business and Professional Regulation; amending s. 450.191, F.S., relating to the duties of the Executive Office of the Governor with respect to migrant labor; conforming provisions to changes made by the act; amending s. 450.28, F.S.; conforming the definition of "department" to the transfer of the regulation of farm labor to the Department of Business and Professional Regulation; amending s. 627.0915, F.S.; conforming departmental references to changes made by the act; amending ss. 110.205, 112.19, 112.191, 121.125, 122.03, 238.06, 440.10, 440.104, 440.14, F.S., to conform; repealing s. 20.171, F.S., relating to the establishment and the authority

and organizational structure of the Department of Labor and Employment Security; repealing s. 440.4416, F.S., relating to the Workers' Compensation Oversight Board; providing for severability; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable John M. McKay, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 99-C and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Fiorentino—

HB 99-C—A bill to be entitled An act relating to public school funding; authorizing equalized nonvoted capital improvement millage to be expended for operations in fiscal year 2001-2002; providing for the use of other funds; providing an appropriation; providing for repeal; providing an effective date.

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

RETURNING MESSAGES ON HOUSE BILLS

The Honorable John M. McKay, President

I am directed to inform the Senate that the Speaker has appointed the following representatives to the Conference Committee on HB 13-C: Representative Lynn, Chair; Representatives Baxley, Melvin and Stansel.

John B. Phelps, Clerk

HB 13-C—A bill to be entitled An act relating to public school funding; creating the "School District Flexibility Act of 2001"; providing for school district flexibility in the 2001-2002 fiscal year expenditure of specified funds appropriated in ch. 2001-253, Laws of Florida; providing for reports; authorizing equalized nonvoted capital improvement millage to be expended for operations in fiscal year 2001-2002; providing for repeal; repealing paragraph 7 of proviso language for Specific Appropriation 118, ch. 2001-253, Laws of Florida, which provides for calculation of a minimum guaranteed level of funding for school districts; amending s. 235.187, F.S.; to provide for district loans of Classrooms First Program funds; providing an effective date.