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CALL TO ORDER

The Senate was called to order by President Lee at 9:00 a.m. A quorum present—39:

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

Excused: Senator Baker until 10:37 a.m.

PRAYER

The following prayer was offered by Senator Fasano:

Heavenly Father, we come before you this day to ask your guidance upon all we do. We ask your blessing upon our discussion and deliberations. As we tackle issues of great importance to the people of this state, we ask that you pour out your wisdom upon us. May we hear your voice and respond to your will. May the decisions we make, which will have implications far beyond the walls of this chamber, be the right ones. Please guide us in our speech and actions. May we uphold the dignity of this great institution. And may we always remember that public service is our mission and it is the needs of those who have asked us to be their voice that must be met. We ask all of these things in thy name. Amen.

PLEDGE

Senator Geller led the Senate in the pledge of allegiance to the flag of the United States of America.

SPECIAL ORDER CALENDAR

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

CS for SB 8-A—A bill to be entitled An act relating to relief for persons whose primary residences were damaged by a named tropical system; providing for reimbursement of a portion of the ad valorem tax levied on a house or other residential building if the building is rendered uninhabitable due to a named tropical system; requiring that applica-

tion for such reimbursement be made with the property appraiser; providing application requirements; requiring that the property owner provide documentation that the property was uninhabitable; requiring each property appraiser to determine an applicant's entitlement to reimbursement and the reimbursement amount; providing a formula for calculating the reimbursement amount; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring the Department of Revenue to determine the total reimbursement payments; providing a definition; authorizing an applicant to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; providing a penalty for giving false information; requiring that undeliverable reimbursement checks be forwarded to the certifying property appraiser; providing appropriations; providing for certifying forward unexpended funds; providing for reimbursement of the state sales tax paid on the purchase of a mobile home to replace a mobile home that experienced major damage from a named tropical storm; requiring that application for such reimbursement be made with the property appraiser; providing application requirements; requiring that the property owner provide documentation of damage to the mobile home; requiring each property appraiser to determine an applicant's entitlement to reimbursement and the reimbursement amount; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring the Department of Revenue to determine the total reimbursement payments; providing definitions; authorizing an applicant to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; providing a penalty for giving false information; providing an appropriation; providing that the Legislature intends for payments made under the act to be considered disaster relief for purposes of the Internal Revenue Code; providing an effective date.

—was read the second time by title.

Senator Siplin moved the following amendment which failed:

Amendment 1 (545212)—On page 5, line 5, through page 10, line 26, delete those lines and insert: *period of 15 days or more for the purpose for which it was constructed. However, if a property owner is living in an uninhabitable structure because alternative living quarters are unavailable, the owner is eligible for reimbursement as provided in this section.*

(2)(a) *The property appraiser shall notify the applicant by mail if the property appraiser determines that the applicant is not entitled to receive the reimbursement that he or she applied for under this section. Such notification must be made on or before April 1, 2005. If an applicant's application for reimbursement is not fully granted, the applicant may file a petition with the value adjustment board for review of that decision. The petition must be filed with the value adjustment board on or before the 30th day following the mailing of the notice by the property appraiser.*

(b) *The value adjustment board shall consider these petitions as expeditiously as possible at the same time it is considering denials of homestead exemptions pursuant to sections 194.032 and 196.151, Florida Statutes.*

(c) *By May 10, 2005, the property appraiser shall notify the Department of Revenue of the total amount of reimbursements denied for which a petition with the value adjustment board has been filed. The Department of Revenue shall retain an amount equal to the total amount of claims which had petitions filed with the value adjustment board, or \$1 million, whichever is less. This retained amount shall be used for the*

purpose of paying those claims that were denied by the property appraiser but granted by a value adjustment board. The Department of Revenue shall distribute the remaining funds in accordance with the provisions of paragraph (1)(e) to those property owners whose applications for reimbursement were granted by the property appraiser.

(d) The Department of Revenue may not pay claims for reimbursement from the retained funds until all appeals to the value adjustment board have become final. If reimbursements made under paragraph (1)(e) were reduced by the Department of Revenue, reimbursements granted by the value adjustment boards shall be reduced by the same percentage. If the total adjusted reimbursements approved by the value adjustment boards exceeds the amount retained by the department for paying these reimbursements, the department shall further reduce all reimbursement checks by a percentage sufficient to reduce total reimbursement payments to an amount equal to the amount retained.

(3) Any person who knowingly and willfully gives false information for the purpose of claiming reimbursement under this section commits a misdemeanor of the first degree, punishable as provided in section 775.082, Florida Statutes, or by a fine not exceeding \$5,000, or both.

Section 2. The Department of Revenue shall forward all undeliverable reimbursement checks to the certifying property appraiser for subsequent delivery attempts.

Section 3. The sum of \$70,000 is appropriated from the General Revenue Fund to the Administrative Trust Fund of the Department of Revenue for the purpose of administering this act.

Section 4. Notwithstanding the provisions of section 216.301, Florida Statutes, to the contrary and in accordance with section 216.351, Florida Statutes, the Executive Office of the Governor shall, on July 1, certify forward all unexpended funds appropriated pursuant to this act.

Section 5. The sum of \$20 million is appropriated from the General Revenue Fund to the Administrative Trust Fund of the Department of Revenue for purposes of paying a partial reimbursement of property taxes as provided in this act.

Section 6. Reimbursement for sales taxes paid on mobile homes purchased to replace mobile homes damaged by a named tropical system.—

(1) If a mobile home is purchased to replace a mobile home that experienced major damage from a named tropical system, and if the damaged mobile home was the permanent residence of a permanent resident of this state, the state sales tax paid on the purchase of the replacement mobile home shall be reimbursed in the following manner:

(a) An application must be filed on or before May 1, 2005, by the owner with the property appraiser in the county where the damaged mobile home was located. Failure to file such application on or before May 1, 2005, constitutes a waiver of any claim for reimbursement under this section. The application must be filed in the manner and form prescribed by the property appraiser.

(b) The application, attested to under oath, must identify the mobile home that experienced major damage from a named tropical system and the date the damage occurred. Documentation of major damage and a copy of the invoice for the replacement mobile home must accompany the application. Such documentation may include, but is not limited to, insurance information or information from the Federal Emergency Management Agency or the American Red Cross attesting to the major damage of the mobile home.

(c) Upon receipt of the application, the property appraiser shall investigate the statements contained therein to determine whether the applicant is entitled to reimbursement under this section. If the property appraiser determines that the applicant is entitled to reimbursement, the property appraiser shall calculate the reimbursement amount. The reimbursement shall be an amount equal to the state sales tax paid on the purchase price of the replacement mobile home, as determined by the tax tables of the Department of Revenue, which amount may not exceed \$1,500.

(d) The property appraiser shall compile a list of mobile home owners entitled to reimbursement. The list shall be submitted to the Department of Revenue by June 1, 2005, through an electronic, web-based application provided by the department.

(e) Upon receipt of the reimbursement lists from the property appraisers, the Department of Revenue shall disburse reimbursement checks from its Administrative Trust Fund in the amounts and to the persons indicated in the reimbursement lists received from the property appraisers. Before disbursing any reimbursement checks, the Department of Revenue shall determine the total of all reimbursement requests submitted by the property appraisers. If the total amount of reimbursement requested exceeds the amount available for that purpose, the department shall reduce all reimbursement checks by a percentage sufficient to reduce total reimbursement payments to an amount equal to the appropriation, less any amount retained pursuant to paragraph (2)(c).

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

1. "Major damage" means that a mobile home is more than 50-percent destroyed or that a mobile home cannot be inhabited and cannot be repaired for less than the amount of its value before the named tropical system.

2. "Permanent residence" and "permanent resident" have the same meanings as provided in section 196.012, Florida Statutes.

(2)(a) The property appraiser shall notify the applicant by mail if the property appraiser determines that the applicant is not entitled to receive the reimbursement that he or she applied for under this section. Such notification must be made on or before June 1, 2005. If an applicant's application for reimbursement is not fully granted, the applicant may file a petition with the value adjustment board for review of that decision. The petition must be filed with the value adjustment board on or before the 30th day following the mailing of the notice by the property appraiser.

(b) The value adjustment board shall consider these petitions as expeditiously as possible at the same time it is considering denials of homestead exemptions pursuant to sections 194.032 and 196.151, Florida Statutes.

(c) By July 10, 2005, the property appraiser shall notify the Department of Revenue of the total amount of reimbursements denied for which a petition with the value adjustment board has been filed. The Department of Revenue shall retain an amount equal to the total amount of claims which had petitions filed with the value adjustment board, or \$665,000, whichever is less. This retained amount shall be used for the purpose of paying those claims that were denied by the property appraiser but granted by a value adjustment board. The Department of Revenue shall distribute the remaining funds in accordance with the provisions of paragraph (1)(e) to those mobile home owners whose applications for reimbursement were granted by the property appraiser.

(d) The Department of Revenue may not pay claims for reimbursement from the retained funds until all appeals to the value adjustment board have become final. If reimbursements made under paragraph (1)(e) were reduced by the Department of Revenue, reimbursements granted by the value adjustment boards shall be reduced by the same percentage. If the total adjusted reimbursements approved by the value adjustment boards exceeds the amount retained by the department for paying these reimbursements, the department shall further reduce all reimbursement checks by a percentage sufficient to reduce total reimbursement payments to an amount equal to the amount retained.

(3) Any person who claims reimbursement under section 1 of this act is not eligible for the reimbursement provided by this section.

(4) Any person who knowingly and willfully gives false information for the purpose of claiming reimbursement under this section commits a misdemeanor of the first degree, punishable as provided in section 775.082, Florida Statutes, or by a fine not exceeding \$5,000, or both.

Section 7. The sum of \$50 million is appropriated from

Senator Geller moved the following amendment which was adopted:

Amendment 2 (511438)—On page 9, delete line 6 and insert:

2. "Mobile home" means a mobile home as defined in section 320.01(2)(a), Florida Statutes, a manufactured home as defined in section 320.01(2)(b), Florida Statutes, or a trailer as defined in section 320.08(10), Florida Statutes.

3. "Permanent residence" and "permanent resident" have

On motion by Senator Atwater, by two-thirds vote **CS for SB 8-A** as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Baker

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

CS for SB 4-A—A bill to be entitled An act relating to juvenile detention; amending s. 985.2155, F.S.; revising the apportionment of certain costs between counties and the state of providing detention care for juveniles; deleting a requirement that the Chief Financial Officer withhold a portion of county funds if the county remits to the state less than the amount required; deleting provisions directing the Department of Juvenile Justice to negotiate with other states for certain costs and to pay the costs of detaining juveniles for whom no state of residence is established; amending s. 3 of chapter 2004-263, Laws of Florida; revising the effective date of chapter 2004-263, Laws of Florida, which has already occurred; providing an appropriation; requiring the Governor to adjust the approved operating budget for the Department of Juvenile Justice; providing that the act fulfills an important state interest; providing effective dates.

—was read the second time by title.

MOTION

Senator Aronberg moved that the rules be waived to allow consideration of the late filed amendment 375434. The motion failed, therefore the amendment was not considered.

On motion by Senator Crist, by two-thirds vote **CS for SB 4-A** was read the third time by title, passed by the required constitutional two-thirds vote of the membership and certified to the House. The vote on passage was:

Yeas—34

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

Nays—5

Aronberg	Dawson	Smith
Bullard	Geller	

Vote after roll call:

Yea—Baker

Nay to Yea—Dawson

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

CS for SB 14-A—A bill to be entitled An act relating to the restoration of hurricane-damaged beaches and dunes; providing legislative findings with respect to hurricane damage to the state's beach and dune systems; requiring the Department of Environmental Protection to provide a report on the repair and restoration of the state's beaches and dunes to the Governor and Legislature; providing appropriations; requiring a local match for certain appropriations; limiting the local match to counties and municipalities with a certain per capita personal income level; authorizing the Executive Office of the Governor to approve a waiver under certain conditions; restricting full release of funds until certain local match requirements are met; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; authorizing the department to redistribute funds among activities and projects; requiring that the department provide prior notice of and justification for such redistribution to the Governor and Legislature; directing the department to take the necessary steps to ensure the timely implementation and completion of certain beach repair and restoration projects; providing an effective date.

—was read the second time by title. On motion by Senator Clary, by two-thirds vote **CS for SB 14-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Baker

SB 16-A—A bill to be entitled An act relating to hurricane impacts on specified agricultural programs; providing legislative findings with respect to the impact of the hurricanes and tropical storm of 2004 on the department's citrus canker eradication and compensation programs, the spread of an infestation of soybean rust resulting in the need to conduct surveys to determine the extent of such infestation, and a projected shortfall in revenues of the Plant Industry Trust Fund; requiring the department to provide a report on citrus canker eradication to the Governor and the Legislature; providing appropriations; requiring the department to maximize available federal funds for certain programs; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; providing an effective date.

—was read the second time by title. On motion by Senator Argenziano, by two-thirds vote **SB 16-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Aronberg	Bullard
Alexander	Atwater	Campbell
Argenziano	Bennett	Carlton

Clary	Hill	Pruitt
Constantine	Jones	Rich
Crist	King	Saunders
Dawson	Klein	Sebesta
Diaz de la Portilla	Lawson	Smith
Dockery	Lynn	Villalobos
Fasano	Margolis	Webster
Garcia	Miller	Wilson
Geller	Peaden	Wise
Haridopolos	Posey	

Nays—None

Vote after roll call:

Yea—Baker, Siplin

SB 18-A—A bill to be entitled An act relating to the state’s health and human services agencies; providing legislative findings with respect to the need to provide nutritional, medical, and social services to the elderly, children, families, individuals with disabilities, and low-income individuals due to the impact of hurricanes and a tropical storm in this state during 2004; providing appropriations to the Department of Elderly Affairs, the Department of Children and Family Services, and the Agency for Persons with Disabilities; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; providing an effective date.

—was read the second time by title. On motion by Senator Saunders, by two-thirds vote **SB 18-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Baker

SB 28-A—A bill to be entitled An act relating to the Florida KidCare program; amending s. 409.814, F.S.; revising requirements for documenting family income for purposes of determining a child’s eligibility for the program; providing an effective date.

—was read the second time by title. On motion by Senator Posey, by two-thirds vote **SB 28-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Peaden	Saunders	Villalobos
Posey	Sebesta	Webster
Pruitt	Siplin	Wilson
Rich	Smith	Wise

Nays—None

Vote after roll call:

Yea—Baker

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

SB 30-A—A bill to be entitled An act relating to public records; creating an exemption from public disclosure requirements for policyholder personal-identifying information contained in records or information held by the Department of Financial Services pertaining to the multiple hurricane deductible reimbursement program; providing an exception to the exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (145992)(with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Confidentiality of information relating to reimbursement for multiple hurricane deductibles.*—

(1) *Information held by the Department of Financial Services pursuant to a request for reimbursement under the multiple hurricane deductible reimbursement program is exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution, until 90 days after a reimbursement payment has been made to the policyholder by the department, the request for reimbursement is denied, or an application for reimbursement is no longer active, whichever occurs later.*

(2) *Information held by the Department of Financial Services pursuant to the multiple hurricane deductible reimbursement program which would identify an insurer, including the insurer’s name, address, form numbers, policy and claims numbers, and names and other information that would identify the insurer’s employees, is exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution.*

(3) *Information held by the Department of Financial Services pursuant to the multiple hurricane deductible reimbursement program which relates to policyholders who have not filed claims for reimbursement is exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution.*

(4) *This section is subject to the Open Government Sunset Review Act of 1995 in accordance with section 119.15, Florida Statutes, and shall stand repealed on October 2, 2010, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 2. (1) *The legislative intent of the multiple hurricane deductible reimbursement program, as expressed in Senate Bill 10-A and House Bill 9-A, is to reimburse policyholders in Florida for financial loss suffered due to the application of multiple hurricane deductibles, which constitutes a valid and necessary public and governmental purpose and which serves the public health, safety, and welfare. In order for the multiple hurricane deductible reimbursement program to operate effectively and efficiently, the Department of Financial Services will receive information from insureds who will file claims under the program, as well as information from insurers which supports or verifies the claims for reimbursement made under the program.*

(2) *The Legislature finds that it is a public necessity to make exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution, information held by the Department of Financial Services pursuant to a request for reimbursement under the multiple hurricane deductible reimbursement program until 90 days after a reimbursement payment has been made to the policyholder by the department, the request for reimbursement is denied, or an*

application for reimbursement is no longer active, whichever occurs later. Given the concerns involving the public health, safety, and welfare, the urgency in providing relief to the appropriate residents of the state, and the temporary nature of the program, it is vital that the department be able to perform its duties under the multiple hurricane deductible reimbursement program in the most efficient and effective manner possible. The exemption provided for information held by the department pursuant to a request for reimbursement under the program is a time-limited exemption only and is enacted to permit the department maximum opportunity to fulfill its duties under the program with a minimum amount of distraction while still preserving public oversight by making information available 90 days after a reimbursement payment has been made to the policyholder by the department, the request for reimbursement is denied, or an application for reimbursement is no longer active, whichever occurs later.

(3) The Legislature also finds that it is a public necessity to make exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution, information held by the Department of Financial Services pursuant to the multiple hurricane deductible reimbursement program which would identify an insurer, including the insurer's name, address, form numbers, policy and claims numbers, and names and other information that would identify the insurer's employees. In order for the administration of this program to be effective, the department must have access to information that is available only from insurers in order to verify requests for reimbursement. This insurer information may identify an insurer, including the insurer's name, address, form numbers, policy and claims numbers, and names and other information that would identify the insurer's employees. If this information were to be made available with the reimbursement requestor's information that is later released under subsection (1), it could be used to link insureds with insurers and effectively result in the release of client lists, which is proprietary business information. If this information is not made exempt, insurers might be hesitant to provide the verification necessary to implement the program, which would defeat its purpose. In addition, the Legislature notes that release of proprietary business information of this sort could result in serious economic consequences for insurers and, ultimately, the State of Florida. Furthermore, the Legislature finds that it is a public necessity to make exempt from the provisions of section 119.07(1), Florida Statutes, and Section 24(a), Article I of the State Constitution, information held by the Department of Financial Services pursuant to the multiple hurricane deductible reimbursement program which relates to policyholders who have not filed claims for reimbursement. Under the multiple hurricane deductible reimbursement program, insurers may be providing the Department of Financial Services with information concerning large numbers of their insureds, some of whom will not file claims under the program. Insurers could provide information related to each requestor upon a request of the department, but this would increase the amount of time required to fulfill the purpose of the program. Transfer of large databases by insurers is a faster, more efficient, and more effective method of giving the department the information it needs, but this method also will give the department information concerning individual insureds who make no request for reimbursement under the program. As a result, information concerning policyholders who do not make claims for reimbursement should be protected to preserve their privacy and to protect proprietary business information of insurers.

Section 3. This act shall take effect on the same date that Senate Bill 10-A or House Bill 9-A takes effect, if such legislation is enacted in the same legislative session, or an extension thereof, and becomes law.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to public records; creating an exemption from public disclosure requirements for information held by the Department of Financial Services pursuant to a request for reimbursement under the multiple hurricane deductible reimbursement program; providing exemption to expire within a specified period; creating an exemption from public disclosure requirements for information that would identify an insurer or an insurer's employees; creating an exemption from public disclosure requirements for information held by the department which relates to policyholders who have not filed claims for reimbursement under the program; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

On motion by Senator Garcia, by two-thirds vote **SB 30-A** as amended was read the third time by title, passed by the required constitutional two-thirds vote of the members present, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

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

CS for SB 2-A—A bill to be entitled An act relating to early learning; creating part V of ch. 1002, F.S.; creating the Voluntary Prekindergarten Education Program; implementing s. 1(b) and (c), Art. IX of the State Constitution; providing definitions for purposes of the program; providing eligibility and enrollment requirements; authorizing parents to enroll their children in a school-year program delivered by a private prekindergarten provider, a summer program delivered by a public school or private prekindergarten provider, or a school-year program delivered by a public school; requiring school districts to admit all eligible children in the summer program; prohibiting specified acts of discrimination and certain limits on enrollment; specifying eligibility requirements for private prekindergarten providers and public schools that deliver the program; requiring minimum hours for the program; providing minimum requirements for prekindergarten instructors; providing for the adoption of rules; providing minimum and maximum class sizes; requiring appropriate adult supervision for prekindergarten classes; requiring the Department of Education to establish minimum standards for a credential for prekindergarten directors and for emergent literacy training courses for prekindergarten instructors; requiring the credential and course to provide training and resources containing strategies that maximize the program's benefits for students with disabilities and other special needs; providing that the credential and course satisfy certain credentialing and training requirements; providing limits on when a provider or school may deliver the summer prekindergarten program; specifying eligibility requirements for school districts that deliver the school-year prekindergarten program; providing legislative intent; authorizing providers and schools to select or design curricula used for the program; directing the Department of Education to adopt performance standards and approve curricula under specified conditions; requiring providers and schools to be placed on probation and use the approved curricula under certain circumstances; requiring improvement plans and corrective actions from providers and schools under certain circumstances; providing for the removal of providers or schools that remain on probation beyond specified time limits; requiring early learning coalitions and school districts to verify the compliance of private prekindergarten providers and public schools; authorizing the removal of providers and schools for noncompliance or misconduct; requiring interagency coordination for monitoring providers; requiring the Department of Education to adopt a statewide kindergarten screening; requiring certain students to take the statewide screening; specifying requirements for screening instruments and kindergarten readiness rates; directing the State Board of Education to establish minimum rates; providing funding and reporting requirements; specifying the calculation of per-student allocations; authorizing students to withdraw, reenroll, and receive additional per-student allocations under specified conditions; providing for advance payments to private prekindergarten providers and public schools based upon student enrollment; providing for the documentation and certification of student attendance; requiring parents to verify student attendance and certify the choice of provider or school; providing for the reconciliation of advance payments based upon attendance; requiring students to comply with attendance policies and authorizing the

dismissal of students for noncompliance; requiring the Agency for Workforce Innovation to adopt a uniform attendance policy for funding purposes; providing for administrative funds to be used by early learning coalitions; prohibiting certain fees or charges; limiting the use of state funds; providing powers and duties of the Department of Education and the Agency for Workforce Innovation; requiring the department and the agency to adopt procedures for the Voluntary Prekindergarten Education Program; creating the Florida Early Learning Advisory Council; providing for the appointment and membership of the advisory council; providing membership and meeting requirements; authorizing council members to receive per diem and travel expenses; requiring the Agency for Workforce Innovation to provide staff for the advisory council; providing for the adoption of rules; amending s. 411.01, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation; deleting provisions for the appointment and membership of the partnership; redesignating school readiness coalitions as early learning coalitions; deleting obsolete references to repealed programs; deleting obsolete provisions governing the phase in of school readiness programs; deleting provisions governing the measurement of school readiness, the school readiness uniform screening, and performance-based budgeting in school readiness programs; specifying requirements for school readiness performance standards; clarifying rulemaking requirements; revising requirements for school readiness programs; specifying that school readiness programs must enhance the progress of children in certain skills; requiring early learning coalitions to obtain certain health information before enrolling a child in the school readiness program; requiring the Agency for Workforce Innovation to monitor and evaluate the performance of early learning coalitions and to identify best practices for the coalitions; requiring a reduction in the number of coalitions in accordance with specified standards; directing the Agency for Workforce Innovation to adopt procedures for the merger of coalitions; providing exceptions; authorizing the Agency for Workforce Innovation to dissolve a coalition under specified conditions; revising appointment and membership requirements for the coalitions; specifying that certain members are nonvoting; directing the Agency for Workforce Innovation to adopt criteria for the appointment of certain members; requiring each coalition to specify terms of coalition members; requiring a quorum of coalition members; prohibiting coalition members from voting under certain circumstances; providing a definition for purposes of the single point of entry; requiring early learning coalitions to use a statewide information system; requiring the Agency for Workforce Innovation to approve payment rates and consider the access of eligible children before approving proposals to increase rates; prioritizing the use of school readiness funds under certain circumstances; deleting requirements for the minimum number of children served; providing requirements for developmentally appropriate curriculum used for school readiness programs; authorizing contracts for the continuation of school readiness services under certain circumstances; requiring the Agency for Workforce Innovation to adopt criteria for the approval of school readiness plans; revising requirements for school readiness plans; providing requirements for the approval and implementation of plan revisions; revising competitive procurement requirements for early learning coalitions; authorizing the coalitions to designate certified public accountants as fiscal agents; clarifying age and income eligibility requirements for school readiness programs; revising eligibility requirements for certain at-risk children; deleting a requirement for consultation on performance standards and outcome measures; revising funding requirements; revising requirements for the adoption of a formula for the allocation of certain funds among the early learning coalitions; specifying allocations for fiscal year 2004-2005; deleting an obsolete provision requiring a report; deleting the expiration of eligibility requirements for certain children from families receiving temporary cash assistance; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the school readiness system; amending s. 20.50, F.S.; creating the Office of Early Learning within the Agency for Workforce Innovation; requiring the office to administer the school readiness system and operational requirements of the Voluntary Prekindergarten Education Program; amending s. 125.901, F.S.; conforming provisions to changes made by the act; amending ss. 216.133 and 216.136, F.S.; redesignating the School Readiness Program Estimating Conference as the Early Learning Programs Estimating Conference; requiring the estimating conference to develop certain estimates and forecasts for the Voluntary Prekindergarten Education Program; directing the Agency for Workforce Innovation to provide certain information to the estimating conference; amending ss. 402.3016, 411.011, 411.226, 411.227, 1001.23, 1002.22, and 1003.54, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation and to the redesignation of the school readiness

coalitions as early learning coalitions; authorizing the agency to adopt rules; amending s. 1007.23, F.S.; requiring the articulation of certain programs into credit toward a postsecondary degree; abolishing the Florida Partnership for School Readiness; transferring all powers, rules, personnel, and property of the partnership to the Agency for Workforce Innovation; repealing ss. 411.012 and 1008.21, F.S., relating to the voluntary universal prekindergarten education program and the school readiness uniform screening; providing appropriations and authorizing additional positions; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from the lump-sum appropriations to appropriation categories; providing an effective date.

—was read the second time by title.

Amendments were considered and failed to conform **CS for SB 2-A to HB 1-A**.

Pending further consideration of **CS for SB 2-A**, on motion by Senator Carlton, by two-thirds vote **HB 1-A** was withdrawn from the Committees on Commerce and Consumer Services; Education; and Education Appropriations.

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

HB 1-A—A bill to be entitled An act relating to early learning; creating part V of ch. 1002, F.S.; creating the Voluntary Prekindergarten Education Program; implementing s. 1(b) and (c), Art. IX of the State Constitution; providing definitions for purposes of the program; providing eligibility and enrollment requirements; authorizing parents to enroll their children in a school-year program delivered by a private prekindergarten provider, a summer program delivered by a public school or private prekindergarten provider, or a school-year program delivered by a public school; requiring school districts to admit all eligible children in the summer program; prohibiting specified acts of discrimination and certain limits on enrollment; specifying eligibility requirements for private prekindergarten providers and public schools that deliver the program; requiring minimum hours for the program; providing minimum requirements for prekindergarten instructors; providing for the adoption of rules; providing minimum and maximum class sizes; requiring appropriate adult supervision for prekindergarten classes; requiring the Department of Education to establish minimum standards for a credential for prekindergarten directors and for emergent literacy training courses for prekindergarten instructors; requiring the credential and course to provide training and resources containing strategies that maximize the program's benefits for students with disabilities and other special needs; providing that the credential and course satisfy certain credentialing and training requirements; providing limits on when a provider or school may deliver the summer prekindergarten program; specifying eligibility requirements for school districts that deliver the school-year prekindergarten program; providing legislative intent; authorizing providers and schools to select or design curricula used for the program; directing the Department of Education to adopt performance standards and approve curricula under specified conditions; requiring providers and schools to be placed on probation and use the approved curricula under certain circumstances; requiring improvement plans and corrective actions from providers and schools under certain circumstances; providing for the removal of providers or schools that remain on probation beyond specified time limits; requiring early learning coalitions and school districts to verify the compliance of private prekindergarten providers and public schools; authorizing the removal of providers and schools for noncompliance or misconduct; requiring interagency coordination for monitoring providers; requiring the Department of Education to adopt a statewide kindergarten screening; requiring certain students to take the statewide screening; specifying requirements for screening instruments and kindergarten readiness rates; directing the State Board of Education to establish minimum rates; providing funding and reporting requirements; specifying the calculation of per-student allocations; authorizing students to withdraw, reenroll, and receive additional per-student allocations under specified conditions; providing for advance payments to private prekindergarten providers and public schools based upon student enrollment; providing for the documentation and certification of student attendance; requiring parents to verify student attendance and certify the choice of provider or school; providing for the reconciliation of advance payments based upon attendance; requiring students to comply with attendance policies and authorizing the dismissal of students for noncompliance; requiring the Agency for Workforce Innovation to adopt a uniform attendance policy for funding purposes; providing for administrative funds to be used by early learning

coalitions; prohibiting certain fees or charges; limiting the use of state funds; providing powers and duties of the Department of Education and the Agency for Workforce Innovation; requiring the department and the agency to adopt procedures for the Voluntary Prekindergarten Education Program; creating the Florida Early Learning Advisory Council; providing for the appointment and membership of the advisory council; providing membership and meeting requirements; authorizing council members to receive per diem and travel expenses; requiring the Agency for Workforce Innovation to provide staff for the advisory council; providing for the adoption of rules; amending s. 411.01, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation; deleting provisions for the appointment and membership of the partnership; redesignating school readiness coalitions as early learning coalitions; deleting obsolete references to repealed programs; deleting obsolete provisions governing the phase in of school readiness programs; deleting provisions governing the measurement of school readiness, the school readiness uniform screening, and performance-based budgeting in school readiness programs; specifying requirements for school readiness performance standards; clarifying rulemaking requirements; revising requirements for school readiness programs; specifying that school readiness programs must enhance the progress of children in certain skills; requiring early learning coalitions to obtain certain health information before enrolling a child in the school readiness program; requiring the Agency for Workforce Innovation to monitor and evaluate the performance of early learning coalitions and to identify best practices for the coalitions; requiring a reduction in the number of coalitions in accordance with specified standards; directing the Agency for Workforce Innovation to adopt procedures for the merger of coalitions; providing exceptions; authorizing the Agency for Workforce Innovation to dissolve a coalition under specified conditions; revising appointment and membership requirements for the coalitions; specifying that certain members are nonvoting; directing the Agency for Workforce Innovation to adopt criteria for the appointment of certain members; requiring each coalition to specify terms of coalition members; requiring a quorum of coalition members; prohibiting coalition members from voting under certain circumstances; providing a definition for purposes of the single point of entry; requiring early learning coalitions to use a statewide information system; requiring the Agency for Workforce Innovation to approve payment rates and consider the access of eligible children before approving proposals to increase rates; prioritizing the use of school readiness funds under certain circumstances; deleting requirements for the minimum number of children served; providing requirements for developmentally appropriate curriculum used for school readiness programs; authorizing contracts for the continuation of school readiness services under certain circumstances; requiring the Agency for Workforce Innovation to adopt criteria for the approval of school readiness plans; revising requirements for school readiness plans; providing requirements for the approval and implementation of plan revisions; revising competitive procurement requirements for early learning coalitions; authorizing the coalitions to designate certified public accountants as fiscal agents; clarifying age and income eligibility requirements for school readiness programs; revising eligibility requirements for certain at-risk children; deleting a requirement for consultation on performance standards and outcome measures; revising funding requirements; revising requirements for the adoption of a formula for the allocation of certain funds among the early learning coalitions; specifying allocations for fiscal year 2004-2005; deleting an obsolete provision requiring a report; deleting the expiration of eligibility requirements for certain children from families receiving temporary cash assistance; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the school readiness system; amending s. 20.50, F.S.; creating the Office of Early Learning within the Agency for Workforce Innovation; requiring the office to administer the school readiness system and operational requirements of the Voluntary Prekindergarten Education Program; amending s. 125.901, F.S.; conforming provisions to changes made by the act; amending ss. 216.133 and 216.136, F.S.; redesignating the School Readiness Program Estimating Conference as the Early Learning Programs Estimating Conference; requiring the estimating conference to develop certain estimates and forecasts for the Voluntary Prekindergarten Education Program; directing the Agency for Workforce Innovation to provide certain information to the estimating conference; amending ss. 402.3016, 411.011, 411.226, 411.227, 1001.23, 1002.22, and 1003.54, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation and to the redesignation of the school readiness coalitions as early learning coalitions; authorizing the agency to adopt rules; amending s. 1007.23, F.S.; requiring the articulation of certain

programs into credit toward a postsecondary degree; abolishing the Florida Partnership for School Readiness; transferring all powers, rules, personnel, and property of the partnership to the Agency for Workforce Innovation; repealing ss. 411.012 and 1008.21, F.S., relating to the voluntary universal prekindergarten education program and the school readiness uniform screening; providing appropriations and authorizing additional positions; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from the lump-sum appropriations to appropriation categories; providing an effective date.

—a companion measure, was substituted for **CS for SB 2-A** and by two-thirds vote read the second time by title.

On motion by Senator Carlton, by two-thirds vote **HB 1-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—4

Dawson	Rich	Wilson
Geller		

RECESS

On motion by Senator Pruitt, the Senate recessed at 12:50 p.m. to reconvene at 1:15 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 1:24 p.m. A quorum present—40:

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

SPECIAL ORDER CALENDAR, continued

On motion by Senator Peaden, by two-thirds vote **HB 5-A** was withdrawn from the Committee on Banking and Insurance.

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

HB 5-A—A bill to be entitled An act relating to discount medical plan organizations; delaying the date by which such an organization or marketer must comply with the requirements of pt. II of ch. 636, F.S., relating to the licensure and regulation of discount medical plan organizations; providing an effective date.

—a companion measure, was substituted for **SB 6-A** and by two-thirds vote read the second time by title. On motion by Senator Peaden, by two-thirds vote **HB 5-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

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

CS for SB 10-A—A bill to be entitled An act relating to hurricane deductibles; providing for the Department of Financial Services to reimburse policyholders of residential property insurance for multiple deductibles applied by insurers for two or more hurricanes; providing legislative findings and intent; establishing criteria for eligibility for reimbursement; requiring applications to be submitted to the department and to include certain information; limiting the maximum amount of reimbursement; limiting total reimbursement to the amount appropriated for this purpose; requiring payment to be made in a specified order of priority and providing for pro rata reimbursement; requiring insurers to provide the department with certain information related to the claim for reimbursement, subject to the policyholder’s authorization; authorizing the department to contract with a third party for investigation or adjustment of a claim for reimbursement; requiring insurers to mail notice to certain policyholders of the reimbursement procedures; providing for emergency rules; providing that an application for reimbursement constitutes an insurance claim for purposes of determining insurance fraud; prohibiting insurers from changing their method of waiving or applying deductibles due to the provisions of the law providing for reimbursement to policyholders; requiring the Office of Insurance Regulation to collect data from insurers regarding the application of multiple deductibles; providing legislative intent that reimbursements made to policyholders be considered disaster-relief assistance for purposes of the Internal Revenue Code; amending s. 627.701, F.S.; requiring that hurricane deductibles of residential property insurance policies be applied on an annual basis to all hurricane losses that occur during a calendar year; allowing insurers to apply an alternative deductible to subsequent hurricane losses after the annual deductible is met; providing the method by which the hurricane deductible is to be calculated if a hurricane deductible is changed for a new or renewal policy; allowing insurers to require policyholders to report hurricane losses or to maintain receipts or records in order to apply hurricane losses to a subsequent hurricane claim; providing appropriations; requiring the State Board of Administration to increase future premiums to the Florida Hurricane Catastrophe Fund; providing an effective date.

—was read the second time by title.

An amendment was considered and failed to conform **CS for SB 10-A** to **HB 9-A**.

Pending further consideration of **CS for SB 10-A**, on motion by Senator Garcia, by two-thirds vote **HB 9-A** was withdrawn from the Committees on Banking and Insurance; and General Government Appropriations.

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

HB 9-A—A bill to be entitled An act relating to hurricane deductibles; providing legislative findings and intent; providing a definition; providing for the Department of Financial Services to reimburse policyholders

of residential property insurance for multiple deductibles applied by insurers for two or more hurricanes; establishing criteria for policyholders to be eligible for reimbursements; requiring applications to be submitted to the department, including certain information; limiting the maximum amount of reimbursements; limiting total reimbursements to the amount appropriated for this purpose; providing reimbursement criteria for the department under certain circumstances; requiring insurers to provide certain information to the department relating to claims for reimbursement, subject to policyholders’ authorization; authorizing the department to contract with third parties for investigation or adjustment of claims for reimbursement; requiring insurers to mail notices to certain policyholders of the reimbursement procedures; authorizing the department to adopt certain rules; providing legislative intent; providing that applications for reimbursements shall be insurance claims for purposes of determining insurance fraud; prohibiting insurers from changing methods of waiving or applying deductibles due to the provisions of law providing for reimbursement to policyholders; requiring the Office of Insurance Regulation to collect data from insurers regarding the application of multiple deductibles; providing legislative intent; amending s. 627.701, F.S.; requiring that hurricane deductibles of residential property insurance policies be applied on an annual basis to all hurricane losses that occur during the calendar year; allowing insurers to apply an alternative deductible to subsequent hurricane losses after the annual deductible is met; providing for calculations of hurricane deductibles for new or renewed policies; allowing insurers to require policyholders to report hurricane losses or to maintain receipts or records in order to apply hurricane losses to subsequent hurricane claims; providing applicability; providing appropriations for certain purposes; providing for reversion of certain unexpended moneys; requiring the Chief Financial Officer to report to certain entities certain multiple hurricane deductible reimbursement information; requiring the State Board of Administration to increase future premiums to the Florida Hurricane Catastrophe Fund; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 10-A** and by two-thirds vote read the second time by title.

SENATOR CLARY PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Garcia, by two-thirds vote **HB 9-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

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

Nays—1

Campbell

Vote after roll call:

Yea—Diaz de la Portilla

On motion by Senator Alexander, by two-thirds vote **HB 11-A** was withdrawn from the Committee on Education Appropriations.

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

HB 11-A—A bill to be entitled An act relating to the restoration of educational facilities damaged by hurricanes in 2004; creating the Educational Facilities Hurricane Restoration Cash Flow Loan Program for

the purpose of assisting district school boards in making timely payments in restoring educational facilities; providing eligibility requirements for receiving a cash flow loan; requiring the Department of Education to administer the loan program and distribute loan funds; requiring the Department of Community Affairs to notify the Department of Education when certain federal payments have been distributed; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **SB 12-A** and by two-thirds vote read the second time by title. On motion by Senator Alexander, by two-thirds vote **HB 11-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

Vote after roll call:

Yea—Dawson

On motion by Senator Constantine, by two-thirds vote **HB 19-A** was withdrawn from the Committees on Community Affairs; and Transportation and Economic Development Appropriations.

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

HB 19-A—A bill to be entitled An act relating to hurricane-relief funding; amending s. 252.37, F.S., relating to emergency management; requiring that the state and the affected local government provide certain amounts of matching funds following acceptance of federal public assistance funds that are conditioned upon such match; authorizing the Executive Office of the Governor to waive the requirement under certain circumstances; requiring that the recipient provide a required match before receiving federal hazard-mitigation funds; providing for certain exceptions; providing for retroactive application of the requirements for providing matching funds; providing appropriations; providing requirements for local governments with respect to matching funds; authorizing future payments or a deduction from the local government’s revenue-sharing allocation; specifying that the nonrecurring appropriations are to meet needs caused by hurricanes and a tropical storm; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; providing an effective date.

—a companion measure, was substituted for **SB 20-A** and by two-thirds vote read the second time by title. On motion by Senator Constantine, by two-thirds vote **HB 19-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Pruitt	Siplin	Webster
Rich	Smith	Wilson
Saunders	Villalobos	Wise
Sebesta		
Nays—None		

On motion by Senator Fasano, by two-thirds vote **HB 21-A** was withdrawn from the Committee on Transportation and Economic Development Appropriations.

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

HB 21-A—A bill to be entitled An act relating to the Agency for Workforce Innovation; requiring the agency to provide quarterly reports on certain expenditures; requiring the report to be submitted to the Governor and Legislature; providing that the report must contain certain information; providing an appropriation; requiring that the appropriation be used for additional temporary jobs for eligible dislocated workers; authorizing the agency to spend the appropriation as permitted by the Federal Government; providing that the appropriation is nonrecurring; requiring the Executive Office of the Governor to provide notice of the allocation of the lump-sum appropriations; providing an effective date.

—a companion measure, was substituted for **SB 22-A** and by two-thirds vote read the second time by title. On motion by Senator Fasano, by two-thirds vote **HB 21-A** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, December 16, 2004: CS for SB 8-A, CS for SB 4-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 28-A, SB 30-A, CS for SB 2-A, SB 6-A, CS for SB 10-A, SB 12-A, SB 20-A, SB 22-A

Respectfully submitted,
Ken Pruitt, Chair

The Committee on Commerce and Consumer Services recommends the following pass: SB 2-A

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

The Committee on Education recommends the following pass: SB 2-A

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

The Committee on Agriculture recommends the following pass: SB 16-A

The Committee on Banking and Insurance recommends the following pass: SB 10-A with 7 amendments

The Committee on Environmental Preservation recommends the following pass: SB 14-A

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

The Committee on Community Affairs recommends the following pass: SB 20-A

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

The Committee on Banking and Insurance recommends the following pass: SB 6-A, SB 30-A

The Committee on Education Appropriations recommends the following pass: SB 12-A

The Committee on General Government Appropriations recommends the following pass: SB 16-A

The Committee on Health and Human Services Appropriations recommends the following pass: SB 18-A

The Committee on Health Care recommends the following pass: SB 28-A

The Committee on Transportation and Economic Development Appropriations recommends the following pass: SB 20-A, SB 22-A

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

The Committee on Education Appropriations recommends a committee substitute for the following: SB 2-A

The Committee on General Government Appropriations recommends committee substitutes for the following: SB 10-A, SB 14-A

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 8-A

The Committee on Justice Appropriations recommends a committee substitute for the following: SB 4-A

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senators Garcia, Siplin, Lynn and Villalobos—

SB 30-A—A bill to be entitled An act relating to public records; creating an exemption from public disclosure requirements for policyholder personal-identifying information contained in records or information held by the Department of Financial Services pertaining to the multiple hurricane deductible reimbursement program; providing an exception to the exemption; providing for future repeal and legislative review of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Banking and Insurance.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Education Appropriations; and Senator Carlton—

CS for SB 2-A—A bill to be entitled An act relating to early learning; creating part V of ch. 1002, F.S.; creating the Voluntary Prekindergarten Education Program; implementing s. 1(b) and (c), Art. IX of the State Constitution; providing definitions for purposes of the program; providing eligibility and enrollment requirements; authorizing parents to enroll their children in a school-year program delivered by a private prekindergarten provider, a summer program delivered by a public school or private prekindergarten provider, or a school-year program delivered by a public school; requiring school districts to admit all eligible children in the summer program; prohibiting specified acts of discrimination and certain limits on enrollment; specifying eligibility requirements for private prekindergarten providers and public schools that deliver the program; requiring minimum hours for the program; providing minimum requirements for prekindergarten instructors; providing for the adoption of rules; providing minimum and maximum class sizes; requiring appropriate adult supervision for prekindergarten classes; requiring the Department of Education to establish minimum standards for a credential for prekindergarten directors and for emergent literacy training courses for prekindergarten instructors; requiring the credential and course to provide training and resources containing strategies that maximize the program's benefits for students with disabilities and other special needs; providing that the credential and course satisfy certain credentialing and training requirements; providing limits on when a provider or school may deliver the summer prekindergarten program; specifying eligibility requirements for school districts that deliver the school-year prekindergarten program; providing legislative intent; authorizing providers and schools to select or design curricula used for the program; directing the Department of Education to adopt performance standards and approve curricula under specified conditions; requiring providers and schools to be placed on probation and use the approved curricula under certain circumstances; requiring improvement plans and corrective actions from providers and schools under certain circumstances; providing for the removal of providers or schools that remain on probation beyond specified time limits; requiring early learning coalitions and school districts to verify the compliance of private prekindergarten providers and public schools; authorizing the removal of providers and schools for noncompliance or misconduct; requiring interagency coordination for monitoring providers; requiring the Department of Education to adopt a statewide kindergarten screening; requiring certain students to take the statewide screening; specifying requirements for screening instruments and kindergarten readiness rates; directing the State Board of Education to establish minimum rates; providing funding and reporting requirements; specifying the calculation of per-student allocations; authorizing students to withdraw, reenroll, and receive additional per-student allocations under specified conditions; providing for advance payments to private prekindergarten providers and public schools based upon student enrollment; providing for the documentation and certification of student attendance; requiring parents to verify student attendance and certify the choice of provider or school; providing for the reconciliation of advance payments based upon attendance; requiring students to comply with attendance policies and authorizing the dismissal of students for noncompliance; requiring the Agency for Workforce Innovation to adopt a uniform attendance policy for funding purposes; providing for administrative funds to be used by early learning coalitions; prohibiting certain fees or charges; limiting the use of state funds; providing powers and duties of the Department of Education and the Agency for Workforce Innovation; requiring the department and the agency to adopt procedures for the Voluntary Prekindergarten Education Program; creating the Florida Early Learning Advisory Council; providing for the appointment and membership of the advisory council; providing membership and meeting requirements; authorizing council members to receive per diem and travel expenses; requiring the Agency for Workforce Innovation to provide staff for the advisory council; providing for the adoption of rules; amending s. 411.01, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation; deleting provisions for the appointment and membership of the partnership; redesignating school readiness coalitions as early learning coalitions; deleting obsolete references to repealed programs; deleting obsolete provisions governing the phase in of school readiness programs; deleting provisions governing the

measurement of school readiness, the school readiness uniform screening, and performance-based budgeting in school readiness programs; specifying requirements for school readiness performance standards; clarifying rulemaking requirements; revising requirements for school readiness programs; specifying that school readiness programs must enhance the progress of children in certain skills; requiring early learning coalitions to obtain certain health information before enrolling a child in the school readiness program; requiring the Agency for Workforce Innovation to monitor and evaluate the performance of early learning coalitions and to identify best practices for the coalitions; requiring a reduction in the number of coalitions in accordance with specified standards; directing the Agency for Workforce Innovation to adopt procedures for the merger of coalitions; providing exceptions; authorizing the Agency for Workforce Innovation to dissolve a coalition under specified conditions; revising appointment and membership requirements for the coalitions; specifying that certain members are nonvoting; directing the Agency for Workforce Innovation to adopt criteria for the appointment of certain members; requiring each coalition to specify terms of coalition members; requiring a quorum of coalition members; prohibiting coalition members from voting under certain circumstances; providing a definition for purposes of the single point of entry; requiring early learning coalitions to use a statewide information system; requiring the Agency for Workforce Innovation to approve payment rates and consider the access of eligible children before approving proposals to increase rates; prioritizing the use of school readiness funds under certain circumstances; deleting requirements for the minimum number of children served; providing requirements for developmentally appropriate curriculum used for school readiness programs; authorizing contracts for the continuation of school readiness services under certain circumstances; requiring the Agency for Workforce Innovation to adopt criteria for the approval of school readiness plans; revising requirements for school readiness plans; providing requirements for the approval and implementation of plan revisions; revising competitive procurement requirements for early learning coalitions; authorizing the coalitions to designate certified public accountants as fiscal agents; clarifying age and income eligibility requirements for school readiness programs; revising eligibility requirements for certain at-risk children; deleting a requirement for consultation on performance standards and outcome measures; revising funding requirements; revising requirements for the adoption of a formula for the allocation of certain funds among the early learning coalitions; specifying allocations for fiscal year 2004-2005; deleting an obsolete provision requiring a report; deleting the expiration of eligibility requirements for certain children from families receiving temporary cash assistance; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the school readiness system; amending s. 20.50, F.S.; creating the Office of Early Learning within the Agency for Workforce Innovation; requiring the office to administer the school readiness system and operational requirements of the Voluntary Prekindergarten Education Program; amending s. 125.901, F.S.; conforming provisions to changes made by the act; amending ss. 216.133 and 216.136, F.S.; redesignating the School Readiness Program Estimating Conference as the Early Learning Programs Estimating Conference; requiring the estimating conference to develop certain estimates and forecasts for the Voluntary Prekindergarten Education Program; directing the Agency for Workforce Innovation to provide certain information to the estimating conference; amending ss. 402.3016, 411.011, 411.226, 411.227, 1001.23, 1002.22, and 1003.54, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation and to the redesignation of the school readiness coalitions as early learning coalitions; authorizing the agency to adopt rules; amending s. 1007.23, F.S.; requiring the articulation of certain programs into credit toward a postsecondary degree; abolishing the Florida Partnership for School Readiness; transferring all powers, rules, personnel, and property of the partnership to the Agency for Workforce Innovation; repealing ss. 411.012 and 1008.21, F.S., relating to the voluntary universal prekindergarten education program and the school readiness uniform screening; providing appropriations and authorizing additional positions; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from the lump-sum appropriations to appropriation categories; providing an effective date.

By the Committee on Justice Appropriations; and Senator Crist—

CS for SB 4-A—A bill to be entitled An act relating to juvenile detention; amending s. 985.2155, F.S.; revising the apportionment of certain

costs between counties and the state of providing detention care for juveniles; deleting a requirement that the Chief Financial Officer withhold a portion of county funds if the county remits to the state less than the amount required; deleting provisions directing the Department of Juvenile Justice to negotiate with other states for certain costs and to pay the costs of detaining juveniles for whom no state of residence is established; amending s. 3 of chapter 2004-263, Laws of Florida; revising the effective date of chapter 2004-263, Laws of Florida, which has already occurred; providing an appropriation; requiring the Governor to adjust the approved operating budget for the Department of Juvenile Justice; providing that the act fulfills an important state interest; providing effective dates.

By the Committee on Government Efficiency Appropriations; and Senators Atwater and Lynn—

CS for SB 8-A—A bill to be entitled An act relating to relief for persons whose primary residences were damaged by a named tropical system; providing for reimbursement of a portion of the ad valorem tax levied on a house or other residential building if the building is rendered uninhabitable due to a named tropical system; requiring that application for such reimbursement be made with the property appraiser; providing application requirements; requiring that the property owner provide documentation that the property was uninhabitable; requiring each property appraiser to determine an applicant's entitlement to reimbursement and the reimbursement amount; providing a formula for calculating the reimbursement amount; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring the Department of Revenue to determine the total reimbursement payments; providing a definition; authorizing an applicant to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; providing a penalty for giving false information; requiring that undeliverable reimbursement checks be forwarded to the certifying property appraiser; providing appropriations; providing for certifying forward unexpended funds; providing for reimbursement of the state sales tax paid on the purchase of a mobile home to replace a mobile home that experienced major damage from a named tropical storm; requiring that application for such reimbursement be made with the property appraiser; providing application requirements; requiring that the property owner provide documentation of damage to the mobile home; requiring each property appraiser to determine an applicant's entitlement to reimbursement and the reimbursement amount; limiting the reimbursement amount; requiring property appraisers to submit reimbursement lists to the Department of Revenue by a specified date; requiring the Department of Revenue to determine the total reimbursement payments; providing definitions; authorizing an applicant to file a petition with the value adjustment board if the application for reimbursement is not fully granted; requiring that the department retain funds for the purpose of paying claims that are subsequently granted by a value adjustment board; providing a penalty for giving false information; providing an appropriation; providing that the Legislature intends for payments made under the act to be considered disaster relief for purposes of the Internal Revenue Code; providing an effective date.

By the Committee on General Government Appropriations; and Senators Garcia and Lynn—

CS for SB 10-A—A bill to be entitled An act relating to hurricane deductibles; providing for the Department of Financial Services to reimburse policyholders of residential property insurance for multiple deductibles applied by insurers for two or more hurricanes; providing legislative findings and intent; establishing criteria for eligibility for reimbursement; requiring applications to be submitted to the department and to include certain information; limiting the maximum amount of reimbursement; limiting total reimbursement to the amount appropriated for this purpose; requiring payment to be made in a specified order of priority and providing for pro rata reimbursement; requiring insurers to provide the department with certain information related to the claim for reimbursement, subject to the policyholder's authorization; authorizing the department to contract with a third party for investigation or adjustment of a claim for reimbursement; requiring insurers to mail

notice to certain policyholders of the reimbursement procedures; providing for emergency rules; providing that an application for reimbursement constitutes an insurance claim for purposes of determining insurance fraud; prohibiting insurers from changing their method of waiving or applying deductibles due to the provisions of the law providing for reimbursement to policyholders; requiring the Office of Insurance Regulation to collect data from insurers regarding the application of multiple deductibles; providing legislative intent that reimbursements made to policyholders be considered disaster-relief assistance for purposes of the Internal Revenue Code; amending s. 627.701, F.S.; requiring that hurricane deductibles of residential property insurance policies be applied on an annual basis to all hurricane losses that occur during a calendar year; allowing insurers to apply an alternative deductible to subsequent hurricane losses after the annual deductible is met; providing the method by which the hurricane deductible is to be calculated if a hurricane deductible is changed for a new or renewal policy; allowing insurers to require policyholders to report hurricane losses or to maintain receipts or records in order to apply hurricane losses to a subsequent hurricane claim; providing appropriations; requiring the State Board of Administration to increase future premiums to the Florida Hurricane Catastrophe Fund; providing an effective date.

By the Committee on General Government Appropriations; and Senators Clary, Lynn and Klein—

CS for SB 14-A—A bill to be entitled An act relating to the restoration of hurricane-damaged beaches and dunes; providing legislative findings with respect to hurricane damage to the state's beach and dune systems; requiring the Department of Environmental Protection to provide a report on the repair and restoration of the state's beaches and dunes to the Governor and Legislature; providing appropriations; requiring a local match for certain appropriations; limiting the local match to counties and municipalities with a certain per capita personal income level; authorizing the Executive Office of the Governor to approve a waiver under certain conditions; restricting full release of funds until certain local match requirements are met; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; authorizing the department to redistribute funds among activities and projects; requiring that the department provide prior notice of and justification for such redistribution to the Governor and Legislature; directing the department to take the necessary steps to ensure the timely implementation and completion of certain beach repair and restoration projects; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has passed HB 5-A, HB 11-A, HB 19-A, HB 21-A; has passed as amended HB 1-A, HB 9-A and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Farkas and others—

HB 5-A—A bill to be entitled An act relating to discount medical plan organizations; delaying the date by which such an organization or marketer must comply with the requirements of pt. II of ch. 636, F.S., relating to the licensure and regulation of discount medical plan organizations; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Representative Pickens and others—

HB 11-A—A bill to be entitled An act relating to the restoration of educational facilities damaged by hurricanes in 2004; creating the Educational Facilities Hurricane Restoration Cash Flow Loan Program for

the purpose of assisting district school boards in making timely payments in restoring educational facilities; providing eligibility requirements for receiving a cash flow loan; requiring the Department of Education to administer the loan program and distribute loan funds; requiring the Department of Community Affairs to notify the Department of Education when certain federal payments have been distributed; providing an appropriation; providing an effective date.

—was referred to the Committee on Education Appropriations.

By Representative Waters and others—

HB 19-A—A bill to be entitled An act relating to hurricane-relief funding; amending s. 252.37, F.S., relating to emergency management; requiring that the state and the affected local government provide certain amounts of matching funds following acceptance of federal public assistance funds that are conditioned upon such match; authorizing the Executive Office of the Governor to waive the requirement under certain circumstances; requiring that the recipient provide a required match before receiving federal hazard-mitigation funds; providing for certain exceptions; providing for retroactive application of the requirements for providing matching funds; providing appropriations; providing requirements for local governments with respect to matching funds; authorizing future payments or a deduction from the local government's revenue-sharing allocation; specifying that the nonrecurring appropriations are to meet needs caused by hurricanes and a tropical storm; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from lump-sum appropriations to appropriation categories; providing an effective date.

—was referred to the Committee on Community Affairs; and Transportation and Economic Development Appropriations.

By Representative D. Davis and others—

HB 21-A—A bill to be entitled An act relating to the Agency for Workforce Innovation; requiring the agency to provide quarterly reports on certain expenditures; requiring the report to be submitted to the Governor and Legislature; providing that the report must contain certain information; providing an appropriation; requiring that the appropriation be used for additional temporary jobs for eligible dislocated workers; authorizing the agency to spend the appropriation as permitted by the Federal Government; providing that the appropriation is nonrecurring; requiring the Executive Office of the Governor to provide notice of the allocation of the lump-sum appropriations; providing an effective date.

—was referred to the Committee on Transportation and Economic Development Appropriations.

By Representative Goodlette and others—

HB 1-A—A bill to be entitled An act relating to early learning; creating part V of ch. 1002, F.S.; creating the Voluntary Prekindergarten Education Program; implementing s. 1(b) and (c), Art. IX of the State Constitution; providing definitions for purposes of the program; providing eligibility and enrollment requirements; authorizing parents to enroll their children in a school-year program delivered by a private prekindergarten provider, a summer program delivered by a public school or private prekindergarten provider, or a school-year program delivered by a public school; requiring school districts to admit all eligible children in the summer program; prohibiting specified acts of discrimination and certain limits on enrollment; specifying eligibility requirements for private prekindergarten providers and public schools that deliver the program; requiring minimum hours for the program; providing minimum requirements for prekindergarten instructors; providing for the adoption of rules; providing minimum and maximum class sizes; requiring appropriate adult supervision for prekindergarten classes; requiring the Department of Education to establish minimum standards for a credential for prekindergarten directors and for emergent literacy training courses for prekindergarten instructors; requiring the credential and course to provide training and resources containing strategies that maximize the program's benefits for students with disabilities and other

special needs; providing that the credential and course satisfy certain credentialing and training requirements; providing limits on when a provider or school may deliver the summer prekindergarten program; specifying eligibility requirements for school districts that deliver the school-year prekindergarten program; providing legislative intent; authorizing providers and schools to select or design curricula used for the program; directing the Department of Education to adopt performance standards and approve curricula under specified conditions; requiring providers and schools to be placed on probation and use the approved curricula under certain circumstances; requiring improvement plans and corrective actions from providers and schools under certain circumstances; providing for the removal of providers or schools that remain on probation beyond specified time limits; requiring early learning coalitions and school districts to verify the compliance of private prekindergarten providers and public schools; authorizing the removal of providers and schools for noncompliance or misconduct; requiring interagency coordination for monitoring providers; requiring the Department of Education to adopt a statewide kindergarten screening; requiring certain students to take the statewide screening; specifying requirements for screening instruments and kindergarten readiness rates; directing the State Board of Education to establish minimum rates; providing funding and reporting requirements; specifying the calculation of per-student allocations; authorizing students to withdraw, reenroll, and receive additional per-student allocations under specified conditions; providing for advance payments to private prekindergarten providers and public schools based upon student enrollment; providing for the documentation and certification of student attendance; requiring parents to verify student attendance and certify the choice of provider or school; providing for the reconciliation of advance payments based upon attendance; requiring students to comply with attendance policies and authorizing the dismissal of students for noncompliance; requiring the Agency for Workforce Innovation to adopt a uniform attendance policy for funding purposes; providing for administrative funds to be used by early learning coalitions; prohibiting certain fees or charges; limiting the use of state funds; providing powers and duties of the Department of Education and the Agency for Workforce Innovation; requiring the department and the agency to adopt procedures for the Voluntary Prekindergarten Education Program; creating the Florida Early Learning Advisory Council; providing for the appointment and membership of the advisory council; providing membership and meeting requirements; authorizing council members to receive per diem and travel expenses; requiring the Agency for Workforce Innovation to provide staff for the advisory council; providing for the adoption of rules; amending s. 411.01, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation; deleting provisions for the appointment and membership of the partnership; redesignating school readiness coalitions as early learning coalitions; deleting obsolete references to repealed programs; deleting obsolete provisions governing the phase in of school readiness programs; deleting provisions governing the measurement of school readiness, the school readiness uniform screening, and performance-based budgeting in school readiness programs; specifying requirements for school readiness performance standards; clarifying rulemaking requirements; revising requirements for school readiness programs; specifying that school readiness programs must enhance the progress of children in certain skills; requiring early learning coalitions to obtain certain health information before enrolling a child in the school readiness program; requiring the Agency for Workforce Innovation to monitor and evaluate the performance of early learning coalitions and to identify best practices for the coalitions; requiring a reduction in the number of coalitions in accordance with specified standards; directing the Agency for Workforce Innovation to adopt procedures for the merger of coalitions; providing exceptions; authorizing the Agency for Workforce Innovation to dissolve a coalition under specified conditions; revising appointment and membership requirements for the coalitions; specifying that certain members are nonvoting; directing the Agency for Workforce Innovation to adopt criteria for the appointment of certain members; requiring each coalition to specify terms of coalition members; requiring a quorum of coalition members; prohibiting coalition members from voting under certain circumstances; providing a definition for purposes of the single point of entry; requiring early learning coalitions to use a statewide information system; requiring the Agency for Workforce Innovation to approve payment rates and consider the access of eligible children before approving proposals to increase rates; prioritizing the use of school readiness funds under certain circumstances; deleting requirements for the minimum number of children served; providing requirements for developmentally appropriate curriculum used for school readiness programs; authorizing contracts for the continuation of school readiness services under certain circumstances;

requiring the Agency for Workforce Innovation to adopt criteria for the approval of school readiness plans; revising requirements for school readiness plans; providing requirements for the approval and implementation of plan revisions; revising competitive procurement requirements for early learning coalitions; authorizing the coalitions to designate certified public accountants as fiscal agents; clarifying age and income eligibility requirements for school readiness programs; revising eligibility requirements for certain at-risk children; deleting a requirement for consultation on performance standards and outcome measures; revising funding requirements; revising requirements for the adoption of a formula for the allocation of certain funds among the early learning coalitions; specifying allocations for fiscal year 2004-2005; deleting an obsolete provision requiring a report; deleting the expiration of eligibility requirements for certain children from families receiving temporary cash assistance; amending s. 11.45, F.S.; authorizing the Auditor General to conduct audits of the school readiness system; amending s. 20.50, F.S.; creating the Office of Early Learning within the Agency for Workforce Innovation; requiring the office to administer the school readiness system and operational requirements of the Voluntary Prekindergarten Education Program; amending s. 125.901, F.S.; conforming provisions to changes made by the act; amending ss. 216.133 and 216.136, F.S.; redesignating the School Readiness Program Estimating Conference as the Early Learning Programs Estimating Conference; requiring the estimating conference to develop certain estimates and forecasts for the Voluntary Prekindergarten Education Program; directing the Agency for Workforce Innovation to provide certain information to the estimating conference; amending ss. 402.3016, 411.011, 411.226, 411.227, 1001.23, 1002.22, and 1003.54, F.S.; conforming provisions to the transfer of the Florida Partnership for School Readiness to the Agency for Workforce Innovation and to the redesignation of the school readiness coalitions as early learning coalitions; authorizing the agency to adopt rules; amending s. 1007.23, F.S.; requiring the articulation of certain programs into credit toward a postsecondary degree; abolishing the Florida Partnership for School Readiness; transferring all powers, rules, personnel, and property of the partnership to the Agency for Workforce Innovation; repealing ss. 411.012 and 1008.21, F.S., relating to the voluntary universal prekindergarten education program and the school readiness uniform screening; providing appropriations and authorizing additional positions; requiring that the Executive Office of the Governor provide prior notice to the Legislative Budget Commission of allocations from the lump-sum appropriations to appropriation categories; providing an effective date.

—was referred to the Committee on Commerce and Consumer Services; Education; and Education Appropriations.

By Representative Ross and others—

HB 9-A—A bill to be entitled An act relating to hurricane deductibles; providing legislative findings and intent; providing a definition; providing for the Department of Financial Services to reimburse policyholders of residential property insurance for multiple deductibles applied by insurers for two or more hurricanes; establishing criteria for policyholders to be eligible for reimbursements; requiring applications to be submitted to the department, including certain information; limiting the maximum amount of reimbursements; limiting total reimbursements to the amount appropriated for this purpose; providing reimbursement criteria for the department under certain circumstances; requiring insurers to provide certain information to the department relating to claims for reimbursement, subject to policyholders' authorization; authorizing the department to contract with third parties for investigation or adjustment of claims for reimbursement; requiring insurers to mail notices to certain policyholders of the reimbursement procedures; authorizing the department to adopt certain rules; providing legislative intent; providing that applications for reimbursements shall be insurance claims for purposes of determining insurance fraud; prohibiting insurers from changing methods of waiving or applying deductibles due to the provisions of law providing for reimbursement to policyholders; requiring the Office of Insurance Regulation to collect data from insurers regarding the application of multiple deductibles; providing legislative intent; amending s. 627.701, F.S.; requiring that hurricane deductibles of residential property insurance policies be applied on an annual basis to all hurricane losses that occur during the calendar year; allowing insurers to apply an alternative deductible to subsequent hurricane losses after the annual deductible is met; providing for calculations of hurricane deductibles for new or renewed policies; allowing insurers to

require policyholders to report hurricane losses or to maintain receipts or records in order to apply hurricane losses to subsequent hurricane claims; providing applicability; providing appropriations for certain purposes; providing for reversion of certain unexpended moneys; requiring the Chief Financial Officer to report to certain entities certain multiple hurricane deductible reimbursement information; requiring the State Board of Administration to increase future premiums to the Florida Hurricane Catastrophe Fund; providing construction; providing an effective date.

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

RETURNING MESSAGES—FINAL ACTION

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 8-A, CS for SB 14-A, SB 16-A, SB 18-A and SB 28-A; and passed by the required constitutional two-thirds vote of the membership of the House CS for SB 4-A.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of December 13 was corrected and approved.

CO-INTRODUCERS

Senators Alexander—SB 2-A, SB 16-A; Argenziano—CS for SB 8-A, CS for SB 10-A, SB 14-A, SB 20-A, SB 22-A, SB 28-A; Aronberg—CS for SB 8-A, SB 12-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 28-A; Atwater—SB 12-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 22-A; Bullard—CS for SB 2-A, SB 6-A, SB 12-A, SB 16-A, SB 18-A, SB 22-A; Clary—CS for SB 8-A, SB 12-A, SB 16-A, SB 18-A, SB 20-A, SB 28-A; Crist—CS for SB 2-A, CS for SB 8-A, CS for SB 10-A, SB 12-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 20-A, SB 22-A, SB 28-A; Dockery—SB 14-A, SB 16-A, SB 28-A; Haridopolos—CS for SB 8-A, CS for SB 14-A; Klein—CS for SB 10-A, SB 14-A, SB 28-A; Lynn—CS for SB 2-A, CS for SB 4-A, SB 6-A, SB 10-A, SB 12-A, SB 18-A, SB 20-A, SB 22-A, SB 28-A; Peaden—CS for SB 8-A, SB 12-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 20-A, SB 28-A; Posey—CS for SB 8-A, CS for SB 10-A, CS for SB 14-A; Pruitt—SB 2-A, CS for SB 8-A, CS for SB 10-A, SB 14-A, SB 16-A, SB 20-A, SB 28-A; Rich—SB 12-A, SB 18-A; Siplin—CS for SB 2-A, CS for SB 8-A, CS for SB 10-A, SB 12-A, CS for SB 14-A, SB 16-A, SB 18-A, SB 20-A, SB 22-A, SB 28-A; Smith—CS for SB 10-A, SB 16-A; Villalobos—CS for SB 2-A, CS for SB 4-A, SB 6-A, CS for SB 8-A, CS for SB 10-A, SB 12-A, SB 14-A, SB 16-A, SB 18-A, SB 20-A, SB 22-A, SB 28-A; Wilson—SB 6-A, SB 10-A, SB 12-A, SB 18-A, SB 20-A, SB 26-A, SB 28-A

ADJOURNMENT

On motion by Senator Pruitt, the Senate in Special Session adjourned sine die at 2:50 p.m.