



# Journal of the Senate

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## CALL TO ORDER

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

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Excused: Senator Bullard

## PRAYER

The following prayer was offered by Father John Caulfield, St. Joseph's Catholic Church, Lakeland:

Good morning, Lord. It is good for us to be here at this somber time in the history of our human family, for there is much that is fragile in our world. There is a need for healing and reconciliation. Lord, we turn to you from deep in our hearts.

We ask that your blessing be upon each and every one of us this morning across the face of the earth and over this august body. Lord, as we ask your blessing, we are reminded that everyone on the face of the earth is our sister and our brother, sacred before you and we pray sacred before all of us. Lord, let us truly be responsible as we are responsible to you. Lord, in our relationships, in our service, in our compassion and our care. Lord, let the deliberations of the members of the Senate today and the leadership of our state be guided by the gift of wisdom from on high. Let the spirit of wisdom touch each one here and all whom they serve.

Lord, from the words of St. Francis of Assisi:

“Make us instruments of Your peace.  
Where there is hatred, let us sow love;  
where there is injury, pardon;  
where there is doubt, faith;  
where there is despair, hope;

where there is darkness, light;  
where there is sadness, joy.”

“Divine Master, grant that we may not so much seek to be consoled as to console; to be understood as to understand; to be loved as to love; For it is in giving that we receive; it is in pardoning that we are pardoned; and it is in dying that we are born again to eternal life.” Amen.

## PLEDGE

Senate Pages Ashley Elizabeth Cook and Jennifer R. Elliott of Jacksonville, Jacqueline Goodman of Pensacola and Arthur Register of Altamonte Springs, 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. Harvey Rohlwing of Gainesville, sponsored by Senator Smith, as doctor of the day. Dr. Rohlwing specializes in Emergency Medicine.

## ADOPTION OF RESOLUTIONS

At the request of Senator Saunders—

By Senator Saunders—

**SR 104**—A resolution commending Kyra Platt for her outstanding performance at the AAU Junior Olympic Games.

WHEREAS, the State of Florida has produced many fine athletes, of whom Floridians are very proud, and

WHEREAS, one of our finest is gymnast Kyra Platt of Lee County, Florida, and

WHEREAS, Kyra and her teammates on the Coast Elite Gymnastic girls' team recently competed at the AAU Junior Olympic Games, held in Knoxville, Tennessee, from August 7 to 11, 2002, and

WHEREAS, Kyra Platt earned first place all-around in the 8-11 age group, making her the National Champion, and

WHEREAS, Kyra also earned the All-American Award with a 37.85 all-around score and two gold medals, and

WHEREAS, she is a source of pride to her parents, her friends, and her many well-wishers in the Florida Senate and in the State of Florida, NOW, THEREFORE,

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

That the Florida Senate commends Kyra Platt for the outstanding gymnastic performance that earned for her the All-American Award, two gold medals, and the title of National Champion at the 2002 AAU Junior Olympic Games in Knoxville, Tennessee, and wishes her continued success in achieving her goals.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Kyra Platt as a tangible token of the sentiments expressed herein.

—SR 104 was introduced, read and adopted by publication.

At the request of Senator Saunders—

By Senators Saunders and Fasano—

**SR 106**—A resolution designating September 2003 as Ovarian Cancer Awareness Month in Florida and commending the Ovarian Cancer Alliance of Florida.

WHEREAS, approximately 23,000 women are diagnosed with ovarian cancer in the United States every year, and, for 70 percent of those women, the disease is in the advanced stages when detected, and

WHEREAS, ovarian cancer is the most deadly gynecological cancer because it is usually diagnosed in its late stages, when it is more difficult to treat, and

WHEREAS, the overall 5-year survival rate is less than 50 percent, and these figures have shown only minimal improvement over the last 15-25 years, and

WHEREAS, if diagnosed and treated at an early stage, 90-95 percent of women diagnosed with ovarian cancer will be alive 5 years later, and

WHEREAS, the incidence of such cancer increased between 1985 and 1995, with a 30-percent increase in the number of cases diagnosed and an 18-percent increase in the number of ovarian cancer deaths reported in the United States, and

WHEREAS, the risks and symptoms of ovarian cancer are not well-known by the public, and

WHEREAS, it has been predicted that ovarian cancer will reach epidemic proportions as the population ages because advancing age is one of the known risk factors for the development of this disease, and

WHEREAS, the Ovarian Cancer Alliance of Florida-Gulf Coast is dedicated to dispelling myths and misunderstandings about this disease and is actively engaged in programs to save women’s lives by raising awareness of ovarian cancer and by promoting education regarding its risks and symptoms, and

WHEREAS, it is appropriate for all the residents of this state to learn more about ovarian cancer and to recognize the efforts of the Ovarian Cancer Alliance of Florida-Gulf Coast as it promotes Ovarian Cancer Awareness Month in the State of Florida, NOW, THEREFORE,

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

That the Florida Senate designates September 2003 as Ovarian Cancer Awareness Month in Florida and commends the Ovarian Cancer Alliance of Florida-Gulf Coast for its efforts to educate people about this deadly disease, thereby promoting early diagnosis of the disease and helping to save lives.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Carolyn Benivegna, President and Founder of the Ovarian Cancer Alliance of Florida, as a tangible token of the sentiments of the Florida Senate.

—**SR 106** was introduced, read and adopted by publication.

At the request of Senator Saunders—

By Senator Saunders—

**SR 498**—A resolution recognizing and commending the Southwest Florida Silver Hawks for becoming the 2002 Amateur Athletic Union 15 and Under Division II Baseball National Champions.

WHEREAS, the 2002 Southwest Florida Silver Hawks is an Amateur Athletic Union baseball team made up of young men who are 15 years of age or younger, and

WHEREAS, the coaches of the team are Donna Coleman, Mark Lennox, and Mark Waller, and the members of the team are Casey Coleman, Justin Green, Bobby Gross, T. C. Halvorsen, Ray King, Jason Koza, Mark Lennox, Anthony Nieves, Joshua Upchurch, Joe Vacca, John Vacca, and Todd Waller, and

WHEREAS, the team recently participated in and won the 2002 Amateur Athletic Union 15 and under Division II Baseball National Championship Tournament at Disney’s Wide World of Sports Complex, achieving an overall team batting average of .374 in defeating all nine of the teams it opposed by a combined score of 83-36, and becoming the 2002 Amateur Athletic Union 15 and Under Division II Baseball National Champions, and

WHEREAS, the team’s accomplishments in winning the 2002 Amateur Athletic Union 15 and Under Division II Baseball National Championship Tournament brings distinctive honor to the State of Florida and its citizens, especially those who reside in Southwest Florida, by exemplifying the competitive excellence a group of young men can attain by combining their talents and disciplining themselves to work together toward achieving success in playing the game of baseball, NOW, THEREFORE,

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

That the Florida Senate recognizes and commends the Southwest Florida Silver Hawks Baseball Team for its outstanding accomplishments in becoming the 2002 Amateur Athletic Union 15 and Under Division II Baseball National Champions.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Southwest Florida Silver Hawks Baseball Team as a tangible token of the sentiments of the Florida Senate.

—**SR 498** was introduced, read and adopted by publication.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Lee, by two-thirds vote **CS for SB’s 140, 998 and 1060** was withdrawn from the Committees on Governmental Oversight and Productivity; Commerce, Economic Opportunities, and Consumer Services; Natural Resources; and Rules and Calendar; **CS for SB 144** and **SB 146** were withdrawn from the Committee on Health, Aging, and Long-Term Care; **SB 1980** was withdrawn from the Committees on Education; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar; and referred to the Committees on Regulated Industries; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations; and **SB 2014** was withdrawn from the Committees on Education; and Governmental Oversight and Productivity.

**BILLS ON THIRD READING**

**CS for CS for SB 1436 and CS for SB 1646**—A bill to be entitled An act relating to implementation of Amendment 9 to the State Constitution (November 2002 election); providing a short title; amending s. 1003.01, F.S.; defining the terms “core-curricula courses” and “extracurricular courses”; amending s. 1003.03, F.S.; establishing the constitutional class size maximum; providing for the determination of averages; providing for the department to calculate averages based upon student membership surveys; providing implementation options for school districts; providing accountability for the class size reduction measures; providing that a district school board that fails to comply with maximum class size requirements is subject to suspension by the Governor; creating s. 1011.685, F.S.; establishing an operating categorical fund for implementing class size reduction; providing for the use of the funds by school districts; creating s. 1013.735, F.S.; establishing the Classrooms for Kids Program; providing for the allocation of funds; providing requirements for district participation in the program; providing for the use of the funds; creating s. 1013.736, F.S.; establishing the District Equity Recognition Program; providing for eligibility for school district participation; establishing a district equity ratio for purposes of calculating the allocation for the program; providing for the use of the funds; creating s. 1013.737, F.S.; establishing the Class Size Reduction Lottery Revenue Bond Program; authorizing the issuance of revenue bonds to finance or refinance the construction, acquisition, reconstruction, or renovation of educational facilities; specifying that the bonds are payable from first proceeds of lottery revenues transferred to the Educational Enhancement Trust Fund; establishing a covenant with bondholders to not materially and adversely affect their rights; providing for issuance of the bonds by the Division of Bond Finance on behalf of the Department

of Education; limiting the total amount of such bonds issued; providing for deposit of bond proceeds in the Lottery Capital Outlay and Debt Service Trust Fund; providing for the filing of complaints for validation; providing for timely encumbrances of funds for authorized projects; amending s. 24.121, F.S.; removing limitations on lottery revenues that may be pledged to the payment of debt service; amending s. 121.091, F.S.; authorizing instructional personnel who receive authorization to extend participation in the Deferred Retirement Option Program; requiring the Department of Management Services to request a determination from the United States Internal Revenue Service; providing that the changes effected by this act to the Deferred Retirement Option Program are contingent upon such determination or other favorable opinion; amending s. 1001.42, F.S.; clarifying provisions concerning a school-within-a-school; amending s. 1003.02, F.S.; requiring school districts to notify parents of acceleration mechanisms; eliminating a cross-reference to conform to changes made by the act; amending s. 1003.43, F.S.; removing the requirement that a life management course be offered during the 9th and 10th grade years; amending s. 1003.436, F.S.; reducing the number of hours required for one full credit; amending s. 1011.62, F.S.; removing a date limitation to provide for categorical flexibility; amending s. 1011.69, F.S.; deleting obsolete provisions; providing that Classrooms for Kids operating categorical funds are not subject to provisions requiring equity in school funding; amending s. 1012.56, F.S.; revising the time period for an authorized statement of status of eligibility for educator certification requirements; amending requirements for mastery of general knowledge for a teaching certificate; revising requirements for mastery of subject area knowledge; revising requirements for mastery of professional competence; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct educator certificates; amending s. 1013.03, F.S.; requiring the Department of Education to review rules relating to school construction and make recommendations to the State Board of Education; amending s. 1013.31, F.S.; requiring school districts to periodically update the inventory of educational facilities; amending s. 1002.37, F.S.; revising reporting requirements for the board of trustees of the Florida Virtual School; providing for funding the Florida Virtual School within the Florida Education Finance Program; providing for the determination of a credit; eliminating obsolete provisions; amending s. 1011.61, F.S.; redefining the term "full-time equivalent student" to include a Florida Virtual School student; providing for membership to exceed certain maximum days of instruction; creating the Florida Business and Education in School Together (Florida BEST) Program; requiring school districts to seek business partners for Florida BEST schools; requiring each school district to create a Florida BEST school evaluation committee; defining a "Florida Business and Education in School Together (Florida BEST) school"; providing for priority in admission of students; providing parental responsibility; providing for contracts to operate Florida BEST schools; providing school district and business responsibilities for Florida BEST schools; providing exemptions from local government ordinances or regulations relating to square footage or floor area; repealing ss. 1002.33(13), 1012.41, and 1013.43, F.S., relating to number of charter schools, directors of career and technical education, and the small school requirement; amending s. 216.292, F.S.; requiring the Executive Office of the Governor to transfer funds for class size reduction based on recommendations of the Florida Education Finance Program Appropriation Allocation Conference; requiring notice and review; providing for severability; providing effective dates.

—was read the third time by title.

On motion by Senator Constantine, **CS for CS for SB 1436 and CS for SB 1646** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Crist	Lee
Alexander	Dawson	Lynn
Argenziano	Diaz de la Portilla	Margolis
Aronberg	Dockery	Miller
Atwater	Fasano	Peaden
Bennett	Garcia	Posey
Campbell	Geller	Pruitt
Carlton	Hill	Saunders
Clary	Jones	Sebesta
Constantine	Klein	Siplin
Cowin	Lawson	Smith

Villalobos	Webster	Wise
Wasserman Schultz	Wilson	
Nays—None		

**SB 482**—A bill to be entitled An act relating to rental agreements by members of the United States Armed Forces; amending s. 83.682, F.S.; removing provisions requiring the payment of liquidated damages to the landlord under certain circumstances upon termination of a rental agreement; amending s. 83.67, F.S.; prohibiting a landlord from discriminating against a member of the United States Armed Forces in offering a dwelling unit for rent; creating s. 83.575, F.S.; providing for the termination of a tenancy having a specific duration; requiring the tenant to give notice before vacating the premises; limiting the maximum amount of required notice; providing for liquidated damages in specified circumstances; providing tenant liability for paying additional rent in specified circumstances; providing an effective date.

—as amended March 18 was read the third time by title.

On motion by Senator Lynn, **SB 482** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

**SB 530**—A bill to be entitled An act relating to anatomical gifts; creating the "Nick Oelrich Gift of Life Act"; amending s. 765.512, F.S., relating to anatomical gifts; prohibiting modification of a donor's intent; providing that a donor document is legally binding; authorizing specified persons to furnish a donor's medical records upon request; amending s. 765.516, F.S.; revising procedures by which the terms of an anatomical gift may be amended or the gift may be revoked; providing an effective date.

—as amended March 18 was read the third time by title.

On motion by Senator Smith, **SB 530** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

Consideration of **SB 634** was deferred.

**CS for SB 472**—A bill to be entitled An act relating to mining activities; amending s. 552.30, F.S.; redefining the term “construction materials mining activities”; creating ss. 552.32-552.44, F.S.; providing a short title; providing legislative findings and public purpose; providing that the Division of Administrative Hearings has exclusive jurisdiction over certain claims for damages relating to the use of explosives in connection with construction materials mining activities; providing for filing fees except in cases of indigence; designating a trust fund for deposit of filing fees; requiring a person who uses explosives in connection with such activities to post security in a specified amount for a specified period; providing for rulemaking by the State Fire Marshal; providing for an administrative remedy; providing procedures for mediation and for formal hearings; allowing recovery of certain costs and attorney’s fees, with exceptions; providing for appeals; providing applicability; providing an effective date.

—as amended March 18 was read the third time by title.

On motion by Senator Smith, **CS for SB 472** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

Nays—1

Wasserman Schultz

**SB 634**—A bill to be entitled An act relating to the Big Bend Historic Saltwater Paddling Trail; amending s. 260.016, F.S.; extending the trail from the Suwannee River to Yankeetown; providing an effective date.

—was read the third time by title.

On motion by Senator Argenziano, **SB 634** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

**CS for SB 192**—A bill to be entitled An act relating to library records; amending s. 257.261, F.S.; revising provisions relating to confidentiality of public library registration and circulation records to authorize disclosure of information to the parent or guardian of a library patron under

age 16, for the purpose of collecting fines or recovering overdue books or other materials; providing an effective date.

—as amended March 18 was read the third time by title.

On motion by Senator Lynn, **CS for SB 192** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

**SB 258**—A bill to be entitled An act relating to public funds; amending s. 215.85, F.S.; authorizing local governments to pay certain expenses by means of electronic funds transfer; providing an effective date.

—as amended March 18 was read the third time by title.

On motion by Senator Geller, **SB 258** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

**CS for SB 260**—A bill to be entitled An act relating to condominiums; amending s. 718.113, F.S.; allowing unit owners to fly armed services flags on designated days and patriotic holidays; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 260** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Constantine	Hill
Alexander	Cowin	Jones
Argenziano	Crist	Klein
Aronberg	Dawson	Lawson
Atwater	Diaz de la Portilla	Lee
Bennett	Dockery	Lynn
Campbell	Fasano	Margolis
Carlton	Garcia	Miller
Clary	Geller	Peaden

Posey	Siplin	Webster
Pruitt	Smith	Wilson
Saunders	Villalobos	Wise
Sebesta	Wasserman Schultz	

Nays—None

**SB 1046**—A bill to be entitled An act relating to the operation of motorcycles; amending s. 316.209, F.S.; providing that certain prohibitions concerning the operation of motorcycles do not apply to firefighters in the performance of their official duties; providing an effective date.

—was read the third time by title.

On motion by Senator Villalobos, **SB 1046** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

**CS for SB 160**—A bill to be entitled An act relating to controlled substances; creating s. 893.031, F.S.; providing definitions; specifying that for purposes of certain industrial uses, 1,4-Butanediol and gamma-butyrolactone (GBL) are excepted from the schedule of controlled substances when in the possession of an authorized manufacturer or distributor or person possessing a finished product; providing circumstances under which the exceptions do not apply; reenacting s. 893.03(1)(d), F.S., relating to certain substances controlled under Schedule I; amending s. 893.13, F.S.; clarifying the hours during which it is unlawful to sell, manufacture, deliver, or possess a controlled substance within a specified distance of a child care facility or public or private elementary, middle, or secondary school; amending s. 893.135, F.S., relating to trafficking offenses; correcting a case citation; providing an effective date.

—was read the third time by title.

On motion by Senator Wise, **CS for SB 160** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Dockery	Posey
Argenziano	Fasano	Pruitt
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Bennett	Hill	Siplin
Campbell	Jones	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Peaden, by two-thirds vote **SB 2206** was withdrawn from the committees of reference and further consideration.

On motion by Senator Campbell, by two-thirds vote **SB 76** was withdrawn from the committees of reference and further consideration.

## REPORTS OF COMMITTEES

The Committee on Natural Resources recommends the following pass: SB 1036, SB 1748

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

The Committee on Judiciary recommends the following pass: SB 150

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

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 620

**The bill was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.**

The Committee on Comprehensive Planning recommends the following pass: SB 1410 with 1 amendment

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

The Committee on Natural Resources recommends the following pass: SB 666 with 1 amendment

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

The Committee on Comprehensive Planning recommends the following pass: SB 28 with 1 amendment

The Committee on Judiciary recommends the following pass: CS for SB 266

The Committee on Natural Resources recommends the following pass: SB 308, SB 728, SB 730

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

The Committee on Comprehensive Planning recommends the following pass: SB 1434

The Committee on Home Defense, Public Security, and Ports recommends the following pass: SB 1182

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

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 738

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

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 1210

The bill was referred to the Committee on Military and Veterans' Affairs, Base Protection, and Spaceports under the original reference.

The Committee on Comprehensive Planning recommends the following pass: SB 1336

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

The Committee on Judiciary recommends the following pass: CS for SB 142

The bill was placed on the calendar.

The Committee on Comprehensive Planning recommends a committee substitute for the following: Senate Bills 140, 998 and 1060

The bills with committee substitute attached were referred to the Committee on Communication and Public Utilities under the original reference.

The Committee on Home Defense, Public Security, and Ports recommends a committee substitute for the following: SB 1362

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

For Term Ending

Board of Directors, Enterprise Florida, Inc.
Appointee: Frederick W. Leonhardt 07/01/2004

The Committee on Natural Resources recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

For Term Ending

Executive Director, Fish and Wildlife Conservation Commission
Appointee: Kenneth D. Haddad Pleasure of Commission

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senators Siplin, Wilson and Dockery—

SB 2266—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.20, F.S.; providing for distribu-

tion of a portion of revenues from the tax on sales, use, and other transactions to specified units of local government owning eligible convention centers; creating s. 288.1171, F.S.; providing for certification of units of local government owning eligible convention centers by the Office of Tourism, Trade, and Economic Development; requiring the office to adopt specified rules; providing a definition; providing requirements for certification; requiring the office to adopt specified rules; providing for use of proceeds distributed to units of local government under the act; providing for audits by the Department of Revenue; providing for revocation of certification; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senators Siplin, Dockery and Wilson—

SB 2268—A bill to be entitled An act relating to public safety; providing for an annual salary adjustment for certified law enforcement officers; providing an effective date.

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

By Senator Bennett—

SB 2270—A bill to be entitled An act relating to public school reemployment; amending s. 121.091, F.S.; revising provisions to allow retired teachers and educational administrators from this state to be reemployed by district school boards; providing guidelines and terms of employment; providing an effective date.

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

By Senator Geller—

SB 2272—A bill to be entitled An act relating to public school student progression; amending s. 1008.25, F.S.; requiring the comprehensive program for student progression to include assessment of performance in social studies; amending ss. 1003.51 and 1003.52, F.S.; conforming provisions relating to subject area grade level proficiency of students in Department of Juvenile Justice education programs; providing an effective date.

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

By Senator Bennett—

SB 2274—A bill to be entitled An act relating to district school boards; creating s. 1001.3715, F.S.; providing a procedure for election of a district school board chair by countywide vote in a school district with an appointed district school superintendent; providing requirements for submission of the proposition to electors of the school district; providing for election of a district school board vice chair by the district school board; creating s. 1001.3717, F.S.; providing powers and duties, terms of office, and salary of a district school board chair elected by countywide vote; providing an effective date.

—was referred to the Committees on Education; and Ethics and Elections.

By Senators Siplin and Wilson—

**SB 2276**—A bill to be entitled An act relating to credit reports; providing that each resident of this state shall receive a free credit report once a year; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Banking and Insurance; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senator Atwater—

**SB 2278**—A bill to be entitled An act relating to motor vehicle service agreements; amending s. 634.011, F.S.; revising criteria within a definition of a motor vehicle service agreement relating to preestablished flat amounts; providing a limitation; amending s. 634.121, F.S.; providing for disapproval of certain service agreement forms for not indicating the preestablished flat amount payable under the agreement; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Commerce, Economic Opportunities, and Consumer Services.

By Senator Wilson—

**SB 2280**—A bill to be entitled An act relating to the community college employment equity accountability program; amending s. 1012.86, F.S.; revising provisions relating to goals and objectives for diversity; providing an effective date.

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

By Senator Aronberg—

**SB 2282**—A bill to be entitled An act relating to workers' compensation; amending s. 440.14, F.S.; revising the basis upon which to compute average weekly wages for purposes of compensation; providing an effective date.

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

By Senator Bennett—

**SB 2284**—A bill to be entitled An act relating to insurance under construction contracts; amending s. 725.06, F.S.; including promises to insure or obtain insurance for certain parties to construction contracts for certain actions as void and unenforceable; providing exceptions; providing for limited liability protection for additional insured coverage under certain agreements or contracts; prohibiting a contractor or subcontractor from withholding payment to certain subcontractors, sub-subcontractors, or materialmen under certain insurance policies under certain circumstances; providing conditions; revising application; providing an effective date.

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

By Senator Geller—

**SB 2286**—A bill to be entitled An act relating to transportation funding; amending s. 206.606, F.S.; eliminating the deduction of administrative costs from the proceeds of the fuel sales taxes on motor fuel and diesel fuel deposited in the Fuel Tax Collection Trust Fund; amending s. 206.608, F.S.; eliminating the deduction of administrative costs from the proceeds of the State Comprehensive Enhanced Transportation System Taxes on motor fuel and diesel fuel deposited in the Fuel Tax Collec-

tion Trust Fund; providing for use of the revenues derived from elimination of the deduction of administrative costs from the proceeds of specified taxes under the act; amending ss. 215.20 and 215.22, F.S.; providing that the 7 percent service charge for the cost of general government and the additional 0.3 percent service charge shall not be deducted from the Fuel Tax Collection Trust Fund, the State Alternative Fuel User Fee Clearing Trust Fund, the Local Alternative Fuel User Fee Clearing Trust Fund, the Local Option Fuel Tax Trust Fund, or taxes on motor fuels other than gasoline levied under s. 206.87(1)(a), F.S.; providing for use of the revenues derived from elimination of such service charges; repealing s. 215.211(3), F.S., which provides for the future reduction and elimination of the 7 percent service charge deducted from proceeds of the local option fuel tax distributed under s. 336.025, F.S.; amending ss. 206.875, 206.879, 206.9845, 206.9945, and 212.0501, F.S., to conform; amending s. 320.072, F.S.; providing that a portion of the revenues from the additional fee on certain motor vehicle registration transactions shall be used to fund the County Incentive Grant Program rather than deposited into the General Revenue Fund; amending s. 336.025, F.S.; eliminating the deduction of administrative costs from the proceeds of the local option fuel taxes on motor fuel and diesel fuel; providing effective dates.

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

By Senators Siplin and Wilson—

**SB 2288**—A bill to be entitled An act relating to elections; providing a short title; amending s. 97.041, F.S.; providing for automatic restoration of former felons' right to vote following completion and satisfaction of sentence of incarceration and community supervision; providing conditions for such automatic restoration; amending ss. 97.052, 97.053, and 98.0977, F.S., to conform; providing a conditional effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Governmental Oversight and Productivity.

By Senator Siplin—

**SB 2290**—A bill to be entitled An act relating to a managed care patient's bill of rights; providing a short title; providing requirements and limitations for group health plans and health insurance issuers that provide health insurance coverage relating to utilization review, internal and external appeals, grievances, consumer choice options, choice of health care professionals, emergency care, specialty care, obstetrical and gynecological care, pediatric care, continuity of care, prescription drugs, access to information, interference with medical communications, discrimination against providers, payment of claims, and protection of patient advocacy; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging, and Long-Term Care; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar.

By Senators Siplin and Wilson—

**SJR 2292**—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections, to authorize the Legislature to provide the conditions under which a convicted felon's right to register or vote may be restored.

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

By Senator Alexander—

**SB 2294**—A bill to be entitled An act relating to communications equipment property insurance; amending s. 626.321, F.S.; including certificates under a group master policy in an authorization to sell under

a license; exempting certain communications equipment property insurance licensees from certain fingerprinting requirements; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Carlton—

**SB 2296**—A bill to be entitled An act relating to K-20 education accountability; amending s. 1008.31, F.S.; expanding legislative intent for the K-20 education performance accountability system; providing requirements and an implementation schedule for performance-based funding; providing mission, goals, and measures; requiring collection of certain data; amending s. 1008.36, F.S.; providing eligibility criteria for participation in the Florida School Recognition Program; providing an effective date.

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

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By Senator Wilson—

**SB 2298**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; redefining the term “special risk member” for the purposes of the Florida Retirement System to include certain members employed by certain public acute care hospitals; amending s. 121.0515, F.S.; revising criteria for membership in the special risk class to include certain members employed by certain public acute care hospitals; providing a statement of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Clary—

**SB 2300**—A bill to be entitled An act relating to condominiums; creating s. 718.3027, F.S.; requiring prelitigation disclosure to and approval by owners; requiring a disclosure; providing that a prelitigation disclosure is not admissible in evidence; amending s. 718.301, F.S.; providing for the effect of actions taken by members of the board of administration of an association; amending s. 718.503, F.S.; providing requirements for developer disclosure in certain contracts for the sale or lease of a residential unit; amending s. 718.506, F.S.; abrogating the right to a cause of action against a developer for an oral representation or information that is not in certain required developer’s promotional materials; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Regulated Industries; Judiciary; Commerce, Economic Opportunities, and Consumer Services; and Rules and Calendar.

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By Senators Dawson and Wilson—

**SB 2302**—A bill to be entitled An act relating to the staffing of health care facilities; providing a short title; providing legislative findings; defining terms; prescribing facility staffing standards relating to nurse-to-patient ratios, staffing plans, and the minimum skill mix; allowing the implementation of higher staffing levels; providing recordkeeping requirements; prohibiting mandatory overtime and excessive duty hours; allowing voluntary overtime work; providing a statement of employee rights; providing for the Agency for Health Care Administration to ensure compliance with the act and to adopt rules; providing an effective date.

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

By Senator Dawson—

**SB 2304**—A bill to be entitled An act relating to reclaimed water; amending ss. 373.250 and 403.064, F.S.; requiring the Department of Health to submit an annual report regarding the quality of reclaimed water to the Legislature; revising legislative findings; providing an effective date.

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

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By Senator Crist—

**SB 2306**—A bill to be entitled An act relating to powers and duties of district school boards; amending s. 1001.43, F.S.; authorizing district school board programs and policies to provide for random drug testing of high school student athletes; providing an effective date.

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

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By Senator Crist—

**SB 2308**—A bill to be entitled An act relating to strategic lawsuits against public participation; amending s. 768.295, F.S.; expanding application of strategic lawsuits against public participation provisions to any person or entity; providing penalties; providing for revoking or rescinding certain licenses or permits under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Comprehensive Planning; and Rules and Calendar.

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By Senator Crist—

**SB 2310**—A bill to be entitled An act relating to pharmacy; creating s. 465.0158, F.S.; requiring an on-line pharmacy to have a written prescription from a physician licensed by this state before selling or dispensing a controlled substance to a person residing in this state; providing for facsimile transmission and verification of such prescription; amending s. 499.01, F.S.; requiring on-line pharmacies to obtain a permit to operate under pt. I of ch. 499, F.S., the Florida Drug and Cosmetic Act; amending s. 499.081, F.S.; providing that on-line pharmacies are not carriers exempt from pt. I of ch. 499, F.S.; providing an effective date.

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

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By Senator Peaden—

**SB 2312**—A bill to be entitled An act relating to pharmaceutical wholesalers; amending s. 499.003, F.S.; defining the term “affiliated party”; amending s. 499.005, F.S.; prohibiting acts relating to previously dispensed drugs; amending s. 499.01, F.S.; revising permit requirements; amending s. 499.012, F.S.; providing definitions; providing additional permit requirements for prescription drug wholesalers, out-of-state prescription drug wholesalers, and retail pharmacy drug wholesalers; providing for renewal on an annual basis; requiring designation of a natural person as a wholesaler’s representative; amending s. 499.0121, F.S.; providing for wholesale distributor due diligence; requiring reporting with respect to previous sales of prescription drugs, including high-risk prescription drugs; requiring wholesale distributors to submit annually a list of the wholesalers from whom they purchase drugs; prohibiting a wholesale drug distributor from paying for any drug with currency; creating s. 499.0125, F.S.; creating the Drug Wholesaler Advisory Council; providing for the council’s organization, powers, and duties; amending ss. 499.015, 499.024, and 499.03, F.S.; conforming cross-references; amending s. 499.041, F.S.; increasing permit fees for prescription drug wholesalers, out-of-state prescription drug wholesalers, and retail pharmacy drug wholesalers; amending s. 499.05, F.S.; con-

forming a cross-reference; amending s. 499.051, F.S.; expanding authority of the Department of Health and the Department of Law Enforcement to inspect financial records and investigate complaints and violations; creating s. 499.0671, F.S.; providing enforcement provisions, including cease and desist orders and removal of affiliated parties; amending s. 499.069, F.S.; providing penalties; providing an effective date.

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

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By Senator Wilson—

**SB 2314**—A bill to be entitled An act relating to the tax on intangible personal property; amending s. 199.032, F.S.; revising the tax rate; amending s. 199.292, F.S.; providing for the disbursement of portions of the collected taxes from the Intangible Tax Trust Fund for various purposes; providing an effective date.

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

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By Senator Atwater—

**SB 2316**—A bill to be entitled An act relating to water supplies; providing legislative findings and intent; providing for the development of a water conservation guidance manual by the Department of Environmental Protection; providing for purpose and contents of the manual and requirements with respect thereto; requiring water management districts to adopt the manual in their rules by a specified date; requiring public water supply utilities to develop water conservation programs based upon options contained in the manual; amending s. 373.023, F.S.; revising scope and applicability of the Florida Water Resources Act of 1972 to exclude from regulation under the act water produced by domestic wastewater treatment facilities; amending s. 373.0361, F.S.; providing additional components of regional water supply plans; providing that a district water management plan may not be used as criteria for the review of permits for consumptive uses of water unless the plan or applicable portion thereof has been adopted by rule; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; providing for permitting and funding of a proposed alternative water supply project identified in the relevant approved regional water supply plan; amending s. 373.1961, F.S.; encouraging water management district governing boards to establish revolving loan trust funds for specified purposes; amending s. 373.223, F.S.; including certain utilities within provisions which require the consideration of specified factors and conditions by a water management governing board or the Department of Environmental Protection prior to approval of a water use permit; amending s. 373.236, F.S.; providing for consumptive use permits of extended duration where specified conservation measures are in effect; amending s. 373.246, F.S.; providing requirements of a permittee with respect to compliance with a water shortage order; amending s. 373.250, F.S.; providing construction with respect to provisions governing reuse of reclaimed water; amending s. 378.212, F.S.; authorizing the granting of a variance from pt. IV of ch. 378, F.S., the Resource Extraction Reclamation Act, and from ch. 373, F.S., the Florida Water Resources Act of 1972, under specified circumstances; providing an additional circumstance for which a variance may be granted; amending s. 403.064, F.S.; providing that conclusions of described reuse feasibility studies shall govern specified permitting decisions and the feasibility of providing reclaimed water for reuse purposes; amending s. 403.1835, F.S.; authorizing the Department of Environmental Protection to make specified deposits for the purpose of enabling below-market interest rate loans for treatment of polluted water; amending s. 259.03, F.S.; revising the definition of “water resource development project”; providing for a study of the feasibility of discharging reclaimed wastewater into canals in a specified area as an environmentally acceptable means of accomplishing described objectives; requiring reports; providing an effective date.

—was referred to the Committees on Natural Resources; Communication and Public Utilities; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Lee—

**SB 2318**—A bill to be entitled An act relating to succession to the office of Governor; amending s. 14.055, F.S.; providing for the Governor to appoint a successor in case of a vacancy in the office of Lieutenant Governor; conforming the order of succession to the office of Governor to change in Cabinet membership; providing an effective date.

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

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By Senator Atwater—

**SB 2320**—A bill to be entitled An act relating to firefighters; creating s. 112.183, F.S.; providing that death or disability due to cancer suffered by a firefighter employed by the state or its political subdivisions is presumed accidental and suffered in the line of duty under certain conditions; authorizing purchase of insurance by local governments; providing criteria for physical exams for firefighters; requiring employing agency to keep records and notify firefighters of their reported exposure to known carcinogens; providing that firefighters employed on the effective date of the act need not comply with physical examination requirements; providing an effective date.

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

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By Senator Peadar—

**SB 2322**—A bill to be entitled An act relating to assistance in obtaining prescription drugs; creating s. 430.83, F.S.; providing a popular name; providing definitions; providing legislative findings and intent; creating the Sunshine for Seniors Program to assist low-income seniors with obtaining prescription drugs from manufacturers pharmaceutical assistance programs; providing implementation and oversight duties of the Department of Elderly Affairs; providing for community partnerships; providing for contracts; requiring annual evaluation reports on the program; specifying that the program is not an entitlement; providing an effective date.

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

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By Senator Clary—

**SB 2324**—A bill to be entitled An act relating to the Florida Academic Achievement Improvement Trust Fund Matching Grants; amending s. 1011.765, F.S.; providing for the use of such funds for classroom support; revising the means of allocating such funds; providing an effective date.

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

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By Senator Cowin—

**SJR 2326**—A joint resolution proposing an amendment to Section 1 of Article IX of the State Constitution, relating to public education, to revise the date for implementing the maximum number of students in each public school classroom for kindergarten through grade 3, delete class-size requirements for grades 4-12, prescribe minimum salary standards for public school teachers who meet specified standards, and provide for levying a sales tax to fund those salaries.

—was referred to the Committees on Education; Ethics and Elections; Appropriations Subcommittee on Education; Appropriations; and Rules and Calendar.

By Senators Saunders and Siplin—

**SB 2328**—A bill to be entitled An act relating to economic stimulus; amending s. 212.052, F.S.; exempting machinery and equipment used predominantly for research and development; amending s. 212.08, F.S.; revising sales price criteria for characterizing business property; amending s. 212.097, F.S.; revising provisions providing for an urban job tax credit program to apply to designated urban job tax credit areas rather than high crime areas; revising definitions, eligibility criteria, application procedures and requirements, and area characteristics and criteria; authorizing transfer of unused credits; specifying use of transferred credits; amending s. 220.191, F.S.; revising definitions; amending s. 288.9515, F.S.; revising and clarifying powers of Enterprise Florida, Inc., to develop authorized technology development programs; deleting a preference requirement for contractor selections; clarifying a requirement for capitalization of a technology development financing fund; revising criteria and requirements for investment of moneys in the Florida Technology Research Investment Fund; providing for payment of claims against the program from the fund; specifying nonapplication of state credit or taxing power; specifying absence of state liability for certain claims; repealing s. 288.9517, F.S., relating to audits of the technology development board and confidentiality of the identity of certain contributors to the board; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Comprehensive Planning; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Saunders—

**SB 2330**—A bill to be entitled An act relating to employment background screening; amending s. 64 of chapter 95-228, Laws of Florida; providing that chapter 435, F.S., applies to all offenses, regardless of the date committed; repealing s. 400.980(4)(h), relating to health care services pools; deleting obsolete provisions; amending s. 435.03, F.S.; providing additional criminal offenses that would disqualify a person subject to level 1 screening standards from employment; amending s. 435.04, F.S.; providing additional criminal offenses that would disqualify a person subject to level 2 screening standards from employment; creating s. 435.12, F.S.; specifying the period during which a screening conducted under chapter 435, F.S., is valid; providing requirements for rescreening; providing for certain exceptions; amending ss. 943.0585 and 943.059, F.S.; adding the Agency for Health Care Administration to the list of agencies permitted to receive expunged criminal history records and sealed criminal history records; providing additional offenses for which a person may not lawfully deny or fail to acknowledge an arrest with respect to an expunged or sealed record; reenacting ss. 39.821(1) and 400.414(1)(g), F.S., relating to guardians ad litem and assisted living facilities, to incorporate the amendment to ss. 435.03 and 435.04, F.S., in references thereto; providing an effective date.

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

By Senator Wasserman Schultz—

**SB 2332**—A bill to be entitled An act relating to anesthesiologist assistants; amending s. 456.048, F.S.; requiring anesthesiologist assistants to maintain medical malpractice insurance or provide proof of financial responsibility as a condition of licensure or licensure renewal; amending ss. 458.331 and 459.015, F.S.; revising grounds for which a physician may be disciplined for failing to provide adequate supervision; providing penalties; creating ss. 458.3475 and 459.023, F.S.; providing definitions; providing performance standards for anesthesiologist assistants and supervising anesthesiologists; providing for the approval of training programs and for services authorized to be performed by trainees; providing licensing procedures; providing for fees; providing for a task force to study the continued need for licensure and requiring a report; providing for additional membership, powers, and duties of the Board of Medicine and the Board of Osteopathic Medicine; providing penalties; providing for disciplinary actions; providing for the adoption of rules; prescribing liability; providing for the allocation of fees; providing an effective date.

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

By Senator Lynn—

**SB 2334**—A bill to be entitled An act relating to municipal police and firefighter pensions; amending s. 175.351, F.S.; authorizing certain municipalities to provide extra benefits to firefighter pension plans prior to the receipt of additional premium tax revenues; providing a procedure; amending s. 185.35, F.S.; authorizing certain municipalities to provide extra benefits in police officer pension plans under certain circumstances; providing a procedure; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Governmental Oversight and Productivity; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Lynn—

**SB 2336**—A bill to be entitled An act relating to cargo theft; reenacting s. 812.014(1) and (2), F.S., relating to theft; amending s. 921.0022, F.S.; reclassifying the offenses of cargo theft of the first degree and cargo theft of the second degree under the offense severity ranking chart of the Criminal Punishment Code to increase the penalties imposed for any such offense; providing an effective date.

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

By Senator Peadar—

**SB 2338**—A bill to be entitled An act relating to resource recovery and management; creating s. 403.7047, F.S.; providing for the regulation of certain fossil fuel combustion products; providing definitions; providing use requirements, notification requirements, and exceptions; providing an effective date.

—was referred to the Committees on Natural Resources; and Communication and Public Utilities.

**SB 2340**—Withdrawn prior to introduction.

By Senator Aronberg—

**SB 2342**—A bill to be entitled An act relating to the Lee County Sheriff's Office, Lee County; amending chapter 74-522, Laws of Florida, as amended; revising the health insurance coverage of retirees to include partial payment for dependents; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Villalobos—

**SB 2344**—A bill to be entitled An act relating to determination of resident status for tuition purposes; amending s. 1009.21, F.S.; classifying specified students as residents for tuition purposes; providing an effective date.

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

By Senator Wasserman Schultz—

**SB 2346**—A bill to be entitled An act relating to the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; requiring private schools that desire eligibility to participate in the John M. McKay Scholarship for Students with Disabilities Program to demonstrate previous experience in providing educational services to students with disabilities; to provide the legal business name for each business involved in the private school; to provide certain information about the private school, its directors, officers, owners, and general partners; and to employ or contract with teachers who are certified in certain areas; providing an effective date.

—was referred to the Committee on Education.

By Senator Pruitt—

**SB 2348**—A bill to be entitled An act relating to physical fitness; creating the Governor's Council on Physical Fitness and Health; providing membership; allowing compensation for per diem and travel expenses; providing for meetings; defining a quorum; providing powers and duties; providing an effective date.

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

By Senator Klein—

**SB 2350**—A bill to be entitled An act relating to animal fighting or baiting; amending s. 828.122, F.S., the "Animal Fighting Act"; defining the term "animal fighting"; revising the elements of the crime of animal fighting or baiting; prohibiting certain acts associated with animal fighting or baiting; providing for the seizure, impoundment, and euthanasia of animals under certain conditions; providing penalties; amending ss. 933.02, 933.18, F.S.; amending provisions relating to search warrants; providing an effective date.

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

By Senator Wasserman Schultz—

**SB 2352**—A bill to be entitled An act relating to public swimming pools; creating s. 514.0305, F.S.; requiring such pools to be enclosed by a barrier; establishing additional safety requirements; requiring inspections; providing penalties for violations; providing definitions and for application; providing an effective date.

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

By Senator Wise—

**SB 2354**—A bill to be entitled An act relating to awards of damages; limiting noneconomic damages in tort cases to \$250,000; providing for annual adjustment; providing construction; requiring court supervision of damages paid to claimants; authorizing courts to restrict payment of contingent attorney's fees based upon the amount of damages awarded; specifying limits for such contingent attorney's fees in health care lawsuits; providing applicability; authorizing courts to further limit fees in certain cases; providing an effective date.

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

By Senator Villalobos—

**SB 2356**—A bill to be entitled An act relating to proceedings relating to children; amending s. 39.01, F.S.; revising definition of the term "other person responsible for a child's welfare" to include employees of, and volunteers at, specified institutions; including public schools and religious organizations among specified institutions; amending s. 39.205, F.S.; increasing penalties relating to reporting of the sexual abuse of a child; providing an effective date.

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

By Senator Pruitt—

**SB 2358**—A bill to be entitled An act relating to the Lake Okeechobee Watershed Phosphorus Control Program; creating s. 373.45951, F.S.; providing legislative findings and intent; authorizing the Department of Agriculture and Consumer Services to provide financial assistance to certain projects that benefit the program's intent; providing funding; providing for the adoption of rules; requiring the department to submit an annual report to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Natural Resources; Agriculture; Comprehensive Planning; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

By Senator Bennett—

**SB 2360**—A bill to be entitled An act relating to mitigation banks; amending s. 373.4136, F.S.; providing that already established mitigation bank service areas are not subject to cumulative impact analysis on the release of credits to certain persons; amending s. 373.414, F.S.; providing that proposed mitigation that offsets the adverse impact in the mitigation bank service area shall be considered to meet certain cumulative impact requirements; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Klein—

**SB 2362**—A bill to be entitled An act relating to the Florida Business Corporations Act; amending s. 607.0120, F.S.; clarifying a document execution provision relating to filing requirement; amending s. 607.0122, F.S.; clarifying an agent statement of resignation fee provision; amending s. 607.0123, F.S.; clarifying an effective time and date of document provision; amending s. 607.0124, F.S.; clarifying a filed document correction provision; amending s. 607.0141, F.S.; revising certain required notice provisions; providing for nonapplication to certain provisions; amending s. 607.0401, F.S.; clarifying a corporate name provision; providing construction relating to a corporate name; amending s. 607.0505, F.S.; providing for agent designation withdrawals by alien business organizations; amending s. 607.0630, F.S.; clarifying shareholder's preemptive rights provisions relating to certain securities; amending s. 607.0701, F.S.; providing for remote communications at annual shareholder meetings; providing requirements; amending s. 607.0702, F.S.; providing for remote communications at special shareholder meetings; providing requirements; amending s. 607.07401, F.S.; revising a complaint verification and allegation requirement under a shareholder derivative action provision; amending s. 607.0902, F.S.; revising a notice of shareholder meeting requirement; providing construction of control shares voting rights; deleting a rights of dissenting shareholders provision; amending s. 607.10025, F.S.; clarifying certain articles of incorporation provisions; amending s. 607.1004, F.S.; clarifying certain voting group amendment voting provisions; amending s. 607.1006, F.S.; clarifying certain execution of articles of amendment provisions; amending s. 607.1103, F.S.; clarifying a notification of certain plan actions provision; amending s. 607.1104, F.S.; clarifying a merger of subsidiary corporation plan of merger information requirement; amending s. 607.1108, F.S.; correcting a cross-reference; amending s. 607.11101, F.S.; clarifying certain effect of merger provisions;

amending s. 607.1202, F.S.; clarifying a notice requirement relating to certain sales of assets; amending s. 607.1301, F.S.; providing definitions relating to appraisal rights; amending s. 607.1302, F.S.; providing for shareholders' rights to appraisals under certain circumstances; providing limitations; providing for limiting or eliminating appraisal rights under certain circumstances; prohibiting certain corporate action challenges under certain circumstances; creating s. 607.1303, F.S.; providing procedures, requirements, and limitations for assertion of rights by nominees and beneficial owners; amending s. 607.1320, F.S.; providing requirements for notice of appraisal rights; creating s. 607.1321, F.S.; providing requirements for notice of intent to demand payment; creating s. 607.1322, F.S.; providing appraisal notice and form requirements; creating s. 607.1323, F.S.; providing procedures, requirements, and limitations for perfection of appraisal rights; providing for right to withdraw under certain circumstances; creating s. 607.1324, F.S.; providing procedures and requirements for shareholders' acceptance of certain offers; creating s. 607.1326, F.S.; providing procedures for shareholder dissatisfaction with certain offers; providing for waiver of certain rights; creating s. 607.1330, F.S.; providing requirements, procedures, and limitations on court actions; providing for entitlement to certain judgments; requiring corporate payments under certain circumstances; creating s. 607.1331, F.S.; providing for assessment and award of court costs and attorney fees under certain circumstances; creating s. 607.1332, F.S.; providing for disposition of certain acquired shares; creating s. 607.1333, F.S.; providing limitations on corporate payouts; providing certain shareholder notice requirements; amending s. 607.1403, F.S.; providing for execution of articles of dissolution; clarifying requirements; amending s. 607.1406, F.S.; clarifying provisions relating to claims against dissolved corporations; creating s. 607.1407, F.S.; providing procedures and requirements for administration of unknown claims against dissolved corporations; amending s. 607.1422, F.S.; revising procedural requirements for reinstatement after administrative dissolution; amending s. 607.1430, F.S.; providing for restricting certain grounds for judicial dissolution; providing application; amending s. 607.1503, F.S.; clarifying certain foreign corporation name requirements; amending s. 607.1504, F.S.; revising certain execution procedures and requirements for amended certificates of authority; amending s. 607.1506, F.S.; clarifying name requirements for foreign corporations; creating s. 607.1605, F.S.; providing requirements, procedures, and limitations on inspection of corporate records by directors; amending s. 607.1622, F.S.; deleting an annual report information requirement relating to corporate liability for certain taxes; amending s. 607.1907, F.S.; clarifying an effect of repeal of prior acts provision; repealing s. 607.0903, F.S., relating to application of certain provisions to foreign corporations; providing effective dates.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Judiciary; and Rules and Calendar.

By Senator Diaz de la Portilla—

**SB 2364**—A bill to be entitled An act relating to insurance agents; amending ss. 624.04, 624.303, 624.313, 624.317, 624.504, 624.506, 624.521, 626.022, 626.112, 626.321, 626.733, 626.7354, 626.741, 626.753, 626.829, 634.171, 634.420, 642.034, 642.036, and 642.045, F.S.; deleting references to solicitors to conform to prior deletions; amending ss. 624.34, 626.202, and 626.601, F.S.; revising certain fingerprinting requirements; amending s. 624.501, F.S.; providing for a fee for certain late appointment filings; amending s. 626.015, F.S.; deleting a definition of administrative agent; amending s. 626.171, F.S.; revising applicant address requirements; specifying required background investigation information; amending ss. 626.175, 626.7355, 626.731, 626.785, 626.831, 626.8414, 626.865, 626.866, 626.867, 626.874, 626.9916, 648.34, and 648.355, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; amending s. 626.207, F.S.; revising department rulemaking authority relating to applicant licensure; amending s. 626.221, F.S.; revising appointment application filing time period requirements; amending s. 626.2815, F.S.; requiring certain continuing education hour and subject requirements; deleting references to solicitors to conform to prior deletions; revising a continuing education board member title; amending s. 626.2816, F.S.; revising a cross-reference; clarifying a continuing education requirement; amending s. 626.2817, F.S.; deleting a precensure rule requirement; amending s. 626.322, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; amending s. 626.341, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; amending s. 626.371,

F.S.; providing requirements for submittal and effective date of appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 626.381, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 626.451, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; clarifying the effect of insurer authorization of effectuation of certain appointments; requiring licensee notification of the department of certain criminal proceedings; amending s. 626.461, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; deleting references to solicitors to conform to prior deletions; amending s. 626.471, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for termination of certain appointments; requiring notice of termination; amending s. 626.7315, F.S.; providing an exception to a prohibition against certain individuals receiving money on account of or for an insurer; amending ss. 626.732, 626.7851, 626.8311, and 626.8417, F.S.; revising certain education subject requirements; amending s. 626.7351, F.S.; revising licensure eligibility criteria to specify United States citizenship or certain legal alien status; revising certain education subject requirements; providing additional education course requirements; amending s. 626.797, F.S.; revising an association title; amending s. 626.869, F.S.; deleting a provision relating to limited licenses for certain adjusters; revising certain education requirements; amending s. 626.878, F.S.; specifying implementation requirements for the department's ethics rules; amending s. 626.9541, F.S.; revising sliding as an unfair method of competition and unfair or deceptive act or practice; amending s. 632.634, F.S.; specifying registration of a society only upon department request; amending s. 648.27, F.S.; imposing a delinquent fee for certain notification failures; providing fee payment requirements; deleting obsolete runner references; amending s. 648.382, F.S.; clarifying the effect of insurer authorization of effectuation of certain appointments; imposing a delinquent fee for certain notification failures; providing fee payment requirements; amending s. 648.383, F.S.; including a department-designated person to administer appointment processes for certain appointment-related actions; providing for a fee for certain late appointment filings; amending s. 648.50, F.S.; deleting obsolete runner references; repealing s. 626.032, F.S., relating to continuing education and required designation of administrative agents; repealing s. 626.361, F.S., relating to the effective date of appointments; providing an effective date.

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

By Senator Fasano—

**SB 2366**—A bill to be entitled An act relating to aggravated child abuse; amending s. 827.03, F.S.; defining the term "maliciously" for purposes of the offense of aggravated child abuse; providing an effective date.

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

By Senator Fasano—

**SB 2368**—A bill to be entitled An act relating to water utilities; creating s. 367.172, F.S.; providing legislative findings with respect to monopoly water utilities; authorizing counties to require monopoly water utilities to meet certain standards for potable water; authorizing counties to require certification and recertification of water quality; providing for an audit procedure to be performed by an independent entity; providing for an ad hoc committee to oversee the certification and recertification procedures; providing for the membership of the committee; providing that the cost of additional audits may be considered in establishing rates, with certain exceptions; providing an effective date.

—was referred to the Committees on Comprehensive Planning; Natural Resources; and Communication and Public Utilities.

By Senator Bullard—

**SB 2370**—A bill to be entitled An act relating to educational facilities; amending s. 1013.64, F.S.; providing that funds from the Public Education Capital Outlay and Debt Services Trust Fund may be used for the purposes of constructing educational facilities, including new construction; providing for retroactive application; providing an effective date.

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

By Senator Fasano—

**SB 2372**—A bill to be entitled An act relating to school districts; requiring the Department of Education to implement a mandate reduction program; providing for school districts that meet certain goals established by the department to be granted an exemption from state-mandated requirements identified by the department and approved by the Legislature; requiring the department to adopt rules; providing an effective date.

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

**SR 2374**—Not referenced.

By Senator Pruitt—

**SB 2376**—A bill to be entitled An act relating to marine biotechnology; creating the Florida Marine Biotechnology Consortium; providing for the organization, purpose, and duties of the consortium; providing for the appointment of a board of trustees; providing for the establishment of a facility to house the offices and activities of the consortium; providing for appropriations; providing for the consortium to submit an operating plan and a strategic plan; providing an appropriation; providing for interim staffing by the Statewide Board of Governors; providing an effective date.

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

By Senator Fasano—

**SB 2378**—A bill to be entitled An act relating to veterans' affairs; amending s. 1.01, F.S.; revising the definition of the term "veteran"; providing preference eligibility to veterans who served in a campaign or expedition for which a campaign badge has been authorized or who serve during a period of any future declaration of war by the Congress; providing an end date to the Persian Gulf War; amending s. 295.07, F.S.; excluding active duty for training from criteria for eligibility for veterans' appointment and retention preference; amending s. 295.182, F.S.; deleting timeframe for authorization to receive contributions from public bodies to the Florida World War II Veterans Memorial Matching Trust Fund; amending s. 296.10, F.S.; authorizing the automatic adjustment in contributions to support a resident whenever there is an increase in benefit amounts payable under Title II of the Social Security Act; providing an effective date.

—was referred to the Committees on Military and Veterans' Affairs, Base Protection, and Spaceports; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bullard—

**SB 2380**—A bill to be entitled An act relating to educational personnel; amending s. 1012.991, F.S.; authorizing the Commissioner of Education to withhold certification or recertification of educational personnel from states that do not have qualifications for certification comparable

to those in this state; requiring the commissioner to certify educational personnel within a specified period; providing an effective date.

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

By Senators Siplin and Wilson—

**SB 2382**—A bill to be entitled An act relating to the work opportunity tax credit; creating s. 220.1893, F.S.; providing for a corporate income tax credit for businesses hiring certain persons under certain circumstances; providing limitation; providing for continuation of the credit absent federal authorization; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Bullard—

**SB 2384**—A bill to be entitled An act relating to reemployment of educational personnel; amending s. 121.091, F.S.; providing that certain restrictions with respect to reemployment immediately following retirement do not apply to educational personnel; providing an effective date.

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

By Senator Saunders—

**SB 2386**—A bill to be entitled An act relating to health care practitioners; amending s. 456.076, F.S., relating to treatment programs for impaired practitioners; providing certain rights of a licensee against whom a legally sufficient complaint involving impairment has been filed with the Department of Health; authorizing the licensee to review the complaint and evidence and to contest the complaint in writing or at a hearing in person; providing conditions on the limiting or suspension of the licensee from practice; requiring notice of such rights to licensees subject to investigations initiated by the department; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Children and Families; Criminal Justice; Judiciary; and Governmental Oversight and Productivity.

By Senator Dockery—

**SB 2388**—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission; amending s. 372.001, F.S.; providing and revising definitions; amending s. 372.0222, F.S.; authorizing the commission to purchase certain promotional items; amending s. 372.05, F.S.; authorizing the executive director to establish additional positions for purposes of administering research contracts and grants; amending s. 372.16, F.S.; deleting an obsolete reference relating to private game preserves and farms; amending s. 372.57, F.S.; revising provisions specifying fees and requirements for recreational licenses, permits, and authorization numbers; clarifying language relating to recreational vessel licenses; authorizing the establishment of a recreational sport season crawfish permit in Monroe County and providing for a fee to be established by the county commission; amending s. 372.6673, F.S.; revising provisions relating to issuance and expiration dates of alligator trapping licenses; amending s. 372.921, F.S.; revising provisions relating to license requirements for the sale and exhibition of wildlife; amending s. 372.99, F.S.; requiring clerks of the court to notify the commission within a specified time period of the disposition of any citation issued under ch. 372, F.S.; providing an effective date.

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

By Senator Fasano—

**SB 2390**—A bill to be entitled An act relating to controlled substances; amending s. 893.04, F.S.; providing additional requirements for the dispensing of a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing rulemaking authority to the Board of Pharmacy; creating s. 893.055, F.S.; requiring the Department of Health to establish an electronic system to monitor the prescribing of controlled substances listed in Schedules II, III, and IV; requiring the dispensing of such controlled substances to be reported through the system; providing exceptions; providing reporting requirements; providing penalties; providing rulemaking authority to the department; requiring the department to cover all costs for the system; providing a continuing appropriation; creating s. 893.065, F.S.; requiring the department to develop and adopt by rule the form and content for a counterfeit-proof prescription blank for voluntary use by physicians in prescribing a controlled substance listed in Schedule II, Schedule III, or Schedule IV; providing an appropriation; providing effective dates.

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

By Senator Siplin—

**SB 2392**—A bill to be entitled An act relating to the use of credit reports; prohibiting the use of such reports for specified purposes; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Judiciary; Regulated Industries; and Rules and Calendar.

By Senator Carlton—

**SB 2394**—A bill to be entitled An act relating to advocacy councils; amending ss. 39.202, 163.62, and 394.4615, F.S.; providing advocacy councils access to certain records; amending s. 215.5601, F.S.; revising the membership of the Lawton Chiles Endowment Fund Advisory Council; amending s. 395.3025, F.S.; providing advocacy councils access to certain records; deleting requirement that a patient or a patient representative be given opportunity to object to the provision of such records; amending s. 400.118, F.S.; providing that representatives of advocacy councils, rather than of long-term care ombudsman councils, shall participate in quality-of-care assessment visits at nursing homes; amending s. 400.408, F.S.; revising the membership of local coordinating workgroups relating to unlicensed assisted living facilities; amending s. 402.164, F.S.; revising legislative intent and definitions relating to the Florida Statewide Advocacy Council and Florida local advocacy councils; expanding the definition of “client”; including federal health and human services in the definition of “client services”; amending s. 402.165, F.S.; transferring the Florida Statewide Advocacy Council from the Department of Children and Family Services to the Justice Administrative Commission by a type two transfer; providing that the council is an independent state agency; increasing the membership of the council; increasing the terms of members of the council; authorizing the council to create a foundation for certain purposes; prohibiting changes in the council’s annual budget requests by the Justice Administrative Commission; providing additional responsibilities and titles for the chair and vice chair of the council and increasing their terms; providing that the council shall be provided access to certain confidential records without the requirement of court approval; providing a definition; providing a fine for persons refusing to provide such access; requiring state agencies to provide notice to the council regarding certain programs; providing for interprogram agreements regarding certain investigatory matters; amending s. 402.166, F.S.; revising various provisions relating to local advocacy councils; increasing the number of local advocacy councils which may be established; deleting a prohibition on relatives serving simultaneously on a local council; increasing the terms of members on such councils; providing local councils with access to certain records; deleting the requirement that local councils review client service programs; amending s. 402.167, F.S.; requiring state agencies to adopt rules which provide access to their records and additional case referrals to advocacy councils; requiring the Department of Management Services to

provide office locations to local councils in each judicial circuit; revising provisions relating to locations where a council’s offices are collocated with those of a state agency; requiring agency secretaries and directors to provide certain information to contractors and to make certain amendments in state plans filed with federal agencies; providing legislative intent that advocacy councils be provided access to all protected health information of clients receiving health and human services; amending s. 402.70, F.S.; requiring certain interagency agreements; amending s. 415.1034, F.S.; deleting the requirement that certain persons make suspected abuse reports to the central abuse hotline; amending s. 415.104, F.S.; requiring the Department of Children and Family Services to provide certain copies of abuse reports to advocacy councils; amending s. 415.1055, F.S.; requiring the Department of Children and Family Services to provide copies of certain investigative reports; amending s. 415.107, F.S.; clarifying that access to certain records of the Department of Children and Family Services is available to the statewide and local advocacy councils; amending s. 775.0823, F.S.; providing criminal penalties for a violent offense against any official or employee of the executive branch when engaged in certain activities; amending s. 784.07, F.S.; increasing classification and requiring minimum terms of incarceration for the crime of assault or battery if the victim is a child protection services investigator or a member, employee, or agent of an advocacy council; providing an effective date.

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

By Senator Fasano—

**SB 2396**—A bill to be entitled An act relating to public records; amending s. 215.44, F.S.; creating a public-records exemption for certain records relating to the alternative investments program of the State Board of Administration; providing an exception to the exemption; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Commerce, Economic Opportunities, and Consumer Services; and Rules and Calendar.

By Senator Dockery—

**SB 2398**—A bill to be entitled An act relating to environmental protection; providing a popular name; providing for remediation of contaminated sites in counties and municipalities; authorizing the Department of Environmental Protection to adopt rules and issue orders; providing for enforcement; providing for control in the event of conflict of provisions; providing an effective date.

—was referred to the Committees on Natural Resources; and Comprehensive Planning.

By Senator Margolis—

**SB 2400**—A bill to be entitled An act relating to mandatory court costs for county delinquency prevention; amending s. 938.17, F.S.; revising language with respect to mandatory court costs for county delinquency prevention; increasing court cost assessments for county delinquency prevention; providing an effective date.

—was referred to the Committees on Judiciary; Finance and Taxation; Appropriations Subcommittee on Article V Implementation and Judiciary; and Appropriations.

**SR 2402**—Not referenced.

By Senator Lynn—

**SB 2404**—A bill to be entitled An act relating to substance abuse services; amending s. 394.74, F.S.; authorizing the Department of Children and Family Services to adopt by rule new payment methodologies and to eliminate unit-based methodologies for mental health and substance abuse services; amending s. 394.9082, F.S.; modifying the services for which a managing entity is accountable; establishing data system requirements; providing for establishment of a single managing entity for the delivery of substance abuse services to child protective services recipients in specified districts of the department; providing for a contract; requiring certain information to be kept; providing for a report; providing an effective date.

—was referred to the Committees on Children and Families; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bennett—

**SB 2406**—A bill to be entitled An act relating to the recreational trails system; amending s. 260.012, F.S.; encouraging state, regional, and local agencies to give additional priority points for acquisition in purchasing land that includes the Florida National Scenic Trail; providing an effective date.

—was referred to the Committees on Natural Resources; Comprehensive Planning; and Governmental Oversight and Productivity.

By Senator Bennett—

**SB 2408**—A bill to be entitled An act relating to boating safety; amending s. 327.395, F.S.; providing for a self-study manual by the Fish and Wildlife Conservation Commission for counties that do not have access to a boating safety instruction course instituted by the commission; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Garcia—

**SB 2410**—A bill to be entitled An act relating to economic development incentive programs; amending s. 220.191, F.S.; redefining the term “qualifying project” for purposes of capital investment tax credits; amending s. 288.1088, F.S.; revising requirements and providing powers of the Governor with respect to using funds in the Quick Action Closing Fund; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Finance and Taxation; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senator Margolis—

**SB 2412**—A bill to be entitled An act relating to special observances; creating s. 683.195, F.S.; designating the month of January of each year as “Florida Jewish History Month”; providing for a proclamation by the Governor to that effect; providing an effective date.

—was referred to the Committee on Governmental Oversight and Productivity.

By Senator Diaz de la Portilla—

**SB 2414**—A bill to be entitled An act relating to warranty association regulation; amending ss. 634.031, 634.303, and 634.403, F.S.; exempting affiliates of insurers from provisions regulating certain warranty associ-

ations, under certain circumstances; providing for nonapplication of the exemptions under certain circumstances; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Finance and Taxation.

By Senator Sebesta—

**SB 2416**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing an exemption from the public-records law for personal information contained in a motor vehicle registration record; removing the requirement that such exemption be at the request of the person who is the subject of the record; providing conditions under which personal information may be released at the request of a party to a pending administrative, court, or other proceeding; providing conditions for release if a proceeding is not pending; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Transportation; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Lynn—

**SB 2418**—A bill to be entitled An act relating to educational leadership; creating the BEST Florida Teaching Act of 2003; creating s. 1000.041, F.S.; providing legislative purposes and guiding principles of the act; amending s. 1001.33, F.S.; requiring cooperation to apply such guiding principles; amending s. 1001.42, F.S.; requiring employment of certain persons to perform tasks not related to classroom instruction; requiring school district support of authority; amending ss. 1001.51 and 1001.54, F.S.; requiring cooperation and support of district school superintendents and school principals; amending s. 1002.20, F.S.; providing student rights with respect to classroom orderliness; amending s. 1002.42, F.S.; correcting a cross-reference; amending s. 1003.04, F.S.; requiring specified student conduct; requiring parental cooperation with school authority; amending s. 1003.31, F.S.; requiring support of the authority of teachers and bus drivers; amending s. 1003.32, F.S.; revising provisions relating to teacher authority and responsibility for control of students; designating a school placement review committee to determine placement for disruptive students; requiring reports; requiring Commissioner of Education review of success in achieving orderly classrooms and use of enforcement actions; requiring reporting of knowledge or suspicion of crimes of violence on school property and providing immunity; amending s. 1004.04, F.S.; revising provisions relating to state approval of teacher preparation programs; expanding State Board of Education rules establishing core curricula; requiring teacher preparation programs to incorporate certain instruction; providing for guarantee; providing for additional teacher training under certain circumstances; authorizing pay for student teacher internships; authorizing additional standards for program approval and certification; providing priority consideration for participation in teacher education pilot programs; amending ss. 1006.08 and 1006.09, F.S.; requiring district school superintendent and school principal support relating to student discipline; amending s. 1009.59, F.S.; renaming and revising eligibility criteria and loan reimbursement of the Critical Teacher Shortage Student Loan Forgiveness Program; creating s. 1009.591, F.S.; creating the Teaching Fellows Program to encourage certain graduate students to enter the teaching profession; providing for stipends, signing bonuses upon employment, and waiver of tuition and fees under certain circumstances; providing repayment requirements; creating s. 1011.63, F.S.; creating a categorical fund to provide BEST Florida Teaching bonuses to top-performing teachers; amending s. 1012.05, F.S.; requiring the Department of Education to provide for one-stop shopping for teacher career information and on-line support; authorizing use of funds to recruit and prepare teachers; creating s. 1012.231, F.S.; requiring district school board plans for compensation of beginning classroom teachers; providing performance pay to fund differentiated teacher salaries; providing requirements and incentives relating to teacher assignments; amending ss. 1012.27 and 1012.28, F.S.; providing duties of district school superintendents and school principals; amending s. 1012.56, F.S.; revising the time period for which an official statement of status of eligibility for certification is valid; revising requirements for mastery of general knowledge, mastery of subject area knowledge, and mastery of professional preparation and education competence; revising provisions

relating to temporary certificates; amending s. 1012.57, F.S.; requiring district school boards to adopt rules to allow for the issuance of adjunct teaching certificates; revising provisions relating to determination of expertise in the subject area to be taught; amending s. 1012.585, F.S.; revising certain requirements for renewal of professional certificates; correcting a cross-reference; creating s. 1012.586, F.S.; authorizing school districts to process certain applications via website; providing for a fee and the uses thereof; amending s. 1012.72, F.S.; expanding the Dale Hickam Excellent Teaching program to provide incentives for teachers who seek or are issued certain certification by the American Board for Certification of Teacher Excellence; restricting bonuses to certain teachers; amending s. 1012.73, F.S.; providing that teacher career development does not require graduation from a teacher preparation program; amending s. 1012.98, F.S.; revising provisions relating to the School Community Professional Development Act; deleting provisions relating to recruitment, preparation, and professional development of school administrative personnel; creating s. 1012.987, F.S.; authorizing a principal leadership designation and incentives therefor; requiring a system for recruitment, preparation, and education leadership development of school administrative personnel; authorizing request of resignation of a school principal and teachers under certain circumstances; providing an effective date.

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

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By Senator Sebesta—

**SB 2420**—A bill to be entitled An act relating to motor vehicles; amending s. 316.6105, F.S.; revising procedures for disposition of a citation for operation of a motor vehicle in unsafe condition or without required equipment; providing for an enforcement officer of the Florida Highway Patrol to verify correction and execute the affidavit-of-compliance form; authorizing the Department of Highway Safety and Motor Vehicles to designate areas within current facilities for inspection and collection of a fee under specified procedures; providing an effective date.

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

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By Senator Saunders—

**SB 2422**—A bill to be entitled An act relating to environmental control; amending s. 403.087, F.S.; amending grounds upon which the Department of Environmental Protection may revoke a permit; amending s. 403.121, F.S.; providing that the department may deny operation or construction permits to certain violators who have not satisfied an adjudicated final judgment or a final order of the department; providing an effective date.

—was referred to the Committees on Natural Resources; Governmental Oversight and Productivity; Commerce, Economic Opportunities, and Consumer Services; and Rules and Calendar.

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By Senator Sebesta—

**SB 2424**—A bill to be entitled An act relating to notaries public; amending s. 117.05, F.S.; requiring notaries to provide services without charge for certain persons; creating s. 117.055, F.S.; requiring notaries to maintain a journal and record notarial acts; providing journal requirements; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Oversight and Productivity; and Commerce, Economic Opportunities, and Consumer Services.

By Senator Dawson—

**SB 2426**—A bill to be entitled An act relating to farm labor; creating s. 450.39, F.S.; providing that persons who use the services of farm labor contractors must guarantee the payment of applicable wages due to certain farm workers; creating s. 450.395, F.S.; providing legal remedies for farm workers whose wages were not paid as due; providing for the recovery of unpaid wages and of liquidated damages in specified circumstances; providing an effective date.

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

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By Senator Atwater—

**SB 2428**—A bill to be entitled An act relating to insurance claims and premium payments; amending s. 627.4035, F.S.; providing for the payment of insurance premiums by a debit or credit card, automatic electronic funds transfer, or payroll deduction plan; amending s. 627.7015, F.S.; defining “claim” for purposes of alternative procedures for resolution of disputed property insurance claims; amending s. 627.901, F.S.; authorizing certain agents and insurers to provide periodic payment plans, including stated administrative charges under certain circumstances; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By Senator Saunders—

**SB 2430**—A bill to be entitled An act relating to tests for alcohol, chemical substances, or controlled substances; amending ss. 316.1932 and 327.352, F.S.; revising provisions that provide for tests to determine blood alcohol content or the presence of chemical or controlled substances; providing an effective date.

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

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By Senator Klein—

**SB 2432**—A bill to be entitled An act relating to health insurance; authorizing small business employers to contract with the Department of Management Services to purchase coverage in the state group health insurance plan for their employees; providing procedures; requiring recordkeeping by the department; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; Appropriations Subcommittee on General Government; and Appropriations.

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By Senator Garcia—

**SB 2434**—A bill to be entitled An act relating to civil penalties for noncriminal traffic infractions; amending s. 318.14, F.S.; imposing penalties for certain noncriminal traffic infractions requiring a mandatory hearing; amending s. 318.19, F.S.; providing for a mandatory hearing for certain noncriminal traffic infractions; providing an effective date.

—was referred to the Committees on Judiciary; Finance and Taxation; Appropriations Subcommittee on Article V Implementation and Judiciary; and Appropriations.

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By Senator Siplin—

**SB 2436**—A bill to be entitled An act relating to road designations; designating a portion of State Road 50 in Orange County as Martin L. King, Jr., Drive; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Cowin—

**SB 2438**—A bill to be entitled An act relating to public lodging and food service establishments; amending s. 509.013, F.S.; defining the term “handbill”; creating s. 509.144, F.S.; prohibiting the distribution of handbills on the premises of public lodging or food service establishments; providing penalties; providing an exception; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Criminal Justice; and Regulated Industries.

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By Senator Campbell—

**SB 2440**—A bill to be entitled An act relating to public records; amending s. 717.117, F.S.; expanding the exemption from public records requirements for social security numbers and financial account numbers contained in reports of unclaimed property held by the Department of Financial Services to include the dollar amounts of unclaimed property accounts and the number of reported shares of stock contained in such reports; providing for retroactive applicability of the exemption; providing for future review and repeal; providing for construction; authorizing the withholding of confidential information offered in evidence in administrative, civil, or criminal proceedings; creating s. 717.1231, F.S.; creating an exemption from public records requirements for social security numbers, dollar amounts of unclaimed property accounts, the number of reported shares of stock, and financial account numbers contained in legal and claim files held by the Department of Financial Services; providing exceptions to the exemption; providing for retroactive applicability of the exemption; providing for future review and repeal of the exemption; providing construction; authorizing the withholding of confidential information offered in evidence in administrative, civil, or criminal proceedings; creating s. 717.12401, F.S.; creating an exemption from public records requirements for personal photographic identification held by the Department of Financial Services pursuant to ch. 717, F.S.; providing construction; authorizing the withholding of personal photographic identification offered in evidence in administrative, civil, or criminal proceedings; amending s. 717.1301, F.S.; creating an exemption from public records requirements for social security numbers, dollar amounts of unclaimed property accounts, the number of shares of stock, and financial account numbers contained in an investigation or examination held by the Department of Financial Services; providing exceptions to the exemption; providing for retroactive applicability of the exemption; providing for future review and repeal of the exemption; providing construction; authorizing the withholding of confidential information offered in evidence in administrative, civil, or criminal proceedings; creating s. 717.1342, F.S.; providing a third-degree felony penalty for violation of ss. 717.117(8), 717.1231, 717.12401, and 717.1301(5)(b)1., F.S.; creating s. 717.1402, F.S.; providing a public records exemption for a database to which the Department of Financial Services subscribes if such database is required by the database vendor to be kept confidential; creating s. 717.1403, F.S.; providing a public records exemption for trade secrets of holders of unclaimed property and persons providing services for auditing or examining holders of unclaimed property; providing procedure if an action is brought to compel the release of a trade secret; providing for the release of information to specified entities; authorizing the withholding of confidential information offered in evidence in administrative, civil, or criminal proceedings; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Commerce, Economic Opportunities, and Consumer Services; Governmental Oversight and Productivity; and Rules and Calendar.

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By Senator Campbell—

**SB 2442**—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; requiring the arresting law enforcement agency to impound a vehicle used in committing an offense of driving under the influence for a specified period; providing an effective date.

—was referred to the Committees on Criminal Justice; Comprehensive Planning; and Finance and Taxation.

By Senator Siplin—

**SB 2444**—A bill to be entitled An act relating to peat mining; amending s. 373.414, F.S.; providing requirements for wetlands reclamation activities for peat mining to be considered appropriate mitigation; amending s. 378.403, F.S.; defining the term “peat” for purposes of the Resource Extraction Reclamation Act; creating s. 378.705, F.S.; providing legislative findings with respect to the excavation of peat from wetlands and the reclamation of those lands; requiring notice to the Secretary of Environmental Protection of a new peat mine beginning operations after a specified date; providing requirements for the notice; requiring the Department of Environmental Protection to adopt specific reclamation standards by rule; requiring reclamation be completed within a specified period; providing for final agency action under a life-of-the-mine permit; providing an effective date.

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

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By Senator Wasserman Schultz—

**SB 2446**—A bill to be entitled An act relating to child care; amending s. 402.305, F.S.; revising inservice training requirements for child care personnel; requiring training in early literacy and language development; amending s. 402.313, F.S.; requiring annual training and an annual health and safety home inspection self-evaluation by family day care home operators; requiring training in early literacy and language development; amending s. 402.3131, F.S.; requiring annual training of operators of large family child care homes; requiring training in early literacy and language development; providing an effective date.

—was referred to the Committees on Children and Families; Education; Appropriations Subcommittee on Health and Human Services; and Appropriations.

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By Senator Miller—

**SB 2448**—A bill to be entitled An act relating to the employment of former offenders; providing for issuing tax credit vouchers to businesses in this state that employ former offenders; providing the amount of the tax credit; requiring that the business document the employment; requiring the Department of Corrections to cooperate with employers in identifying former offenders who have job skills and who are employable; requiring the Department of Revenue to develop forms and procedures for applying for the tax credit; providing an effective date.

—was referred to the Committees on Commerce, Economic Opportunities, and Consumer Services; Criminal Justice; Finance and Taxation; Appropriations Subcommittee on General Government; and Appropriations.

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By Senator Atwater—

**SB 2450**—A bill to be entitled An act relating to the Florida Uniform Principal and Income Act; amending s. 738.104, F.S.; revising provisions with respect to the trustee’s power to adjust; authorizing the trustee to release certain powers; restricting the power to adjust under certain circumstances; providing for service of notice on a legal representative or natural guardian of a beneficiary without the filing of any proceeding or approval of any court; amending s. 738.1041, F.S.; redefining the term “interested trustee” for the purpose of a provision governing total return unitrust; providing for notice to be served in a described manner; providing that an objection may be executed by a legal representative or natural guardian without the filing of any proceeding or approval of any court; revising language with respect to power of withdrawal; amending s. 738.202, F.S.; revising provisions with respect to distribution to residuary and remainder beneficiaries; amending s. 738.401, F.S.; revising provisions with respect to character of receipts; providing for retroactive application; providing an effective date.

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

By Senator Atwater—

**SB 2452**—A bill to be entitled An act relating to boating citations; amending s. 327.73, F.S.; providing that a violation relating to a vessel being within 500 feet of a pier, established by a local government is a noncriminal infraction; providing for the liability of the owner of a vessel for payment of a citation for a boating violation unless the owner furnishes an affidavit showing that the vessel was in the care, control, or custody of another person; providing for the clerk of court to electronically supply the Division of Law Enforcement of the Fish and Wildlife Conservation Commission a list of persons with outstanding fines; providing an effective date.

—was referred to the Committees on Natural Resources; Comprehensive Planning; Criminal Justice; Judiciary; and Finance and Taxation.

By Senator Miller—

**SB 2454**—A bill to be entitled An act relating to the Lead Poisoning Prevention Act; providing a popular name; creating the “Lead Poisoning Prevention Act”; providing purposes of the act; providing for a Director of Lead Poisoning Prevention; providing duties and responsibilities of the director; providing for a Lead Poisoning Prevention Coordinating Council; providing membership of the council; providing for the creation of a program for prevention of lead poisoning; providing for a Lead Poisoning Prevention Commission; providing for membership and duties of the commission; providing requirements for “lead-free” and “lead-safe” property status; providing time period for compliance; providing for inspection of affected properties; providing for expedited and emergency inspections; providing for inspection reports; providing for accreditation of persons performing lead hazard reduction activities; providing for accreditation of persons performing inspections; providing for duration of certification; providing registration fees for persons performing lead hazard abatement and persons performing inspections; providing for deposit of fees; providing for enforcement of the act; providing for registration of affected properties; providing for contents and renewal of registration; providing registration fees; providing for deposit of fees; providing requirements for immunity from civil liability for injuries or damages resulting from the ingestion of lead; providing exceptions to immunity; providing for documentation and notification of injury; defining “qualified offer”; providing procedure and requirements with respect to a qualified offer; providing for attorney’s fees; providing for maximum amounts payable under a qualified offer; providing for certification of compliance with respect to a qualified offer; providing for offers of compromise; providing for rules; providing for presumption of negligence in actions against property owners not in compliance; providing requirements with respect to liability coverage for losses or damage caused by exposure to lead-based paint offered by insurers in the state; providing requirements of the Department of Financial Services; requiring specified lead hazard coverage; providing standards for determination of rates for lead hazard coverage; creating the lead-safe or lead-free property revolving loan fund account within the State Housing Trust Fund; providing for the sale of bonds; providing for administration and disbursement of funds; providing for loans through intermediaries; providing for reinvestment and repayment of funds; providing for enforcement of criminal violations; providing for civil remedies; providing for reporting of enforcement actions; providing for receivership of properties not meeting certain standards; providing for injunctive relief; providing for notice of intent to seek injunctive relief; providing for recovery of costs and attorneys fees; defining “retaliatory eviction”; prohibiting retaliatory evictions; providing for the establishment of a comprehensive educational program; providing for a public information initiative; providing for distribution of specified literature; providing for lead-safe housing seminars; providing for the adoption of rules and the distribution of information regarding insurance requirements; providing requirements of the Department of Business and Professional Regulation with respect to education and licensure requirements for real estate brokers and salespersons; requiring the establishment of a program for early identification of persons at risk of elevated levels of lead in the blood; providing for screening of children; providing for screening priorities; providing for the maintenance of records of screenings; providing for reporting of cases of lead poisoning; providing definitions; providing an effective date.

—was referred to the Committees on Health, Aging, and Long-Term Care; Governmental Oversight and Productivity; Comprehensive Planning; Regulated Industries; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By Senators Lynn and Campbell—

**SB 2456**—A bill to be entitled An act relating to adoption; amending s. 63.022, F.S.; providing legislative findings and intent with respect to the rights and responsibilities of adoptive children, biological parents, and adoptive parents; providing that certain requirements do not apply to an adoption involving a relative or stepchild; providing legislative intent concerning cooperation between the Department of Children and Family Services and private adoption entities; amending s. 63.032, F.S.; revising definitions; defining the term “unmarried biological father”; amending s. 63.039, F.S.; providing for an award of certain fees and costs in the event of fraud or duress at the discretion of the court; requiring that certain court findings of sanctionable conduct be forwarded to the Office of the Attorney General; amending s. 63.042, F.S.; revising provisions specifying who may adopt; amending s. 63.0423, F.S.; revising references to newborn infants; authorizing a child-placing agency to remove an abandoned infant from a placement under certain circumstances; revising requirements for conducting a diligent search to identify a parent of an abandoned infant; revising certain requirements for the court; revising time periods for providing notice of certain actions; revising the period within which a judgment of termination of parental rights may be voided; amending s. 63.0425, F.S.; revising requirements for notifying a grandparent with whom the child has resided of a hearing on a petition for termination of parental rights; deleting a requirement that the court give first priority for adoption to the grandparent under certain conditions; amending s. 63.0427, F.S.; revising provisions governing a minor’s right to communicate with siblings and other relatives; providing for postadoption communication or contact with parents whose parental rights have been terminated; amending s. 63.043, F.S.; deleting provisions prohibiting certain screening or testing for purposes of employment or admission into educational institutions; amending s. 63.052, F.S.; revising provisions specifying the entity that may be the guardian of a minor placed for an adoption; revising the responsibilities and authority of the guardian; creating s. 63.053, F.S.; providing legislative findings with respect to the rights and responsibilities of an unmarried biological father; creating s. 63.054, F.S.; providing requirements for the unmarried biological father to establish parental rights; creating the Florida Putative Father Registry within the Office of Vital Statistics of the Department of Health; providing requirements for registering with the Florida Putative Father Registry; providing requirements for searching the registry; directing the Department of Health to provide for an application and inform the public of the Florida Putative Father Registry; amending s. 63.062, F.S.; revising provisions specifying the persons from whom a consent for adoption is required; providing conditions under which the consent for adoption of an unmarried biological father must be obtained; authorizing the execution of an affidavit of nonpaternity prior to the birth of the child; deleting requirements for a form for the affidavit of nonpaternity; revising the conditions under which a petition to adopt an adult may be granted; revising venue requirements for terminating parental rights; creating s. 63.063, F.S.; providing for the responsibilities of each party pertaining to fraudulent actions; providing requirements for a biological father to contest a termination of parental rights; creating s. 63.064, F.S.; authorizing the court to waive the requirement that consent for adoption be obtained from certain persons; amending s. 63.082, F.S.; revising the requirements for executing a consent for adoption and obtaining certain information concerning the child and birth parents; providing for executing an affidavit of nonpaternity prior to the birth of the child; authorizing an adoption entity to intervene as a party in interest under certain circumstances; providing for placement of a minor when the minor is in the custody of the Department of Children and Family Services; revising requirements for withdrawing a consent for adoption; amending s. 63.085, F.S.; revising the requirements for required disclosures by an adoption entity; amending s. 63.087, F.S.; revising provisions governing the proceedings for terminating parental rights pending adoption; revising the venue requirements for filing a petition to terminate parental rights; revising requirements for a petition for terminating parental rights pending adoption; amending s. 63.088, F.S.; providing for limited notice requirements for an unmarried biological father; revising the period within which an inquiry and diligent search must be initiated; revising requirements for notice concerning the termination of parental rights; revising the individuals for whom information regarding identity is required; revising the inquiries required for the diligent search; revising requirements for constructive service; amending s. 63.089, F.S.; revising hearing requirements for terminating parental rights; revising the conditions under which the court may enter a judgment terminating parental rights; revising the conditions for making a finding of abandonment; revising requirements for issuing and voiding a judgment terminating

parental rights; amending s. 63.092, F.S.; revising requirements for placing a minor by an adoption entity; revising requirements for a preliminary home study; amending s. 63.097, F.S.; revising the fees, costs, and expenses that may be assessed by an adoption entity; revising the total of the fees, costs, and expenses for which prior court approval is required; prohibiting certain fees, costs, and expenses; amending s. 63.102, F.S.; revising the period within which a petition for adoption may be filed; providing for exceptions for adoptions of adults and adoptions by stepparents and relatives; revising requirements pertaining to prior approval of fees and costs; providing for the clerk of the court to charge one filing fee for certain adoption-related actions; amending s. 63.112, F.S.; revising requirements for the petition documents for an adoption; amending s. 63.122, F.S.; providing requirements for the notice of the hearing on the petition for adoption; amending s. 63.125, F.S.; revising the period within which the home investigation report must be filed; amending s. 63.132, F.S.; revising the period within which an affidavit of expenses and receipts must be filed; revising requirements for the affidavit of expenses and receipts; providing an exception for the adoption of a relative or an adult; amending s. 63.135, F.S.; requiring that certain information be provided to the court for all adoption proceedings; amending s. 63.142, F.S.; allowing persons to appear before the court telephonically; revising conditions under which a judgment terminating parental rights is voidable; revising requirements pertaining to the court's consideration of setting aside a judgment terminating parental rights; amending s. 63.152, F.S.; revising the entities responsible for preparing a statement of the adoption for the state registrar of vital statistics; requiring the clerk of the court to transmit the statement of the adoption to the state registrar; amending s. 63.162, F.S.; revising certain notice requirements concerning the disclosure of information pertaining to an adoption; amending s. 63.167, F.S.; authorizing the department to contract for the operation of a state adoption information center; amending s. 63.182, F.S.; revising the statute of repose to conform to changes made by the act; repealing s. 63.185, F.S., relating to the residency requirement for adoptions; amending s. 63.207, F.S.; providing for the court's jurisdiction with respect to out-of-state placements; amending s. 63.212, F.S.; requiring an out-of-state adoption be in compliance with the Interstate Compact for the Placement of Children, when applicable; deleting certain provisions concerning preplanned adoption agreements; revising the acts that are unlawful pertaining to adoption; creating s. 63.213, F.S.; providing requirements for a preplanned adoption arrangement; defining terms; amending s. 63.219, F.S.; revising conditions under which the court may sanction an adoption entity; amending s. 63.235, F.S.; providing for application of the act; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Argenziano—

**SB 2458**—A bill to be entitled An act relating to consumer protection in the construction lien law; creating s. 713.015, F.S.; providing mandatory contract provisions for construction contracts; amending s. 713.06, F.S.; limiting lien amounts of persons not in privity; providing a contractor's affidavit form; amending s. 713.08, F.S.; providing a time limit for recording a claim of lien; amending s. 713.135, F.S.; requiring the lien law summary to contain an explanation of owners' rights; requiring the issuing authority to mail the lien law summary to the owner; amending s. 713.31, F.S.; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; amending s. 713.345, F.S.; providing permissive inferences that a person knowingly and intentionally failed to properly apply construction payments; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; amending s. 713.3471, F.S.; requiring contracts between lenders and owners to contain clauses providing owners with the option to be endorsers of checks on construction loans; requiring contractors to provide a list of unpaid entities to the lender and owner before seeking disbursements under construction loans; amending s. 713.35, F.S.; requiring a prosecuting entity to provide a copy of the charging document to the Department of Business and Professional Regulation; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Commerce, Economic Opportunities, and Consumer Services.

By Senator Campbell—

**SB 2460**—A bill to be entitled An act relating to independent living transition services; amending s. 409.1451, F.S.; requiring each Department of Children and Family Services district to identify adolescent foster children with developmental disabilities or special mental health needs; requiring assignment to an independent living counselor and providing counselor duties; revising eligibility requirements for independent living transition services, participation in the Road-to-Independence Scholarship Program, and transitional support services; authorizing Medicaid coverage to youth eligible for transitional support services; providing an effective date.

—was referred to the Committees on Children and Families; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Garcia—

**SB 2462**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 527.01, F.S.; revising the definition of "qualifier" for purposes of ch. 527, F.S., relating to sale of liquefied petroleum gas; revising the definition of "category II liquefied petroleum gas dispenser"; defining "category V liquefied petroleum gases dealer for industrial uses only"; amending s. 527.02, F.S.; providing for licensure of category V liquefied petroleum gases dealers for industrial uses only; providing license fees for such dealers; providing application fees and renewal fees for retesting and requalification of cargo tanks; creating s. 527.0201, F.S.; reorganizing existing subsections of Florida Statutes; providing for examination of such dealers; revising persons who may make application for examination for competency; providing that no person may act as a qualifier for more than one licensed location; providing an additional prerequisite for certification as a master qualifier; clarifying provisions with respect to procedure in the event of specified vacancies in qualifier and master qualifier positions; clarifying provisions with respect to suspension of a license in the event that a business organization no longer possesses a duly designated qualifier; providing procedure with respect to category I liquefied petroleum gas dealers or LP gas installers who no longer possess a master qualifier but employ a category I liquefied petroleum gas dealer or LP gas installer qualifier; providing that the department may deny, refuse to renew, suspend, or revoke a qualifier card or master qualifier certificate for specified causes; amending s. 527.06, F.S.; conforming a cross-reference; amending s. 527.065, F.S.; revising conditions under which liquefied petroleum gas licensees must notify the department of liquefied petroleum gas-related accidents involving a customer account; amending s. 527.11, F.S.; revising a prerequisite to obtaining a liquefied petroleum gas license; amending s. 527.13, F.S.; authorizing the department to impose administrative penalties and suspend or revoke a qualification for violation of the provisions of ch. 527, F.S., rules adopted pursuant thereto, or a cease and desist order; increasing the period of time in which licensees may pay penalties to the department; authorizing the department to issue a warning letter to licenseholders, master qualifiers, qualifiers, or others in lieu of an administrative or civil penalty for first violations; amending s. 527.22, F.S.; revising terms of membership of the Propane Gas Education, Safety, and Research Council; amending s. 559.904, F.S.; revising provisions relating to applications, renewal applications, registration, and registration fees with respect to motor vehicle repair shops; amending s. 559.929, F.S.; eliminating a condition under which the department may waive security requirements with respect to registration as a seller of travel; amending s. 501.143, F.S.; providing limitations on contracts for ballroom dance studio services and the renewal of such contracts; providing penalties, remedies, and enforcement; providing an effective date.

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

By Senator Clary—

**SB 2464**—A bill to be entitled An act relating to engineering; amending s. 471.013, F.S.; revising examination requirements; amending s. 471.015, F.S.; conforming provisions; amending s. 471.023, F.S.; revising

terminology relating to legal entities involved in offering engineering services; amending s. 471.033, F.S.; providing for the imposition of restitution as a penalty for disciplinary violations; amending s. 471.038, F.S.; deleting obsolete language; deleting certain management powers and duties of the Department of Business and Professional Regulation over the Florida Engineers Management Corporation; deleting a bond requirement for certain employees of the corporation; revising the date an annual report is due; transferring certain functions of the department to the board and establishing additional enforcement powers for the board; requiring a report; providing an effective date.

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

By Senator Diaz de la Portilla—

**SB 2466**—A bill to be entitled An act relating to premium finance company application exemptions; amending s. 627.826, F.S.; revising a definition to expand an exemption from application for certain entities to include persons who purchase or acquire premium finance agreements from licensees subject to certain limitations; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Atwater—

**SB 2468**—A bill to be entitled An act relating to emergency angioplasty; expressing the legislative intent to enact legislation relating to emergency angioplasty; providing an effective date.

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

By Senator Wise—

**SB 2470**—A bill to be entitled An act relating to the Fair Housing Act; amending s. 760.22, F.S.; defining the term “source of income”; amending s. 760.23, F.S.; prohibiting discrimination in the sale or rental of housing because of a person’s source of income; providing an effective date.

—was referred to the Committees on Comprehensive Planning; and Judiciary.

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Comprehensive Planning; and Senators Argenziano, Cowin, Constantine and Fasano—

**CS for SB’s 140, 998 and 1060**—A bill to be entitled An act relating to utilities; amending s. 163.01, F.S.; providing applicability of provisions relating to ownership and operation of utilities by entities composed of municipalities and counties; prescribing powers of counties and specified municipalities with respect to acquisition of water utilities and wastewater utilities by separate legal entities composed of municipalities and counties; authorizing the Public Service Commission to review the acquisition of a utility by two or more host governments; providing for a binding arbitration process under the Public Service Commission to resolve certain disputes relating to utility acquisition; authorizing the commission to adopt rules; requiring the Public Service Commission to establish rules that base the acquisition price for a host government to acquire a utility on certain information; amending s. 120.52, F.S.; deleting an exception from the requirements of ch. 120, F.S., for an entity created under s. 163.01(7), F.S.; amending s. 367.021, F.S.; excluding an entity created under s. 163.01(7)(g)1., F.S., from the definition of “governmental authority”; amending s. 367.071, F.S.; deleting a provision

authorizing a utility to be sold or transferred prior to approval of the Public Service Commission with a contingency clause in the contract; providing an effective date.

By the Committee on Home Defense, Public Security, and Ports; and Senator Bennett—

**CS for SB 1362**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; creating an exemption from public-records requirements to include building plans, blueprints, schematic drawings, and diagrams held by a public agency and relating to specified facilities and structures; providing exceptions; providing for legislative review and repeal; providing a statement of public necessity; providing an effective date.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

**FIRST READING**

The Honorable James E. “Jim” King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed HB 1017; has passed as amended HB 1, HB 843 and requests the concurrence of the Senate.

*John B. Phelps, Clerk*

By the Committee on Procedures; and Representative Bense—

**HB 1017**—A reviser’s 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 2003 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2003 shall be effective immediately upon publication; providing that general laws enacted during the April 29-May 13, 2002, special session and prior thereto and not included in the Florida Statutes 2003 are repealed; providing that general laws enacted during the 2003 regular session are not repealed by this adoption act.

—was referred to the Committee on Rules and Calendar.

By the Committee on Appropriations; and Representative Adams and others—

**HB 1**—A bill to be entitled An act relating to assistance in obtaining prescription drugs; creating s. 430.83, F.S.; providing a popular name; providing definitions; providing legislative findings and intent; creating the Sunshine for Seniors Program to assist low-income seniors with obtaining prescription drugs from manufacturers pharmaceutical assistance programs; providing implementation and oversight duties of the Department of Elderly Affairs; providing for community partnerships; providing for contracts; requiring annual evaluation reports on the program; specifying that the program is not an entitlement; providing an effective date.

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

By the Committee on Appropriations; and Representative Adams and others—

**HB 843**—A bill to be entitled An act relating to prescription drugs; amending s. 409.9065, F.S.; revising the pharmaceutical expense assistance program for low-income elderly individuals; adding eligibility groups; providing benefits; requiring the Agency for Health Care Administration, in administering the program, to collaborate with both the Department of Elderly Affairs and the Department of Children and Family Services; requiring federal approval of benefits; providing an effective date.

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

1214; Lynn—SB 328; Miller—SB 438; Pruitt—SB 308; Saunders—CS for SB 1454

Senator Wilson withdrew as a co-sponsor of SB 686.

### **CORRECTION AND APPROVAL OF JOURNAL**

### **RECESS**

The Journal of March 18 was corrected and approved.

On motion by Senator Lee, the Senate recessed at 10:02 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Wednesday, March 26 or upon call of the President.

### **CO-SPONSORS**

Senators Campbell—SB 686, CS for SB 1454; Lawson—SJR 1166, SB