



# Journal of the Senate

Number 9—Regular Session

Wednesday, March 30, 2005

## CONTENTS

Call to Order	293
Co-Introducers	313
Committee Substitutes, First Reading	310
Introduction and Reference of Bills	301
Motions Relating to Committee Reference	299
Reports of Committees	299
Resolutions	293
Senate Pages	313
Special Order Calendar	295

## CALL TO ORDER

The Senate was called to order by President Lee at 9:29 a.m. A quorum present—37:

Mr. President	Diaz de la Portilla	Posey
Alexander	Dockery	Pruitt
Argenziano	Fasano	Rich
Aronberg	Garcia	Saunders
Atwater	Geller	Sebesta
Baker	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Villalobos
Campbell	King	Webster
Carlton	Klein	Wilson
Constantine	Lynn	Wise
Crist	Margolis	
Dawson	Miller	

Excused: Senators Clary, Lawson and Peaden

## PRAYER

The following prayer was offered by Rabbi Jack Romberg, Temple Israel, Tallahassee:

The Psalmist wrote in Psalm 39: "Lord, cause me to know my end, and the measure of my days, what it is. Let me know how short lived I am." It seems as if the writer of this Psalm is pleading with God to know the length of his life and the manner of his death. Ultimately, only God controls these matters, so the writer would be looking to learn that which is privy only to God.

But the phrase, "measure of my days" is a hint that this is not merely a plea to know how long his life will be. Our days are measured not by their quantity, but by their quality. How well we fill those days, having the knowledge that we are here only for a brief span of time, is not up to God. It is up to us. God controls the quantity of our days, but we, human beings, control the quality.

This body of Senators, as our elected representatives, is entrusted with an authority that affects the quality and quantity of the lives of the citizens of Florida. This can be a difficult and sometimes thankless responsibility. But we should thank, and do thank, God that you are willing to do this job. We ask for God's blessings upon your lives and upon your work.

O Source of all Being, we ask you to bless all of the members of this Senate, all of its officers, and those who work to assist their efforts. Please grant to all of them continued health and strength.

Grant them the wisdom to see the difference between ideas in the public interest that enhance and protect our individual lives, versus those which intrude in our private lives under the guise of being in the public welfare.

Grant them the compassion to keep the needs of all of our citizens, including those with the smallest means, close to their hearts.

Most of all, grant them a bit of divine insight. Grant them the ability to see each other, not as labels—Republicans or Democrats or liberals or conservatives, but as individuals created in your image, each invested with a spark of divine potential. May the respect that comes from recognizing that all are created in God's image pervade their actions. May your presence always be felt in these chambers, lifting up those whose spirits are low and humbling those whose hearts are haughty.

"May the words of my mouth and the meditations of my heart be acceptable to you, O God, my Rock and my Redeemer." Amen.

## PLEDGE

Senate Pages John Oates of Rockledge; Gregory D. Owens of Miami; Lindsay "Page" Painter of Tampa; and Kathryn Hueber of Riverview, 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. Robert Brooks, sponsored by Senator Peaden, as doctor of the day. Dr. Brooks specializes in Infectious Diseases.

## ADOPTION OF RESOLUTIONS

On motion by Senator Miller—

**SR 1126**—A resolution commending the Armwood High School "Hawks" on winning its 2nd consecutive Class 4A State Football Championship.

WHEREAS, last year the Armwood High "Hawks" broke a 34-year drought in Hillsborough County by winning the Class 4A State Football Championship, and

WHEREAS, this year Armwood won the championship again with a 49-21 victory over Lake Gibson, accomplishing what no other county team has ever done in winning consecutive state championships, and

WHEREAS, Hillsborough County schools have had a long history of struggles in the arena of high school football, and it used to be said that the Hillsborough public high school could never win the state title, and

WHEREAS, this "Hawks" team had scored 29 victories in a row on the field as they captured their second state title, based on the all-out efforts of their dynamic, talented, and well-coordinated team members; the outstanding leadership of their Head Coach, Sean Callahan; and the skilled guidance and support of Armwood's coaching staff -- Offensive Coordinator Chris Taylor, Defensive Coordinator Matt Thompson, Running Back Coach Bobby Holder, Wide Receiver Coach Todd Gicker, Offensive Line Coach Miles Bilinski, Defensive Line Coach Ernest Hayes, Outside Linebackers Coach Cory Peterson, Defensive Back Coach C.C. Culpepper, Quarterback Coach T.J. Laflamby, -- and Team Chaplain Ron Ellis, and

WHEREAS, the Armwood's "Hawks" have demonstrated the kind of teamwork and dedication that set an example for all Florida youth and

have brought the students and parents of Armwood High School together with their singularly winning attitude, NOW, THEREFORE,

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

That the Senate congratulates and commends the Armwood "Hawks" on a magnificent sustained performance over these last 2 years and wishes them continued success in their future endeavors.

—was introduced out of order and read by title. On motion by Senator Miller, **SR 1126** was read the second time in full and adopted.

On motion by Senator Hill—

**SR 1278**—A resolution recognizing March 31, annually, as Cesar Chavez Day.

WHEREAS, Cesar Estrada Chavez improved the lives and working conditions of millions of migrant workers and other laborers in America through his inspired leadership of the farm labor movement over a period of 50 years, and

WHEREAS, Born on March 31, 1927, near Yuma, Arizona, Chavez witnessed firsthand, as a child, the devastation of the Great Depression and was just 10 years old when his family lost their farm and began to attempt to support themselves as migrant workers, and

WHEREAS, as Chavez grew up, the Chavez family followed the crops in California, along with approximately 300,000 other migrant farm workers in that state, living in temporary, overcrowded, and unsanitary quarters having few supports for health, education, or well-being, and

WHEREAS, after serving in the U.S. Navy in the Pacific during World War II, Chavez returned to America to work in the fields with his family and soon met and married Helen Fabela, a woman who shared his social conscience and longing to see improvements in the working and living conditions of migrant workers, and

WHEREAS, together they began teaching Mexican farm workers how to read and write in order to prepare them for the test for becoming American citizens, hoping that, with citizenship, migrant workers would become more willing to organize to achieve their rights as workers, and

WHEREAS, Chavez's inspired career as a migrant labor leader began with his recruitment in 1952 into Saul Alinsky's Community Service Organization, which held meetings to urge migrant farm laborers to register to vote and later to inspire them to form a union, and

WHEREAS, 10 years later, appalled at the lack of progress and the continuing exploitation of migrant workers, Chavez left his own job to devote himself full-time to union organizing and 6 months later convened 300 union members in Fresno, California, the first meeting of the National Farm Workers Union, and

WHEREAS, a decade of dramatic struggle lay ahead for the small union, requiring the tactics of strikes and boycotts and leading to violence by strike-breakers and to repeated arrests and jailings of Chavez and other union members, and

WHEREAS, throughout these struggles Chavez called for nonviolence on the part of union members, and meanwhile public outrage at the spectacle of the farm workers' treatment and their struggles grew throughout the 1970s, and

WHEREAS, public officials, religious leaders, and ordinary citizens from across America flocked to California to march in support of the farm workers union while millions of Americans supported the workers by supporting the boycotts, and

WHEREAS, gradually progress was made for migrant workers, in large part due to the visionary leadership of Cesar Chavez, who continued to serve their cause - and additionally the causes of a safe food supply and of equality for racial minorities - until his death in 1993, and

WHEREAS, the vision, leadership, and personal sacrifice of Cesar Estrada Chavez; his lifelong commitment to human rights, social justice, and nonviolence; and his success at building the migrant workers and farm labor movements to become the United Farm Workers of America call for our respect, appreciation, and recognition, NOW, THEREFORE,

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

That March 31, 2005, and each March 31 hereafter, is recognized as "Cesar Chavez Day" in the State of Florida.

—was introduced out of order and read by title. On motion by Senator Hill, **SR 1278** was read the second time in full and adopted.

At the request of Senator Jones—

By Senator Jones—

**SR 1668**—A resolution recognizing April 2005 as Craniosacral Therapy Awareness Month.

WHEREAS, craniosacral therapy was pioneered and developed by osteopathic physician John E. Upledger at Michigan State University, and

WHEREAS, craniosacral therapy is a gentle method of manually evaluating and normalizing the environment of the membranes and cerebrospinal fluid that surround and protect the brain and spinal cord, and

WHEREAS, restrictions or imbalances in the craniosacral system may directly affect all aspects of the central nervous system, and

WHEREAS, these problems can be detected and corrected by a skilled therapist using simple methods of palpation to improve the performance of the central nervous system, and

WHEREAS, by complementing the body's natural healing processes, craniosacral therapy is increasingly used as a preventive health measure for its ability to bolster resistance to disease and to address a wide range of medical problems associated with pain and dysfunction, including migraine headaches, chronic neck and back pain, learning disabilities, post-traumatic stress disorder, chronic fatigue, scoliosis, infantile disorders, motor coordination impairments, and other problems, and

WHEREAS, the Legislature recognizes craniosacral therapy for its use as a preventive health measure, NOW, THEREFORE,

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

That the Florida Senate recognizes April 2005 as "Craniosacral Therapy Awareness Month."

—**SR 1668** was introduced, read and adopted by publication.

At the request of Senator Wise—

By Senator Wise—

**SR 1750**—A resolution recognizing the week of March 29 to April 4, 2005, as Merit Shop Construction Week in Florida.

WHEREAS, the construction industry in Florida employs more than 404,000 men and women and is the fourth-largest industry in Florida according to the Florida Statistical Abstract, and

WHEREAS, total employment in the Florida construction industry is more than double the state's cumulative employment in agriculture, forestry, and fisheries, and

WHEREAS, the construction industry has a minority employment rate of 30.7 percent, and

WHEREAS, merit shop construction has a record of higher workplace safety and lower fatality rates than union shops and the industry average, and

WHEREAS, construction in Florida produces an annual payroll in excess of \$8.8 billion, and

WHEREAS, construction in Florida contributes nearly \$914 million in sales and use tax collected each year, and

WHEREAS, Florida's Constitution guarantees that "the right of persons to work shall not be denied or abridged on account of membership

or nonmembership in any labor union or labor organization,” NOW, THEREFORE,

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

That March 29, 2005, through April 4, 2005, is recognized as Merit Shop Construction Week in Florida.

—**SR 1750** was introduced, read and adopted by publication.

---

At the request of Senator Argenziano—

By Senator Argenziano—

**SR 2704**—A resolution honoring women in Florida agriculture.

WHEREAS, Florida’s agricultural industry has a significant impact on the economy of the state, and 18 percent of the farmers in Florida are women, and

WHEREAS, women are key to development of rural areas through their contributions to sustainable agriculture and rural development, including food security, and

WHEREAS, as Florida’s agricultural industry has changed dramatically during the past 20 years, so too has the role of the state’s farm women, and

WHEREAS, women in agriculture are being called upon to educate the public about farm issues and farm life and to represent agriculture in the public policy arena, and

WHEREAS, women in agriculture are directly involved in production, and a growing number are serving in political leadership positions on the state and local levels, and

WHEREAS, March 29, 2005, is an appropriate day on which to honor women in Florida agriculture, NOW, THEREFORE,

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

That the Senate proudly recognizes and enthusiastically salutes all women involved in Florida’s agricultural industry and commends them for their vital role in protecting the state’s agricultural environment.

—**SR 2704** was introduced, read and adopted by publication.

---

At the request of Senator Jones—

By Senator Jones—

**SR 2708**—A resolution commending Hadassah, the Women’s Zionist Organization of America, and the Florida Central, Florida Broward, Greater Miami, and Florida Atlantic Regions.

WHEREAS, Hadassah, the Women’s Zionist Organization of America, the largest Zionist, largest Jewish, and largest women’s membership organization in the country, was founded in 1912 by Henrietta Szold to help meet the medical needs of Palestinians, and

WHEREAS, since that time, Hadassah has been a leading force in supporting Israel’s medical needs through Mt. Scopus Hospital, Ein Karem Hospital, and various clinics across the country, and

WHEREAS, Hadassah hospitals, in addition to serving as a model of peaceful coexistence in the Middle East, provide state-of-the-art health care to 600,000 patients a year – regardless of race, religion, or creed – and often treat the most critically wounded in the region’s ongoing conflicts, and

WHEREAS, in the United States, Hadassah women sold \$200 million in US World War II bonds as their first national domestic effort, and

WHEREAS, since then, Hadassah women have been actively engaged in domestic health education programs on breast cancer and osteoporosis; voter registration efforts; Jewish education; grassroots advocacy on US-Israel relations, Jewish communal concerns, and women’s issues;

humanitarian relief to distressed communities and countries, including most recently, the victims of the tsunami disaster; and volunteer work in literacy programs and at domestic violence shelters, and

WHEREAS, today, Wednesday, March 30, 2005, Hadassah women have gathered at the Capitol in Tallahassee to help educate Florida Legislators on the value of supporting embryonic stem cell research for all Floridians, NOW, THEREFORE,

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

That Hadassah’s Florida Central, Florida Broward, Florida Atlantic, and Greater Miami Regions are commended on the activities of its members in playing a vital role in improving the quality of life of people in Florida and the United States, in Israel and Palestine, and elsewhere in the world.

—**SR 2708** was introduced, read and adopted by publication.

---

At the request of Senator Rich—

By Senator Rich—

**SR 2710**—A resolution recognizing May 6, 2005, as “Holocaust Remembrance Day.”

WHEREAS, Holocaust Remembrance Day is a day set aside annually for remembering the victims of the Holocaust and for reminding Americans of what can happen to civilized people when bigotry, hatred, and indifference reign in human society, and

WHEREAS, the United States Holocaust Memorial Council, created by an Act of Congress in 1980, was mandated to lead the nation in civic commemorations of the Holocaust and to encourage appropriate remembrance observances throughout the country, and

WHEREAS, while the Council has called for special observances and remembrance activities to be held during the week surrounding May 6, 2005, it is fitting that we begin to acknowledge the importance of Holocaust Remembrance activities today, March 30, 2005, which is Jewish Advocacy Day, and

WHEREAS, the Holocaust is not only a record of incredible human destruction and loss, and of the stark, staggering immorality of an apathetic world; it is also the story of individuals of extraordinary courage, of life that flourished before the Holocaust, struggled through its darkest hours, and ultimately prevailed as survivors rebuilt their lives; and thus the Holocaust is a vital part of the history of the human spirit, and

WHEREAS, Justice Robert Jackson, Chief U.S. Counsel to the International Military Tribunal in Nuremberg, Germany, expressed the gravity of the social and political meaning of the Holocaust when he wrote: “The wrongs which we seek to condemn and punish have been so calculated, so malignant, and so devastating, that civilization cannot tolerate their being ignored, because it cannot survive their being repeated,” NOW, THEREFORE,

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

That the Senate pauses in its deliberations today, Jewish Advocacy Day 2005, to contemplate the enormous outrage committed against the Jewish people and millions of others, and against Humanity itself, by the moral and political failures that enabled the Holocaust to take place; calls for the observation of Holocaust Remembrance Day on May 6, 2005; and calls upon all within hearing to repeat the vital words: “Never again for any people, anywhere, at any time,” and to support those words with their actions.

—**SR 2710** was introduced, read and adopted by publication.

### SPECIAL ORDER CALENDAR

#### SENATOR PRUITT PRESIDING

On motion by Senator Lynn—

**SB 356**—A bill to be entitled An act relating to substance abuse treatment; amending s. 397.311, F.S.; including intensive inpatient

treatment within the service components provided by a licensed service provider; defining the term “medical monitoring”; amending s. 212.055, F.S., relating to the county public hospital surtax; conforming a cross-reference; reenacting ss. 397.405(8) and 397.407(1), F.S., relating to treatment providers, to incorporate the amendment to s. 397.311, F.S., in references thereto; amending ss. 397.416 and 440.102, F.S., relating to treatment services and the drug-free workplace program; conforming cross-references; providing an effective date.

—was read the second time by title.

Senator Lynn moved the following amendment which was adopted:

**Amendment 1 (532134)(with title amendment)**—On page 1, between lines 19 and 20, insert:

Section 1. Subsection (1) of section 394.499, Florida Statutes, is amended to read:

394.499 Integrated children’s crisis stabilization unit/juvenile addictions receiving facility services.—

(1) Beginning July 1, 2001, the Department of Children and Family Services, in consultation with the Agency for Health Care Administration, is authorized to establish children’s behavioral crisis unit demonstration models in Collier, Lee, and Sarasota Counties. By December 31, 2003, the department shall submit to the President of the Senate, the Speaker of the House of Representatives, and the chairs of the Senate and House committees that oversee departmental activities a report that evaluates the number of clients served, quality of services, performance outcomes, and feasibility of continuing or expanding the demonstration models. *As a result of the recommendations regarding expansion of the demonstration models contained in the evaluation report of December 31, 2003 Beginning July 1, 2004, subject to approval by the Legislature, the department, in cooperation with the agency, may expand the demonstration models to other areas in the state after July 1, 2005.* The children’s behavioral crisis unit demonstration models will integrate children’s mental health crisis stabilization units with substance abuse juvenile addictions receiving facility services, to provide emergency mental health and substance abuse services that are integrated within facilities licensed and designated by the agency for children under 18 years of age who meet criteria for admission or examination under this section. The services shall be designated as “integrated children’s crisis stabilization unit/juvenile addictions receiving facility services,” shall be licensed by the agency as children’s crisis stabilization units, and shall meet all licensure requirements for crisis stabilization units. The department, in cooperation with the agency, shall develop standards that address eligibility criteria; clinical procedures; staffing requirements; operational, administrative, and financing requirements; and investigation of complaints for such integrated facility services. Standards that are implemented specific to substance abuse services shall meet or exceed existing standards for addictions receiving facilities.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 2, after the semicolon (;) insert: amending s. 394.499, F.S.; authorizing the Department of Children and Family Services to expand certain demonstration models;

Pursuant to Rule 4.19, **SB 356** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

**SB 538**—A bill to be entitled An act relating to the sentencing proceeding for a capital felony; amending s. 921.141, F.S.; clarifying that the prosecution may introduce and argue victim-impact evidence to the jury; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 538** was placed on the calendar of Bills on Third Reading.

On motion by Senator Villalobos—

**SB 1856**—A bill to be entitled An act relating to the Commission on Ethics; amending s. 112.321, F.S.; prohibiting an individual who qualifies as a lobbyist from serving on the commission; prohibiting a member of the commission from lobbying any state or local governmental entity; providing exceptions for individuals who are members of the commission on the effective date of the act until the expiration of their current terms; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1856** was placed on the calendar of Bills on Third Reading.

On motion by Senator Wise—

**SB 1440**—A bill to be entitled An act relating to time limitations; amending s. 775.15, F.S.; reorganizing provisions establishing time limitations for prosecuting criminal offenses; clarifying certain provisions; amending s. 922.105, F.S., relating to execution of sentence; conforming a cross-reference; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1440** was placed on the calendar of Bills on Third Reading.

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

**CS for SB 1454**—A bill to be entitled An act relating to public lodging establishments; providing a popular name; creating s. 509.144, F.S.; providing definitions; prohibiting the distribution, and the direction of such distribution, of handbills in a public lodging establishment in certain circumstances; providing penalties; providing requirements for posting a sign that prohibits advertising or solicitation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1454** was placed on the calendar of Bills on Third Reading.

On motion by Senator Haridopolos—

**SB 1020**—A bill to be entitled An act relating to police dogs, fire dogs, SAR dogs, and police horses; amending s. 843.19, F.S.; prohibiting intentionally and knowingly causing great bodily harm to or using a deadly weapon upon a police dog, fire dog, SAR dog, or police horse; prohibiting actually and intentionally maliciously touching, striking, or causing bodily harm to a police dog, fire dog, SAR dog, or police horse; prohibiting maliciously harassing, teasing, interfering with, or attempting to interfere with a police dog, fire dog, SAR dog, or police horse while the animal is in the performance of its duties; providing penalties; providing for restitution from violators; providing application; providing an effective date.

—was read the second time by title.

The Committee on Criminal Justice recommended the following amendments which were moved by Senator Haridopolos and adopted:

**Amendment 1 (101000)(with title amendment)**—On page 2, lines 14 and 15, delete those lines and insert:

(2) Any person who *intentionally and knowingly, and willfully and* without lawful cause or justification, *causes*

And the title is amended as follows:

On page 1, line 4, after “knowingly” insert: , without justification,

**Amendment 2 (605784)**—On page 3, line 6, delete “July” and insert: October

Pursuant to Rule 4.19, **SB 1020** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

---

Consideration of **SB 470** was deferred.

---

On motion by Senator Dockery—

**SB 904**—A bill to be entitled An act relating to the privatization of foster care and related services; amending s. 409.1671, F.S.; providing that a lead community-based provider and its subcontractors supplying foster care and related services are exempt from including in written contracts and other written documents certain statements required by law; providing an exception if the lead community-based provider or its subcontractors receive more than 51 percent of their total funding from the state; providing an effective date.

—was read the second time by title.

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

**Amendment 1 (963738)(with title amendment)**—On page 1, line 27, delete “51” and insert: 35

And the title is amended as follows:

On page 1, line 11, delete “51” and insert: 35

Pursuant to Rule 4.19, **SB 904** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

---

On motion by Senator Rich—

**SB 558**—A bill to be entitled An act relating to cruelty to animals; amending s. 828.12, F.S.; increasing certain minimum mandatory fines and periods of incarceration for certain acts of cruelty to animals; amending s. 828.121, F.S.; providing a definition; providing that it is a first-degree misdemeanor for a person to intentionally drag or fell by the tail a bovine animal in an organized sports exhibition; providing clarification regarding techniques or practices that are not prohibited; providing an effective date.

—was read the second time by title.

The Committee on Criminal Justice recommended the following amendment which was moved by Senator Klein and adopted:

**Amendment 1 (820324)**—On page 3, line 13, delete “July 1” and insert: October 1

Pursuant to Rule 4.19, **SB 558** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

## THE PRESIDENT PRESIDING

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

**CS for SB 1330**—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; redefining the terms “imminently insolvent” and “insolvent” with respect to credit unions; creating s. 655.0201, F.S.; prescribing methods of serving process, notice, or demand on financial institutions; amending s. 655.044, F.S.; requiring all financial institutions to use the calendar year as their fiscal year; amending s. 655.057, F.S.; deleting obsolete provisions; amending s. 655.411, F.S.; conforming a cross-reference; creating s. 655.4185, F.S.; authorizing emergency action in cases of failing financial entities; amending s. 657.002, F.S.; redefining terms with respect to credit unions and deleting obsolete and other terms; amending s. 657.005, F.S.; revising procedures applicable to applying for authority to organize a credit union; amending s. 657.0061, F.S.; providing for disapproval of a proposed bylaw amendment that is not in compliance with statutes or rules; amending s. 657.008, F.S.; revising provisions relating to changes of a credit union’s place of business and to establishing branch locations;

amending s. 657.021, F.S.; revising duties of credit union boards of directors; amending s. 657.022, F.S.; changing the time within which the annual meeting of a credit union board of directors must be held; amending s. 657.023, F.S.; revising powers of a credit union with respect to a member’s rights and continued membership; amending s. 657.024, F.S.; deleting a requirement that distributing ballots in advance of a membership meeting must be done by mail; amending s. 657.026, F.S.; deleting obsolete provisions; revising standards for reporting by a supervisory or audit committee; amending s. 657.027, F.S.; revising duties of a credit union’s credit manager; amending s. 657.028, F.S.; prohibiting compensation of a credit union treasurer but authorizing compensation of its chief executive officer; revising prerequisites for serving as an officer, director, or committee member; amending s. 657.031, F.S.; revising powers of credit unions; amending s. 657.033, F.S.; changing standards for when an account is considered dormant, unclaimed, or abandoned; prescribing limits on persons from whom credit unions may accept deposits; allowing credit unions to participate in systems that allow for automated or electronic transfer, deposit, or withdrawal of funds; requiring credit unions to maintain certain insurance; amending s. 657.038, F.S.; revising credit unions’ loan powers, including the power to issue debit or credit cards; amending s. 657.039, F.S.; increasing the amount of credit that may be extended to a credit union’s own officers and employees; amending s. 657.042, F.S.; authorizing investment in stock of the Federal Home Loan Bank; revising other limits on investments; amending s. 657.043, F.S.; revising standards for an allowance-for-loan-losses account; deleting the definition of risk assets; providing guidelines for borrowing money; deleting provisions relating to reserves and guaranty assistance agreements; amending s. 657.062, F.S.; deleting obsolete provisions; providing guidelines for conservatorships; amending s. 657.063, F.S.; revising provisions relating to involuntary liquidation; amending s. 657.064, F.S.; deleting obsolete provisions; revising provisions relating to voluntary liquidation; amending s. 657.065, F.S.; revising provisions governing mergers of credit unions; amending s. 657.066, F.S.; revising provisions relating to conversion of credit unions from state to federal or from federal to state; repealing s. 657.0315, F.S., relating to contracts for providing goods, products, or services, s. 657.051, F.S., relating to fiscal year, s. 657.055, F.S., relating to retention and destruction of certain records, s. 657.068, F.S., relating to central credit unions, and s. 658.43(7), F.S., relating to powers with respect to failing financial entities; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1330** was placed on the calendar of Bills on Third Reading.

---

On motion by Senator Baker—

**CS for SB 1432**—A bill to be entitled An act relating to insurance administrators; amending s. 626.88, F.S.; redefining the term “administrator” and defining the terms “affiliate,” “control,” and “GAAP”; amending s. 626.8805, F.S.; requiring additional information to accompany an application for a certificate of authority to act as an administrator; amending s. 626.8817, F.S.; detailing the responsibilities of an insurance company in its dealings with an administrator; amending s. 626.89, F.S.; prescribing information that must be submitted in an administrator’s annual report; authorizing the Financial Services Commission to require electronic submission of annual reports; creating s. 626.8991, F.S.; authorizing the commission to adopt rules; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1432** was placed on the calendar of Bills on Third Reading.

---

On motion by Senator Margolis—

**CS for SB 552**—A bill to be entitled An act relating to game promotion in connection with sale of consumer products or services; amending s. 849.094, F.S.; providing that the operator of a game promotion in which the total announced value of the prizes offered is greater than \$5,000 need include only the material terms of the rules and regulations of the game in all advertising copy used in connection therewith if the advertising copy contains information for obtaining the full rules and regulations of the game; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 552** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

**CS for SB 1130**—A bill to be entitled An act relating to the abandonment of roads; amending s. 316.006, F.S.; conforming a cross-reference; transferring and renumbering s. 316.00825, F.S., relating to a county's authority to close and abandon roads and rights-of-way and convey the county's interest to a homeowners' association; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1130** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baker—

**SB 878**—A bill to be entitled An act relating to the advertisement of real or personal property with delinquent taxes; amending s. 197.402, F.S.; reducing the number of required advertisements for certain tax certificate sales; specifying a minimum time period for such advertisement prior to a sale; amending s. 197.403, F.S.; revising the requirement for transmitting a copy of the published notice; providing an effective date.

—was read the second time by title.

The Committee on Government Efficiency Appropriations recommended the following amendment which was moved by Senator Baker and adopted:

**Amendment 1 (074026)**—On page 1, line 21, delete “*under this subsection*” and insert: *pursuant to section 197.432*

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

**Amendment 2 (612100)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsection (5) is added to section 197.402, Florida Statutes, to read:

197.402 Advertisement of real or personal property with delinquent taxes.—

(5) *Notwithstanding the provisions of this section, the counties of Lake, Marion, Seminole, and Sumter shall enter into a pilot program for the next two full property tax cycles. During this time the tax collector in each county shall, in lieu of the advertisement required in subsection (3), advertise once at least 21 days prior to a sale under that subsection. At the end of this 2-year pilot program, the tax collector in each of the counties named in this subsection shall submit a report to the President of the Senate and the Speaker of the House of Representatives, on or before October 1, 2007, which compares the effectiveness of single publication versus the effectiveness of triple publication by listing the number and percentage of properties on which delinquent taxes were paid after the single publication in comparison to the number and percentage of properties on which delinquent taxes were paid after three publications.*

Section 2. This act shall take effect July 1, 2005.

And the title is amended as follows:

On page 1, lines 4-10, delete those lines and insert: amending s. 197.402, F.S.; creating a pilot program for certain counties to study the effectiveness of current legislation that governs the advertisement of real or personal property with delinquent taxes; providing requirements for the pilot program; requiring the tax collector of each county to report to the Legislature on the results of the pilot program; providing an effective date.

The vote was:

Yeas—18

Aronberg	Dawson	Posey
Bennett	Geller	Rich
Bullard	Hill	Siplin
Campbell	Klein	Smith
Constantine	Margolis	Wilson
Crist	Miller	Wise

Nays—19

Mr. President	Dockery	Pruitt
Alexander	Fasano	Saunders
Argenziano	Garcia	Sebesta
Atwater	Haridopolos	Villalobos
Baker	Jones	Webster
Carlton	King	
Diaz de la Portilla	Lynn	

### MOTION

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

Senator Margolis moved the following amendment which failed:

**Amendment 3 (664878)**—On page 1, lines 20-23, delete those lines and insert: *whichever is later, the tax collector shall advertise once at least 21 days prior to a sale for nonhomestead property and once each week for 3 weeks for homestead property and shall sell tax certificates on all real property with delinquent taxes. The tax collector shall make a*

Pursuant to Rule 4.19, **SB 878** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Siplin—

**CS for SB 152**—A bill to be entitled An act relating to alimony; amending s. 61.14, F.S.; authorizing a court to modify payment of alimony if there is proof by a preponderance of the evidence that the recipient former spouse is in a de facto marriage with a person of the opposite sex outside of the legal bond of matrimony; prescribing factors to be considered by the court; providing for application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 152** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 784** was deferred.

On motion by Senator Dockery—

**SB 772**—A bill to be entitled An act relating to inland lakes and canals; amending s. 327.40, F.S.; exempting from permitting requirements the placement of informational markers on inland lakes and associated canals by counties, municipalities, or other governmental entities; providing requirements for placement of such markers; specifying that placement of informational markers on state submerged lands does not subject such lands to specified lease requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 772** was placed on the calendar of Bills on Third Reading.

On motion by Senator Atwater—

**SB 1798**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; providing for the adoption of the 2005 version of the Internal Revenue Code; providing for retroactive operation; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1798** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

**SB 2042**—A bill to be entitled An act relating to trust funds; amending s. 250.175, F.S.; creating the Welfare Transition Trust Fund within the Department of Military Affairs; providing for sources of funds and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2042** was placed on the calendar of Bills on Third Reading.

On motion by Senator Argenziano—

**SB 470**—A bill to be entitled An act relating to the indigent care surtax; reviving, reenacting, and amending s. 212.055(7), F.S.; allowing small counties having a specified population to levy an indigent care surtax; providing procedures; providing uses of the surtax; providing a maximum tax rate; providing an effective date.

—was read the second time by title.

The Committee on Government Efficiency Appropriations recommended the following amendment which was moved by Senator Argenziano and failed:

**Amendment 1 (453280)**—On page 2, lines 13 and 14, delete those lines and insert: *vote of at least 60 percent of the electors of the county voting in a referendum. The surtax may be levied at a rate not to exceed 1*

Pursuant to Rule 4.19, **SB 470** was placed on the calendar of Bills on Third Reading.

**MOTION**

On motion by Senator Campbell, the House was requested to return **CS for SB 62**.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Pruitt, by two-thirds vote **SB 1306** was withdrawn from the Committees on Transportation and Economic Development Appropriations; Government Efficiency Appropriations; and Ways and Means; and referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; and Ways and Means; **CS for CS for SB 1476** and **CS for SB 1494** were withdrawn from the Committee on Ways and Means; **SB 2212** was withdrawn from the Committees on General Government Appropriations; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means; and referred to the Committees on Community Affairs; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means; **CS for SB 2264** was withdrawn from the Committees on Children and Families; and Education Appropriations; and referred to the Committees on Government Efficiency Appropriations; and Education Appropriations; **SB 96** and **CS for SB 1312** were withdrawn from the Committee on Justice Appropriations; and **SB 472** 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 Wednesday, March 30, 2005: **SB 356**, **SB 538**, **SB 1856**, **SB 1440**, **CS for SB 1454**, **SB 1020**, **SB 470**, **SB 904**, **SB 558**, **CS for SB 1330**, **CS for SB 1432**, **CS for SB 552**, **CS for SB 1130**, **SB 878**, **CS for SB 152**, **SB 784**, **SB 772**, **SB 1798**, **SB 2042**

Respectfully submitted,  
Ken Pruitt, Chair

The Committee on Environmental Preservation recommends the following pass: **SB 2076**

The Committee on Regulated Industries recommends the following pass: **SB 982** with 1 amendment

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

The Committee on Communications and Public Utilities recommends the following pass: **SB 1320** with 1 amendment, **SB 2162**

The Committee on Environmental Preservation recommends the following pass: **SB 2074** with 1 amendment

**The bills contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.**

The Committee on Communications and Public Utilities recommends the following pass: **SB 1656**

The Committee on Transportation recommends the following pass: **SB 1820**, **SB 1940**

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

The Committee on Ethics and Elections recommends the following pass: **SB 1996** with 1 amendment

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

The Committee on Transportation recommends the following pass: **SB 2134** with 2 amendments

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

The Committee on Community Affairs recommends the following pass: **SB 276**

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

The Committee on Communications and Public Utilities recommends the following pass: **SB 1496**

The Committee on Community Affairs recommends the following pass: **SJR 1430**

The Committee on Education recommends the following pass: **SB 1294**

The Committee on Regulated Industries recommends the following pass: SB 1658 with 1 amendment

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

The Committee on Environmental Preservation recommends the following pass: SB 592 with 1 amendment

The Committee on Ethics and Elections recommends the following pass: SB 2176 with 1 amendment

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

The Committee on Children and Families recommends the following pass: SB 1722

The Committee on Transportation recommends the following pass: SB 1502

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

The Committee on Environmental Preservation recommends the following pass: SB 1866 with 3 amendments

The Committee on Ethics and Elections recommends the following pass: SJR 286, SJR 1934

The Committee on Regulated Industries recommends the following pass: SB 2050 with 2 amendments

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

The Committee on Children and Families recommends the following pass: SB 1460

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

The Committee on Community Affairs recommends the following pass: SB 642, SB 868, SB 1352

The Committee on Education recommends the following pass: SB 1858

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

The Committee on Education recommends a committee substitute for the following: SB 2264

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1002

The Committee on Regulated Industries recommends a committee substitute for the following: SB 234

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

The Committee on Children and Families recommends a committee substitute for the following: SB 618

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

The Committee on Health Care recommends a committee substitute for the following: SB 484

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

The Committee on Education recommends a committee substitute for the following: SB 1060

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

The Committee on Education recommends a committee substitute for the following: SB 2236

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

The Committee on Communications and Public Utilities recommends a committee substitute for the following: SB 1322

The Committee on Environmental Preservation recommends committee substitutes for the following: SB 330, SB 1670

The Committee on Judiciary recommends a committee substitute for the following: SB 698

**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 Children and Families recommends a committee substitute for the following: SB 1600

The Committee on Health Care recommends a committee substitute for the following: SB 1622

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

The Committee on Ethics and Elections recommends a committee substitute for the following: Senate Bills 1268 and 1956

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

The Committee on Judiciary recommends a committee substitute for the following: SB 2048

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

The Committee on Environmental Preservation recommends a committee substitute for the following: SB 964

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

The Committee on Health and Human Services Appropriations recommends committee substitutes for the following: SB 404, SB 408, SB 410

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

The Committee on Education recommends a committee substitute for the following: CS for SB 518

The Committee on Judiciary recommends committee substitutes for the following: SB 506, SB 1330, SB 1454

The Committee on Transportation recommends a committee substitute for the following: CS for SB 1114

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

**INTRODUCTION AND REFERENCE OF BILLS**

**FIRST READING**

By Senator Dawson—

**SB 2558**—A bill to be entitled An act relating to the transient rentals tax; amending s. 212.03, F.S.; clarifying the meaning of the term “engaging in the business of renting, leasing, letting, or granting a license to use transient rental accommodations” for taxation purposes; expanding the definition of the term “taxable rent or consideration”; requiring persons engaged in renting certain accommodations to register with the Department of Revenue as sales tax dealers and collect and remit taxes; providing that the registered owners or operators of certain accommodations may agree in writing to report and remit taxes on behalf of the person engaged in renting the accommodations; providing intent; providing amnesty for unpaid taxes, penalties, and interest on transient rentals under certain circumstances; authorizing the department to adopt emergency rules to implement the amnesty; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; Commerce and Consumer Services; and General Government Appropriations.

By Senators Webster and King—

**SB 2560**—A bill to be entitled An act relating to limitation on liability for persons or political subdivisions providing street lights, security lights, or other similar illumination; creating s. 768.1382, F.S.; providing that a person or political subdivision that provides, operates, or maintains street lights or other similar illumination is not liable for civil damages for injury or death effected or caused by the adequacy or failure of illumination of the lights, regardless whether the adequacy or failure of illumination is alleged or demonstrated to have caused or contributed in any way to the injury or death; providing an effective date.

—was referred to the Committees on Judiciary; Communications and Public Utilities; and Rules and Calendar.

By Senator Webster—

**SB 2562**—A bill to be entitled An act relating to asbestos and silica claims; providing a short title; providing purposes; providing definitions; requiring physical impairment as an essential element of a claim; providing criteria for prima facie evidence of physical impairment for claims and certain actions; providing an exception; providing additional requirements for evidence relating to physical impairment; specifying absence of certain presumptions at trial; providing procedures for claims

and certain actions; providing for consolidation; providing for venue; providing for preliminary proceedings; requiring asbestos and silica claims to include certain information; specifying certain limitation periods for certain claims; specifying distinct causes of action for certain conditions; limiting damages under certain circumstances; prohibiting a general release from liability; prohibiting award of punitive damages; providing for collateral source payments; specifying liability rules applicable to certain persons; providing for construction; providing severability; providing application to certain civil actions; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; and Judiciary.

By Senators Webster and King—

**SB 2564**—A bill to be entitled An act relating to civil actions; amending s. 501.211, F.S.; requiring a person who proposes to file an action against a person who is alleged to have violated the Deceptive and Unfair Trade Practices Act to give the other person written notice a specified number of days before filing the action; providing for the content of the notice; providing that the person who is alleged to have violated the act be given an opportunity to cure the violations; requiring that notice be given if the proposed action will be a class action; requiring that the person proposing to file an action allow the person who is alleged to have violated the act an opportunity to inspect the goods or other evidence relevant to the claim; providing that compliance with the request to inspect is a prerequisite to satisfying the obligation to permit a reasonable opportunity to cure; requiring the person filing the action to plead and prove that the defendant had a reasonable opportunity to cure all alleged violations and that the defendant failed to do so; providing that a failure to plead that the defendant had a reasonable opportunity to cure all alleged violations is grounds to dismiss the case for failing to state a claim; providing that a defendant has an absolute defense to the action if the defendant proves certain conditions; amending s. 768.79, F.S.; requiring the attorney for the plaintiff in a class action to be solely and personally liable for all reasonable costs and attorney’s fees incurred by the defendant which are otherwise payable by the plaintiff to the defendant if the attorney rejects an offer of settlement; limiting the membership in a class action to those who were residents in this state at the time of the alleged misconduct or injury; requiring the order certifying the class to state how the class claims and issues affecting individual members will be tried in a manageable, time-efficient manner; requiring each class claimant to allege and prove actual damages in order to obtain any monetary relief; providing that a judgment may not be entered until the trier of fact determines the amount of money owed to each class member; requiring that the amount of judgment not exceed the sum of the money owed to all class members; requiring that the judgment order identify each member of the class and his or her individual monetary award; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

By Senators Webster and King—

**SB 2566**—A bill to be entitled An act relating to negligence; creating s. 768.0755, F.S.; providing that if a person slips and falls on a transitory foreign substance in a retail establishment, the injured person must prove that the retail establishment had knowledge of the condition and that the condition existed for a sufficient time for the retail establishment to have taken action to remedy the condition; providing that constructive knowledge may be proven by circumstantial evidence; amending s. 768.81, F.S.; providing for the apportionment of damages if an unnamed person commits an intentional tort or a criminal act from which the litigation arises; redefining the term “negligence cases” to include claims for negligent security in which the defendant is sued for failing to prevent the commission of an intentional tort; providing that the apportionment of damages does not apply to any action in which an intentional tortfeasor is sued and seeks to apportion fault to a negligent tortfeasor; repealing s. 768.0710, F.S., relating to the duty to maintain premises in a reasonably safe condition for the safety of business invitees; reenacting s. 25.077, F.S., relating to the duty of the clerk of court to report certain information concerning negligence cases, to incorporate

the amendment made to s. 768.81, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

---

By Senator Webster—

**SB 2568**—A bill to be entitled An act relating to limitation on liability for products; creating s. 768.1259, F.S.; defining the term “seller”; prohibiting a person from commencing or maintaining a civil claim or action against the seller of a product based on any legal theory that the product caused harm unless certain specified conditions are satisfied; providing that the seller of a product is subject to an action for product liability if the manufacturer of the product is not subject to personal jurisdiction in this state; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Judiciary.

---

By Senators Jones and Bennett—

**SB 2570**—A bill to be entitled An act relating to home medical equipment providers; amending s. 400.925, F.S.; revising and providing definitions; amending s. 400.931, F.S.; including additional categories of equipment in a report required by applicants for licensure; increasing the amount of liability insurance required of home medical equipment providers; amending s. 400.933, F.S.; revising requirements for licensure inspections and investigations; amending s. 400.934, F.S.; revising minimum standards required for licensure; amending s. 400.935, F.S.; requiring the Agency for Health Care Administration to provide additional regulatory standards by rule; creating s. 400.936, F.S.; requiring proof of accreditation as a prerequisite for licensure or license renewal; providing for temporary licensure; providing for rules relating to designation of accrediting organizations; amending s. 400.95, F.S.; providing for notice of a toll-free telephone number to report fraud and abuse by providers; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

---

By Senator Webster—

**SB 2572**—A bill to be entitled An act relating to nursing home fire-safety; amending s. 633.022, F.S.; requiring nursing homes to be protected by certain automatic sprinkler systems; providing a schedule; authorizing the Division of State Fire Marshal to grant certain time extensions; authorizing the division to adopt certain rules; providing for administrative sanctions under certain circumstances; requiring adjustments to certain provider Medicaid rates for reimbursement for Medicaid's portion of costs to meet certain requirements; requiring funding for such adjustments to come from existing nursing home appropriations; creating s. 633.024, F.S.; providing legislative findings and intent; creating s. 633.0245, F.S.; authorizing the State Fire Marshal to enter into an investment agreement with public depositories to establish the State Fire Marshal Nursing Home Fire Protection Loan Guarantee Program as a limited loan guarantee program to retrofit nursing homes with fire protection systems; providing investment and agreement limitations; requiring the State Fire Marshal to solicit requests for proposals; providing for application requirements and procedures; providing for review and approval by the State Fire Marshal; providing application requirements and procedures for program loans by public depositories; providing deadlines and limitations; limiting certain claims for loss under certain circumstances; providing a definition; authorizing the State Fire Marshal to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and Health and Human Services Appropriations.

By Senator Atwater—

**SB 2574**—A bill to be entitled An act relating to dentistry; amending s. 466.004, F.S.; limiting the time a member may serve on the Board of Dentistry; amending s. 466.006, F.S.; clarifying examination provisions; amending s. 466.007, F.S.; reducing the postsecondary education required to take the licensing examination; amending s. 466.0135, F.S.; authorizing the board to authorize a continuing education practice-management course; amending s. 466.021, F.S.; increasing the time that certain work orders must be retained; amending s. 466.025, F.S.; providing for the board to issue temporary certificates to certain unlicensed persons practicing in government facilities; providing an effective date.

—was referred to the Committee on Health Care.

---

By Senator Haridopolos—

**SB 2576**—A bill to be entitled An act relating to competency to proceed; amending s. 916.115, F.S.; requiring an expert appointed to examine a defendant to evaluate the defendant with mental illness in a facility of the Department of Corrections when appropriate; amending s. 916.145, F.S.; requiring a defendant be returned to the custody of the Department of Corrections after charges against the defendant are dismissed but the defendant has an active sentence with the department; amending s. 916.17, F.S.; prohibiting a court from ordering a conditional release if the defendant with mental illness has an active sentence with the Department of Corrections; amending s. 916.301, F.S.; authorizing an expert to examine a defendant who has mental retardation or autism in a facility of the Department of Corrections; amending s. 916.304, F.S.; prohibiting a court from ordering a conditional release if the defendant who has mental retardation or autism has an active sentence with the Department of Corrections; amending s. 922.07, F.S.; providing for procedures when a person under sentence of death is alleged to be insane; requiring the Department of Children and Family Services to supply a treatment team to evaluate and treat the person; requiring the treatment team to report to the Governor within a specified time; authorizing the Governor to appoint a commission to reexamine the person; providing that if the Governor determines that the person has regained the mental capacity to understand the nature of the death penalty, the Governor shall lift the stay and proceed with the execution; amending s. 945.41, F.S.; providing for legislative intent for inmates sentenced to death who may not be competent to participate in postconviction proceedings; amending s. 945.42, F.S.; redefining the term “psychologist”; creating s. 945.501, F.S.; defining terms relating to inmates sentenced to death who may not be competent to participate in postconviction proceedings; creating s. 945.502, F.S.; authorizing counsel to file a motion requesting the court to determine whether the inmate is competent to proceed; providing procedures to determine the competency of the inmate; requiring the court to appoint examining experts; providing for responsibilities of the experts; requiring the experts to file a report with the court; requiring the court to hold a hearing; creating s. 945.503, F.S.; providing procedures to determine whether an inmate found not competent to proceed should be committed to the Department of Children and Family Services for treatment or training; requiring the Department of Children and Family Services to provide treatment or training services; providing procedures to reexamine the inmate; creating s. 945.504, F.S.; providing for involuntary treatment of an inmate found not to be competent to proceed who refuses to give express and informed consent to the treatment or training; providing procedures for emergency and non-emergency situations; providing a hearing, authorizing the court to appoint a master to preside at the hearing; providing an effective date.

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

---

By Senator Atwater—

**SB 2578**—A bill to be entitled An act relating to the discretionary surtax on documents; amending ss. 125.0167 and 201.031, F.S.; authorizing certain counties operating under a home rule charter to levy the discretionary surtax for purposes of establishing and funding a Housing Assistance Loan Trust Fund to assist in providing housing for low-income and moderate-income families; prohibiting certain counties from levying the surtax unless approved by a majority of the electors of the county voting in a referendum; providing requirements for holding a

referendum; providing for the future repeal of ss. 125.0167 and 201.031, F.S., relating to the surtax on documents for purposes of funding housing assistance; repealing s. 3 of ch. 83-220, Laws of Florida, as amended, relating to the former repeal date established for the discretionary surtax on documents; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Siplin—

**SB 2580**—A bill to be entitled An act relating to student assessments; creating s. 1008.225, F.S.; providing for a Standardized Test Academic Grade, or STAG, to be used in lieu of the Florida Comprehensive Assessment Test to assess high school students for purposes of promotion and graduation; providing legislative findings; requiring that the Commissioner of Education develop and implement the STAG program by a specified date; providing purposes; providing eligibility requirements for student use of STAG; providing a formula for computing a student's STAG score; requiring the Department of Education to study the program and report its findings to legislative leaders and to the Commissioner of Education; amending ss. 1003.42 and 1008.22, F.S., to conform; providing an effective date.

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

By Senator Siplin—

**SB 2582**—A bill to be entitled An act relating to delinquency proceedings; amending s. 985.228, F.S.; requiring the Department of Juvenile Justice to adopt rules governing the procedures that may be used to restrain a child before and during an adjudicatory hearing; prohibiting unreasonable restraint or extended periods of isolation; providing an effective date.

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

**SB 2584**—Previously referenced.

By Senator Alexander—

**SB 2586**—A bill to be entitled An act relating to higher education; expressing the legislative intent to revise laws relating to higher education; providing an effective date.

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

By Senator Alexander—

**SB 2588**—A bill to be entitled An act relating to higher education; expressing the legislative intent to revise laws relating to higher education; providing an effective date.

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

By the Committee on Education Appropriations—

**SB 2590**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Health and Human Services Appropriations—

**SB 2592**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Justice Appropriations—

**SB 2594**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on General Government Appropriations—

**SB 2596**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Transportation and Economic Development Appropriations—

**SB 2598**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2005, and ending June 30, 2006, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

**Bill Numbers 2600-2602** have been reserved for appropriations bills.

By Senator Lynn—

**SB 2604**—A bill to be entitled An act relating to funding for the Florida Virtual School; amending s. 1002.37, F.S.; providing a methodology for determining the full-time equivalent student membership of the Florida Virtual School in order to calculate funding under the Florida Education Finance Program; providing an effective date.

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

By Senator Crist—

**SB 2606**—A bill to be entitled An act relating to student financial assistance; creating s. 1009.893, F.S.; creating the Sure Futures Postgraduate Scholarship Program to match private sector businesses that need employees who have advanced degrees with students who are seeking advanced degrees and employment; establishing the Sure Futures Foundation and a foundation board to administer the program; providing membership and duties of the foundation board; providing criteria for student and corporate partner participation in the program; providing that corporate partners shall donate funds for scholarships and receive tax credits for amounts donated; providing restrictions on tax credits; providing for scholarship conversion to a low-interest loan if certain student or employee obligations are not met; providing duties of

the Department of Education and state universities; providing an effective date.

—was referred to the Committees on Education; Commerce and Consumer Services; Government Efficiency Appropriations; and Education Appropriations.

---

By Senator Fasano—

**SB 2608**—A bill to be entitled An act relating to the licensure of health care providers; designating parts I, II, III, and IV of chapter 408, F.S.; creating ss. 408.801-408.819, F.S., the Health Care Licensing Procedures Act; providing legislative findings with respect to the standardization of basic licensing requirements for health care providers; providing for applicability; providing definitions; providing requirements for licensure; providing for license fees; providing requirements for license applications; providing requirements for change of ownership of a provider; providing license categories; providing requirements for background screening; authorizing the Agency for Health Care Administration to make inspections; prohibiting certain unlicensed activities; providing for administrative fines; authorizing the agency to impose moratoriums and suspensions; providing for license denial and revocation; authorizing the agency to institute injunction proceedings; providing for administrative proceedings; providing for deposit of fees and fines into the Health Care Trust Fund; authorizing the agency to adopt rules; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; providing for applicability of part II of ch. 408, F.S.; deleting duplicative provisions governing background screening and license fees; amending ss. 383.301, 383.305, 383.309, 383.315, 383.324, 383.33, and 383.335, F.S., and repealing ss. 383.304, 383.325, 383.331, and 383.332, F.S., relating to birth centers; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 390.011, 390.012, 390.014, and 390.018, F.S., and repealing s. 390.013, 390.015, 390.016, 390.017, 390.019, and 390.021, F.S., relating to abortion clinics; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending s. 394.455, F.S.; redefining the term “hospital” for purposes of the Florida Mental Health Act; amending s. 394.67, F.S.; defining the term “short-term residential treatment facility” for purposes of the Community Substance Abuse and Mental Health Services Act; amending ss. 394.875, 394.877, 394.878, 394.879, 394.90, and 394.907, F.S., and repealing s. 394.876 and 394.902, F.S.; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 395.003, 395.004, 395.0161, 395.0163, 395.0193, 395.0199, 395.1046, 395.1055, 395.1065, 395.10973, and 395.10974, F.S., and repealing ss. 395.002(4), 395.0055, and 395.0162, F.S., relating to hospital licensing and regulation; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.022, 400.051, 400.062, 400.063, 400.071, 400.102, 400.111, 400.1183, 400.121, 400.141, 400.179, 400.18, 400.19, 400.191, 400.20, and 400.23, F.S., and repealing ss. 400.021(5) and (20), 400.0712(3), 400.125, and 400.241(1) and (2), F.S., relating to nursing homes; conforming cross-references; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; revising requirements for posting reports and records; amending ss. 400.402, 400.407, 400.4075, 400.408, 400.411, 400.412, 400.414, 400.417, 400.4174, 400.4176, 400.418, 400.419, 400.423, 400.424, 400.4255, 400.4256, 400.427, 400.4275, 400.431, 400.434, 400.441, 400.442, 400.444, 400.452, and 400.454, F.S., and repealing ss. 400.415, 400.4178(7), 400.421, 400.435(1), 400.447(1), (2), and (3), and 400.451, F.S., relating to assisted living facilities; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.464, 400.471, 400.474, 400.484, 400.487, 400.494, 400.495, 400.497, 400.506, 400.509, and 400.512, F.S., and repealing s. 400.515, F.S., relating to home health agencies and nurse registries; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; clarifying the authority of physician’s assistants and advanced registered nurse practitioners; requiring that a nurse registry provide certain information; amending ss. 400.551, 400.554, 400.555, 400.556, 400.5565, 400.557, 400.5572, 400.559, 400.56, and 400.562, F.S., and repealing ss. 400.5575, 400.558, and

400.564, F.S., relating to adult day care centers; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.602, 400.605, 400.606, 400.6065, 400.607, and 400.6095, F.S., relating to hospices; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.617, 400.619, 400.6194, 400.6196, 400.621, 400.6211, and 400.625, F.S., and repealing s. 400.622, F.S., relating to adult family-care homes; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, inspections, and enforcement; amending ss. 400.801 and 400.805, F.S., relating to homes for special services and transitional living facilities; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.902, 400.903, 400.905, 400.907, 400.908, 400.912, 400.914, and 400.915, F.S., and repealing ss. 400.906, 400.910, 400.911, 400.913, 400.916, and 400.917, F.S., relating to prescribed pediatric extended care centers; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, inspections, and enforcement; amending ss. 400.925, 400.93, 400.931, 400.932, 400.933, and 400.935, F.S., and repealing ss. 400.95, 400.953(2), 400.955(4), and 400.956, F.S., relating to home medical equipment providers; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.960, 400.962, 400.967, 400.968, 400.9685, and 400.969, F.S., and repealing ss. 400.963 and 400.965, F.S., relating to intermediate care facilities for the developmentally disabled; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending s. 440.980, F.S., relating to health care service pools; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 400.991, 400.9915, 400.9925, 400.993, 400.9935, and 400.995, F.S., and repealing ss. 400.992, 400.994, and 400.9945, F.S., relating to health care clinics; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending s. 408.831, F.S., relating to the licensure of health care facilities; providing for application to affiliated business entities; correcting cross-references; amending s. 440.102, F.S.; revising requirements for drug-testing laboratories to conform to changes made by the act; amending ss. 483.035, 483.051, 483.061, 483.091, 483.101, 483.111, 483.172, 483.201, 483.221, and 483.23, F.S., and repealing ss. 483.131 and 483.25, F.S., relating to clinical laboratories; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 483.291, 483.294, 483.30, 483.302, and 483.32, F.S., and repealing ss. 483.311, 483.317(1), 483.322(1), and 483.328, F.S., relating to multiphasic health testing centers; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, background screening, inspections, and enforcement; amending ss. 765.541, 765.542, and 765.544, F.S., relating to entities engaged in organ and tissue procurement; conforming licensure requirements; deleting duplicative provisions governing license applications and fees, inspections, and enforcement; providing for part II of ch. 408, F.S., to prevail in cases of conflict with other specified provisions; providing for the transfer of rules adopted by the Department of Elderly Affairs pursuant to parts III, V, VI, and VII of ch. 400 to be transferred to the Agency for Health Care Administration; authorizing the agency to issue licenses for less than a 2-year period until a specified date; providing an effective date.

—was referred to the Committees on Health Care; Children and Families; Criminal Justice; Government Efficiency Appropriations; and Health and Human Services Appropriations.

---

**SB 2610**—Previously referenced.

---

By Senator Lynn—

**SB 2612**—A bill to be entitled An act relating to behavioral health service delivery; amending s. 394.9082, F.S.; requiring the Department of Children and Family Services to enter into a noncompetitive contract with the North East Florida Addictions Network to establish a single

managing entity for districts 2, 3, 4, 12, and 13, to deliver substance abuse services to recipients of child protective services in the five districts; requiring the department and the North East Florida Addictions Network to develop and implement a plan that allows the phase-in of services beginning with the delivery of substance abuse services; requiring the department to initiate implementation of the substance abuse delivery component of this program without delay in the expansion districts and furnish status reports to the appropriate substantive committees of the Senate and the House of Representatives by specified dates; requiring the department to monitor and evaluate the expansion project; providing an effective date.

—was referred to the Committees on Children and Families; Government Efficiency Appropriations; Health and Human Services Appropriations; and Rules and Calendar.

---

By Senator Constantine—

**SB 2614**—A bill to be entitled An act relating to university campus planning; amending s. 1013.30, F.S.; requiring each university board of trustees to maintain a copy of the campus master plan on the university's website and provide for electronic copies of its draft master plan; requiring that the university hold an informal public information session before the required public hearings are held on the draft master plan; requiring that the public hearings be held at specified times; limiting the issues that an individual may raise challenging a campus master plan; authorizing the university to execute a campus development agreement during the pendency of a challenge; providing for an evidentiary hearing to be held by the state land planning agency if a challenge to the master plan is not resolved; specifying the evidentiary procedures to be used in such hearing; providing for attorney's fees in any dispute submitted to the state land planning agency or the Administration Commission in which the pleading or motion was made for an improper purpose or for economic advantage; requiring that each university board of trustees rather than the State Board of Education adopt rules to administer the procedures for preparing and adopting the campus master plan; providing an effective date.

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

---

By Senator Clary—

**SB 2616**—A bill to be entitled An act relating to emergency management; amending s. 252.355, F.S.; providing that the Department of Community Affairs shall be the designated lead agency responsible for community education and outreach to the general public, including special needs clients, regarding registration as a person with special needs, special needs shelters, and general information regarding shelter stays; requiring the department to disseminate educational and outreach information through local emergency management offices; amending s. 381.0303, F.S.; removing a condition of specified funding as a prerequisite to the assumption of lead responsibility by the Department of Health for specified coordination with respect to the development of a plan for the staffing and medical management of special needs shelters; providing that the local Children's Medical Services offices shall assume lead responsibility for specified coordination with respect to the development of a plan for the staffing and medical management of pediatric special needs shelters; requiring such plans to be in conformance with the local comprehensive emergency management plan; requiring county governments to assist in the process of coordinating the recruitment of health care practitioners to staff local special needs shelters; providing that the appropriate county health department, Children's Medical Services, and local emergency management agency shall jointly determine the responsibility for medical supervision in a special needs shelter; providing that the Department of Elderly Affairs shall be the lead agency responsible for ensuring the placement of special needs residents rendered homeless due to a disaster event and for appropriate and necessary discharge planning for special needs shelter residents; providing that the Department of Children and Family Services shall be the lead agency responsible for ensuring the placement of developmentally disabled persons, mental health special needs residents, and Alzheimer adult special needs residents rendered homeless due to a disaster event and for the appropriate and necessary discharge planning for special needs shelter

residents; providing that state employees with a preestablished role in disaster response may be called upon to serve in times of disaster in specified capacities; requiring hospitals that are used to shelter special needs persons during and after an evacuation to submit invoices for reimbursement from the state for expenses incurred for medical care provided at the request of the Department of Health in special needs shelters or at other locations during times of emergency or major disaster; revising the role of the special needs shelter interagency committee with respect to the planning and operation of special needs shelters; providing required functions of the committee; providing for the inclusion of specified rules with respect to health practitioner recruitment for special needs shelters; providing that the requirement for submission of emergency management plans by home health agencies, nurse registries, and hospice programs to local emergency management agencies for review and approval remains in effect; providing requirements with respect to such plans; removing a condition of specified funding as a prerequisite to the submission of such plans; amending s. 252.385, F.S.; requiring the Department of Management Services to annually review the registry of persons with special needs to ensure that the construction of special needs shelters is sufficient and suitable to house such persons during and after an evacuation; amending s. 400.492, F.S.; providing that home health, hospice, and durable medical equipment provider agencies shall not be required to continue to provide care to patients in emergency situations that are beyond their control and that make it impossible to provide services; authorizing home health agencies and durable medical equipment providers to establish links to local emergency operations centers to determine a mechanism to approach areas within a disaster area in order for the agency to reach its clients; providing that the presentation of home care clients to the special needs shelter without the home health agency making a good faith effort to provide services in the shelter setting constitutes abandonment of the client; requiring regulatory review in such cases; amending s. 408.831, F.S.; providing that entities regulated or licensed by the Agency for Health Care Administration may exceed their licensed capacity to act as a receiving facility under specified circumstances; providing requirements while such entities are in an overcapacity status; providing for issuance of an inactive license to such licensees under specified conditions; providing requirements and procedures with respect to the issuance and reactivation of an inactive license; providing fees; providing an effective date.

—was referred to the Committees on Domestic Security; Community Affairs; Health Care; and Health and Human Services Appropriations.

---

By Senator Geller—

**SB 2618**—A bill to be entitled An act relating to insurance rate filings; amending s. 627.062, F.S.; requiring a statement of certification to accompany certain rate filings; providing statement requirements; providing for the adoption of rules by the Office of Insurance Regulation; providing an effective date.

—was referred to the Committee on Banking and Insurance.

---

By Senator Sebesta—

**SB 2620**—A bill to be entitled An act relating to seaports; requiring the Department of Law Enforcement to develop a program to survey the underwater areas of certain deepwater seaports; providing an appropriation; providing an effective date.

—was referred to the Committees on Domestic Security; Transportation; Justice Appropriations; and Ways and Means.

---

By Senator Carlton—

**SB 2622**—A bill to be entitled An act relating to retirement; expressing the legislative intent to revise laws relating to retirement; providing an effective date.

—was referred to the Committee on Ways and Means.

By Senator Fasano—

**SB 2624**—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 790.065, F.S.; requiring the department to review other records in addition to criminal history records to evaluate a potential buyer or transferee of a firearm, including an adjudication of mental defectiveness or a commitment to a mental institution as criteria that prohibit a person from purchasing a firearm; providing definitions; requiring the department to maintain an automated database of persons who are prohibited from purchasing a firearm; requiring each clerk of court to submit certain court records to the department within a certain period; requiring the department to delete certain records from the automated database upon the request of an individual meeting specified conditions; authorizing the department to disclose collected data to other federal or state agencies with regard to the sale or transfer of a firearm; authorizing the department to disclose certain information to the Department of Agriculture and Consumer Services for determining the eligibility of an applicant for a concealed weapons or concealed firearms license; requiring the clerk of court or mental hospital to provide additional information upon request following an appeal of an unapproved sale or transfer of a firearm; amending s. 914.25, F.S.; providing for recertification for protective services for an additional period, with reimbursement for expenses from the Victim and Witness Protection Review Committee; providing for unlimited protective services for a victim or witness without reimbursement; amending s. 937.021, F.S.; providing immunity to the department, other law enforcement agencies, and media representatives from civil liability for complying in good faith with a request to record or report information of an Amber Alert or Missing Child Alert; providing that a technical or clerical error or incorrect or incomplete information does not overcome the presumption of good faith in reporting information about an Amber Alert or Missing Child Alert; providing that it is a discretionary decision of the law enforcement agency or its employees to report, record, or display Amber Alert or Missing Child Alert information; amending s. 938.07, F.S.; requiring that a portion of certain court costs imposed for a conviction of driving or boating under the influence be deposited into the department's Operating Trust Fund instead of the Criminal Justice Standards and Training Trust Fund; amending s. 938.27, F.S.; requiring that investigative costs recovered on behalf of the department be deposited into the Forfeiture and Investigative Trust Fund of the department; amending s. 943.05, F.S.; authorizing the department to retain fingerprints in certain circumstances and use retained fingerprints for certain purposes; amending s. 943.052, F.S.; requiring that disposition reports for dispositions relating to minor offenders are mandatory after a specified date; amending s. 68.07, F.S.; requiring a set of fingerprints as part of a name change petition; amending s. 943.053, F.S.; requiring the department to make certain information available to judges; limiting use of information; authorizing a criminal justice agency to obtain a criminal history background check of a noncertified agency employee by submitting fingerprints to the department; requiring the department to adopt rules setting a fee for conducting the criminal history background search and establishing procedures; requiring that criminal history check be provided by the department in certain circumstances; amending s. 943.0585, F.S.; prohibiting a court from expunging a criminal history record containing certain sexual offenses or certain offenses that require registration as a sexual offender; requiring a valid certificate of eligibility for expunction in a petition to expunge a criminal history record; specifying the time during which a certificate of eligibility for expunction is valid; requiring that a trial must not have occurred in order for a person to obtain a statement from the state attorney authorizing the expunction of a criminal record; authorizing a person who has secured a prior sealing or expunction of a criminal history record to seek a certificate of eligibility for expunction if the criminal history record was previously sealed for a specified time and is otherwise eligible for expunction; providing that a person who is seeking authorization for employment or access to a seaport may not deny or fail to acknowledge an arrest covered by an expunged record; providing that the department may acknowledge an expunged criminal history record under certain circumstances; amending s. 943.059, F.S.; enumerating certain sexual offenses and offenses that require registration as a sexual offender which may not be sealed; requiring a valid certificate of eligibility for sealing in a petition to seal a criminal history record; specifying the period during which a certificate of eligibility for sealing is valid; providing that the information contained in a sealed criminal record is available to a criminal justice agency for the purpose of conducting a criminal history background check for approval of a firearms purchase or transfer; prohibiting a person from denying arrests covered by his or her sealed criminal record when attempting to purchase a firearm; providing

that a person who is seeking authorization for employment or access to a seaport may not deny or fail to acknowledge an arrest covered by sealed record; providing that the department may acknowledge a sealed criminal history record under certain circumstances; amending s. 943.13, F.S.; requiring the department to enter the fingerprints of law enforcement or correctional officers into a statewide automated fingerprint identification system; requiring the department to search each arrest fingerprint card received against fingerprints retained in the statewide automated fingerprint identification system; providing for re-fingerprinting by a certain date; amending ss. 943.1715 and 943.1716, F.S.; deleting the minimum number of hours required for basic skills training and continued employment training relating to diverse populations for law enforcement officers; repealing s. 943.2569, F.S., relating to an annual financial audit of criminal justice selection centers; amending s. 943.257, F.S.; authorizing the Criminal Justice Standards and Training Commission and the advisory board of a criminal justice selection center to inspect and copy any documents from a center in order to carry out oversight responsibilities, including documents pertaining to any internal or independent audits; amending s. 943.401, F.S.; requiring the department to investigate all public assistance that is provided by the state; requiring public assistance recipients to consent in writing to an investigation into their employment and financial histories by the Agency for Workforce Innovation; requiring the department to report the results of the investigations to the Agency for Workforce Innovation; authorizing the department to purchase goodwill and promotional materials; limiting the annual amount of such expenditures; prohibiting the unauthorized use of the department's emblems and names; providing a penalty; providing an effective date.

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

---

**SR 2626**—Not referenced.

---

By Senator Lawson—

**SJR 2628**—A joint resolution proposing an amendment to Section 16 of Article X of the State Constitution relating to marine net fishing.

—was referred to the Committees on Environmental Preservation; Judiciary; and Rules and Calendar.

---

By Senator Crist—

**SB 2630**—A bill to be entitled An act relating to caregivers for adults; creating the Seniors Offering Services program within the Department of Elderly Affairs; providing purposes; providing an effective date.

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

---

By Senator Siplin—

**SB 2632**—A bill to be entitled An act relating to condominium associations; amending s. 718.116, F.S.; providing that a lien foreclosure action or an action to recover a money judgment brought as a result of unpaid condominium association assessments may only be brought in instances meeting a monetary threshold; providing that an association is not entitled to recover attorney's fees in foreclosure actions or in actions to recover a money judgment brought as a result of unpaid association assessments; requiring an association to provide 180 days' written notice of its intention to foreclose its lien before foreclosure judgment may be entered; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

---

By Senator Haridopolos—

**SB 2634**—A bill to be entitled An act relating to medical practice; amending s. 458.348, F.S. and creating s. 459.025, F.S.; defining the term “physician office practice setting”; providing standards for arrangements in which a physician or osteopathic physician is in a supervisory relationship over an advanced registered nurse practitioner or physician assistant outside a physician office practice setting; providing for rules; amending s. 464.003, F.S.; revising the makeup of the committee that has approval powers over acts constituting advanced or specialized nursing practice; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

By Senator Posey—

**SB 2636**—A bill to be entitled An act relating to Medicaid reimbursement to nursing homes; amending s. 409.908, F.S.; requiring the Agency for Health Care Administration to permit licensed nursing homes to bid on rates for Medicaid certified beds under certain circumstances; providing for rules; requiring the agency to provide a list of approved bidders to social service providers; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

By Senator Alexander—

**SB 2638**—A bill to be entitled An act relating to the Florida minimum wage; amending s. 95.11, F.S.; providing limitations on actions alleging violations of s. 24, Art. X of the State Constitution; creating s. 448.065, F.S.; creating the Florida Minimum Wage Act; providing that the purpose of the act is to implement s. 24, Art. X of the State Constitution, which establishes a state minimum wage; requiring payment of the minimum wage to certain employees by a specified date; requiring the Agency for Workforce Innovation to annually calculate an adjusted state minimum wage; requiring that the agency and the Department of Revenue notify employers of the amount of the minimum wage; prohibiting an employer or other party from discriminating against a person who exercises rights protected under s. 24, Art. X of the State Constitution; authorizing a person to bring a civil action against an employer or person in violation of the act; requiring prior notice; providing for the recovery of unpaid back wages, liquidated damages, and attorney’s fees and costs; providing for legal or equitable relief; authorizing the Attorney General to bring a civil action to enforce the act and seek injunctive relief; authorizing the court to impose a fine; specifying the statute of limitations for actions brought under the act; authorizing class actions; providing that the act is the exclusive remedy available for a violation of s. 24, Art. X of the State Constitution; limiting the authority of the Agency for Workforce Innovation; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Judiciary; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Geller—

**SB 2640**—A bill to be entitled An act relating to chiropractic education; amending s. 400.9905, F.S.; exempting clinical facilities affiliated with certain chiropractic colleges from certain regulations; creating s. 460.4063, F.S.; authorizing chiropractic college-based internship programs; providing registration requirements and program requirements; prescribing fees; providing an effective date.

—was referred to the Committees on Health Care; and Education.

By Senator Saunders—

**SB 2642**—A bill to be entitled An act relating to distributions of sales and use tax proceeds; amending s. 212.20, F.S.; increasing a monthly

distribution of funds to certain professional sports franchises; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

---

**Senate Bills 2644-2646**—Previously referenced.

---

By Senator Garcia—

**SB 2648**—A bill to be entitled An act relating to pyramid promotional schemes; amending s. 849.091, F.S.; deleting a provision declaring pyramid sales schemes to be a lottery and providing a criminal penalty for participating in such schemes; creating s. 849.09105, F.S.; providing definitions; prohibiting establishing, promoting, operating, or participating in pyramid promotional schemes; providing limitations; providing construction; preserving the Attorney General’s authority to bring certain actions; authorizing the Attorney General to issue certain orders, bring certain actions, and impose certain civil penalties; requiring notification of persons named in certain orders to a right to a hearing; providing for waiver of such right under certain circumstances; providing requirements for such orders; providing for granting certain injunctions, restraining orders, or writs of mandamus under certain circumstances; providing for appointment of a receiver or conservator for certain purposes; authorizing a court to enter certain additional orders for certain purposes; prohibiting a court from requiring the Attorney General to post a bond; requiring the Attorney General to collect certain costs and attorney’s fees in addition to fines and penalties; providing criminal penalties; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Criminal Justice; Judiciary; and Justice Appropriations.

By Senator Posey—

**SB 2650**—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; revising duties of the Secretary of State as chief election officer; amending s. 97.021, F.S.; revising definitions; creating s. 97.029, F.S.; relating to the award of attorney’s fees and costs in proceedings challenging election or voter registration law; amending s. 97.051, F.S.; revising the oath a person must take to register to vote; amending s. 97.052, F.S.; revising provisions relating to the uniform statewide voter registration application; removing the requirement that the uniform statewide voter registration application must contain certain homestead exemption information; amending s. 97.053, F.S.; revising criteria for a voter registration application to be deemed complete; specifying where an initial voter registration application may be mailed; amending s. 97.055, F.S.; providing for permitted updates once registration books are closed; creating s. 97.0575, F.S.; regulating third-party voter registrations and registration organizations; requiring third-party voter registration organizations to name a registered agent and submit certain information to the Division of Elections; providing for a fiduciary duty of the third-party voter registration organization to the applicant; providing for joint and several liability for a breach of fiduciary duty; specifying fines; authorizing the division to investigate certain violations; providing for collected fines to be set aside by the division in a trust fund; authorizing the division to adopt certain rules; amending s. 98.045, F.S.; correcting a cross reference; amending s. 98.077, F.S.; providing for signature updates for use in verifying absentee and provisional ballots; providing a deadline for the supervisor of elections to receive voter signature updates; amending s. 99.061, F.S.; amending to conform; revising a financial disclosure requirement for candidate qualification; providing a submission deadline for qualifying papers; amending s. 99.063, F.S.; revising a financial disclosure requirement for certain designated candidates; amending s. 99.092, F.S., relating to qualifying fees of candidates, to conform; amending s. 99.095, F.S.; providing for a petition process in lieu of a qualifying fee and party assessment; providing requirements for signatures and petition format; providing submission deadlines; amending s. 99.0955, F.S.; revising provisions relating to candidates with no party affiliation; amending to conform; deleting obsolete provisions; amending s. 99.096, F.S.; revising filing requirements of minor political party candidates; amending to conform; deleting obsolete provisions;

amending s. 99.09651, F.S., relating to signature requirements for ballot position in a year of apportionment, to conform; amending s. 100.011, F.S.; requiring electors in line at the official closing of the polls to be allowed to vote; amending s. 100.101, F.S.; deleting a provision requiring a special election to be held if a vacancy occurs in nomination; amending s. 100.111, F.S.; revising requirements relating to filling candidate vacancies; deleting provisions relating to a prohibition of qualified candidates to fill a vacancy in nomination; deleting obsolete provisions; amending s. 100.141, F.S.; conforming provisions relating to vacancies in nomination and qualifying by an alternative method; amending s. 101.031, F.S.; revising the voter's bill of rights to allow for an elector whose identity in question to cast a provisional ballot and to remove the right for an elector to prove identity by signing an affidavit; amending s. 101.043, F.S., relating to identification required at polls, to conform; amending s. 101.048, F.S.; providing a person casting a provisional ballot the right to present certain eligibility evidence by a certain date; providing for the county canvassing board to review provisional ballot voter's certificates and affirmations; providing a standard of review; revising the provisional ballot voter's certificate and affirmation form; revising provisions relating to casting provisional ballots by electronic means; amending s. 101.049, F.S.; providing for provisional ballots and persons with disabilities; amending s. 101.051, F.S.; prohibiting solicitation of assistance to electors with certain disabilities at certain locations; providing a penalty; requiring a person providing an elector assistance to vote to take a specified oath; amending s. 101.111, F.S.; revising the oath taken by persons challenging the right of a person to vote; deleting the oath required to be taken by a person whose right to vote was challenged and allowing that person to cast a provisional ballot; providing a prohibition against and penalty for frivolous challenges; amending s. 101.131, F.S.; allowing certain poll watchers in early voting areas and polling rooms; providing limitations and restrictions on behavior of poll watchers; providing deadlines regarding designation and approval of poll watchers; amending s. 101.151, F.S.; replacing paper ballots with marksense ballots and accompanying specifications; amending s. 101.171, F.S.; requiring a copy of constitutional amendments to be available at polls in poster or booklet form; amending s. 101.294, F.S.; prohibiting a vendor of voting equipment from providing an uncertified voting system or upgrade; providing for certification of voting systems and upgrades; amending s. 101.295, F.S.; providing a penalty; amending s. 101.49, F.S.; revising the procedure of election officers where signatures differ; amending s. 101.51, F.S., relating to electors' occupation of booths, to conform; amending s. 101.5606, F.S., relating to requirements for approval of voting systems, to conform; amending s. 101.5608, F.S., relating to voting by electronic or electromechanical methods, to conform; amending s. 101.5612, F.S.; providing for additional testing of voting systems under certain circumstances; amending s. 101.5614, F.S.; correcting a cross reference; amending s. 101.572, F.S.; revising a provision relating to the public inspection of ballots; amending s. 101.58, F.S.; authorizing any Department of State employee full access to all premises, records, equipment, and staff of the supervisor of elections; amending s. 101.595, F.S.; providing for the reporting of overvotes and undervotes in presidential or gubernatorial races; amending s. 101.6103, F.S.; authorizing canvassing boards to begin canvassing mail ballots before the election; providing a time when the results may be released; providing a penalty; amending s. 101.62, F.S.; revising provisions relating to the deadline by which the supervisor of elections must receive a request for an absentee ballot to be mailed to a voter; requiring information relating to absentee receipt and delivery dates to be available to the voter requesting the ballot; providing for unavailable regular absentee ballots for overseas electors; providing a deadline by which an absentee ballot request may be fulfilled by personal delivery; amending s. 101.64, F.S.; providing for a certain oath to be provided to overseas electors in lieu of a voter's certificate; amending s. 101.657, F.S.; revising requirements relating to early voting locations; revising the deadline to end early voting; providing for uniformity of county early voting sites; requiring any person in line at the closing of an early voting site to be allowed to vote; providing for early voting in municipal and special district elections; amending s. 101.663, F.S.; revising provisions relating to certain electors who move to another state; amending s. 101.68, F.S.; providing that an absentee ballot is deemed to have been cast once it has been received by the supervisor; amending s. 101.69, F.S.; revising a provision relating to voting in person by electors who have requested absentee ballots; amending s. 101.6923, F.S.; revising a provision relating to special absentee ballot instructions for certain voters; amending s. 101.694, F.S.; requiring certain absentee envelopes to meet specifications as determined by a certain federal program; amending s. 101.697, F.S.; providing a condition on the department's ability to accept certain election materials by electronic transmission from overseas voters; amending s.

102.012, F.S.; revising provisions to require supervisors of election to appoint one election board for each precinct; requiring each supervisor to furnish inspectors of election in each precinct with the list of registered voters for the precinct; amending s. 102.014, F.S.; requiring the division to develop a uniform training curriculum for poll workers; revising grounds upon which a supervisor shall replace an inspector or clerk; revising requirements relating to the provisions and availability of a uniform polling place procedures manual; amending s. 102.031, F.S.; revising a provision relating to maintenance of good order at polls, authorities, persons allowed in polling rooms, and unlawful solicitation of voters to apply to early voting areas; prohibiting a person from bringing a camera into a polling room or early voting area; increasing the distance for the no solicitation zone; providing for the designation of the no solicitation zone; amending s. 102.071, F.S.; decreasing the certificates of the results needed to one; amending s. 102.111, F.S.; providing for typographical errors in official county returns to be certified by the Elections Canvassing Commission; amending s. 102.112, F.S.; requiring the county returns to contain a certain certification; authorizing the department to correct typographical errors in county returns; amending s. 102.141, F.S.; revising provisions relating to county canvassing boards and their duties; requiring that the county canvassing board be responsible for ordering county and local recounts; revising deadlines relating to submission of unofficial returns; adding procedure and content requirements relating to county canvassing boards' reports on conduction of elections; requiring the department to adopt rules establishing the required content and acceptable formats for certain filings; amending s. 102.166, F.S.; revising provisions relating to manual recounts; amending s. 102.168, F.S.; revising proper party defendants in actions contesting the election or nomination of a candidate; amending s. 103.021, F.S.; requiring the state executive committee of each political party to recommend candidates for presidential electors to the Governor using a specified procedure; providing definitions; amending ss. 103.051 and 103.061, F.S.; revising certain meeting and notice times of the presidential electors; amending s. 103.121, F.S.; revising the powers and duties of executive committees; amending s. 104.051, F.S.; prohibiting willful failure of a supervisor or county canvassing board member to follow a certain binding directive; providing a penalty; authorizing only the Secretary of State to file certain complaints; amending s. 105.031, F.S.; exempting school board candidates from qualifying fee requirements; revising requirements relating to financial interest statements made by public officers; providing a time by which a qualifying officer may accept and hold certain qualifying papers; amending s. 105.035, F.S.; renaming the "alternative method" of qualifying for certain offices as the "petition process"; removing provisions requiring a person seeking to qualify by the petition process to file a certain oath; providing a limitation upon elector signatures needed by certain candidates; revising deadlines; amending s. 106.22, F.S.; revising the duties of the Division of Elections to remove the duty to conduct certain investigations and make subsequent reports; amending s. 106.29, F.S., relating to the powers and duties of the Florida Elections Commission, to conform; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution to investigate and prosecute the offenses of crimes involving voter registration, voting, or candidate or issue petition activities; amending s. 119.07, F.S.; placing a condition on when the supervisor of elections shall notify certain candidates of ballot inspection; amending s. 120.52, F.S.; revising a definition of "rule" to exempt certain Division of Election advisory opinions and Secretary of State directives; amending s. 145.09, F.S.; requiring the Department of State to adopt rules establishing certification requirements of supervisors of elections; repealing s. 98.095, F.S., relating to county registers open to inspection and copies; repealing s. 98.0979, F.S.; relating to the statewide voter registration database's being open to inspection and copies; repealing s. 98.181, F.S., relating to supervisors of elections making up indexes or records; repealing s. 98.481, F.S., relating to challenge to electors; repealing s. 101.253, F.S.; relating to when names are not to be printed on ballots; repealing s. 101.635, F.S.; relating to distribution of blocks of printed ballots; repealing s. 102.061, F.S.; relating to duties of election board, counting, and closing polls; repealing s. 106.085, F.S., relating to independent expenditures, prohibited unfair surprise, notice requirements, and a penalty; repealing s. 106.144, F.S.; relating to endorsements or opposition by certain groups and organizations; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Transportation and Economic Development Appropriations.

---

**Senate Resolutions 2652-2654**—Not referenced.

---

By Senator Wise—

**SB 2656**—A bill to be entitled An act relating to juvenile justice; redesignating parts I, II, III, IV, and V of ch. 985, F.S.; creating parts VI, VII, VIII, IX, X, XI, XII, and XIII of ch. 985, F.S.; transferring, renumbering, and amending s. 985.01, F.S.; deleting requirements for personnel standards and screening; transferring, renumbering, and amending s. 985.02, F.S., relating to legislative intent; conforming a cross-reference; transferring, renumbering, and amending s. 985.03, F.S., relating to definitions; conforming provisions to changes made by the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.201, F.S.; specifying the jurisdiction of the court with respect to a child alleged to have committed a delinquent act or violation of law; transferring and renumbering s. 985.202, F.S., relating to legal representation for delinquency cases; transferring, renumbering, and amending s. 985.203, F.S., relating to the right to counsel; conforming a cross-reference; transferring and renumbering s. 985.205, F.S., relating to hearings; transferring, renumbering, and amending s. 985.206, F.S.; authorizing the release of a juvenile offense report to the victim of the offense; transferring, renumbering, and amending s. 985.216, F.S., relating to punishment for contempt of court; conforming provisions to the reorganization of ch. 985, F.S.; transferring and renumbering s. 985.2311, F.S., relating to the cost of supervision and care; transferring, renumbering, and amending s. 985.04, F.S.; providing requirements for oaths, records, and confidential information obtained by the Department of Juvenile Justice, the Parole Commission, the Department of Corrections, juvenile justice circuit boards, law enforcement agencies, and licensed professionals or agencies; transferring, renumbering, and amending s. 985.05, F.S., relating to court records; conforming cross-references; transferring and renumbering ss. 985.06 and 985.08, F.S., relating to information systems; transferring, renumbering, and amending s. 985.207, F.S., relating to the custody of children; prohibiting placing a child into a vehicle containing an adult under arrest; conforming cross-references; transferring and renumbering s. 985.2075, F.S., relating to youth custody officers; transferring, renumbering, and amending s. 985.212, F.S., relating to fingerprinting and photographing children; conforming a cross-reference; transferring, renumbering, and amending s. 985.211, F.S.; revising requirements for the release or delivery of a child taken into custody; transferring, renumbering, and amending s. 985.301, F.S., relating to civil citations; conforming a cross-reference; transferring and renumbering s. 985.3065, F.S., relating to prearrest or postarrest diversion programs; creating s. 985.3307, F.S.; providing for filing probable cause affidavits; transferring and renumbering s. 985.209, F.S., relating to juvenile assessment centers; transferring, renumbering, and amending s. 985.21, F.S.; providing requirements for an intake and case-management system; conforming provisions to the reorganization of ch. 985, F.S.; creating s. 985.33212, F.S.; specifying the responsibilities of the juvenile probation officer during intake; providing requirements for screenings and assessments; creating s. 985.33213, F.S.; providing requirements for the state attorney with respect to filing petitions and other actions; transferring and renumbering s. 985.303, F.S., relating to neighborhood restorative justice centers; transferring, renumbering, and amending s. 985.304, F.S., relating to community arbitration; conforming a cross-reference; transferring, renumbering, and amending s. 985.224, F.S.; providing requirements for the intake and case-management system; requiring certain evaluations concerning a youth having multiple arrests; transferring, renumbering, and amending s. 985.229, F.S.; revising requirements for evaluations; transferring and renumbering ss. 985.223 and 985.418, F.S., relating to incompetency to proceed and transfers to other treatment services; transferring, renumbering, and amending s. 985.213, F.S.; prohibiting the use of detention for certain purposes; repealing s. 985.214, F.S., relating to prohibited uses of detention; creating s. 985.5213, F.S.; providing requirements for risk assessment; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.215, F.S.; providing requirements for detention intake; creating s. 985.52152, F.S.; providing criteria for detention; providing for detention hearings; creating ss. 985.52155, 985.53215, 985.56215, and 985.57215, F.S.; providing requirements for the length of time for detaining a child before an adjudicatory hearing or release, the cost of detention care, and postcommitment detention; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.208, F.S., relating to the detention of an escapee; conforming a cross-reference; transferring and renumbering s. 985.218, F.S., relating to petitions; transferring, renumbering, and amending s. 985.219, F.S., relating to process and service; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.22, F.S., relating to threatening or dismissing an employee; conforming

cross-references; transferring and renumbering ss. 985.221, 985.222, and 985.306, F.S., relating to court and witness fees, petitions, and pretrial intervention programs; transferring, renumbering, and amending s. 985.228, F.S., relating to adjudicatory hearings; conforming cross-references; creating s. 985.7229, F.S.; providing requirements for predisposition reports and other evaluations; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.23, F.S.; revising requirements for disposition hearings in delinquency cases; transferring, renumbering, and amending s. 985.231, F.S.; providing for probation and postcommitment probation; providing requirements for community service; creating ss. 985.72311, 985.72312, and 985.72313, F.S.; providing requirements for restitution orders, violations of probation and postcommitment probation, and commitment; conforming provisions to the reorganization of ch. 985, F.S.; transferring and renumbering s. 985.232, F.S., relating to commitment forms; creating ss. 985.72314, 985.72315, and 985.72316, F.S.; providing requirements for disposition of cases involving grand theft and other dispositional issues; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending s. 985.316, F.S., relating to conditional release; conforming a cross-reference; transferring, renumbering, and amending s. 985.313, F.S.; revising requirements for the court's jurisdiction over a child; transferring, renumbering, and amending s. 985.31, F.S.; providing procedures for the commitment and treatment of a serious or habitual juvenile offender; creating s. 985.74231, F.S.; providing procedures for the commitment and treatment of a juvenile sexual offender; conforming provisions to the reorganization of ch. 985, F.S.; transferring and renumbering s. 985.308, F.S., relating to juvenile sexual offender commitment programs; transferring, renumbering, and amending s. 985.311, F.S.; providing procedures for the intensive residential treatment of offenders younger than a specified age; transferring, renumbering, and amending s. 985.312, F.S., relating to intensive residential treatment programs; conforming a cross-reference; transferring, renumbering, and amending ss. 985.309 and 985.314, F.S., relating to a boot camp program and other commitment programs; conforming cross-references; creating s. 985.8203, F.S.; requiring payment of the costs of representing a child; transferring and renumbering s. 985.204, F.S., relating to court orders for counseling; creating s. 985.8231, F.S.; specifying the powers of the court with respect to the parent or guardian of a child who is adjudicated delinquent; creating s. 985.8233, F.S.; requiring the parent or guardian to pay the costs of care of a child placed with the Department of Juvenile Justice; transferring and renumbering ss. 985.234, 985.235, and 985.236, F.S., relating to appeals; transferring, renumbering, and amending ss. 985.226, 985.227, and 985.225, F.S., relating to the voluntary and involuntary waiver of juvenile court jurisdiction, direct filing of an information, and indictments; conforming cross-references; transferring, renumbering, and amending s. 985.233, F.S., relating to sentencing procedures; conforming provisions to the reorganization of ch. 985, F.S.; creating s. 985.9133, F.S.; providing procedures for the department to recoup the cost of care of a juvenile; transferring and renumbering s. 985.417, F.S., relating to the transfer of children from the Department of Corrections to the Department of Juvenile Justice; transferring, renumbering, and amending s. 985.404, F.S., relating to the juvenile justice continuum; conforming provisions to the reorganization of ch. 985, F.S.; transferring, renumbering, and amending ss. 985.3045 and 985.3046, F.S., relating to prevention service programs; conforming cross-references; transferring and renumbering ss. 985.305 and 985.2066, F.S., relating to early delinquency intervention programs and interagency cooperation; transferring, renumbering, and amending s. 985.315, F.S., relating to educational and career-related programs; conforming a cross-reference; transferring and renumbering s. 985.3155, F.S., relating to multiagency plans for vocational education; transferring, renumbering, and amending s. 985.317, F.S., relating to literacy programs for juvenile offenders; conforming a cross-reference; transferring and renumbering ss. 985.419, 985.412, 985.42, and 985.405, F.S., relating to contracts for the transfer of children in federal custody, quality assurance, inspections, and rules; transferring, renumbering, and amending s. 985.407, F.S., relating to contracting powers of the department; conforming provisions to the reorganization of ch. 985, F.S.; transferring and renumbering ss. 985.408 and 985.409, F.S., relating to the hiring of consultants by the department and certain programs in the State Risk Management Trust Fund; transferring, renumbering, and amending ss. 985.406 and 985.4135, F.S., relating to juvenile justice training academies and juvenile justice circuit boards and county councils; conforming cross-references; transferring and renumbering ss. 985.416 and 985.4145, F.S., relating to innovation zones and direct-support organizations; transferring, renumbering, and amending s. 985.415, F.S., relating to community juvenile justice

partnership grants; conforming cross-references; transferring and renumbering ss. 985.403, 985.41, and 985.2155, F.S., relating to the Task Force on Juvenile Sexual Offenders and their Victims, the siting of facilities, and shared county and state responsibility for juvenile detention; transferring, renumbering, and amending s. 985.411, F.S., relating to county and municipal delinquency programs; conforming a cross-reference; transferring and renumbering ss. 985.4075, 985.4041, 985.4042, 985.4045, and 985.4046, F.S., relating to startup funding for juvenile justice programs, the Juvenile Welfare Trust Fund, the Juvenile Care and Maintenance Trust Fund, and activities prohibited on the grounds of a juvenile detention facility or commitment program; transferring, renumbering, and amending s. 985.3141, F.S., relating to escapees from detention; conforming a cross-reference; transferring and renumbering ss. 985.2065, 985.501, 985.502, 985.503, 985.504, 985.505, 985.506, and 985.507, F.S., relating to minor runaways and the Interstate Compact on Juveniles; providing an effective date.

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

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Regulated Industries; and Senator Constantine—

**CS for SB 234**—A bill to be entitled An act relating to gambling; amending s. 849.161, F.S.; prohibiting arcade amusement centers from exchanging points or coupons accumulated by customers for tobacco products, alcoholic beverages, or cash; correcting a cross-reference; providing powers of local government regarding arcade amusement centers; providing an effective date.

By the Committee on Environmental Preservation; and Senator Dockery—

**CS for SB 330**—A bill to be entitled An act relating to notification of contamination; amending s. 376.301, F.S.; defining specified terms; creating s. 376.30702, F.S.; requiring that a person provide notice to the Division of Waste Management of the Department of Environmental Protection, the department's district office, and the Department of Health when contamination is discovered as a result of site rehabilitation activities; providing requirements for notice; requiring notice when laboratory analytical results demonstrate that contamination exists in any medium beyond the boundaries of the property of the site rehabilitation; providing requirements for notice; requiring that the department notify the record owners of real property at which contamination has been discovered; authorizing the department to collaborate with the Department of Health to establish procedures for responding to public inquiries; providing rulemaking authority; providing an effective date.

By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 404**—A bill to be entitled An act relating to health care; amending s. 400.23, F.S.; delaying provisions requiring a nursing home staffing increase; amending ss. 409.903, 409.904, F.S.; deleting certain limitations on services to the medically needy; amending s. 409.906, F.S., relating to optional Medicaid services; providing for adult denture services; repealing s. 409.9065, F.S., relating to pharmaceutical expense assistance; amending s. 409.908, F.S.; revising guidelines relating to reimbursement of Medicaid providers; amending ss. 409.9112, 409.9113, 409.9117, F.S., relating to the hospital disproportionate share program; deleting obsolete provisions; amending s. 409.91195, F.S.; revising provisions relating to the Medicaid Pharmaceutical and Therapeutics Committee and its duties with respect to developing a preferred drug list; amending s. 409.912, F.S.; revising the Medicaid prescribed drug spending control program; eliminating case management fees; directing the Agency for Health Care Administration to implement, and authorizing it to seek federal waivers for, the program of all-inclusive care for children; amending s. 409.9124, F.S.; requiring the Agency for Health Care Administration to publish managed care reimbursement rates annually; providing effective dates.

By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 408**—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 414.065, F.S.; revising the penalties imposed by the department against a participant who is receiving temporary cash assistance and who fails to comply with work requirements; eliminating provisions allowing the continuation of temporary cash assistance for children; amending s. 414.095, F.S.; revising certain requirements for determining eligibility for temporary cash assistance in order to conform to federal requirements; eliminating certain eligibility options for stepparents; amending s. 414.105, F.S.; providing for a lifetime cumulative period during which a person may receive temporary cash assistance; eliminating certain other time limitations; revising the membership requirements for regional workforce boards; repealing s. 414.32(2), F.S., relating to disqualification from the food stamp program for an arrearage in child support payments; amending ss. 409.2564 and 445.048, F.S.; conforming cross-references; repealing s. 114, ch. 2004-267, Laws of Florida, relating to authorization for the department to contract with private vendors for determining eligibility for the Economic Self-Sufficiency Services program; providing an effective date.

By the Committee on Health and Human Services Appropriations; and Senator Saunders—

**CS for SB 410**—A bill to be entitled An act relating to the Department of Health; amending s. 456.013, F.S.; eliminating a requirement that the department issue wall certificates; amending s. 456.017, F.S.; prohibiting the use of a state-developed examination if a national examination has been certified by the department; revising the criteria under which an applicant may challenge the validity of an examination; authorizing the department to post examination scores on the Internet in lieu of mailing the scores to each applicant; amending s. 456.036, F.S.; providing for a retired-status license; providing a fee for changing to retired status at the time of license renewal; requiring an additional fee if retired status is chosen at any time other than at the time of license renewal; authorizing each board or the department to reexamine a licensee who has been retired or inactive for a specified period in order to assess the licensee's competency; amending s. 464.201, F.S.; defining the phrase "practice of a certified nursing assistant"; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules specifying the scope of practice and level of supervision required for certified nursing assistants; amending s. 464.203, F.S.; requiring the biennial renewal of certification as a nursing assistant; reducing the number of required hours of inservice training for certified nursing assistants; providing a fee for certification renewal; providing an effective date.

By the Committee on Health Care; and Senator Peadar—

**CS for SB 484**—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; amending s. 400.462, F.S.; revising definitions; defining the terms "admission," "advanced registered nurse practitioner," "direct employee," 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; revising and providing additional administrative fines; increasing penalties; 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; 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;

amending s. 400.506, F.S.; revising requirements governing nurse registries; increasing license fee; increasing the period of licensure; authorizing administrative penalties; providing criminal penalties and sanctions; revising certain requirements pertaining to health care professionals that provide services on behalf of a nurse registry; amending s. 400.512, F.S., relating to employment screening; revising the date in which an annual affidavit must be signed which verifies that certain personnel of a home health agency, a nurse registry, or homemaker service have been screened; amending s. 400.515, F.S.; providing additional circumstances under which the agency may petition for an injunction; providing an effective date.

---

By the Committee on Judiciary; and Senator Hill—

**CS for SB 506**—A bill to be entitled An act relating to voting; amending s. 101.6103, F.S.; requiring that a mail ballot that otherwise satisfies the requirements of law for mail ballots be counted even if the elector dies after mailing the ballot but before election day if certain conditions are met; amending s. 101.657, F.S.; requiring that an early voting ballot that otherwise satisfies the requirements of law for early voting ballots be counted even if the elector dies on or before election day; amending s. 101.68, F.S.; providing that electors who die on or before election day and have cast an absentee ballot shall remain on the voter registration books until the election is certified; providing that the ballot of an elector who casts an absentee ballot shall be counted even if the elector dies on or before election day if certain conditions are met; providing an effective date.

---

By the Committees on Education; Health Care; and Senator Peaden—

**CS for CS for SB 518**—A bill to be entitled An act relating to health professionals treating speech or hearing disorders; amending s. 468.1155, F.S.; revising requirements for the Department of Health in issuing a provisional license to practice speech-language pathology or audiology; revising licensing requirements for applicants who graduated, or who are currently enrolled, in a speech-language pathology or audiology program at a university located outside of the United States or Canada; authorizing the Board of Speech-Language Pathology and Audiology to waive certain requirements for applicants who received professional education in another country under certain circumstances; amending s. 468.1165, F.S.; revising requirements for applicants to obtain professional employment in order to be licensed by the department to practice speech-language pathology or audiology; amending s. 468.1185, F.S.; revising requirements for the department to issue a license to an applicant to practice speech-language pathology or audiology; amending s. 468.1215, F.S.; revising requirements for a person to be certified as an audiology assistant; requiring an audiologist or speech-language pathologist to give an assistant a board-approved plan for training and to maintain responsibility for services performed by the assistant; providing an effective date.

---

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

**CS for SB 618**—A bill to be entitled An act relating to community residential homes; amending s. 419.001, F.S.; redefining the term “community residential home” to include dwelling units that are licensed to serve residents who are clients of the Department of Elderly Affairs, the Agency for Persons with Disabilities, or the Department of Juvenile Justice, in addition to clients of the Department of Children and Family Services, or dwelling units that are licensed by the Agency for Health Care Administration; requiring that a sponsoring entity of a community residential home and the licensing entity provide information to the local government concerning other community residential homes located within the area of a proposed home; requiring that additional information be provided concerning licensure; prohibiting a licensing entity from issuing a license to a sponsoring entity under certain circumstances; providing an effective date.

---

By the Committee on Judiciary; and Senator Sebesta—

**CS for SB 698**—A bill to be entitled An act relating to public records; creating s. 516.115, F.S.; creating an exemption from public records

requirements for information obtained by the Office of Financial Regulation and the Financial Services Commission in connection with investigations and examinations under the Florida Consumer Finance Act; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

---

By the Committee on Environmental Preservation; and Senators Smith and Dockery—

**CS for SB 964**—A bill to be entitled An act relating to disclosures in connection with the sale of coastal property; amending s. 161.57, F.S.; revising requirements for the disclosures that must be provided by a seller of coastal property to the purchaser; requiring notice that the coastal property is subject to erosion and certain environmental laws; requiring that the seller determine if the property is critically eroding and, if so, notify the purchaser of the hazards; providing an effective date.

---

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

**CS for SB 1002**—A bill to be entitled An act relating to insurance field representatives and operations; amending s. 626.321, F.S.; including service warranty agreement sales covering communications equipment under certain limited licensing provisions; revising provisions relating to licensure of branch locations; prescribing renewal fees for specified branch locations; amending s. 626.731, F.S.; revising a qualification for licensure as a general lines agent; providing an effective date.

---

By the Committees on Education; Health Care; and Senators Fasano, Peaden and Miller—

**CS for SB 1060**—A bill to be entitled An act relating to increasing the number of nurses in the state’s workforce; amending s. 1009.66, F.S.; revising the criteria for receiving funds under the Nursing Student Loan Forgiveness Program; requiring that nurses employed as faculty in an approved nursing program be given priority in receiving funds under the program; providing appropriations; requiring the Division of Colleges and Universities of the Department of Education to establish a contract grants program; providing requirements for priority funding; requiring the division to report to the Legislature; requiring the Board of Nursing to adopt rules requiring nursing applicants and licensees to submit certain information concerning employment and education; authorizing the board to provide such information to the Florida Center for Nursing; providing an appropriation to the Florida Center for Nursing for conducting a study, analyzing data, and planning to implement recommendations relating to the nursing shortage in this state; providing an effective date.

---

By the Committees on Transportation; Regulated Industries; and Senator King—

**CS for CS for SB 1114**—A bill to be entitled An act relating to restaurants licensed to sell wine on the premises; creating s. 564.09, F.S.; authorizing a restaurant patron to remove a resealed wine container from a restaurant for off-premise consumption; amending s. 316.1936, F.S.; providing that a resealed wine container is not an open container for purposes of the prohibition against possessing an open container of alcohol in a motor vehicle; providing an effective date.

---

By the Committee on Ethics and Elections; and Senators Clary and Posey—

**CS for SB’s 1268 and 1956**—A bill to be entitled An act relating to the second primary election; repealing s. 100.091, F.S.; eliminating the second primary election; repealing s. 100.096, F.S., relating to the holding of special elections in conjunction with the second primary election, to conform; amending s. 97.021, F.S., relating to the definition of “primary election,” to conform; amending ss. 97.055, 97.071, 97.1031, 98.081, F.S., relating to restrictions on changing party affiliation between primary elections, to conform; amending ss. 99.061, 99.095, F.S.,

relating to qualifying for nomination or election to office, to conform; amending s. 99.063, F.S.; adjusting the date to designate a Lieutenant Governor running mate, to conform; amending ss. 99.103, 100.061, 100.081, 100.111, 100.141, 101.252, 101.62, 103.021, 103.022, 103.091, 105.031, 105.041, 105.051, 106.07, 106.08, 106.29, F.S., and repealing s. 102.014(4)(c), F.S.; revising references, to conform to the elimination of the second primary election; providing an effective date.

---

By the Committee on Communications and Public Utilities—

**CS for SB 1322**—A bill to be entitled An act relating to the Public Service Commission; creating the Committee on Public Service Commission Oversight as a standing joint committee of the Legislature; providing for its membership, powers, and duties; amending s. 350.001, F.S.; requiring that the commission perform its duties independently; specifying that the Governor has no planning or budgetary authority with respect to the commission; specifying that the Governor and the Department of Management Services have no authority over the commission's employees; amending s. 350.031, F.S.; authorizing the Florida Public Service Commission Nominating Council to make expenditures to advertise a vacancy on the council or the commission; requiring that the Committee on Public Service Commission Oversight provide a nominee for recommendation to the Governor for appointment to the Public Service Commission; providing procedures; amending s. 350.041, F.S.; clarifying the prohibition against accepting gifts with respect to its application to commissioners attending conferences; requiring that a penalty be imposed against a person who gives a commissioner a prohibited gift; requiring that commissioners avoid impropriety and act in a manner that promotes confidence in the commission; amending s. 350.042, F.S.; requiring that a penalty be imposed against a person involved in a prohibited ex parte communication with a commissioner; amending s. 350.061, F.S.; requiring that the Committee on Public Service Commission Oversight rather than the Joint Legislative Auditing Committee appoint the Public Counsel; providing for biennial reconfirmation rather than annual; requiring that the Public Counsel perform his or her duties independently; amending s. 350.0614, F.S.; requiring that the Committee on Public Service Commission Oversight rather than the Joint Legislative Auditing Committee oversee expenditures of the Public Counsel; providing an effective date.

---

By the Committee on Judiciary; and Senator Atwater—

**CS for SB 1330**—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; redefining the terms “imminently insolvent” and “insolvent” with respect to credit unions; creating s. 655.0201, F.S.; prescribing methods of serving process, notice, or demand on financial institutions; amending s. 655.044, F.S.; requiring all financial institutions to use the calendar year as their fiscal year; amending s. 655.057, F.S.; deleting obsolete provisions; amending s. 655.411, F.S.; conforming a cross-reference; creating s. 655.4185, F.S.; authorizing emergency action in cases of failing financial entities; amending s. 657.002, F.S.; redefining terms with respect to credit unions and deleting obsolete and other terms; amending s. 657.005, F.S.; revising procedures applicable to applying for authority to organize a credit union; amending s. 657.0061, F.S.; providing for disapproval of a proposed bylaw amendment that is not in compliance with statutes or rules; amending s. 657.008, F.S.; revising provisions relating to changes of a credit union's place of business and to establishing branch locations; amending s. 657.021, F.S.; revising duties of credit union boards of directors; amending s. 657.022, F.S.; changing the time within which the annual meeting of a credit union board of directors must be held; amending s. 657.023, F.S.; revising powers of a credit union with respect to a member's rights and continued membership; amending s. 657.024, F.S.; deleting a requirement that distributing ballots in advance of a membership meeting must be done by mail; amending s. 657.026, F.S.; deleting obsolete provisions; revising standards for reporting by a supervisory or audit committee; amending s. 657.027, F.S.; revising duties of a credit union's credit manager; amending s. 657.028, F.S.; prohibiting compensation of a credit union treasurer but authorizing compensation of its chief executive officer; revising prerequisites for serving as an officer, director, or committee member; amending s. 657.031, F.S.; revising powers of credit unions; amending s. 657.033, F.S.; changing standards for when an account is considered dormant, unclaimed, or abandoned; prescribing limits on persons from whom credit unions may accept deposits;

allowing credit unions to participate in systems that allow for automated or electronic transfer, deposit, or withdrawal of funds; requiring credit unions to maintain certain insurance; amending s. 657.038, F.S.; revising credit unions' loan powers, including the power to issue debit or credit cards; amending s. 657.039, F.S.; increasing the amount of credit that may be extended to a credit union's own officers and employees; amending s. 657.042, F.S.; authorizing investment in stock of the Federal Home Loan Bank; revising other limits on investments; amending s. 657.043, F.S.; revising standards for an allowance-for-loan-losses account; deleting the definition of risk assets; providing guidelines for borrowing money; deleting provisions relating to reserves and guaranty assistance agreements; amending s. 657.062, F.S.; deleting obsolete provisions; providing guidelines for conservatorships; amending s. 657.063, F.S.; revising provisions relating to involuntary liquidation; amending s. 657.064, F.S.; deleting obsolete provisions; revising provisions relating to voluntary liquidation; amending s. 657.065, F.S.; revising provisions governing mergers of credit unions; amending s. 657.066, F.S.; revising provisions relating to conversion of credit unions from state to federal or from federal to state; repealing s. 657.0315, F.S., relating to contracts for providing goods, products, or services, s. 657.051, F.S., relating to fiscal year, s. 657.055, F.S., relating to retention and destruction of certain records, s. 657.068, F.S., relating to central credit unions, and s. 658.43(7), F.S., relating to powers with respect to failing financial entities; providing an effective date.

---

By the Committee on Judiciary; and Senator Webster—

**CS for SB 1454**—A bill to be entitled An act relating to public lodging establishments; providing a popular name; creating s. 509.144, F.S.; providing definitions; prohibiting the distribution, and the direction of such distribution, of handbills in a public lodging establishment in certain circumstances; providing penalties; providing requirements for posting a sign that prohibits advertising or solicitation; providing an effective date.

---

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

**CS for SB 1600**—A bill to be entitled An act relating to child care; transferring, renumbering, and amending s. 402.3017, F.S.; revising requirements for the Teacher Education and Compensation Helps scholarship program; amending s. 402.302, F.S.; redefining the term “screening”; authorizing the screening of child care volunteers; amending s. 402.3055, F.S.; requiring an applicant, owner, or operator of a child care facility to sign an affidavit attesting to the accuracy of certain information; authorizing the Department of Children and Family Services to apply certain requirements for personnel in child care facilities to personnel in family day care homes and large family child care homes; amending s. 402.308, F.S.; requiring family day care homes that are required to be licensed and large family child care homes to have a license that is renewed annually; authorizing the Department of Children and Family Services to apply the specified procedures for administering a license to family day care homes and large family child care homes; amending s. 402.309, F.S.; authorizing the local licensing agency or the Department of Children and Family Services to issue a provisional license or registration to a child care facility, family day care home, or large family child care home; providing that a provisional license or registration may not be issued unless child care personnel are screened according to law; requiring the department to adopt rules for issuing, suspending, and revoking provisional licenses and registrations; amending s. 402.310, F.S.; providing that an increased administrative fine may be imposed in addition to or in lieu of other disciplinary actions; authorizing the department or local licensing agencies to convert a license or registration to probation status for a violation of certain laws and rules; authorizing the department or local licensing agencies to apply disciplinary actions to registered family day care homes; directing the department to adopt rules establishing grounds for imposing disciplinary actions for violations of certain laws and rules; directing the department to adopt rules to create a uniform system of procedures to use for disciplinary actions; creating s. 402.3105, F.S.; requiring the department to establish a database of information concerning violations, citations, and penalties imposed against child care facilities, family day care homes, and large family child care homes licensed by or registered with the department and local licensing agencies; requiring the department to consult with the State Technology Office; specifying database

capabilities and the uses of information contained therein; providing that implementation is not contingent upon an appropriation; amending s. 402.313, F.S.; removing conflicting provisions regarding an administrative fine; requiring the adoption of a rule establishing minimum standards for safety; repealing s. 402.313(1)(a), F.S., relating to the authority of the department or local licensing agency to impose an administrative fine against a large family child care home; providing an effective date.

---

By the Committee on Health Care; and Senator Atwater—

**CS for SB 1622**—A bill to be entitled An act relating to hospices; amending s. 400.601, F.S.; redefining the term “hospice” for purposes of part VI of ch. 400, F.S., to remove the stipulation of not-for-profit status; amending s. 400.602, F.S.; providing for licensure of hospices that meet specified conditions; requiring a report to the Legislature by the Agency for Health Care Administration; providing an effective date.

---

By the Committee on Environmental Preservation; and Senators Dockery and Pruitt—

**CS for SB 1670**—A bill to be entitled An act relating to the Oceans and Coastal Resources Conservation and Management Act; creating part IV of ch. 161, F.S., consisting of ss. 161.70, 161.171, 161.72, 161.73, 161.74, 161.75, 161.76, 161.77, and 161.78, F.S.; providing definitions; establishing purposes; requiring the state agencies involved in protecting and managing the state’s oceans and coastal resources to encourage and support public-private partnerships and programs to preserve those resources; requiring coordination with federal agencies and programs; requiring that the Department of Environmental Protection and the Fish and Wildlife Conservation Commission establish the Florida Oceans and Coastal Science Work Group; establishing conservation and management goals; directing the work group to help develop and implement conservation and management goals; providing for membership of the work group; providing for the Secretary of Environmental Protection and the executive director of the Fish and Wildlife Conservation Commission to jointly chair the group; providing responsibilities of the work group; requiring that the department and commission prepare an oceans and coastal resource assessment for use by the work group; providing for contents of the assessment; requiring that the department and commission, in coordination with the work group, prepare a Florida Oceans and Coastal Scientific Research Plan that recommends research priorities; providing for annual updates of the plan; providing for distribution of the plan to the Legislature; creating the Florida Oceans and Coastal Restoration Program; requiring that the department and commission, in coordination with the work group and other appropriate agencies, develop priorities for restoration of the state’s oceans and coastal resources; creating the Florida Oceans and Coastal Sustainable-Use Program; requiring that the department and commission, in coordination with the work group, water management districts, and other appropriate agencies, develop a management framework to ensure sustainable use of the state’s oceans and coastal resources; requiring the department and commission to coordinate the activities of the work group, the Florida Oceans and Coastal Restoration Program, and the Florida Oceans and Coastal Sustainable-Use Program to ensure that the actions taken are complementary and not duplicative; authorizing rulemaking by the Department of Environmental Protection and the Fish and Wildlife Conservation Commission; preserving authority otherwise granted to the commission, water management districts, and state agencies; providing an effective date.

---

By the Committee on Judiciary; and Senator Crist—

**CS for SB 2048**—A bill to be entitled An act relating to judges; amending s. 26.031, F.S.; revising the number of circuit court judges in certain circuits; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; amending s. 35.06, F.S.; revising the

number of district court judges in certain district courts of appeal; providing for appointment or election of new judges created by the act; providing effective dates.

---

By the Committee on Education; and Senators Constantine and Campbell—

**CS for SB 2236**—A bill to be entitled An act relating to tuition rates at state colleges and universities; creating s. 1009.286, F.S.; requiring students to pay the out-of-state tuition rate for credit hours in excess of a specified number for community-college credits and for overall credits applied to a baccalaureate degree; creating s. 1009.287, F.S.; providing for tuition rebates for students who take minimal excess hours in earning a baccalaureate degree; providing a maximum allowable amount for such a rebate; providing conditions to such a rebate; providing an effective date.

---

By the Committee on Education; and Senator Atwater—

**CS for SB 2264**—A bill to be entitled An act relating to the payment of instructional costs for students; amending s. 1009.21, F.S.; defining the term “initial undergraduate enrollment” for purposes of determining a postsecondary student’s residential status for tuition purposes; providing duties of institutions of higher education; providing conditions under which a nonresident undergraduate may be reclassified as a resident of this state; requiring that specified evidence of the legal residence and dependent status of an undergraduate be provided as a prerequisite to classification as a resident for tuition purposes; amending s. 1009.40, F.S.; providing that certain students are ineligible to receive more than one state-funded tuition assistance grant; providing an effective date.

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 23 was corrected and approved.

## CO-INTRODUCERS

Senators Argenziano—SB 734, SB 1216, SB 2266, SB 2312; Bullard—SB 558; Campbell—SB 1848; Constantine—SB 1270; Crist—SB 1266, SB 2266, SB 2312, SB 2362; Dawson—CS for SB 1314, SB 1792; Diaz de la Portilla—SB 608; Fasano—SB 1216, SB 1220, SB 1222, SB 1224; Garcia—SB 1306; Haridopolos—CS for CS for SB 442, SB 1714, SB 2216; Hill—SB 1714; Jones—SB 2130; King—SB 2476; Klein—SB 1354, SB 2216; Lynn—SB 734, SB 612, SB 1118, SB 1722; Miller—SB 132, SB 230, SB 642, SB 1724, SR 2010; Peaden—SB 1862; Pruitt—SB 2074; Siplin—SB 1374

Senator Argenziano withdrew as a co-introducer of SB 1862.

Senator Wise withdrew as the introducer of SB 1216.

## RECESS

On motion by Senator Pruitt, the Senate recessed at 11:13 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Thursday, March 31 or upon call of the President.

## SENATE PAGES

March 28-April 1, 2005

Allison Anderson, Freeport; Charles “Chip” Beatty, Ft. Myers; Caroline Caplan, Port Orange; Jennifer “Jenny” Cento, Miami; Caitlin Daimler, Dunnellon; Nilesia Hall, Tallahassee; Sean Heeney, Lake City; Kathryn Hueber, Riverview; Jessica Isabelle, Tallahassee; Brent Lang, Tallahassee; Elizabeth “Liz” Liberman, Sarasota; Jena Luckman, Boynton Beach; John Oates, Rockledge; Gregory D. Owens, Miami; Lindsay “Page” Painter, Tampa; John “Sam” Ryon, Tallahassee; Mary “Cheree” Suttles, Pensacola