



Journal of the Senate

Number 6—Regular Session

Thursday, March 18, 2004

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CALL TO ORDER

The Senate was called to order by President King at 10:00 a.m. A quorum present—40:

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

PRAYER

The following prayer was offered by the Rev. Ruth Louise Baker, St. Matthew's Episcopal Church, St. Petersburg:

In peace, let us stand together and pray.
 O God, creator and sustainer of life, source of all wisdom,
 You are gracious and full of compassion,
 You are a God who reaches out to all peoples in loving kindness,
 Your mercy is new every morning.

We bow our hearts before you in quietness and confidence; acknowledging, that we in ourselves cannot meet the demands placed before us this day. There are things known and unknown; things beyond our own power and sense of right judgment which will seek to control us. Some will be unable to see you at work and find truth. Others will feel separated from you and from each other. In such moments, save us from pride and self-will, and the temptation to serve our own interests before the welfare of others.

This season of human history seems more fragile than any other.
 We hold great power, yet feel most vulnerable.
 We possess expansive knowledge, even discovering a new planet in our solar system,
 yet understand less about our future on earth.
 We engineer new life and heal miraculously,

yet spend even more energy to combat death and destruction.
 Our choices are many, our options for justice are few.

We humbly seek guidance.
 Without you, God, nothing is strong; nothing is worthwhile.

Weave your spirit into the thoughts and actions of these men and women serving in our Senate. You have given them a sacred trust. Help them renew and hold their sense of being and purpose. Enlarge their generous hearts that they might give freely, as you have given so abundantly to us. Influence their imaginations to envision your purpose and will. Give them courage to test and fulfill their high calling to be leaders by first serving.

We pray for our President, George; for our Governor, Jeb, and his Cabinet; for the House and especially for the members of this Senate.

May all who govern and who are in authority receive your richest blessing and strength this day and always. Amen.

PLEDGE

Senate Pages Christina Crotty of Orlando, Kevin Menear of Hollywood, Jillian Mitchell of Apopka and Michael D. White of Rockledge, 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. Temple Robinson of Tallahassee, sponsored by Senator Lawson, as doctor of the day. Dr. Robinson specializes in Internal Medicine.

ADOPTION OF RESOLUTIONS

On motion by Senator Lynn—

By Senator Lynn—

SR 2094—A resolution recognizing the valuable contributions made by the Girl Scouts of the United States of America and recognizing March 7-March 13, 2004, as Girl Scout Week in Florida.

WHEREAS, Friday, March 12, 2004, marks the 92nd Anniversary of the founding of the Girl Scouts of the United States of America by Juliette Gordon Low in 1912, and

WHEREAS, on March 16, 1950, the Girl Scouts became the first national organization for girls to be granted a federal charter by Congress, and

WHEREAS, throughout its long and distinguished history, Girl Scouts - the preeminent organization for girls - has inspired millions of girls with the highest ideals of character, conduct, patriotism, and service to others so that they may become model citizens in their communities, and

WHEREAS, some 50 million women have enjoyed the benefits of the Girl Scouts program, as an American tradition, for 92 years, and

WHEREAS, the State of Florida is home to more than 150,000 participants in the Girl Scouts program, and

WHEREAS, Girl Scouting will lead businesses and communities to teach girls the skills needed to take active roles in mathematics, science, and technology careers and to meet our country's economic needs, and

WHEREAS, the Girl Scouts offers girls ages 5 through 17 years a variety of opportunities to develop strong values and life skills and provides a wide range of activities to meet girls' interests and needs, and

WHEREAS, through Girl Scouting, every girl, grows strong, gains self-confidence and skills for success, and learns her duty to the world around her, and

WHEREAS, through participation in the legislative process, each participant in Girl Scouting will learn to use her own voice to address an issue of concern to her and perhaps make a change for the betterment of her community, NOW, THEREFORE,

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

That the Senate congratulates the Girl Scouts organization for its many accomplishments and recognizes March 7, 2004, through March 13, 2004 as Girl Scout Week in Florida.

—was introduced out of order and read by title. On motion by Senator Lynn, **SR 2094** was read the second time in full and adopted.

SPECIAL GUESTS

In further recognition of the Girl Scouts of America and the celebration of Girl Scout Week in Florida, the President recognized the Lieutenant Governor and former Senate President, Toni Jennings, who purchased two boxes of Girl Scout Cookies from Regan Lee, a Brownie Girl Scout, and daughter of Senator Tom Lee.

At the request of Senator Saunders—

By Senator Saunders—

SR 474—A resolution recognizing and commending Jean Selvig.

WHEREAS, Jean Selvig, a resident of Naples, Florida, personifies the virtues of physical fitness and a competitive spirit in persisting with her passion for playing tennis after having two spinal fusions, a steel rod inserted in her back, and a total replacement of the ball and socket in both hips, and

WHEREAS, Jean is a true champion, teaming with doubles partner Betty Cookson of Hillsborough, California, to win the 2003 Over-80 Doubles Title in the National Clay-Court Tennis Championships in Gulfport, Mississippi, after trailing 3-5 in the final set and coming back to win the next four games and the Championship Title, and

WHEREAS, Jean's competitive achievements bring great honor to the residents of Naples, Collier County, and the State of Florida, NOW, THEREFORE,

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

That the Florida Senate recognizes and commends Jean Selvig for her extraordinary competitive achievements in winning the 2003 Over-80 Doubles Title in the National Clay-Court Tennis Championships, thus demonstrating to the people of Florida that neither age nor physical challenges can impede a person's desire to achieve his or her goals.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Jean Selvig as a tangible token of the sentiments of the Florida Senate.

—**SR 474** was introduced, read and adopted by publication.

At the request of Senator Saunders—

By Senator Saunders—

SR 2244—A resolution commending Derrick Wilson.

WHEREAS, on Saturday night, February 7, 2004, in Olathe, Kansas, a suburb of Kansas City, Derrick Wilson, a 95-pound 15-year-old boxer from Ft. Myers, Florida, won a unanimous decision over Richard Morales, a boxer from California, to win the 2004 Silver Gloves National Championship in his weight class, and

WHEREAS, a product of the Ft. Myers Police Athletic League, Derrick is no stranger to competing at the national level, as his 2004 National Championship title culminates 3 years of competing in the Silver Gloves National Championship tournament, having finished in third place in his weight class in each of the past 2 years, and

WHEREAS, enroute to winning the National Championship title, Derrick fought a semifinal match on February 6, 2004, in which he defeated the two-time National Champion from Texas, and

WHEREAS, Derrick Wilson's amateur boxing career also includes 25 state tournament crowns earned over the past 3 years, and

WHEREAS, Derrick's boxing accomplishments exemplify the level of competitive excellence young people can achieve if they are committed to training diligently, becoming physically fit, developing their skills, and acquiring the mental toughness required to persist in the face of what appear to be overwhelming odds, NOW, THEREFORE,

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

That the Senate commends Derrick Wilson for his extraordinary accomplishments in amateur boxing bringing honor to the residents of Ft. Myers, Lee County, and the State of Florida.

BE IT FURTHER RESOLVED that copies of this resolution, with the Seal of the Senate affixed, be presented to Derrick Wilson and his coach, Larry Willis, as a tangible token of the sentiments of the Florida Senate.

—**SR 2244** was introduced, read and adopted by publication.

At the request of Senator Saunders—

By Senator Saunders—

SR 2846—A resolution commending the Southwest Florida All Stars Cheerleading organization and the 2003 national awards won by its 2003 "Lady Eagles," its 2003 "Tweety Birds," and its 2004 "Lady Eagles."

WHEREAS, in 2003, the Southwest Florida All Stars Small Seniors squad, the "Lady Eagles," and its Youth Novice squad, the "Tweety Birds," each won the National Championship Trophy and Banner in their respective Divisions of the 2003 National Cheerleaders Association American Classics Competition, and

WHEREAS, the 2003 Classics competition took place in nine different venues throughout the year, including Buena Vista, California; Las Vegas, Nevada; Orlando, Florida; Chicago, Illinois; and Daytona Beach, Florida, and involved hundreds of cheerleading squads and more than 20,000 cheerleaders from virtually every state in the country, and

WHEREAS, in the 2003 Daytona Beach Classics competition, the "Lady Eagles" achieved a score of 9.32 out of a possible 10, and the "Tweety Birds" achieved a score of 7.39 out of a possible 10, to win the first place trophies in their respective divisions, and

WHEREAS, the 2003 "Lady Eagles" team, made up of student athletes in grades 7-12, consisted of Alex Hughes, Bree Beitelschies, Carley Meola, Rachael Meola, Alexa Smith, Melissa Smalluck, Heather Buzenius, Sydney Locke, Kayla Judd, Megan Duby, Allison Scriviner, Tatjana Mayer, Nichole Seidl, Heather Klein, Charrisse Norton, Mimi Agron, Amy Kinsy, C.J. Woods, Brittany Barthel, and Jazmine Reidy, and

WHEREAS, the 2003 "Tweety Birds" team, made up of student athletes in grades K-4, consisted of Katie Jones, Alexis Medinus, Chelsea Joiner, Samantha Joiner, Taylor Waltz, Allison Gallagher, Chloe Rager, Megan Aston, Shannon Wilson, Morgan Meola, Kayla Benton, Frankie Wilson, Amber Alvarez, Courtney Paxson, Morgan Deprofio, Lizzy Ortiz, Amanda Pierson, Abbie Griffith, Lindsey Richardson, Hannah Johnson, Kendall Dehon, and Brooke Barthel, and

WHEREAS, on Valentine's weekend, February 13-15, 2004, the "Lady Eagles" team, taking first place among the final 17 teams with a 9.06 score out of a possible 10, won the Small Senior Open Intermediate Division at the Chick-Fil-A National Cheerleaders American All Star National Championship in Dallas, Texas, an event that is considered the Super Bowl of cheerleading competition, involving 325 cheerleading squads, 8,726 cheerleaders, and more than 21,000 spectators, and

WHEREAS, the 2004 “Lady Eagles” team, includes some of the members of the 2003 team and some newcomers, consisting of Alex Hughes, Bree Beitelschies, Carley Meola, Rachael Meola, Alexa Smith, Afton Pitts, Melissa Smalluck, Alyssa Melita, Alison Leonard, Heather Buzenius, Sydney Locke, Kayla Judd, Megan Duby, Allison Scriviner, Rita Irving, Alex Rosenblum, Megan Mowry, Tatjana Mayer, L.A. Clark, Nichole Seidl, Christina Ierardi, and Heather Klein, and

WHEREAS, the student athletes who make up the “Lady Eagles” and the “Tweety Birds” are well-rounded youths from Lee, Collier, and Charlotte counties, are actively involved in cheerleading and other sports in their schools, maintain an overall grade point average of 4.00 and are regularly involved in charitable community activities, including donating toys to the Children’s Hospital and to the Abuse Counseling and Treatment Shelter, and

WHEREAS, the Southwest All Stars Cheerleading organization, owned and operated by Head Coach Tanya Glatz, and supported by Assistant Coaches Tina Sorazano and Mel Aston, provides the training and direction needed to prepare its young student athletes to achieve competitive excellence while maintaining high standards of performance in every aspect of their lives, NOW, THEREFORE,

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

That the coaches and members of the Southwest All Stars Cheerleading organization are commended, especially the 2003 and 2004 “Lady Eagles” and the 2003 “Tweety Birds,” for winning National Cheerleaders Association of America National Championships in 2003 and 2004, bringing honor and pride to the people who reside in Lee, Collier, and Charlotte counties and throughout the State of Florida.

—**SR 2846** was introduced, read and adopted by publication.

At the request of Senator Haridopolos—

By Senator Haridopolos—

SR 2974—A resolution recognizing Jessica M. Hanson on her student leadership at Florida State University and work on behalf of students in Florida and nationwide.

WHEREAS, Jessica M. Hanson is a native of Melbourne, Florida, and is currently pursuing her Bachelor’s Degree at Florida State University, and

WHEREAS, Jessica M. Hanson has become a recognized student leader at Florida State University, serving first as a student senator, as Panhellenic Association Director of Community Affairs, and as Student Government Director of Legislative Affairs, and

WHEREAS, Jessica M. Hanson has represented the interests of all students both in Florida and across the United States in her testimony before the United States House of Representatives Subcommittee on 21st Century Competitiveness, and

WHEREAS, Jessica M. Hanson has recently been elected to serve as Vice President of Florida State University’s Student Government, NOW, THEREFORE,

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

That the Senate honors and pays tribute to Jessica Hanson for her continued service to her university and to students in Florida and across the nation.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Florida State University Student Government Vice President Jessica M. Hanson as a tangible token of the sentiments of the Florida Senate.

—**SR 2974** was introduced, read and adopted by publication.

INTRODUCTION OF FORMER SENATOR

Senator Bullard introduced former Senator Daryl Jones who was present in the chamber.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lee, by two-thirds vote **SB 2954** was withdrawn from the Committees on Agriculture; Commerce, Economic Opportunities, and Consumer Services; Judiciary; Criminal Justice; Finance and Taxation; Appropriations Subcommittee on General Government; Appropriations; and Rules and Calendar; and referred to the Committees on Agriculture; Commerce, Economic Opportunities, and Consumer Services; Appropriations Subcommittee on General Government; and Appropriations; **CS for SB 1142** was withdrawn from the Committee on Comprehensive Planning; and **SB 2112** was withdrawn from the Committee on Appropriations Subcommittee on General Government.

On motion by Senator Pruitt, by two-thirds vote **CS for SB 1212**, **CS for SB 1650** and **CS for SB 490** were withdrawn from the Committee on Appropriations.

BILLS ON THIRD READING

SB 686—A bill to be entitled An act relating to coastal redevelopment hazard mitigation; providing a popular name; amending s. 163.3164, F.S.; defining the term “local mitigation strategy”; amending s. 163.3177, F.S.; providing an additional requirement for a local government’s comprehensive plan concerning hazard mitigation; amending s. 163.3178, F.S.; revising provisions with respect to coastal management; authorizing a demonstration project in certain counties to allow for the redevelopment of coastal areas within the designated coastal high hazard area; providing conditions; providing for application by a local government; providing for a written agreement between the state land planning agency and the local government; providing for a progress report; amending ss. 186.515, 288.975, and 369.303, F.S.; correcting cross-references to conform; providing an effective date.

—as amended March 16 was read the third time by title.

Senators Jones and Campbell offered the following amendment which was moved by Senator Jones and adopted by two-thirds vote:

Amendment 1 (410952)—On page 14, lines 3-25, delete those lines and insert:

- h. Measures to ensure protection of coastal resources, including beach and dune systems, and provision for public access to the beach and shoreline consistent with estimated public needs;*
- i. Data and analysis, including existing damage potential and the potential costs of damage to structures, property, and infrastructure under the redevelopment strategy, which would need to be less than that expected without the redevelopment strategy;*
- j. Data and analysis forecasting the impacts on shelter capacity and hurricane evacuation clearance times, based on the population anticipated by the redevelopment strategy; and*
- k. The execution of an interlocal agreement, as*

On motion by Senator Jones, **SB 686** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

SB 1666—A bill to be entitled An act relating to continuing education for health care practitioners; amending s. 456.025, F.S.; deleting requirements for the Department of Health to administer an electronic continuing education tracking system for health care practitioners; creating s. 456.0251, F.S.; providing for enforcement of continuing education requirements required for license renewal; authorizing citations and fines to be imposed for failure to comply with required continuing education requirements; amending s. 456.072, F.S.; providing for discipline of licensees who fail to meet continuing education requirements as a prerequisite for license renewal three or more times; providing an effective date.

—as amended March 16 was read the third time by title.

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

Amendment 1 (804026)—On page 2, line 20, after “education” insert: *providers and continuing education*

On motion by Senator Saunders, **SB 1666** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

CS for SB 340—A bill to be entitled An act relating to corrections to the school code rewrite; saving s. 17.076(5), F.S., relating to confidentiality of direct deposit records, from reversion on July 1, 2004; amending s. 20.055, F.S.; deleting a reference to the Board of Regents; saving s. 112.215(2), F.S., relating to the definition of the term “employee” for purposes of the deferred compensation program, from reversion on July 1, 2004; amending s. 145.19, F.S.; adding cross-reference; providing for the superintendent’s annual performance salary incentive and special qualification salary to be added to the adjusted salary rate; amending s. 159.27, F.S.; redesignating a developmental research school as a lab school; amending s. 212.055, F.S.; deleting references to the Florida Frugal Schools Program; amending s. 216.136, F.S.; deleting reference to Executive Director of the State Board of Community Colleges and State Board of Nonpublic Career Education; providing that the executive director of the Commission for Independent Education is a member of the Workforce Estimating Conference; saving s. 287.064(1), (2), (3), (4), (5), and (6), F.S., relating to the consolidated equipment financing program, from reversion on July 1, 2004; amending s. 316.615, F.S.; replacing reference to the Commissioner of Education with State Board of Education for purpose of rulemaking; amending s. 402.305, F.S.; replacing reference to the Department of Education with State Board of Education for purpose of rulemaking; saving s. 440.38(6), F.S., relating to entities deemed self-insurers for purposes of workers’ compensation, from reversion on July 1, 2004; amending s. 445.0124, F.S.; deleting references to the State Board of Community Colleges and the Department of Education; amending ss. 455.2125 and 456.028, F.S.; deleting reference to the State Board of Independent Colleges and Universities, the State Board of Nonpublic Career Education, and the State Board of Community Colleges; requiring consultation with the Commission for Independent Education and the State Board of Education; amending s. 458.347, F.S.; replacing a reference to State Board of Community Colleges with State Board of Education; amending s. 467.009, F.S.; deleting

a reference to the licensing authority of the State Board of Nonpublic Career Education; providing licensing authority of the Commission for Independent Education; amending s. 488.01, F.S.; deleting a reference to the State Board of Nonpublic Career Education; providing for licensure by the Commission for Independent Education to operate certain driver’s schools; amending s. 489.125, F.S.; replacing a reference to the Commissioner of Education with State Board of Education for purpose of rulemaking; amending s. 784.081, F.S.; redesignating a developmental research school as a lab school; amending ss. 817.566 and 817.567, F.S.; correcting cross-references; deleting a reference to the State Board of Independent Colleges and Universities; providing licensing authority of the Commission for Independent Education; amending s. 943.17, F.S.; replacing a reference to the Department of Education with State Board of Education for purpose of rulemaking; amending s. 1000.04, F.S.; correcting reference to technical centers; amending s. 1001.26, F.S.; correcting a cross-reference; amending s. 1001.32, F.S.; deleting a reference to the rulemaking authority of the Commissioner of Education; amending ss. 1001.372 and 1001.42, F.S.; correcting cross-references; amending s. 1001.47, F.S.; providing a calculation methodology for the salary for elected district school superintendents based on county population; amending s. 1001.50, F.S.; eliminating age as a criterion of compensation for district school superintendents; amending s. 1001.51, F.S.; deleting a reference to patrons; amending ss. 1001.74, 1002.01, and 1002.20, F.S.; correcting cross-references; amending s. 1002.32, F.S.; redesignating a developmental research school as a lab school; correcting a cross-reference; amending s. 1002.33, F.S.; requiring certain compliance for transportation of charter school students; amending s. 1002.42, F.S.; correcting cross-references; amending s. 1002.43, F.S.; providing a reference to regular school attendance; correcting a cross-reference; amending s. 1003.22, F.S.; requiring prekindergarten students to meet school-entry health requirements; amending s. 1003.43, F.S.; deleting a reference to waiver authority of the State Board of Education; correcting the date and name of the Korean Conflict; amending s. 1003.52, F.S.; correcting a cross-reference; amending s. 1003.63, F.S.; deleting reference to the waiver authority of the State Board of Education; amending s. 1004.24, F.S.; deleting an obsolete reference to postaudit of financial accounts; providing for a financial audit pursuant to s. 11.45, F.S.; amending s. 1004.26, F.S.; conforming university oversight of student government; amending s. 1004.445, F.S.; deleting an obsolete reference to postaudit of financial accounts; providing for a financial audit pursuant to s. 11.45, F.S.; amending s. 1005.04, F.S.; correcting punctuation; amending s. 1006.14, F.S.; correcting punctuation; amending s. 1006.21, F.S.; omitting references to regulations; amending s. 1007.21, F.S.; conforming references to parent or guardian; amending s. 1008.22, F.S.; revising provisions relating to passing scores for students taking the FCAT for the first time; amending s. 1008.29, F.S.; eliminating an incorrect cross-reference; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report determinations of probable cause; amending s. 1008.37, F.S.; correcting a reporting date; amending s. 1009.29, F.S.; correcting a reference to the number of state universities; amending s. 1009.531, F.S.; correcting terminology; amending s. 1009.532, F.S.; providing for a one-time restoration of a scholarship award; amending ss. 1009.534 and 1009.535, F.S.; replacing a reference to the Department of Education with the State Board of Education for purpose of rulemaking; providing for a one-time restoration of a scholarship award; amending s. 1009.536, F.S., relating to the Florida Gold Seal Vocational Scholars award, to conform; amending ss. 1009.58 and 1009.61, F.S.; redesignating a developmental research school as a lab school; amending ss. 1009.765 and 1009.77, F.S.; replacing a reference to the Department of Education with the State Board of Education for purpose of rulemaking; amending s. 1010.215, F.S.; replacing a reference to revenues with funds; amending s. 1010.75, F.S.; providing for disbursement of fees from the Teacher Certification Examination Trust Fund; amending ss. 1011.24 and 1011.47, F.S.; redesignating developmental research schools as lab schools; amending s. 1011.60, F.S.; deleting a nonexistent cross-reference; amending s. 1011.62, F.S.; redesignating a developmental research school as a lab school; deleting a reference to high school competency test; providing a reference to performance grade category; amending s. 1011.70, F.S.; changing references from the Department of Education to the Agency for Health Care Administration; redesignating developmental research schools as lab schools; authorizing lab schools to participate in the Medicaid certified school match program on the same basis as school districts; amending s. 1012.585, F.S.; correcting the name of a trust fund; correcting a cross-reference; amending ss. 1012.62 and 1012.79, F.S.; correcting cross-references; amending s. 1012.795, F.S.; designating an appointed representative of the district school superintendent to receive records concerning certain offenses; amending s. 1012.796, F.S.; correcting a cross-reference; amending s. 1012.98, F.S.;

requiring consultation with state university faculty; amending ss. 1013.73 and 1013.74, F.S.; correcting cross-references; repealing s. 445.049(2)(g) and (h), F.S., relating to the executive director of the State Board of Community Colleges and the executive director of the State Board for Career Education as members of the Digital Divide Council; repealing s. 1002.33(24), F.S., relating to the conversion charter school pilot program; repealing s. 1006.57, F.S., relating to certain books furnished by the Clerk of the Supreme Court; repealing s. 1010.10(10), F.S., relating to the repeal of the Florida Uniform Management of Institutional Funds Act; providing an effective date.

—was read the third time by title.

On motion by Senator Constantine, **CS for SB 340** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

CS for SB 466—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 744.7081, F.S., relating to a public-records exemption for certain records held by the Statewide Public Guardianship Office; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions providing for a repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for SB 466** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

CS for SB 118—A bill to be entitled An act relating to plea agreements; amending s. 921.143, F.S.; providing a popular name; prohibiting the court from accepting a plea agreement that prohibits a law enforcement, correctional, or correctional probation officer from appearing at a parole hearing or clemency hearing; prohibiting a plea agreement that prohibits a law enforcement, correctional, or correctional probation officer who was a victim in the offense from appearing or providing a statement at the sentencing hearing; defining terms for purposes of the act; specifying that the act does not impair certain rights afforded by law or the State Constitution; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 118** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

CS for CS for SB 464—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 395.3025, F.S.; revising a public-records exemption for specified information concerning certain employees of hospitals, ambulatory surgical centers, and mobile surgical facilities; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for CS for SB 464** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

Consideration of **SB 556** was deferred.

SB 674—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 400.945, F.S., relating to a public-records exemption for information concerning patients of a home medical equipment provider; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was read the third time by title.

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

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Webster

CS for SB 654—A bill to be entitled An act relating to firefighter and municipal police pensions; creating s. 175.025, F.S.; providing a short title; creating s. 175.1015, F.S.; authorizing the Department of Revenue to create and maintain a database for use by insurers that report and remit an excise tax on property insurance premiums; providing incentives to insurers for using the database and penalties for failure to use the database; requiring local governments to provide information to the department; appropriating funds to the department for the administration of the database; authorizing the department to adopt rules; creating s. 185.015, F.S.; providing a short title; creating s. 185.085, F.S.; authorizing the Department of Revenue to create and maintain a database for use by insurers that report and remit an excise tax on casualty insurers premiums; providing incentives to insurers for using the database and penalties for failure to use the database; requiring local governments to provide information to the department; appropriating funds to the department for the administration of the database; authorizing the department to adopt rules; providing for distribution of tax revenues through 2007; amending s. 175.351, F.S.; providing for the meaning of the term “extra benefits” with respect to pension plans for firefighters; amending s. 185.35, F.S.; providing for the meaning of the term “extra benefits” with respect to pension plans for municipal police officers; amending s. 175.061, F.S.; authorizing the plan administrator to withhold certain funds; amending s. 185.05, F.S.; authorizing the plan administrator to withhold certain funds; providing an appropriation to the Department of Revenue; providing an effective date.

—as amended March 16 was read the third time by title.

Senator Fasano moved the following amendment which was adopted:

Amendment 1 (074806)—On page 17, delete line 22 and insert: *governmental entity, and to make any payments for child support or alimony.*

On motion by Senator Fasano, further consideration of **CS for SB 654** as amended was deferred.

SB 468—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 395.3035, F.S., relating to a public-meetings exemption for certain portions of a hospital board meeting; saving the exemption from repeal under the Open Gov-

ernment Sunset Review Act; deleting provisions that provide for the repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **SB 468** was passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

Vote after roll call:

Yea—Campbell, Webster

CS for SB 1572—A bill to be entitled An act relating to child care personnel training; amending s. 402.305, F.S.; requiring child care personnel to be trained in recognizing and preventing shaken baby syndrome, preventing sudden infant death syndrome, and understanding early childhood brain development; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 1572** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Webster

CS for SB 1118—A bill to be entitled An act relating to the protection of victims of sexual battery and lewd or lascivious offenses; providing a short title; creating s. 921.244, F.S.; requiring the court to prohibit certain offenders from having direct or indirect contact with the victim of the offense; authorizing the court to reconsider orders prohibiting the contact in certain circumstances; providing that it is a felony of the third degree to violate the order; providing for a consecutive sentence to previous sentences imposed for convictions of certain offenses; amending s. 784.048, F.S.; providing that it is a felony of the third degree to willfully, maliciously, and repeatedly follow, harass, or cyberstalk the victim in violation of an order prohibiting contact; providing applicability; providing for a consecutive sentence to previous sentences imposed for convictions of certain offenses; amending s. 921.0022, F.S.; providing for place-

ment of the offense of “aggravated stalking” on the offense severity ranking chart; providing an effective date.

—as amended March 16 was read the third time by title.

On motion by Senator Cowin, **CS for SB 1118** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Webster

SB 556—A bill to be entitled An act relating to student discipline and school safety; amending s. 1006.07, F.S.; revising guidelines governing district school board duties relating to emergency management and emergency preparedness; providing requirements for the number and type of emergency drills that each school must conduct; providing an effective date.

—was read the third time by title.

On motion by Senator Dawson, **SB 556** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—2

Lynn Wise

Vote after roll call:

Yea—Webster

SPECIAL ORDER CALENDAR

On motion by Senator Dockery—

CS for SB 124—A bill to be entitled An act relating to the Chief of Domestic Security Initiatives; amending s. 943.0311, F.S.; providing for security assessments of all buildings, facilities, and structures owned or occupied by state agencies, state universities, and community colleges, by the employees and within existing resources of such state agencies, state universities, or community colleges; requiring completion of initial security assessments by a specified date; providing for subsequent security assessments; providing for reports; requiring the chief to communi-

cate to local governments and water management districts regarding security assessments of buildings and facilities; providing that costs of security assessments of local government buildings and facilities shall be borne by the local government or water management district; providing an effective date.

—was read the second time by title.

Senator Dockery moved the following amendments which were adopted:

Amendment 1 (475376)—On page 3, line 31, after “college” insert: *or any entity that has conducted an assessment under subsection (5)*

Amendment 2 (113540)(with title amendment)—On page 4, line 30 through page 5, line 6, delete those lines and insert:

(6)(4) The chief may communicate to private entities the options private entities should consider in obtaining security assessments and may solicit private entities for the purpose of communicating such options. The cost of any security assessment of a private entity shall be borne by the private entity. ~~conduct specific security assessments of a building or facility owned by a private entity upon the request of that private entity. The chief may prioritize requests, and such prioritization is not agency action that is subject to review under chapter 120. The chief may solicit private entities for the purpose of receiving requests to perform security assessments of buildings or facilities.~~ Private entities are urged to cooperate with and

And the title is amended as follows:

On page 1, line 20, after the semicolon (;) insert: *authorizing the chief to communicate certain information concerning security assessments to private entities; requiring that the costs of such assessments be borne by the private entities;*

Amendment 3 (172934)(with title amendment)—On page 5, between lines 8 and 9, insert:

(7) *As used in this section, the term “state agency” includes the Agency for Health Care Administration, the Agency for Workforce Innovation, the Department of Agriculture and Consumer Services, the Department of Business and Professional Regulation, the Department of Children and Family Services, the Department of Citrus, the Department of Community Affairs, the Department of Corrections, the Department of Education, the Department of Elderly Affairs, the Department of Environmental Protection, the Department of Financial Services, the Department of Health, the Department of Highway Safety and Motor Vehicles, the Department of Juvenile Justice, the Department of Law Enforcement, the Department of Legal Affairs, the Department of Management Services, the Department of Military Affairs, the Department of Revenue, the Department of State, the Department of the Lottery, the Department of Transportation, the Department of Veterans’ Affairs, the Fish and Wildlife Conservation Commission, the Parole Commission, the State Board of Administration, and the Executive Office of the Governor.*

And the title is amended as follows:

On page 1, line 20, after the semicolon (;) insert: *defining the term “state agency” for purposes of the act;*

Pursuant to Rule 4.19, **CS for SB 124** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Argenziano—

SB 1886—A bill to be entitled An act relating to food safety; amending s. 500.12, F.S.; revising provisions exempting the operator of a minor food outlet from the requirement to obtain a food permit from the Department of Agriculture and Consumer Services; providing for the exemption to be based on the amount of floor space used to display and store food items rather than the amount of shelf space used for food items; amending s. 500.121, F.S.; authorizing the department to prohibit a food establishment from selling food if the establishment is exempt from the requirement to obtain a food permit and has violated certain laws or rules; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1886** was placed on the calendar of Bills on Third Reading.

On motion by Senator Geller—

CS for SB 420—A bill to be entitled An act relating to commercial motor vehicles; creating s. 316.570, F.S.; providing definitions; requiring a minimum amount of insurance coverage for persons engaged in retrofitting, rebuilding, or modifying commercial trucks, truck tractors, or heavy trucks into dump trucks; providing safety standards; providing penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 420** was placed on the calendar of Bills on Third Reading.

On motion by Senator Cowin—

CS for CS for CS for CS for SB 506—A bill to be entitled An act relating to genetic counselors; creating part XV of ch. 468, F.S., the “Genetic Counseling Practice Act”; providing a short title; providing legislative purpose and intent; providing definitions; requiring licensure to practice genetic counseling; providing exemptions; creating the Board of Genetic Counselors and providing for appointment and staggering of terms of its members; requiring the board to adopt rules; providing licensure requirements; providing for biennial renewal of licensure; providing for continuing education; providing fees; prohibiting certain acts; providing penalties; providing grounds for disciplinary action; providing for denial of licensure or imposition of other disciplinary actions authorized by law; amending s. 20.43, F.S.; creating the Board of Genetic Counselors within the Division of Medical Quality Assurance in the Department of Health; amending s. 456.001, F.S.; redefining the term “health care practitioner” to include persons licensed under part XV of chapter 468, F.S.; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for CS for SB 506** was placed on the calendar of Bills on Third Reading.

On motion by Senator Miller—

CS for SB 624—A bill to be entitled An act relating to building designations at Florida Agricultural and Mechanical University; designating the School of Business and Industry building at Florida Agricultural and Mechanical University as the “Sybil Collins Mobley Building”; designating the School of Journalism and Graphic Communication building at Florida Agricultural and Mechanical University as the “Thelma Thurston Gorham Building”; authorizing the university to erect suitable markers; providing an effective date.

—was read the second time by title.

Senator Miller moved the following amendment which was adopted:

Amendment 1 (795016)(with title amendment)—On page 1, line 18, delete “Collins” and insert: C.

And the title is amended as follows:

On page 1, line 6, delete “Collins” and insert: C.

MOTION

On motion by Senator Lawson, the rules were waived to allow the following amendment to be considered:

Senator Lawson moved the following amendment which was adopted:

Amendment 2 (794368)(with title amendment)—On page 1, lines 21 and 22, delete those lines and insert: *University is designated as the “Thelma Gorham/Robert M. Ruggles Building.”*

And the title is amended as follows:

On page 1, delete line 10 and insert: “Thelma Gorham/Robert M. Ruggles Building”; authorizing

Pursuant to Rule 4.19, **CS for SB 624** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Geller—

CS for SB 1100—A bill to be entitled An act relating to automated external defibrillators; amending s. 401.2915, F.S.; revising legislative intent with respect to the use of an automated external defibrillator; classifying an automated external defibrillator as a lifesaving device; defining a related term; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1100** was placed on the calendar of Bills on Third Reading.

On motion by Senator Wise—

SB 1298—A bill to be entitled An act relating to the Florida Inland Navigation District; amending s. 374.982, F.S.; including Nassau County within the jurisdiction of the district; amending s. 374.983, F.S.; increasing the membership of the board of commissioners of the district, to conform; providing for the appointment of a commissioner from Nassau County; providing for the initial and subsequent terms of office; amending s. 374.984, F.S.; revising an obsolete reference to Dade County; providing for a referendum with respect to the authority of the district to levy an ad valorem tax within Nassau County; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1298** was placed on the calendar of Bills on Third Reading.

On motion by Senator Cowin—

CS for SB 1090—A bill to be entitled An act relating to apprenticeship training; amending ss. 446.011, 446.021, 446.032, and 446.041, F.S.; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending s. 446.045, F.S.; revising provisions governing the State Apprenticeship Advisory Council; deleting a requirement that the Governor appoint two nominating committees for the purpose of filling vacancies on the council; requiring the Governor to appoint certain members to the council representing sponsors of joint employee organizations and nonjoint employer organizations; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending ss. 446.052, 446.061, 446.071, 446.075, and 446.081, F.S.; conforming provisions to the deletion of the Division of Workforce Development of the Department of Education; reassigning the division’s duties governing apprenticeship training and programs to the department; amending s. 446.091, F.S.; conforming provisions to the deletion of the Division of Jobs and Benefits of the former Department of Labor and Employment Security; limiting the application of the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1090** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

CS for SB 626—A bill to be entitled An act relating to anesthesiologist assistants; amending s. 456.048, F.S.; requiring the Board of Medicine and the Board of Osteopathic Medicine to require medical malprac-

tice insurance or proof of financial responsibility as a condition of licensure or licensure renewal for licensed anesthesiologist assistants; amending ss. 458.331, 459.015, F.S.; revising grounds for which a physician may be disciplined for failing to provide adequate supervision; creating ss. 458.3475, 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 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 read the second time by title.

Pursuant to Rule 4.19, **CS for SB 626** was placed on the calendar of Bills on Third Reading.

On motion by Senator Sebesta—

SB 690—A bill to be entitled An act relating to recreational activities at facilities for elderly or disabled adults; authorizing bingo games for residents or clients of certain facilities for the elderly or disabled and for their guests; providing conditions; providing for use of proceeds; providing exemption from local regulation and fees; providing an effective date.

—was read the second time by title.

The Committee on Health, Aging, and Long-Term Care recommended the following amendment which was moved by Senator Sebesta and adopted:

Amendment 1 (501684)—On page 1, line 25, delete “*part IV*” and insert: *part V*

Pursuant to Rule 4.19, **SB 690** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Atwater—

SB 1926—A bill to be entitled An act relating to workers’ compensation; creating s. 624.4315, F.S.; requiring workers’ compensation insurers to notify the Office of Insurance Regulation of significant underwriting changes; amending s. 627.171, F.S.; providing that the 10-percent limit on the percentage of commercial insurance policies that an insurer may write at a rate in excess of the applicable filed rate excludes workers’ compensation policies written for an employer in lieu of coverage from the joint underwriting plan established under s. 627.311(5), F.S.; amending s. 627.211, F.S.; revising the standards used by the Office of Insurance Regulation in approving or disapproving an insurer’s deviation from the approved workers’ compensation rate filing; requiring the Office of Insurance Regulation to submit an annual report to the Legislature which evaluates competition in the workers’ compensation insurance market; providing an effective date.

—was read the second time by title.

Senator Atwater moved the following amendment which was adopted:

Amendment 1 (583524)(with title amendment)—On page 5, line 1 through page 11, line 3, delete section 4 and renumber subsequent sections.

And the title is amended as follows:

On page 1, lines 22-25, delete those lines and insert: insurance market; providing an effective date.

Pursuant to Rule 4.19, **SB 1926** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Haridopolos—

SB 1620—A bill to be entitled An act relating to the sale and delivery of firearms; amending s. 790.065, F.S.; delaying, until October 1, 2009,

the repeal of provisions requiring a criminal history record check by the Department of Law Enforcement prior to the sale or delivery of a firearm to a person other than a licensed importer, manufacturer, dealer, or collector; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1620** was placed on the calendar of Bills on Third Reading.

On motion by Senator Posey—

SB 234—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; repealing the exemption for ostrich feed; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 234** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Atwater, by two-thirds vote **SB 2828** was withdrawn from the committees of reference and further consideration.

On motion by Senator Dockery, by two-thirds vote **SB 2366** was withdrawn from the committees of reference and further consideration.

On motion by Senator Fasano, by two-thirds vote **SB 2192** and **SB 2350** were withdrawn from the committees of reference and further consideration.

On motion by Senator Haridopolos, by two-thirds vote **SB 660** was withdrawn from the committees of reference and further consideration.

On motion by Senator Margolis, by two-thirds vote **SB 2556** was withdrawn from the committees of reference and further consideration.

On motion by Senator Lee, by two-thirds vote **CS for CS for SB 1152** was withdrawn from the Committee on Rules and Calendar.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, March 18, 2004: CS for SB 124, SB 1886, CS for SB 420, CS for CS for CS for CS for SB 506, CS for SB 624, CS for SB 1100, SB 1298, CS for SB 1090, CS for SB 626, SB 690, CS for SB 1926, SB 1620, SB 234

Respectfully submitted,
Tom Lee, Chair

The Committee on Ethics and Elections recommends the following pass: SJR 2506 with 1 amendment, SB 2508 with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 2510, SB 2512

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

The Committee on Criminal Justice recommends the following pass: SB 1768

The bill was referred to the Appropriations Subcommittee on Criminal Justice under the original reference.

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 1900

The Committee on Criminal Justice recommends the following pass: CS for SB 1296

The Committee on Ethics and Elections recommends the following pass: SB 1440

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 292

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

The Committee on Criminal Justice recommends the following pass: CS for SB 1462

The Committee on Health, Aging, and Long-Term Care recommends the following pass: SB 2166

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

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1604

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

The Committee on Judiciary recommends the following pass: SB 2224

The Committee on Regulated Industries recommends the following pass: SB 1728

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

The Committee on Transportation recommends the following pass: SB 2410

The bill was referred to the Committee on Children and Families under the original reference.

The Committee on Communication and Public Utilities recommends the following pass: SB 2302, SB 2322

The bills were referred to the Committee on Comprehensive Planning under the original reference.

The Committee on Natural Resources recommends the following pass: CS for SB 1392

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

The Committee on Natural Resources recommends the following pass: SB 548, SB 1704

The Committee on Regulated Industries recommends the following pass: SB 2016

The Committee on Transportation recommends the following pass: SB 1916, SB 2412, SB 2486

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

The Committee on Criminal Justice recommends the following pass: SB 1390, CS for SB 1624 with 1 amendment, SB 1792 with 1 amendment

The bills were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Agriculture recommends the following pass: SB 2484

The Committee on Banking and Insurance recommends the following pass: CS for CS for SB 1184

The Committee on Children and Families recommends the following pass: SB 2046

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends the following pass: SB 2056 with 1 amendment

The Committee on Criminal Justice recommends the following pass: CS for SB 284 with 2 amendments, SB 2476

The Committee on Regulated Industries recommends the following pass: CS for SB 204

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

The Committee on Agriculture recommends the following pass: CS for SB 2020 with 1 amendment

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

The Committee on Natural Resources recommends the following pass: CS for SB 1712 with 4 amendments

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

The Committee on Judiciary recommends the following pass: SJR 2394, SB 2398, SB 2400, SB 2402

The bills were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 1486, CS for SB 1848

The Committee on Criminal Justice recommends the following pass: SB 1776

The Committee on Education recommends the following pass: SB 1670 with 3 amendments

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 1176 with 1 amendment, SB 2124

The Committee on Regulated Industries recommends the following pass: SB 2276

The Committee on Transportation recommends the following pass: SB 534, SB 1288 with 1 amendment, CS for SB 2200

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

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 2480

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

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2230

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

The Committee on Education recommends committee substitutes for the following: SB 2388, SB 2882

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for SB 1918

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

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 704

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

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1590

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

The Committee on Natural Resources recommends a committee substitute for the following: CS for SB 1492

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation and Economic Development under the original reference.

The Committee on Natural Resources recommends committee substitutes for the following: SB 1104, SB 1214

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

The Committee on Comprehensive Planning recommends a committee substitute for the following: SB 1410

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 664, SB 694, SB 2136

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

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1464

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

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 40

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

The Committee on Agriculture recommends a committee substitute for the following: SB 620

The Committee on Health, Aging, and Long-Term Care recommends a committee substitute for the following: SB 1880

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1218

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

The Committee on Home Defense, Public Security, and Ports recommends a committee substitute for the following: SB 1818

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

The Committee on Commerce, Economic Opportunities, and Consumer Services recommends a committee substitute for the following: SB 482

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 544, SB 1600

The Committee on Health, Aging, and Long-Term Care recommends committee substitutes for the following: SB 1782, SB 2202

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

The Committee on Agriculture recommends a committee substitute for the following: CS for CS for SB 446

The Committee on Judiciary recommends committee substitutes for the following: CS for SJR 2178, SJR 2392, SJR 2396

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

The Committee on Home Defense, Public Security, and Ports recommends a committee substitute for the following: CS for SB 1526

The Committee on Transportation recommends a committee substitute for the following: CS for SB 500

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on General Government recommends the following pass: SB 676

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

The Appropriations Subcommittee on General Government recommends a committee substitute for the following: CS for SB 286

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 490, SB 858, SB 860, SB 872

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Clary—

SB 2968—A bill to be entitled An act relating to International Certificate of Education programs; amending s. 1002.20, F.S.; adding programs to list of public school choice options; amending s. 1002.23, F.S.; adding programs to list of rigorous academic programs included in parent guide; amending s. 1007.22, F.S.; adding Advanced International Certificate of Education programs to acceleration mechanisms requiring postsecondary institution collaboration; amending s. 1007.261, F.S.; revising list of courses designated as advanced level fine arts courses; amending s. 1007.27, F.S.; providing an exemption from examination fees for students enrolled in the International General Certificate of Secondary Education Program; amending s. 1009.531, F.S.; providing additional course weights for Florida Bright Futures Scholarship Program eligibility determination; amending s. 1009.534, F.S.; revising Florida Academic Scholars award eligibility requirements to include students completing or receiving an Advanced International Certificate of Education curriculum or diploma; amending s. 1009.535, F.S.; revising Florida Medallion Scholars award eligibility requirements to include students completing an Advanced International Certificate of Education curriculum; amending s. 1011.62, F.S.; revising test score requirements necessary to generate funding to match current test scoring scale; providing formula for calculating additional full-time equivalent membership based on International General Certificate of Secondary Education examination scores and program completion; reenacting s. 1011.69(2), F.S., relating to equity in school-level funding, to incorporate the amendment to s. 1011.62, F.S., in a reference thereto; providing an effective date.

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

By Senator Lynn—

SB 2970—A bill to be entitled An act relating to the Conservation and Recreation Lands Trust Fund; amending s. 259.032, F.S.; authorizing payments in lieu of taxes from the trust fund to counties where there are certain categories of state-owned lands; providing conditions to making such payments; setting the initial amount of such payments at a percentage of lost taxes; providing for annual increases in, and setting a maximum on, the amount of the payments; providing an effective date.

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

By Senator Alexander—

SB 2972—A bill to be entitled An act relating to insurance; amending s. 624.316, F.S.; extending the interval at which insurers must be examined by the Office of Insurance Regulation; deleting provisions allowing the office to accept an audit report from a certified public accountant in lieu of conducting its own examination; revising guidelines for conducting such examinations; amending s. 624.319, F.S.; requiring an insurer to provide copies of documents to examiners; creating s. 624.4051, F.S.; requiring entities issued a certificate by the office to comply with specified federal legislation; amending s. 624.4095, F.S.; providing additional restrictions with respect to premiums written when both a parent company and its subsidiary are insurers; amending s. 624.413, F.S.; requiring additional documentation from applicants for a certificate of authority; amending s. 624.418, F.S.; prescribing additional grounds for sus-

pension or revocation of a certificate of authority; amending s. 624.424, F.S.; prescribing additional actuarial certification that may be required by the office of an insurer; amending s. 624.4622, F.S.; prescribing additional requirements for local government self-insurance funds; requiring statements of financial condition, transactions, and affairs; creating s. 624.4691, F.S.; prescribing restrictions and limits on premiums written by a commercial self-insurance fund; requiring certain excess of loss reinsurance; amending s. 624.610, F.S.; revising provisions relating to reinsurance; amending s. 625.121, F.S.; revising standard mortality tables, tables of disablement, and tables of accidental death benefits to be used in determining standard valuation; amending s. 625.131, F.S.; revising provisions relating to reserves for credit life and disability policies; amending s. 625.304, F.S.; providing for investment plans by insurers' boards of directors; amending s. 625.326, F.S.; revising limits on foreign investments by insurers; amending s. 626.88, F.S.; redefining the terms "administrator" and "insurer"; defining "affiliate," "control," and "GAAP"; amending s. 626.8805, F.S.; requiring additional information of applicants for a certificate of authority to act as an administrator; creating s. 626.8817, F.S.; revising responsibilities of an insurance company with respect to use of an administrator; amending s. 626.89, F.S.; requiring additional information in administrators' annual reports; amending s. 626.901, F.S.; revising exemptions from the prohibition against representing or aiding an unauthorized insurer; amending s. 626.902, F.S.; providing an exemption from the penalty for representing an unauthorized insurer; amending s. 626.9913, F.S.; providing for viatical settlement providers to submit reports electronically; creating s. 627.0646, F.S.; providing for the adoption of flex rate adjustment factors the use of which will allow insurers to adjust rates based on uniform factors with a simplified review process; prescribing requirements for such rate filings and for determining such factors; amending s. 627.351, F.S.; creating separate accounts under the Medical Malpractice Risk Apportionment plan and providing for payments from the respective accounts; amending s. 627.476, F.S.; providing mortality tables that may be used to calculate premiums and present values under the Standard Nonforfeiture Law for Life Insurance; amending s. 627.836, F.S.; providing for premium finance companies to submit certain information electronically; creating s. 627.8401, F.S.; prohibiting certain investments and loans by premium finance companies; amending s. 627.915, F.S.; revising the method for calculating exemption from insurer experience reporting requirements; amending s. 627.943, F.S.; revising standards for feasibility studies by risk retention groups; prescribing grounds for exemption from risk retention group certificates of authority; amending s. 628.071, F.S.; prescribing additional grounds on issuance of a permit to form an insurer; creating s. 628.072, F.S.; requiring domestic insurers to establish and maintain corporate good governance procedures; prescribing elements of such procedures; amending s. 628.371, F.S.; revising conditions on payment of dividends; amending s. 628.461, F.S.; providing additional grounds for exemption from provisions relating to acquisition of controlling stock; amending s. 628.4615, F.S.; providing additional grounds for exemption from provisions relating to acquisition of controlling stock in a specialty insurer; amending s. 628.709, F.S.; revising provisions relating to formation of a mutual insurance holding company; creating s. 634.042, F.S.; prohibiting certain investments and loans by motor vehicle service agreement companies; creating s. 634.3076, F.S.; prohibiting certain investments and loans by home warranty associations; creating s. 634.4062, F.S.; prohibiting certain investments and loans by service warranty associations; amending s. 636.043, F.S.; revising provisions relating to annual, quarterly, and miscellaneous reports by prepaid limited health service organizations; amending s. 641.22, F.S.; providing additional conditions on issuance of a certificate of authority to operate a health maintenance organization; creating s. 641.23, F.S.; providing additional grounds for revocation or cancellation of a certificate of a health maintenance organization or prepaid health clinic; amending s. 641.27, F.S.; increasing the interval at which the office examines health maintenance organizations; amending s. 641.30, F.S.; providing requirements for health maintenance organizations relating to corporate good governance; amending s. 641.309, F.S.; revising requirements for prepaid health clinics with respect to insolvency protection; amending ss. 651.026, 651.0261, F.S.; providing for continuing care providers to submit certain information electronically; creating s. 651.0271, F.S.; prohibiting certain investments and loans by continuing care providers; amending s. 651.033, F.S.; revising provisions relating to escrow accounts; amending s. 766.105, F.S.; redefining the term "fund" for purposes of the Florida Patient's Compensation Fund; revising provisions relating to coverage; revising purposes of the fund; revising claim procedures; providing applicability; providing effective dates.

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

SR 2974—Not referenced.

By Senator Diaz de la Portilla—

SB 2976—A bill to be entitled An act relating to qualified job training organizations; amending s. 212.20, F.S.; providing for distribution of certain sales tax proceeds to certain job training organizations under certain circumstances; providing limitations; creating s. 288.1170, F.S.; providing duties and responsibilities of the Department of Revenue relating to providing funding to qualified job training organizations; providing a definition; providing for department certification of an organization as a qualified job training organization; providing for distribution of certain funds to a certified organization; specifying uses of distributed funds; authorizing the department to audit such organizations for certain purposes; providing for revocation of certification under certain circumstances; providing an effective date.

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

SR 2980—Not referenced.

By Senator Dawson—

SB 2982—A bill to be entitled An act relating to the use of state funds allocated for purchasing instructional materials; amending s. 1006.40, F.S.; allowing school boards to apply to the Commissioner of Education for authority to use such funds to purchase digital and on-line textbooks and accompanying hardware; providing an effective date.

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

By Senator Atwater—

SB 2984—A bill to be entitled An act relating to homeowners' associations; amending s. 720.301, F.S.; defining the term "division"; amending s. 720.302, F.S.; prescribing a legislative purpose of providing alternative dispute resolution procedures for disputes involving elections and recalls; amending s. 720.303, F.S.; prescribing rights of members and parcel owners to attend and address association board meetings and to have items placed on an agenda; prescribing additional requirements for notice of meetings; providing for additional materials to be maintained as records; providing additional requirements and limitations with respect to inspecting and copying records; providing requirements with respect to financial statements; providing procedures for recall of directors; amending s. 720.304, F.S.; prescribing owners' rights with respect to flag display; prohibiting certain lawsuits against parcel owners; providing penalties; amending s. 720.305, F.S.; providing that a fine by an association cannot become a lien against a parcel; providing for attorney's fees in actions to recover fines; creating s. 720.3055, F.S.; prescribing requirements for contracts for products and services; amending s. 720.306, F.S.; providing for notice of and right to speak at member meetings; requiring election disputes between a member and an association to be submitted to mandatory binding arbitration; amending s. 720.311, F.S.; expanding requirements and guidelines with respect to alternative dispute resolution; providing requirements for mediation and arbitration; providing for training and education programs; transferring, renumbering, and amending s. 689.26, F.S.; prescribing standards for a disclosure summary of association membership requirements; creating s. 720.402, F.S.; providing remedies for publication of false and misleading information; creating s. 720.501, F.S.; providing implied warranties relating to real and personal property; amending s. 34.01, F.S.; providing jurisdiction of disputes involving homeowners' associations;

amending ss. 316.00825, 558.002, F.S.; conforming cross-references; providing for internal organization of ch. 720, F.S.; providing an effective date.

—was referred to the Committees on Regulated Industries; Comprehensive Planning; Criminal Justice; and Judiciary.

By Senator Constantine—

SB 2986—A bill to be entitled An act relating to education personnel; amending s. 943.0585, F.S.; providing for the expunging of criminal history records of applicants for employment at certain schools; amending s. 943.059, F.S.; providing an exception to sealed records provisions for applicants for employment at certain schools; amending s. 1004.04, F.S.; revising certain criteria for admission to approved teacher preparation programs; creating the Quest to Teach Program; amending s. 1012.05, F.S.; requiring guidelines for teacher mentors; requiring electronic access to professional resources for teachers; creating an Education Appreciation Week; amending s. 1012.35, F.S.; providing employment and training requirements for substitute teachers; amending s. 1012.39, F.S.; providing employment criteria for substitute teachers; amending s. 1012.55, F.S.; requiring certain teacher certification information to be in the Course Code Directory; amending s. 1012.56, F.S.; authorizing the filing of an affidavit with the application for a certificate; creating s. 1012.561, F.S.; requiring certified educators and applicants for certification to maintain a current address with the Department of Education; creating s. 1012.576, F.S.; creating the College Graduates to Classroom Teachers Alternative Certification program; amending s. 1012.585, F.S.; requiring training in the teaching of reading for certified personnel who teach students who have limited English proficiency; amending s. 1012.79, F.S.; reducing the membership of Education Practice Commission review panels; amending s. 1012.795, F.S.; increasing the discipline options available to the Education Practices Commission; amending s. 1012.796, F.S.; revising the procedures for investigating complaints against certified personnel; providing the conditions of probation; amending s. 1012.798, F.S.; revising procedures for accessing the recovery network program; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health, Aging, and Long-Term Care; and Senator Diaz de la Portilla—

CS for SB 40—A bill to be entitled An act relating to the South Broward Hospital District; providing for the relief of the family of Jeffrey Haider, deceased; providing for an appropriation to compensate his family for injuries and damages sustained by Jeffrey Haider as a result of the negligence of the South Broward Hospital District; providing for attorney's fees and costs; providing an effective date.

By the Committees on Agriculture; Governmental Oversight and Productivity; Health, Aging, and Long-Term Care; and Senators Margolis and Wasserman Schultz—

CS for CS for CS for SB 446—A bill to be entitled An act relating to the sale of products containing ephedrine or ephedra; amending s. 499.0121, F.S.; providing recordkeeping requirements relating to the storage and handling of prescription drugs which affiliated groups must fulfill; amending s. 499.033, F.S.; prohibiting the sale or delivery of products containing ephedrine or ephedra over the counter without a prescription, subject to certain exceptions; amending s. 500.04, F.S.; prohibiting the sale or delivery of dietary supplements or other foods containing ephedrine or ephedra; creating the Weight Loss and Athletic Performance Dietary Supplement Review Committee; providing an appropriations; repealing s. 501.0583, F.S., relating to the sale of weight-loss pills containing ephedrine or ephedra products to minors; providing an effective date.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senators Aronberg and Fasano—

CS for SB 482—A bill to be entitled An act relating to consumer protection; creating ss. 501.165 and 501.166, F.S.; prohibiting the use of deception to obtain certain personal information for commercial solicitation purposes; prohibiting the sale or other transfer to a third party of personal customer information that is protected from disclosure; providing exceptions; providing applicability; providing that transferring such protected information in violation of this section is an unfair or deceptive act or practice or unfair method of competition; providing penalties; amending s. 501.2075, F.S.; providing an exception to a civil penalty; creating s. 501.2076, F.S.; prohibiting falsely representing oneself as being affiliated with a law enforcement or firefighting agency or public utility; providing a penalty; providing that a violation of s. 817.568, F.S., is an unfair or deceptive act or practice or unfair method of competition in violation of part II of ch. 501, F.S.; providing penalties; amending ss. 501.203 and 501.204, F.S.; changing obsolete dates; providing an effective date.

By the Committee on Appropriations; and Senator Fasano—

CS for SB 490—A bill to be entitled An act relating to dental licensure; amending s. 466.006, F.S.; allowing certain dental students to take the examinations required to practice dentistry in this state under specified conditions; providing a prerequisite to licensure of such students; creating s. 466.0065, F.S.; allowing certain dental students to take regional licensure examinations under specified conditions; restricting the applicability of examination results to licensing in other jurisdictions; requiring approval by the Board of Dentistry and providing prerequisites to such approval; providing an effective date.

By the Committees on Transportation; Education; and Senator Campbell—

CS for CS for SB 500—A bill to be entitled An act relating to traffic control; amending s. 316.1945, F.S.; prohibits stopping a vehicle in a school safety zone during school hours, except in a designated loading or unloading area; permitting parking in school safety zones; providing a definition of school hours; providing a definition of school safety zone; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Comprehensive Planning; and Senator Bennett—

CS for CS for SB 544—A bill to be entitled An act relating to prompt payment for construction services; amending s. 218.70, F.S.; providing a short title; amending s. 218.72, F.S.; redefining terms used in part VII of ch. 218, F.S.; amending s. 218.735, F.S.; revising provisions relating to timely payment for purchases of construction services; revising deadlines for payment; providing procedures for project closeout and payment of retainage; providing requirements for local government construction retainage; providing that ss. 218.72-218.76, F.S., apply to the payment of any payment request for retainage; providing exceptions; creating s. 255.0705, F.S.; providing a short title; amending s. 255.071, F.S.; revising deadlines for the payment of subcontractors, sub-subcontractors, materialmen, and suppliers on construction contracts for public projects; creating ss. 255.072, 255.073, 255.074, 255.075, 255.076, 255.077, and 255.078, F.S.; providing definitions; providing for timely payment for purchases of construction services by a public entity; providing procedures for calculating payment due dates; providing procedures for handling improper payment requests; providing for the resolution of disputes; providing for project closeout and payment of retainage; providing that ss. 255.072-255.076, F.S., apply to the payment of any payment request for retainage; providing exceptions; amending s. 255.05, F.S.; providing requirements for certain notices of nonpayment served by a claimant who is not in privity with the contractor; providing limitations on a claimant's institution of certain actions against a contractor or surety; creating s. 725.09, F.S.; prohibiting a contract provision that makes payment contingent upon certain conditions; amending s. 95.11, F.S., to conform a cross-reference; providing that this act does not apply to contracts pending approval on the effective date of the act

or to projects advertised on or before that date; providing an effective date.

By the Committee on Agriculture; and Senators Saunders, Fasano and Lawson—

CS for SB 620—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Florida Food Banks license plate; providing for the distribution of annual use fees received from the sales of such plates; providing an effective date.

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

CS for SB 664—A bill to be entitled An act relating to health care; amending s. 400.461, F.S.; revising the purpose of part IV of ch. 400, F.S., to include the licensure of nurse registries and personal care organizations; amending s. 400.462, F.S.; revising definitions; defining the terms “admission,” “advanced registered nurse practitioner,” “direct employee,” “personal care organization,” and “physician assistant” for purposes of part IV of ch. 400, F.S.; amending s. 400.464, F.S., relating to licensure of home health agencies; revising the licensure period; deleting references to registration regulation; revising and providing additional administrative, civil, and criminal penalties, sanctions, and fines; clarifying provisions exempting from licensure requirements an individual who acts alone; amending s. 400.471, F.S.; revising requirements for license application by a home health agency; authorizing the Agency for Health Care Administration to revoke a license under certain circumstances; authorizing administrative fines; requiring a license processing fee; amending s. 400.487, F.S.; revising requirements for home health agency service agreements and treatment orders; amending s. 400.491, F.S., relating to clinical records; revising the ownership of patient records generated by a home health agency; changing the timeframe for a home health agency to retain patient records; providing for the disposition of patient records when a home health agency ceases business; deleting a requirement for a service provision plan pertaining to nonskilled care; deleting requirements for maintaining such records; amending s. 400.494, F.S.; providing for the continued confidentiality of patient information in compliance with federal law; providing for disclosure in accordance with certain specified state laws; deleting a requirement for written consent of the patient or the patient's guardian for disclosure of confidential patient information; deleting an exemption provided for the Medicaid Fraud Control Unit of the Department of Legal Affairs; amending s. 400.495, F.S., relating to the toll-free telephone number for the central abuse hotline; adding references to personal care organizations to conform to changes made by the act; amending s. 400.497, F.S., relating to rulemaking by the Agency for Health Care Administration; authorizing certain rules concerning personal care organizations; amending s. 400.506, F.S.; revising requirements governing nurse registries; revising license fee; increasing the period of licensure; authorizing administrative penalties; revising criminal penalties and sanctions; revising certain requirements pertaining to health care professionals that provide services on behalf of a nurse registry; repealing s. 400.509, F.S., relating to the regulation of certain providers of companion services and homemaker services exempted from licensure under ch. 400, F.S.; creating s. 400.5095, F.S.; providing licensure requirements and penalties for personal care organizations; providing screening requirements for certain employees and officers of a personal care organization; providing license fees; authorizing the agency to impose administrative fines; authorizing the agency to institute injunctive proceedings; providing penalties; providing requirements for employees of a personal care organization; requiring personal care organizations to prepare and maintain an emergency management plan; requiring the agency to adopt rules governing emergency management plans and governing the licensure of personal care organizations; requiring the agency to classify deficiencies and impose penalties; providing for temporary licenses; amending s. 400.512, F.S., relating to employment screening; providing requirements for the screening of employees of personal care organizations; deleting references to companion service personnel and homemaker service personnel to conform to changes made by the act; amending s. 400.515, F.S.; providing additional circumstances under which the agency may petition for an injunction; authorizing the agency to issue licenses for less than a biennial period until a certain date; providing an effective date.

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

CS for SB 694—A bill to be entitled An act relating to certified nursing assistants; amending s. 464.203, F.S.; providing that a person must pass the required background screening as a part of the certification process for certified nursing assistants; revising the requirements for conducting the background screening; requiring the Agency for Health Care Administration to post information relating to background screening in its database; requiring that the database be available to employers and prospective employers; amending s. 400.211, F.S.; correcting a cross-reference; amending s. 400.215, F.S.; providing that a person who has been screened under certain provisions of law is not required to be rescreened to be employed in a nursing home; providing an effective date.

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

CS for SB 704—A bill to be entitled An act relating to public records; amending s. 499.012, F.S.; exempting certain personal identifying information submitted as part of an application as a prescription drug wholesaler or out-of-state prescription drug wholesaler from disclosure as a public record; providing for future legislative review and repeal; providing findings of public necessity; providing an effective date.

By the Committee on Natural Resources; and Senator Dockery—

CS for SB 1104—A bill to be entitled An act relating to water resources; amending s. 163.3167, F.S.; requiring local governments to include projected water use in comprehensive plans; amending s. 163.3177, F.S.; requiring local governments to consider regional water supply plans in their work plans for building water supply facilities; amending s. 373.116, F.S.; providing for notice by electronic mail; providing requirements for notices published electronically; creating s. 373.2234, F.S.; authorizing the governing board of a water management district to adopt rules identifying certain preferred water supply sources; providing requirements with respect to such rules; providing construction; amending s. 373.250, F.S.; authorizing water management districts to require the use of reclaimed water in lieu of surface or groundwater when the use of uncommitted reclaimed water is environmentally, economically, and technically feasible; providing construction with respect to such authority; providing legislative findings and intent with regard to landscape irrigation design; requiring water management districts to develop landscape irrigation and xeriscape design standards; providing an effective date.

By the Committee on Natural Resources; and Senator Constantine—

CS for SB 1214—A bill to be entitled An act relating to the Wekiva Parkway and Protection Act; creating part III of ch. 369, F.S., consisting of ss. 369.314, 369.315, 369.316, 369.317, 369.318, 369.319, 369.320, 369.321, 369.322, 369.323, and 369.324, F.S.; providing legislative intent; providing a legal description of the Wekiva Study Area; defining the Wekiva Parkway; providing guiding principles for the Wekiva Parkway Design Features and Construction; limiting the number of exchanges along the Wekiva Parkway; granting the Department of Transportation certain eminent domain authority for the Wekiva Parkway construction; providing that title of all lands acquired for the Wekiva Parkway shall vest in the State of Florida; providing that certain lands not needed for the Wekiva Parkway be transferred to the Board of Trustees of the Internal Improvement Trust Fund; requiring certain entities and agencies to cooperate and establish funding responsibilities and partnerships; appropriating \$25 million from the General Revenue Fund to the Department of Transportation for the purchase of certain Wekiva Parkway lands; requiring certain studies by the Department of Environmental Protection, the Department of Health, the St. Johns River Water Management District, and the Department of Agriculture and Consumer Services; providing for a master stormwater plan; providing for a wastewater facility plan; requiring certain local government comprehensive plan amendments; providing for the coordination of land use and water supply with the Wekiva Study Area; providing that comprehensive plans and comprehensive plan amendments be reviewed for

compliance by the Department of Community Affairs; creating the Wekiva River Basin Commission; amending s. 163.3184, F.S.; amending the definition of “compliance”; providing an effective date.

By the Committees on Judiciary; Education; and Senators Aronberg and Bullard—

CS for CS for SB 1218—A bill to be entitled An act relating to use of social security numbers in public postsecondary education; creating s. 1004.09, F.S.; prohibiting certain uses of a student’s social security number by state universities, community colleges, and public postsecondary technical centers; prohibiting public disclosure; providing exceptions; requiring the development and implementation of a plan by each state university, community college, and public postsecondary technical center; providing for injunctive relief; providing an effective date.

By the Committee on Comprehensive Planning; and Senators Miller, Aronberg, Crist, Dawson, Siplin, Bennett, Campbell, Margolis, Saunders, Bullard, Lawson and Wilson—

CS for SB 1410—A bill to be entitled An act relating to neighborhood crime watch programs; authorizing a county sheriff or municipal police department to establish neighborhood crime watch programs; providing for residents and business owners located within the county or municipality to participate in the program; prohibiting the harassment of a participant of a neighborhood crime watch program under certain circumstances; providing penalties; defining the term “harass”; providing an effective date.

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

CS for SB 1464—A bill to be entitled An act relating to patient safety; creating s. 381.0271, F.S.; providing definitions; creating the Florida Patient Safety Corporation, which shall be registered, incorporated, organized, and operated in compliance with ch. 617, F.S.; authorizing the corporation to create not-for-profit subsidiaries; specifying that the corporation is not an agency within the meaning of s. 20.03(11), F.S.; requiring the corporation to be subject to public meetings and records requirements; specifying that the corporation is not subject to the provisions of ch. 297, F.S., relating to procurement of personal property and services; providing a purpose for the corporation; establishing the membership of the board of directors of the corporation; requiring the formation of certain advisory committees for the corporation; requiring the Agency for Health Care Administration to provide assistance in establishing the corporation; specifying the powers and duties of the corporation; requiring annual reports; requiring the Office of Program Policy Analysis and Government Accountability, in consultation with the Agency for Health Care Administration and the Department of Health, to develop performance measures for the corporation; requiring a performance audit; requiring a report to the Governor and the Legislature; requiring the Patient Safety Center at the Florida State University College of Medicine to study the return on investment by hospitals from implementing computerized physician order entry and other information technologies related to patient safety; providing requirements for the study; requiring a report to the Governor and the Legislature; amending s. 395.1012, F.S.; providing additional duties of the patient safety committee at hospitals and other licensed facilities; requiring such facilities to adopt a plan to reduce medication errors and adverse drug events, including the use of computerized physician order entry and other information technologies; repealing s. 766.1016(3), F.S., which requires a patient safety organization to promptly remove patient-identifying information from patient safety data reported to the organization and requires such organization to maintain the confidentiality of patient-identifying information; providing appropriations; providing an effective date.

By the Committees on Natural Resources; and Communication and Public Utilities—

CS for CS for SB 1492—A bill to be entitled An act relating to renewable energy; creating s. 366.91, F.S.; providing legislative findings;

requiring public utilities, municipal utilities, and rural electric cooperatives to offer a purchase contract to producers of renewable energy; providing requirements for such contracts; providing for cost recovery; amending s. 403.7061, F.S.; deleting a permit requirement for a waste-to-energy facility; encouraging specified applicants for a landfill permit to consider construction of a waste-to-energy facility; providing an effective date.

By the Committees on Home Defense, Public Security, and Ports; Transportation; and Senators Sebesta and Lynn—

CS for CS for SB 1526—A bill to be entitled An act relating to motor vehicles; amending s. 261.03, F.S.; redefining the term “off-highway vehicle” to include a two-rider ATV; adding a definition; amending s. 261.05, F.S.; requiring the advisory committee to study and provide a report to the Governor and the Legislature; amending s. 316.003, F.S.; defining the term “traffic signal preemption system”; amending s. 316.006, F.S.; authorizing transfer of traffic regulatory authority by interlocal agreement from a municipality to a county; amending s. 316.0775, F.S.; providing that the unauthorized use of a traffic signal preemption device is a moving violation; amending s. 316.122, F.S.; providing for the right-of-way for certain passing vehicles; creating s. 316.1576, F.S.; providing clearance specifications for a railroad-highway grade crossing; providing a penalty; amending s. 316.183, F.S.; increasing the minimum speed limit on interstate highways under certain circumstances; amending s. 316.1932, F.S.; revising the requirements for printing the notice of consent for sobriety testing on a driver’s license; amending s. 316.194, F.S.; authorizing traffic accident investigation officers to remove vehicles under certain circumstances; amending s. 316.1967; providing that an owner of a leased vehicle is not responsible for a parking ticket violation in certain circumstances; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to include a two-rider ATV; amending s. 316.515, F.S.; authorizing the use of certain agricultural tractors and agricultural implements for the purpose of transporting certain products; amending s. 316.650, F.S.; providing exceptions to a prohibition against using citations as evidence in a trial; amending s. 317.0003, F.S.; defining the term “off-highway vehicle” to include a two-rider ATV; providing a definition; amending s. 317.0007, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to issue a validation sticker as an additional proof of title for an off-highway vehicle; providing for the replacement of lost or destroyed off-highway vehicle validation stickers; providing for disposition of fees; repealing s. 317.0008(2), F.S., relating to the expedited issuance of duplicate certificates of title for off-highway vehicles; creating s. 317.0014, F.S.; establishing procedures for the issuance of a certificate of title for an off-highway vehicle; providing duties of the Department of Highway Safety and Motor Vehicles; providing for a notice of lien and lien satisfaction; creating s. 317.0015, F.S.; providing for the applicability of certain provisions of law to the titling of off-highway vehicles; creating s. 317.0016, F.S.; providing for the expedited issuance of titles for off-highway vehicles; creating s. 317.0017, F.S.; prohibiting specified actions relating to the issuance of titles for off-highway vehicles; providing a penalty; creating s. 317.0018, F.S.; prohibiting the transfer of an off-highway vehicle without delivery of a certificate of title; prescribing other violations; providing a penalty; amending s. 318.14, F.S.; authorizing the department to modify certain actions to suspend or revoke a driver’s license following notice of final disposition; amending s. 318.15, F.S.; providing for disposition of fees; amending s. 319.23, F.S.; requiring a licensed motor vehicle dealer to notify the Department of Highway Safety and Motor Vehicles of a motor vehicle or mobile home taken as a trade-in; requiring the department to update its title record; amending s. 319.27, F.S.; correcting an obsolete cross-reference; amending s. 320.0601, F.S.; requiring that a transaction of a long-term leased motor vehicle be registered in the name of the lessee; amending s. 320.0605, F.S.; exempting a vehicle registered as a fleet vehicle from the requirement that the certificate of registration be carried in the vehicle at all times; amending s. 320.131, F.S.; authorizing the department to provide for an electronic system for motor vehicle dealers to use in issuing temporary tags; providing a penalty; amending s. 320.18, F.S.; authorizing the department to cancel the vehicle or vessel registration, driver’s license, or identification card of a person who pays certain fees or penalties with a dishonored check; amending s. 320.27, F.S.; requiring dealer principals to provide certification of completing continuing education under certain circumstances; requiring motor vehicle dealers to maintain records for a specified period; providing certain penalties; amending s. 320.8249, F.S.; providing penalties for certain unlawful acts by a

mobile home installer; amending s. 322.05, F.S.; removing requirements for Class D driver’s license; amending s. 322.051, F.S.; revising provisions relating to the application for an identification card; providing that the requirement for a fullface photograph or digital image on an identification card may not be waived under ch. 761, F.S.; amending s. 322.07, F.S.; removing requirements for Class D driver’s license; amending s. 322.08, F.S.; providing that a United States passport is an acceptable proof of identity for purposes of obtaining a driver’s license; providing that a naturalization certificate issued by the United States Department of Justice is an acceptable proof of identity for such purpose; providing that specified documents issued by the United States Department of Justice are acceptable as proof of nonimmigrant classification; amending s. 322.12, F.S.; removing requirements for Class D driver’s license; amending s. 322.135, F.S.; revising requirements for the deposit of certain fees for a driver’s license; revising requirements for the tax collector in directing a licensee for examination or reexamination; requiring county officers to pay certain funds to the State Treasury by electronic funds transfer within a specified period; amending s. 322.142, F.S.; providing that the requirement for a fullface photograph or digital image on a driver’s license may not be waived under ch. 761, F.S.; amending s. 322.161, F.S.; removing requirements for Class D driver’s license; amending s. 322.17, F.S., relating to duplicate and replacement certificates; conforming a cross-reference; amending s. 322.18, F.S.; revising the expiration period for driver’s licenses issued to specified persons; conforming cross-references; amending s. 322.19, F.S., relating to change of address or name; conforming cross-references; amending s. 322.21, F.S.; removing requirements for Class D driver’s license; requiring the department to set a fee for a hazardous-materials endorsement; providing that the fee shall not exceed \$100; amending s. 322.22, F.S.; authorizing the department to cancel any identification card, vehicle or vessel registration, or fuel-use decal of a licensee who pays certain fees or penalties with a dishonored check; amending s. 322.251, F.S.; removing requirements for Class D driver’s license; amending ss. 322.2615 and 322.2616, F.S.; requiring the Department of Highway Safety and Motor Vehicles to inform law enforcement officers of deficiencies under certain circumstances; amending s. 322.30, F.S.; removing the requirements for Class D driver’s license; amending s. 322.53, F.S.; removing requirements for Class D driver’s license; removing a requirement that certain operators of a commercial motor vehicle obtain a specified license; amending s. 322.54, F.S.; deleting the requirement for Class D driver’s license; amending s. 322.57, F.S.; providing testing requirements for school bus drivers; amending s. 322.58, F.S.; deleting requirements for Class D driver’s license and changing those requirements to Class E driver’s license; amending and reenacting s. 322.61, F.S.; specifying additional violations that disqualify a person from operating a commercial motor vehicle; providing penalties; removing requirements for Class D driver’s license; amending s. 322.63, F.S.; clarifying provisions governing alcohol and drug testing for commercial motor vehicle operators; amending s. 322.64, F.S.; requiring the Department of Highway Safety and Motor Vehicles to inform law enforcement officers of deficiencies under certain circumstances; amending s. 713.78, F.S.; revising provisions relating to the placement of a wrecker operator’s lien against a motor vehicle; amending s. 832.06, F.S.; allowing worthless checks of \$150 or less to be processed differently by tax collectors; providing effective dates.

By the Committee on Health, Aging, and Long-Term Care; and Senators Fasano, Miller, Margolis, Atwater, Siplin, Haridopolos, Lynn and Wasserman Schultz—

CS for SB 1590—A bill to be entitled An act relating to primary and comprehensive stroke centers; providing legislative intent relating to primary and comprehensive stroke centers; providing definitions; directing the Agency for Health Care Administration to create a list of primary and comprehensive stroke centers; directing the agency to adopt rules establishing criteria for primary and comprehensive stroke centers; requiring the Department of Health to distribute the list to certain persons and entities; prohibiting a person from advertising that a facility is a state-listed stroke center unless the facility meets the established criteria; directing the department to develop a stroke triage assessment tool; requiring licensed emergency medical services providers to use the stroke triage assessment tool; requiring licensed emergency medical services providers to develop and use certain specified protocols; providing an effective date.

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

CS for SB 1600—A bill to be entitled An act relating to public construction bonds; amending s. 255.05, F.S.; revising requirements for the form used for public construction bonds; requiring payment provisions of public construction bonds to be construed as statutory bonds; requiring payment bond forms to reference notice and time limitation provisions; providing an effective date.

By the Committee on Appropriations; and Senator Wise—

CS for SB 1650—A bill to be entitled An act relating to state financial matters; amending s. 112.363, F.S.; providing that the spouse at the time of a Florida Retirement System participant's death is considered the beneficiary for purposes of the retiree health insurance subsidy unless a different beneficiary has been designated; amending s. 121.4501, F.S.; defining the term "retiree" for purposes of the Public Employee Optional Retirement Program; changing the dates for election to participate in the program; prescribing the obligation of system employers to communicate the existence of both retirement plans; amending s. 121.591, F.S.; providing for cashing out de minimis accounts; amending s. 121.78, F.S.; providing the participant's obligation to return excess contributions; amending s. 215.47, F.S.; revising guidelines for foreign obligations that are eligible for state investment; providing that expenditures for acquisition for private equity or other private investment partnerships shall be included in the cost of the investment; amending ss. 215.475, 215.5601, F.S.; redesignating investment plans as "investment policy statements"; providing an effective date.

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

CS for SB 1782—A bill to be entitled An act relating to guardianship; creating s. 744.7101, F.S.; providing a short title; creating s. 744.711, F.S.; providing legislative findings and intent relating to the Joining Forces for Public Guardianship program; creating s. 744.712, F.S.; establishing the grant program; providing for the program's purposes; creating s. 744.713, F.S.; providing for the administration of the program by the Statewide Public Guardianship Office; providing the duties and responsibilities of the office relating to the grant program; creating s. 744.714, F.S.; providing eligibility for grant awards; creating s. 744.715, F.S.; providing application requirements, an application process, and review criteria; amending s. 393.063, F.S.; redefining the term "guardian advocate" for purposes of provisions governing services for the developmentally disabled; amending s. 393.12, F.S.; exempting a guardian advocate from a requirement to file an annual accounting in certain situations; amending s. 744.102, F.S.; defining the term "guardian advocate" for purposes of the Florida Guardianship Law; amending s. 744.1083, F.S.; requiring that additional information be reviewed by the Statewide Public Guardianship Office prior to registering a professional guardian; creating s. 744.3085, F.S.; recommending that courts consider appointing a guardian advocate for persons with developmental disabilities as a less restrictive form of guardianship; amending s. 744.3135, F.S.; requiring the clerks of court to forward certain information to the Statewide Public Guardianship Office; amending s. 744.3678, F.S.; exempting a guardian from a requirement to file an annual accounting in certain situations; amending s. 744.7082, F.S.; defining the term "direct-support organization"; requiring the Secretary of Elderly Affairs to appoint a board of directors for the direct-support organization; authorizing such an organization to use property and facilities of the Department of Elderly Affairs and the Statewide Public Guardianship Office; requiring an annual audit of the organization; providing for the dissolution of entities improperly using the direct-support organization designation; amending ss. 121.091, 709.08, and 744.1085, F.S., relating to the designation of beneficiaries, the durable power of attorney, and the regulation of professional guardians; conforming cross-references; amending s. 744.3031, F.S.; extending the authority of an emergency temporary guardian for specified time periods; amending s. 744.3201, F.S.; requiring the petition to determine incapacity to include the telephone number of the petitioner and the alleged incapacitated person; amending s. 744.3215, F.S.; providing that if the right to contract is removed, the incapacitated person must receive court approval before getting married; amending s. 744.331, F.S.; requiring the chief judge of each judicial

circuit to maintain a list of attorneys in the circuit and to appoint the attorneys to represent persons alleged to be incapacitated on a rotating basis; directing members of the examining committee to communicate with a person alleged to be incapacitated in the language or medium used by the person alleged to be incapacitated; prohibiting a family member or attending physician from serving as a member of the examining committee; providing exceptions; requiring each member of the examining committee to consult with the family or attending physician; directing each member of the examining committee to file a report within a specified period; providing effective dates.

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

CS for SB 1818—A bill to be entitled An act relating to trauma regions; amending s. 395.4015, F.S.; requiring that the boundaries of the trauma regions administered by the Department of Health be coterminous with the boundaries of the regional domestic security task forces established within the Department of Law Enforcement; authorizing the continuation of trauma services by certain agencies in accordance with established agreements and procedures; amending s. 395.402, F.S.; providing requirements for the regional trauma system plan when a trauma service area is located within the boundaries of more than one trauma region; providing an effective date.

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

CS for SB 1880—A bill to be entitled An act relating to a public records exemption; amending s. 119.07; providing an exemption from public records requirements for the home addresses, telephone numbers, social security numbers, and photographs of active or former emergency medical technicians or paramedics certified in compliance with ch. 401, F.S., the home addresses, telephone numbers, social security numbers, photographs, and places of employment of the spouses and the children of such emergency medical technicians and paramedics, and the names and locations of schools and day care facilities attended by children of such emergency medical technicians and paramedics; providing for retroactive application of the exemption; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Productivity; Education; and Senator Wise—

CS for CS for SB 1918—A bill to be entitled An act relating to individuals with disabilities; amending s. 413.08, F.S.; providing definitions; providing that an individual with a disability has full and equal access to and enjoyment of public accommodations and state and local facilities, programs, services, and activities; providing that an individual with a disability may be accompanied by a service animal in places of public accommodation and in state and local facilities; directing that documentation that a service animal is trained may not be a precondition for providing service to an individual accompanied by a service animal; providing that a service animal has access to all areas of a government facility or public accommodation that the public or customers are normally permitted to occupy; directing that an individual with a service animal may not be segregated from other customers or the public; directing that a public accommodation may not impose a deposit or surcharge on an individual with a disability as a precondition to permitting a service animal to accompany the individual; providing that an individual with a disability may be liable for damage caused by a service animal; providing that the animal's owner is responsible for the care and supervision of a service animal; providing that the public accommodation or government entity is not required to provide care or food or a special location for a service animal; providing that a public accommodation or government entity may exclude or remove any animal from the premises if the animal's behavior poses a direct threat to the health and safety of others; increasing certain penalties for violations of the act; providing that the trainer of a service animal has the same rights and privileges as a person with a disability while training the service animal; amending s. 413.081, F.S.; conforming provisions to changes made by the act; amending s. 413.011, F.S.; providing legislative policy and intent; providing duties of the Division of Blind Services; requiring the

division to develop and implement a state plan for vocational rehabilitation services; requiring the division to develop and implement a state plan for independent living services; providing for the division to purchase and distribute specialized equipment without using state centralized purchasing procedures; exempting such equipment from certain record and inventory requirements; creating a children's program; requiring background investigations of division personnel; requiring division personnel and applicants for employment to meet level 2 screening standards as a condition of employment; redesignating the Advisory Council for the Blind as the Rehabilitation Council for the Blind; amending ss. 413.014, 413.041, 413.051, and 413.091, F.S.; modernizing terminology; requiring the division to conduct a periodic survey of state properties; creating s. 413.095, F.S.; providing for the division to retain title to certain real and personal property intended for use by people who have visual impairments and certain personnel; allowing the division to repossess, transfer, and dispose of such property; providing for rulemaking by the division; authorizing the division to create a blind services direct-support organization; providing purposes and objectives; providing for members of the board of the direct-support organization; providing that the organization is subject to s. 24, Art. I of the State Constitution, ch. 119, F.S., and s. 286.011, F.S.; requiring expenses of the organization to be paid by private funds; providing guidelines for the use of the funds; repealing ss. 413.061, 413.062, 413.063, 413.064, 413.065, 413.066, 413.067, 413.068, and 413.069, F.S., relating to permits for soliciting funds to benefit the blind; providing an effective date.

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

CS for SB 2136—A bill to be entitled An act relating to emergency medical services; amending s. 401.113, F.S.; requiring that a recipient of funds from the Emergency Medical Services Trust Fund return unexpended funds to the Department of Health at the end of the grant period; authorizing the expenditure of interest generated from grant funds under certain circumstances; amending s. 401.27, F.S.; authorizing the electronic submission of an application for certification as an emergency medical technician or paramedic; requiring that rules of the department provide for the approval of certain equivalent courses for purposes of certification; deleting provisions authorizing the department to issue a temporary certification; creating s. 401.27001, F.S.; providing requirements for background screening for applicants for initial certification as an emergency medical technician or paramedic and for renewal of certification; requiring an applicant to pay the costs of screening; requiring that fingerprints be submitted to the Department of Law Enforcement and forwarded to the Federal Bureau of Investigation; specifying the offenses that are grounds for denial of certification; authorizing the department to grant an exemption to an applicant, notwithstanding certain convictions; requiring the department to adopt rules; amending s. 401.2701, F.S.; requiring that a training program for emergency medical technicians and paramedics include information concerning the requirements for background screening; providing an effective date.

By the Committees on Judiciary; Health, Aging, and Long-Term Care; and Senator Diaz de la Portilla—

CS for CS for SJR 2178—A joint resolution proposing the creation of Section 22 of Article X of the State Constitution, relating to miscellaneous matters, prohibiting the Legislature from limiting or denying the privacy right guaranteed to a minor under the United States Constitution, as interpreted by the United States Supreme Court, and authorizing the Legislature to enact Legislation providing for the notification of a pregnant minor's parent or guardian before termination of the pregnancy and setting requirements and conditions therefor.

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

CS for SB 2202—A bill to be entitled An act relating to the Florida Childhood Lead Poisoning Reduction Act; providing a popular name; providing legislative findings; providing legislative purposes of the act; providing definitions; providing for a Director of Lead Poisoning Prevention, appointed by the Secretary of Health; providing duties and responsibilities of the director; providing for the establishment of a statewide

program for the prevention, screening, diagnosis, and treatment of lead poisoning; providing for a Lead Poisoning Prevention Commission; providing for membership and duties of the commission; providing criteria for lead-free and lead-safe property status; providing notice requirements when an owner of an affected property intends to make repairs to or perform specified maintenance work on an affected property; providing requirements and procedures with respect to access to and vacation of affected properties; providing for voluntary inspection of affected properties; requiring the Lead Poisoning Prevention Commission to develop a proposal for the implementation of mandatory inspections of all affected properties or to develop alternative measures of enforcement and penalties to ensure compliance with lead-free or lead-safe standards by a specified date; providing for involuntary inspections under specified circumstances; providing for inspection reports; providing for certification of persons performing lead-hazard-reduction activities by the Department of Health; providing for certification of persons performing inspections; providing for duration of certification; providing certification fees for persons performing lead-hazard abatement and persons performing inspections; providing for deposit of fees; providing for enforcement of the act; 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 attorney's fees; prohibiting retaliatory evictions; defining the term "retaliatory action"; providing for relief for retaliatory eviction and retaliatory action; providing for the establishment of a statewide comprehensive educational program; providing for a public information initiative; providing for distribution of specified literature; providing for a Lead Poisoning Prevention for Properties seminar; 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; authorizing the Department of Health to adopt rules; providing an effective date.

By the Committee on Governmental Oversight and Productivity—

CS for SB 2230—A bill to be entitled An act relating to retirement; amending s. 121.71, F.S.; revising the payroll contribution rates for the membership classes of the Florida Retirement System for the state fiscal years effective July 1, 2004, and July 1, 2005; amending s. 121.40, F.S.; revising the payroll contribution rates for the Institute of Food and Agricultural Sciences effective through June 30, 2005; amending s. 121.74, F.S.; reducing the fee imposed for the cost of administration; providing a declaration of important state interest; providing an effective date.

By the Committee on Education; and Senator Pruitt—

CS for SB 2388—A bill to be entitled An act relating to baccalaureate degree programs at community colleges; amending s. 1000.21, F.S.; redesignating specified community colleges to conform to changes made by the act; amending s. 1001.64, F.S.; providing requirements for the board of trustees of a community college authorized to grant baccalaureate degrees; authorizing the establishment of tuition and out-of-state fees; amending s. 1004.65, F.S.; prohibiting a community college from terminating associate degree programs as a result of offering baccalaureate programs; amending s. 1007.33, F.S.; revising requirements for a proposal by a community college to deliver a baccalaureate degree program; requiring the State Board of Education to assess proposals; requiring a joint letter of agreement to implement a proposed program; requiring the State Board of Education to adopt policies and requirements concerning reporting and performance accountability for upper-division and lower-division programs; prohibiting a community college from offering graduate programs; amending s. 1009.23, F.S.; providing requirements for upper-division tuition and fees; amending s. 1011.83, F.S.; providing for funding a community college authorized to grant baccalaureate degrees; amending s. 1013.60, F.S.; revising requirements for the legislative capital outlay budget request submitted by the Commissioner of Education; providing for recommendations for the expenditure of funds for facilities for baccalaureate degree programs at community colleges; amending ss. 288.8175, 1002.35, and 1004.76, F.S.; conforming terminology; providing an effective date.

By the Committee on Judiciary; and Senators Atwater and Smith—

CS for SJR 2392—A joint resolution proposing an amendment to Section 5 of Article XI and creating Section 26 of Article XII of the State Constitution; requiring that a proposed amendment to or revision of the State Constitution be approved by at least a three-fifths vote of the electors of the state voting on the measure; providing for the requirement to apply only to amendments or revisions filed with the Secretary of State after a specified date.

By the Committee on Judiciary; and Senators Atwater and Smith—

CS for SJR 2396—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution, relating to the type of amendment or revision which may be proposed by citizen initiative.

By the Committee on Commerce, Economic Opportunities, and Consumer Services; and Senator Alexander—

CS for SB 2480—A bill to be entitled An act relating to agricultural equipment manufacturers, distributors, and dealers; amending s. 686.40, F.S.; providing a popular name; amending s. 686.401, F.S.; clarifying intent of the Agricultural Equipment Manufacturers and Dealers Act to provide for regulation of the conduct of manufacturers, distributors, and dealers of equipment primarily designed for or used in agriculture; amending s. 686.402, F.S.; revising and adding definitions; amending s. 686.403, F.S.; clarifying provisions relating to application; amending s. 686.405, F.S.; providing that it is unlawful to deny, delay payment for, or restrict warranty claims under certain circumstances; providing for audit of warranty claims; amending s. 686.406, F.S.; clarifying provisions relating to surplus parts; amending s. 686.407, F.S.; providing requirements for the establishment of a new dealership or relocation of a current dealership within a certain area; providing requirements for the sale or lease of new equipment; amending s. 686.409, F.S.; clarifying provisions relating to compensation for inventory under certain circumstances; amending s. 686.413, F.S.; providing additional unlawful acts and practices in the conduct of the manufacturing, distribution, wholesaling, franchising, sale, and advertising of equipment; providing requirements for termination of a franchise or selling agreement under certain circumstances; amending s. 686.418, F.S.; clarifying provisions relating to the effect of the act on local ordinances; providing an effective date.

By the Committee on Education—

CS for SB 2882—A bill to be entitled An act relating to accountability of the John M. McKay Scholarships for Students with Disabilities Program; amending s. 1002.39, F.S.; revising the definition of an eligible student; revising the definition of prior school year in attendance; revising the eligibility requirements of the program to extend the term of the scholarship; prohibiting certain students from receiving a scholarship; revising the parental notification requirements; authorizing certain scholarship students to participate in a distance learning or correspondence course under certain circumstances; providing a definition of timely parental notification; providing requirements for district school boards with respect to completing and making changes to the matrix of services for scholarship students; requiring school districts to provide parental notification related to reassessments; revising requirements that a participating private school demonstrate fiscal soundness; requiring a surety bond; providing an exception; requiring annual registration of private schools; providing requirements for documentation and notice; providing additional requirements for participating private schools; requiring annual sworn and notarized compliance statements to be filed with the department; requiring specific documentation for participating scholarship students; requiring that the private school maintain a physical location in this state; requiring that information be made available to potential scholarship students and the department; requiring scholarship students to participate in assessments; requiring notification to parents regarding student skill levels; requiring notification to the department regarding changes in information; requiring notification to local health departments; requiring fingerprinting of all private school owners, employees, and contractors who are in direct contact with students by a time certain; specifying the personnel who are authorized to

take fingerprints; providing for the costs of fingerprinting, criminal records checks, and processing; requiring that the results of fingerprint and criminal records checks be forwarded to the Department of Education; prohibiting a private school from acting as an attorney in fact for the parent of a scholarship student or endorsing scholarship warrants on behalf of a parent; prohibiting participating private schools from sending or directing scholarship funds to parents of a scholarship student who receives instruction at home; prohibiting a participating school from being a correspondence or distance learning school; prohibiting a participating school from accepting students pending verification of information; authorizing a participating private school to request, and the department to grant, closed-enrollment status for a school; prohibiting the parent of a scholarship student from designating a participating private school as the parent's attorney in fact to sign a scholarship warrant; clarifying that the school district must report to the department the students who are attending a private school under the program; establishing additional obligations of the Department of Education; requiring the department to review, approve, and verify information and review background checks; requiring the department to determine the eligibility of a private school to participate in the program; requiring the department to publish an on-line list of current eligible private schools; requiring the department to deny or refuse to allow the participation of a private school for failing to meet certain requirements; requiring the department to issue a notice of noncompliance for minor violations; providing for an emergency order revoking the registration of a private school for failing to satisfy the requirements in the notice; requiring the Department of Education to immediately revoke the registration of a private school for certain other violations; requiring the department to revoke the scholarship for a participant for failing to comply with statutory requirements or for engaging in specified practices; requiring the department to conduct investigations of legally sufficient complaints of violations; authorizing the department to require supporting information or documentation; authorizing the Department of Education to change the matrix of services under certain circumstances; providing for audits by the Auditor General or an independent certified public accountant; providing requirements for the audits; requiring the State Board of Education to adopt rules; specifying the required rules; requiring the State Board of Education to initiate the adoption of rules by a time certain and report to the Legislature; providing exceptions for certain participating private schools subject to specific conditions; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for SB 2000 and CS for SB 2002 which he approved on March 11, 2004.

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 as amended HB 155; has passed as amended by the required Constitutional three-fifths vote of the membership HJR 1 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Harrington and others—

HB 155—A bill to be entitled An act relating to firearm records; creating s. 790.335, F.S.; providing legislative findings and intent; prohibiting the knowing and willful creation or maintenance of any list, record, or registry of privately owned firearms or any list, record, or registry of the owners of those firearms; providing exceptions; providing criminal penalties for a violation of the act; providing for the imposition of civil fines on certain governmental entities; authorizing the Attorney General to enforce the civil penalties against governmental agencies; requiring the state attorney to prosecute criminal violators of this act; prohibiting the expenditure of public funds for defense counsel for persons charged with a violation of this act; providing exceptions; providing

for liberal construction of the act; providing for application to records already in existence; providing an effective date.

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

By Representative Byrd and others—

HJR 1—A joint resolution proposing the creation of Section 22 of Article X of the State Constitution to provide for parental notification of an abortion on a minor.

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

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

CO-SPONSORS

Senators Bennett—SB 2716; Bullard—CS for SB 444, SB 552, SB 1700; Campbell—CS for SB 420, CS for SB 1100, CS for SB 1552; Dawson—SB 1966; Dockery—SB 300, CS for SB 364; Haridopolos—CS for SB 202; Jones—SB 1440; Klein—SB 1366; Lynn—SB 234, CS for SB 1118, SB 1206, SM 1348, CS for SB 1482, CS for SB 1572, SB 1684, CS for SB 1748, SB 1774; Pruitt—SB 2334; Smith—SB 2074; Wasserman Schultz—CS for SB 420, SB 1914; Webster—SB 1914 and Wilson—SB 216

Senator Wasserman Schultz withdrew as a co-sponsor of SB 1366 and SB 2716.

RECESS

On motion by Senator Lee, the Senate recessed at 11:38 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, March 24 or upon call of the President.