



# Journal of the Senate

Number 8—Regular Session

Thursday, March 29, 2007

## CONTENTS

Bills on Third Reading . . . . .	275
Call to Order . . . . .	273
Co-Introducers . . . . .	297
Committee Substitutes, First Reading . . . . .	286
Executive Business, Reports . . . . .	285
Introduction and Reference of Bills . . . . .	285
Messages From the Governor . . . . .	297
Motions . . . . .	275, 283
Motions Relating to Committee Reference . . . . .	283
Reference Changes, Rule 4.7(2) . . . . .	297
Reports of Committees . . . . .	283
Resolutions . . . . .	273
Special Guests . . . . .	275
Special Order Calendar . . . . .	280

## CALL TO ORDER

The Senate was called to order by President Pruitt at 2:00 p.m. A quorum present—36:

Mr. President	Dockery	Margolis
Alexander	Fasano	Oelrich
Aronberg	Gaetz	Peaden
Atwater	Geller	Posey
Baker	Haridopolos	Rich
Bennett	Hill	Ring
Bullard	Jones	Saunders
Carlton	Joyner	Siplin
Constantine	Justice	Storms
Crist	King	Webster
Deutch	Lawson	Wilson
Diaz de la Portilla	Lynn	Wise

## PRAYER

The following prayer was offered by Rabbi Schneur Oirechman, Director of Chabad Lubavitch of the Panhandle, Tallahassee:

*Adon Hashalom, Master of Peace; Melech HaOlam, King of the Universe:*

As Passover, the Festival of Freedom, will be celebrated around the world in a few days, grant us the wisdom to internalize the message of Passover today.

As the new season of spring comes upon us, let us draw inspiration from this new season; let us forge ahead in a fresh spirit of growth and life, a spirit of freedom and renewal.

At this time of year, let us also recognize the abilities and responsibilities of our public servants and their important role in promoting freedom here and abroad. And let the Passover spirit inspire us all to pass over our obstacles and reach ever-greater heights.

Almighty God: Let us look to the wisdom of the Lubavitcher Rebbe, Rabbi Menachem Schneerson, whose birthday we mark tonight.

At the 127 Chabad Lubavitch centers throughout Florida we daily live the motto of the Rebbe, "One little light can dispel much darkness." Let us bring healing and unity to a fractured world through our every good deed, making it a more godly and kinder place.

In this season of longer days, grant us brighter days; fulfill the Rebbe's prayer that the darkness of evil give way to the light of goodness and kindness here and around the world.

Almighty God: Bless the Senate's worthy President, the Honorable Ken Pruitt, the Majority and Minority Leaders, and all the able men and women who have recently risen to leadership in this house of the people.

Let us work for peace between man and his fellow, here and around the world, and let us conclude with a Hebrew prayer: *Oseh shalom bimromav, Hu yaa'seh shalom aleinu, Val kol Israel v'imru amen*—He who makes peace in His heights, may he make peace upon us, and let us say, Amen.

## PLEDGE

Senate Pages Vivian Graubard of Weston; Johnny Mazur of Port Orange; Collin Thompson of Sarasota; and Precious Watson of Plant City, led the Senate in the pledge of allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Saunders—

By Senator Saunders—

**SR 2374**—A resolution recognizing April 2007 as "Cancer-Control Awareness Month" in this state and urging all residents of this state to take actions that will decrease their cancer risks.

WHEREAS, cancer will strike approximately one out of two men and about one out of every three women in the course of their lives, and

WHEREAS, cancer accounts for one out every four deaths, and is the second leading cause of death in the United States, and

WHEREAS, the American Cancer Society estimates that more than 106,560 new cases of cancer in Florida will be diagnosed and more than 40,430 Floridians will die from cancer in 2007, and

WHEREAS, many cancers can be prevented by lifestyle changes, or cured if detected early and treated promptly, and

WHEREAS, as many as one-third of the cancer deaths occurring each year will have been related to nutrition, physical inactivity, obesity, and other lifestyle factors, and thus, might have been prevented, and

WHEREAS, almost half of all individuals that continue to smoke may expect to die prematurely from lung cancer or other tobacco-related diseases, and

WHEREAS, 30 percent of all cancer deaths and 87 percent of all lung cancer deaths are caused by smoking cigarettes or other tobacco products, and

WHEREAS, the 5-year survival rate for all cancers combined is 66 percent, but survival rates may increase significantly for certain cancers such as breast, cervical, and colorectal cancers when they are detected and treated early, and

WHEREAS, rates of cancer incidence and death in Florida may be significantly reduced with increased awareness of, and compliance with, the American Cancer Society's cancer-screening guidelines, and

WHEREAS, promotion of Cancer-Control Awareness Month and state-wide cancer-control initiatives, such as the Florida Dialogue on

Cancer sponsored by the American Cancer Society, may assist Florida in significantly reducing the burden of cancer which Floridians and the state face, NOW, THEREFORE,

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

That April 2007 is recognized as "Cancer-Control Awareness Month," and all residents of this state are encouraged to understand the risks associated with cancer, to change behaviors that increase their cancer risks, and to follow the American Cancer Society's cancer-screening guidelines.

—**SR 2374** was introduced, read and adopted by publication.

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At the request of Senator Peaden—

By Senator Peaden—

**SR 2620**—A resolution recognizing April 2007 as "Plasma Protein Therapies Month."

WHEREAS, tens of thousands of individuals across the United States are reliant upon plasma protein therapies and recombinant analogs, known as "plasma protein therapies," to treat rare life-threatening genetic and autoimmune disorders, and

WHEREAS, several hundred individuals in the State of Florida have been diagnosed with one of these rare disorders, and

WHEREAS, these disorders, including, but not limited to, hemophilia and other bleeding disorders, primary immunodeficiency diseases, and alpha-1 antitrypsin deficiency, are most effectively treated with plasma protein therapies, and

WHEREAS, individuals afflicted with these disorders need access to the full range of plasma protein therapies to help ensure the best possible clinical outcomes, and

WHEREAS, these individuals require access to the appropriate providers and designated centers of excellence appropriate to their health care needs, and

WHEREAS, these individuals need access to options in pharmacy and the delivery of home-supported services, and

WHEREAS, access to comprehensive care has been shown to markedly improve patient outcomes, NOW, THEREFORE,

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

That the month of April 2007 is recognized as "Plasma Protein Therapies Month" and the people of Florida are encouraged to observe this month with appropriate programs and activities.

—**SR 2620** was introduced, read and adopted by publication.

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At the request of Senator Hill—

By Senator Hill—

**SR 2964**—A resolution recognizing March 31, 2007, as "Cesar Chavez Day."

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

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

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

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

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

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

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

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

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

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

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

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

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

That March 31, 2007, is recognized as "Cesar Chavez Day" in the State of Florida.

—**SR 2964** was introduced, read and adopted by publication.

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At the request of Senator Jones—

By Senator Jones—

**SR 2988**—A resolution recognizing March 2007 as "Colon Cancer Awareness Month" in the State of Florida.

WHEREAS, colon cancer is one of the most prevalent, yet in most cases, preventable cancers, and

WHEREAS, among cancer cases in the state of Florida, colon cancer is the second most common cause of death among adult men and women, and

WHEREAS, it is possible to have colon or rectal cancer, yet not have any cancer symptoms, and

WHEREAS, it is estimated that 11,420 new cases of colon cancer will be diagnosed among Floridians and 3,530 people will die from the disease during the year 2007, and

WHEREAS, the risk for colon cancer increases with age, with more than 90 percent of all colon and rectal cancers being diagnosed in adults age 50 or older, and

WHEREAS, Floridians can significantly lower the number of incidents of colon cancer and deaths from this disease by complying with the colorectal cancer screening guidelines by the American Cancer Society, and

WHEREAS, approximately 44 percent of Floridians age 50 and older report never having received a sigmoidoscopy or colonoscopy exam, two of the screening exams recommended by the American Cancer Society, and

WHEREAS, regular screenings may lower death rates by detecting the disease at its earliest and most treatable states and may also prevent some cancers through detection and removal of polyps, and

WHEREAS, the Florida Division of the American Cancer Society has engaged in a comprehensive, integrated approach to significantly lessen the effect of colorectal cancer in Florida through the launching of its "No Excuses Campaign to Defeat Colon Cancer in Florida," which focuses primarily on increasing public awareness, affecting physician behavior through partnerships with health care organizations, and advocating for insurance coverage, NOW, THEREFORE,

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

That the Florida Senate recognizes the month of March 2007 as "Colon Cancer Awareness Month" in Florida and urges all men and women to understand the risks associated with colon cancer, to take preventative steps to minimize those risks, and to undergo early detection procedures in compliance with colon cancer screening guidelines recommended by the American Cancer Society.

—SR 2988 was introduced, read and adopted by publication.

At the request of Senator Margolis—

By Senator Margolis—

SR 2990—A resolution commending the Florida Psychological Association and recognizing March 27, 2007, as "Florida Psychology Day."

WHEREAS, the mission of the Florida Psychological Association is to advance psychology as a science, a profession, and a means to promote health and human welfare by improving the qualifications and usefulness of psychologists through high standards of ethics, conduct, education, and achievement, and

WHEREAS, the Florida Psychological Association works to increase and disseminate psychological knowledge through meetings, professional contacts, reports, papers, discussions, and publications, thereby advancing scientific interests and inquiry and applying research findings to the promotion of health and the public welfare, and

WHEREAS, the Florida Psychological Association celebrates its 60th birthday in 2007, and

WHEREAS, the evaluation and treatment services provided by psychologists in this state help to alleviate human suffering and pain, NOW, THEREFORE,

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

That the Florida Senate commends the psychologists of this state and the Florida Psychological Association and recognizes March 27, 2007, as "Florida Psychology Day."

—SR 2990 was introduced, read and adopted by publication.

MOTION

On motion by Senator King, CS for SB 2356 was returned to the Committee on Criminal Justice for the purpose of correcting scribes' errors.

INTRODUCTION OF FORMER SENATOR

Senator Margolis introduced former Senator Dick Renick, who was present in the chamber.

BILLS ON THIRD READING

CS for SB 830—A bill to be entitled An act relating to public records; amending s. 119.0712, F.S.; revising the public-records exemption for personal information in records of the Department of Highway Safety and Motor Vehicles; including identification card numbers in a list of items that are considered personal information; revising provisions for disclosure of personal information in department records; providing conditions for the release of certain information without the express consent of the person to whom such information applies; providing for future review and repeal; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

SENATOR POSEY PRESIDING

On motion by Senator Baker, by two-thirds vote, CS for SB 830 was passed and certified to the House. The vote on passage was:

Yeas—35

Table with 3 columns: Name, Name, Name. Lists senators voting in favor of SB 830.

Nays—None

Vote after roll call:

Yea—Argenziano, Diaz de la Portilla, Garcia, Villalobos

CS for SB 1454—A bill to be entitled An act relating to the Florida Transportation Commission; amending s. 20.23, F.S.; requiring the commission to monitor transportation authorities and conduct periodic reviews of each authority; prohibiting a member of the commission from entering into the day-to-day operation of a monitored authority; requiring that the salary and benefits of the executive director of the commission be set in accordance with the Senior Management Service; providing an effective date.

—was read the third time by title.

On motion by Senator Webster, CS for SB 1454 was passed and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Name, Name, Name. Lists senators voting in favor of SB 1454.

Nays—None

Vote after roll call:

Yea—Argenziano, Garcia, Villalobos

**SB 1964**—A bill to be entitled An act relating to transportation; amending s. 339.08, F.S.; allowing moneys in the State Transportation Trust Fund to be used to pay the cost of the Enhanced Bridge Program; creating s. 339.282, F.S.; creating the Enhanced Bridge Program for Sustainable Transportation within the Department of Transportation; providing for the use of funds in the program; providing project guidelines for program funding; providing an effective date.

—was read the third time by title.

On motion by Senator Webster, **SB 1964** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Dockery	Oelrich
Alexander	Fasano	Peaden
Argenziano	Gaetz	Posey
Aronberg	Geller	Rich
Atwater	Haridopolos	Ring
Baker	Hill	Saunders
Bennett	Jones	Siplin
Bullard	Joyner	Storms
Carlton	Justice	Webster
Constantine	King	Wilson
Crist	Lawson	Wise
Deutch	Lynn	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Garcia, Villalobos

**CS for SB 1870**—A bill to be entitled An act relating to the Florida Building Code; providing that the internal design option of the Florida Building Code remains in effect until a specified date for a building permit application made before that date, notwithstanding provisions of ch. 2007-1, Laws of Florida; providing an effective date and for retroactive application; applying the act to any actions taken with respect to a building permit affected by such prior act.

—was read the third time by title.

On motion by Senator Deutch, **CS for SB 1870** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Dockery	Oelrich
Alexander	Fasano	Peaden
Argenziano	Gaetz	Posey
Aronberg	Geller	Rich
Atwater	Haridopolos	Ring
Baker	Hill	Saunders
Bennett	Jones	Siplin
Bullard	Joyner	Storms
Carlton	Justice	Webster
Constantine	King	Wilson
Crist	Lawson	Wise
Deutch	Lynn	
Diaz de la Portilla	Margolis	

Nays—None

Vote after roll call:

Yea—Garcia, Villalobos

On motion by Senator Margolis, by two-thirds vote **HB 7031** was withdrawn from the Committees on Regulated Industries; and Judiciary.

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

**HB 7031**—A bill to be entitled An act relating to community associations; amending s. 718.103, F.S.; redefining the term “land”; amending s. 718.111, F.S.; specifying that requirements relating to the acquisition and maintenance of adequate insurance apply to all residential condominiums; amending s. 718.115, F.S.; providing that common expenses include the costs of certain insurance or self-insurance; amending s. 718.116, F.S.; requiring notice of special assessments for certain insurance; amending s. 718.503, F.S.; requiring additional disclosures in contracts for sale or lease of residential units; requiring copies of budgets to be furnished to buyers when a closing occurs more than 12 months after an offering circular is filed with the state; amending s. 718.504, F.S.; requiring certain information relating to the budget to be included in the offering circular; requiring that an association budget be prepared in good faith; amending s. 718.616, F.S.; requiring that certain disclosures be compiled in a report; revising the items required to be disclosed; requiring supplemental reports in certain situations; amending s. 718.618, F.S.; revising certain requirements for reserve accounts; revising the method of computing the amounts required to fund additional converter reserve accounts; deleting references to specific items that are covered by an implied warranty of fitness in the absence of reserve accounts; requiring that a developer disclose in a contract of sale compliance with certain obligations regarding the maintenance of improvements; amending s. 719.104, F.S.; providing for cooperative associations and similar organizations to acquire and maintain windstorm insurance; amending s. 719.107, F.S.; providing that common expenses include costs of certain insurance; amending s. 719.108, F.S.; providing for notice of special assessments levied in conjunction with certain insurance; amending s. 719.503, F.S.; requiring additional disclosures in contracts for sale or lease of residential units; requiring copies of budgets to be furnished to buyers when a closing occurs more than 12 months after an offering circular is filed with the state; amending s. 719.504, F.S.; requiring certain information relating to the budget to be included in the offering circular; requiring that an association budget be prepared in good faith; amending s. 720.303, F.S.; providing for homeowners’ associations to acquire and maintain windstorm insurance; amending s. 720.308, F.S.; providing for homeowners’ associations to levy assessments for insurance; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 396** as amended and read the second time by title.

Senators Fasano, Margolis and Deutch offered the following amendment which was moved by Senator Fasano and adopted:

**Amendment 1 (892510)(with title amendment)**—On line 51, insert:

Section 1. Paragraph (c) of subsection (2) of section 215.555, Florida Statutes, as amended by section 2 of chapter 2007-1, Laws of Florida, is amended to read:

215.555 Florida Hurricane Catastrophe Fund.—

(2) DEFINITIONS.—As used in this section:

(c) “Covered policy” means any insurance policy covering residential property in this state, including, but not limited to, any homeowner’s, mobile home owner’s, farm owner’s, condominium association, condominium unit owner’s, tenant’s, or apartment building policy, or any other policy covering a residential structure or its contents issued by any authorized insurer, including a *commercial self-insurance fund holding a certificate of authority issued by the Office of Insurance Regulation under s. 624.462*, the Citizens Property Insurance Corporation, and any joint underwriting association or similar entity created ~~under~~ ~~pursuant~~ to law. The term “covered policy” includes any collateral protection insurance policy covering personal residences which protects both the borrower’s and the lender’s financial interests, in an amount at least equal to the coverage for the dwelling in place under the lapsed homeowner’s policy, if such policy can be accurately reported as required in subsection (5). Additionally, covered policies include policies covering the peril of wind removed from the Florida Residential Property and Casualty Joint Underwriting Association or from the Citizens Property Insurance Corporation, created ~~under~~ ~~pursuant~~ to s. 627.351(6), or from

the Florida Windstorm Underwriting Association, created under pursuant to s. 627.351(2), by an authorized insurer under the terms and conditions of an executed assumption agreement between the authorized insurer and such association or Citizens Property Insurance Corporation. Each assumption agreement between the association and such authorized insurer or Citizens Property Insurance Corporation must be approved by the Office of Insurance Regulation before prior to the effective date of the assumption, and the Office of Insurance Regulation must provide written notification to the board within 15 working days after such approval. "Covered policy" does not include any policy that excludes wind coverage or hurricane coverage or any reinsurance agreement and does not include any policy otherwise meeting this definition which is issued by a surplus lines insurer or a reinsurer. All commercial residential excess policies and all deductible buy-back policies that, based on sound actuarial principles, require individual ratemaking shall be excluded by rule if the actuarial soundness of the fund is not jeopardized. For this purpose, the term "excess policy" means a policy that provides insurance protection for large commercial property risks and that provides a layer of coverage above a primary layer insured by another insurer.

(Redesignate subsequent sections.)

And the title is amended as follows:

On line 2, delete that line and insert: An act relating to real property; amending s. 215.555, F.S.; redefining the term "covered policy" for purposes of the Florida Hurricane Catastrophe Fund to include commercial self-insurance funds; amending s.

On motion by Senator Margolis, by two-thirds vote HB 7031 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Table with 3 columns: Mr. President, Diaz de la Portilla, Lynn, Alexander, Dockery, Margolis, Argenziano, Fasano, Peaden, Aronberg, Gaetz, Posey, Atwater, Geller, Rich, Baker, Haridopolos, Ring, Bennett, Hill, Saunders, Bullard, Jones, Siplin, Carlton, Joyner, Storms, Constantine, Justice, Webster, Crist, King, Wilson, Deutch, Lawson, Wise

Nays—None

Vote after roll call:

Yea—Oelrich, Garcia, Villalobos

CS for SB 590—A bill to be entitled An act relating to health maintenance contracts; amending s. 641.31, F.S.; requiring a health maintenance organization to provide in writing a disclosure of rights to new subscribers who reside at a continuing care facility or retirement facility; providing that if a subscriber's request to be referred to the skilled nursing unit or assisted living facility that is part of the subscriber's place of residence is not honored, the subscriber may use a specified grievance process; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, CS for SB 590 was passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Bullard, Fasano, Alexander, Carlton, Gaetz, Argenziano, Constantine, Geller, Aronberg, Crist, Haridopolos, Atwater, Deutch, Hill, Baker, Diaz de la Portilla, Jones, Bennett, Dockery, Joyner

Table with 3 columns: Justice, Peaden, Storms, King, Posey, Webster, Lawson, Rich, Wilson, Lynn, Ring, Wise, Margolis, Saunders, Oelrich, Siplin

Nays—None

Vote after roll call:

Yea—Garcia, Villalobos

SB 666—A bill to be entitled An act relating to fiscal intermediary services organizations; amending s. 641.316, F.S.; redefining the term "fiscal intermediary services organization" for purposes of provisions governing organizations that manage the business affairs of health care professionals; providing an exception from the requirement to obtain a bond; revising compliance requirements for registration as a fiscal intermediary services organization; providing an effective date.

—as amended March 28 was read the third time by title.

On motion by Senator Fasano, SB 666 as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Dockery, Oelrich, Alexander, Fasano, Peaden, Argenziano, Gaetz, Posey, Aronberg, Geller, Rich, Atwater, Haridopolos, Ring, Baker, Hill, Saunders, Bennett, Jones, Siplin, Bullard, Joyner, Storms, Carlton, Justice, Webster, Constantine, King, Wilson, Crist, Lawson, Wise, Deutch, Lynn, Diaz de la Portilla, Margolis

Nays—None

Vote after roll call:

Yea—Garcia, Villalobos

CS for SB 404—A bill to be entitled An act relating to the housing and construction industry; amending s. 468.609, F.S.; providing additional eligibility requirements for a person to take the examination for certification as a building code inspector or plans examiner; revising a reference to the organization administering certain examinations; amending s. 468.617, F.S.; authorizing certain limited certificateholders to provide services to specified jurisdictions; amending s. 468.619, F.S.; providing for the application of the building code enforcement officials' bill of rights to certain disciplinary investigations and proceedings; amending s. 468.621, F.S.; providing for disciplinary proceedings for violations involving failure to follow building code or permit requirements, obstructing an investigation, and accepting services at a noncompetitive rate from any person whose work is under the enforcement authority of the official, under certain circumstances; amending s. 468.627, F.S.; providing requirements for continuing education in ethics; requiring a new certificateholder to provide proof of completion of certain curriculum courses; removing provisions relating to an option of taking an equivalency test in lieu of taking core curriculum classes; amending s. 489.115, F.S.; requiring applicants for initial issuance of a certificate or registration as a contractor to submit to criminal history records checks; requiring the Department of Business and Professional Regulation to submit the requests for criminal history records check to the Department of Law Enforcement; requiring the Department of Law Enforcement to return the results to the department; authorizing the Construction Industry Licensing Board to deny licensure to certain applicants; specifying matters the board must consider concerning licensure; prohibiting the denial of licensure based solely on a felony conviction or the status of the civil

rights of the applicant; specifying that guidelines for determining financial stability may include minimum requirements for net worth, cash, and bonding; providing that a portion of financial requirements may be met by completing specified coursework; creating s. 553.382, F.S.; authorizing the placement of residential manufactured buildings that are certified by the Department of Community Affairs on certain mobile home lots; providing for application of state law governing mobile home park lot tenancies to any such housing unit placed on a mobile home lot; requiring the written approval of the owner of a mobile home park before the placement of any such housing unit on a mobile home lot; providing for taxation of such housing units as mobile homes; providing for payments to the Florida Mobile Home Relocation Trust Fund under certain circumstances; amending s. 489.113, F.S.; prohibiting the prevention of a licensed engineer or architect from contracting directly with a licensed contractor for the preparation of plans, specifications, or a master design manual when making an application for a building permit; prohibiting the requirement of site-specific drawings, specifications, or plans for certain structures; authorizing local code enforcement agencies to accept or reject plans prepared by certain persons; defining the term "master design manual"; providing requirements regarding the preparation of such manuals; requiring that a master design manual contain certain information; requiring that such manuals be peer reviewed by a licensed engineer or architect who meets certain criteria; requiring that the reviewer be identified in the manual; providing that a licensed engineer or architect is not required for the preparation or use of certain design guides; exempting certain existing warehouses from requirements in the Florida Building Code concerning fire protection under certain conditions; providing an effective date.

—as amended March 28 was read the third time by title.

On motion by Senator Baker, **CS for SB 404** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Dockery	Margolis
Alexander	Fasano	Oelrich
Aronberg	Gaetz	Peaden
Atwater	Geller	Posey
Baker	Haridopolos	Rich
Bennett	Hill	Ring
Bullard	Jones	Saunders
Carlton	Joyner	Siplin
Constantine	Justice	Storms
Crist	King	Webster
Deutch	Lawson	Wilson
Diaz de la Portilla	Lynn	Wise

Nays—2

Argenziano Villalobos

Vote after roll call:

Nay—Garcia

**SB 562**—A bill to be entitled An act relating to ownership or transfer of securities; amending s. 628.511, F.S.; revising provisions authorizing domestic insurers' ownership or transfer of certain securities without physical delivery of certificates; providing an effective date.

—was read the third time by title.

## MOTION

On motion by Senator Alexander, the rules were waived to allow the following amendments to be considered:

Senator Alexander moved the following amendments which were adopted by two-thirds vote:

**Amendment 1 (930886)(with title amendment)**—On page 3, between lines 12 and 13, insert:

Section 2. Section 628.801, Florida Statutes, is amended to read:

628.801 Insurance holding companies; registration; regulation.—Every insurer ~~that which~~ is authorized to do business in this state and ~~that which~~ is a member of an insurance holding company shall register with the office and be subject to regulation with respect to its relationship to ~~the such~~ holding company as provided by rule or statute. The commission shall adopt rules establishing the information and form required for registration and the manner in which registered insurers and their affiliates ~~are shall be~~ regulated. The rules ~~shall~~ apply to domestic insurers, foreign insurers, and commercially domiciled insurers, except for a foreign insurer domiciled in states that are accredited by the National Association of Insurance Commissioners by December 31, 1995. Except to the extent of any conflict with this code, the rules must include all requirements and standards of ss. 4 and 5 of the Insurance Holding Company System Regulatory Act and the Insurance Holding Company System Model Regulation of the National Association of Insurance Commissioners, as the Regulatory Act and the Model Regulation existed on ~~November 30, 2001 January 1, 1997~~, and may include a prohibition on oral contracts between affiliated entities. Upon request, the office may waive filing requirements under this section for a domestic insurer that is the subsidiary of an insurer that is in full compliance with the insurance holding company registration laws of its state of domicile, which state is accredited by the National Association of Insurance Commissioners.

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 6, after the semicolon (;) insert: amending s. 628.801, F.S.; modifying the reference date of the Insurance Holding Company System Regulatory Act and Insurance Holding Company System Model Regulation of the National Association of Insurance Commissioners;

**Amendment 2 (674080)(with title amendment)**—On page 1, line 10, insert:

Section 1. Subsections (1) and (2) of section 628.461, Florida Statutes, are amended to read:

628.461 Acquisition of controlling stock.—

(1) A ~~No~~ person ~~may not shall~~, individually or in conjunction with any affiliated person of such person, acquire directly or indirectly, conclude a tender offer or exchange offer for, enter into any agreement to exchange securities for, or otherwise finally acquire 5 percent or more of, the outstanding voting securities of a domestic stock insurer or of a controlling company, unless:

(a) The person or affiliated person has filed with the office and sent to the insurer and controlling company a *letter of notification regarding the transaction or proposed transaction statement as specified in subsection (3)* no later than 5 days after any form of tender offer or exchange offer is proposed, or no later than 5 days after the acquisition of the securities if no tender offer or exchange offer is involved. *The notification must be provided on forms prescribed by the commission containing information determined necessary to understand the transaction and identify all purchasers and owners involved; and*

(b) *Has filed with the office a statement as specified in subsection (3). The statement must be completed and filed within 30 days after:*

1. *Any definitive acquisition agreement is entered;*
2. *Any form of tender offer or exchange offer is proposed; or*
3. *The acquisition of the securities, if no definitive acquisition agreement, tender offer, or exchange offer is involved; and*

(c) ~~(b)~~ The office has approved the tender or exchange offer, or acquisition if no tender offer or exchange offer is involved, and approval is in effect.

In lieu of a filing as required under this subsection, a party acquiring less than 10 percent of the outstanding voting securities of an insurer may file a disclaimer of affiliation and control. The disclaimer shall fully disclose all material relationships and basis for affiliation between the person and the insurer as well as the basis for disclaiming the affiliation and control. After a disclaimer has been filed, the insurer shall be relieved of any duty to register or report under this section which may arise out of the insurer's relationship with the person unless and until

the office disallows the disclaimer. The office shall disallow a disclaimer only after furnishing all parties in interest with notice and opportunity to be heard and after making specific findings of fact to support the disallowance. A filing as required under this subsection must be made as to any acquisition that equals or exceeds 10 percent of the outstanding voting securities.

(2) This section does not apply to any acquisition of voting securities of a domestic stock insurer or of a controlling company by any person who, on July 1, 1976, is the owner of a majority of such voting securities or who, on or after July 1, 1976, becomes the owner of a majority of such voting securities with the approval of the office ~~under pursuant to~~ this section. *The person or affiliated person filing the notice required by paragraph (1)(a) may request, in writing, the office to waive the requirements of paragraph (1)(b) if there is no change in the ultimate controlling shareholder or ownership percentages of the ultimate controlling shareholders and no unaffiliated parties acquire any direct or indirect interest in the insurer. The office may waive the filing if it determines that in fact there is no change in the ultimate controlling shareholder or ownership percentages of the ultimate controlling shareholders and no unaffiliated parties will acquire any direct or indirect interest in the insurer.*

Section 2. Subsections (2) and (3) of section 628.4615, Florida Statutes, are amended to read:

628.4615 Specialty insurers; acquisition of controlling stock, ownership interest, assets, or control; merger or consolidation.—

(2) A ~~no~~ person *may not shall*, individually or in conjunction with any affiliated person of such person, directly or indirectly, conclude a tender offer or exchange offer for, enter into any agreement to exchange securities for, or otherwise finally acquire, 10 percent or more of the outstanding voting securities of a specialty insurer which is a stock corporation or of a controlling company of a specialty insurer which is a stock corporation; or conclude an acquisition of, or otherwise finally acquire, 10 percent or more of the ownership interest of a specialty insurer which is not a stock corporation or of a controlling company of a specialty insurer which is not a stock corporation, unless:

(a) The person or affiliated person has filed with the office and sent by registered mail to the principal office of the specialty insurer and controlling company *a letter of notification regarding the transaction or proposed transaction* ~~an application, signed under oath and prepared on forms prescribed by the commission, that contains the information specified in subsection (4)~~ no later than 5 days after any form of tender offer or exchange offer is proposed, or no later than 5 days after the acquisition of the securities or ownership interest if no tender offer or exchange offer is involved. *The notification must be provided on forms prescribed by the commission containing information determined necessary to understand the transaction and identify all purchasers and owners involved;*

(b) *Has filed with the office an application signed under oath and prepared on forms prescribed by the commission which contains the information specified in subsection (4). The application must be completed and filed within 30 days after any form of tender offer or exchange offer is proposed, or after the acquisition of the securities if no tender offer or exchange offer is involved; and*

(c)~~(b)~~ The office has approved the tender offer or exchange offer, or acquisition if no tender offer or exchange offer is involved.

(3) This section does not apply to any acquisition of voting securities or ownership interest of a specialty insurer or of a controlling company by any person who, on July 9, 1986, is the owner of a majority of such voting securities or ownership interest or who, on or after July 9, 1986, becomes the owner of a majority of such voting securities or ownership interest with the approval of the office ~~under pursuant to~~ this section. *The person or affiliated person filing the required notice in paragraph (2)(a) may request the office to waive the requirements of paragraph (2)(b) if there is no change in the ultimate controlling shareholder or ownership percentages of the ultimate controlling shareholders and no unaffiliated parties acquire any direct or indirect interest in the specialty insurer. The office may waive the filing if it determines that in fact there is no change in the ultimate controlling shareholder or ownership percentages of the ultimate controlling shareholders and no unaffiliated parties will acquire any direct or indirect interest in the specialty insurer.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 3, after the first semicolon (;) insert: amending s. 628.461, F.S.; revising notice and filing requirements and providing additional grounds for exemption from provisions relating to acquisition of controlling stock; amending s. 628.4615, F.S.; revising notice and filing requirements and providing additional grounds for exemption from provisions relating to acquisition of controlling stock in a specialty insurer;

On motion by Senator Fasano, **SB 562** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dockery	Margolis
Alexander	Fasano	Oelrich
Argenziano	Gaetz	Peaden
Aronberg	Garcia	Posey
Atwater	Geller	Rich
Baker	Haridopolos	Ring
Bennett	Hill	Saunders
Bullard	Jones	Siplin
Carlton	Joyner	Storms
Constantine	Justice	Villalobos
Crist	King	Webster
Deutch	Lawson	Wise
Diaz de la Portilla	Lynn	

Nays—None

Vote after roll call:

Yea—Wilson

**CS for SB 124**—A bill to be entitled An act relating to motor vehicles; amending s. 320.0863, F.S.; providing definitions; providing for the registration of custom vehicles and street rods; providing registration and equipment requirements for such vehicles; exempting such vehicles from certain equipment and inspection requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Oelrich, **CS for SB 124** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Oelrich
Argenziano	Gaetz	Peaden
Aronberg	Garcia	Posey
Atwater	Geller	Rich
Baker	Haridopolos	Ring
Bennett	Hill	Saunders
Bullard	Jones	Siplin
Carlton	Joyner	Storms
Constantine	Justice	Villalobos
Crist	King	Webster
Deutch	Lawson	Wilson
Diaz de la Portilla	Lynn	Wise
Dockery	Margolis	

Nays—None

Vote after roll call:

Yea—Alexander

**CS for SB 136**—A bill to be entitled An act relating to Live the Dream license plates; amending s. 320.08058, F.S.; revising the use of funds received from sale of the plates; providing an effective date.

—as amended March 28 was read the third time by title.

On motion by Senator Bullard, **CS for SB 136** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fasano	Oelrich
Alexander	Gaetz	Peaden
Argenziano	Garcia	Posey
Aronberg	Geller	Rich
Atwater	Haridopolos	Ring
Baker	Hill	Saunders
Bennett	Jones	Siplin
Bullard	Joyner	Storms
Constantine	Justice	Villalobos
Crist	King	Webster
Deutch	Lawson	Wilson
Diaz de la Portilla	Lynn	Wise
Dockery	Margolis	

Nays—None

Vote after roll call:

Yea—Carlton

**SB 282**—A bill to be entitled An act relating to designated drivers; amending s. 562.51, F.S.; prohibiting a licensed retail alcohol beverage establishment open to the public from denying service to a designated driver; providing an effective date.

—as amended March 28 was read the third time by title.

On motion by Senator Fasano, **SB 282** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Fasano	Peaden
Alexander	Gaetz	Posey
Argenziano	Garcia	Rich
Aronberg	Geller	Ring
Atwater	Haridopolos	Saunders
Baker	Hill	Siplin
Bullard	Joyner	Storms
Carlton	Justice	Villalobos
Constantine	King	Webster
Crist	Lawson	Wilson
Deutch	Lynn	Wise
Diaz de la Portilla	Margolis	
Dockery	Oelrich	

Nays—None

Vote after roll call:

Yea—Bennett, Jones

**SB 640**—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; removing a condition for waiver of certain certified public accountant licensure requirements; amending s. 473.312, F.S.; deleting a reference to the term “classroom”; providing an effective date.

—as amended March 28 was read the third time by title.

On motion by Senator Haridopolos, **SB 640** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bennett	Diaz de la Portilla
Alexander	Bullard	Dockery
Argenziano	Carlton	Fasano
Aronberg	Constantine	Gaetz
Atwater	Crist	Garcia
Baker	Deutch	Geller

Haridopolos	Lynn	Saunders
Hill	Margolis	Siplin
Jones	Oelrich	Storms
Joyner	Peaden	Villalobos
Justice	Posey	Webster
King	Rich	Wilson
Lawson	Ring	Wise

Nays—None

**SPECIAL ORDER CALENDAR**

By Senator Atwater—

**SB 992**—A bill to be entitled An act conforming the Florida Statutes to legislation enacted during the 2006 Regular Session relating to the licensure of health care providers regulated by the Agency for Health Care Administration; amending s. 112.0455, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to drug-testing standards of laboratories; authorizing the Agency for Health Care Administration to adopt rules to implement pt. II of ch. 408, F.S., relating to the Drug-Free Workplace Act; revising a license fee; amending s. 381.78, F.S.; conforming a cross-reference; amending s. 383.301, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to birth centers; repealing s. 383.304, F.S., relating to the licensure requirement for birth centers; amending s. 383.305, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to birth centers; providing for licensure fees to be established by rule; amending s. 383.309, F.S.; authorizing the agency to adopt and enforce rules to administer pt. II of ch. 408, F.S., relating to standards for birth centers; amending s. 383.315, F.S.; revising a provision relating to consultation agreements for birth centers; amending s. 383.324, F.S.; revising provisions relating to inspections and investigations of birth center facilities; amending s. 383.33, F.S.; revising provisions relating to administrative fines, penalties, emergency orders, and moratoriums on admissions; repealing s. 383.331, F.S., relating to injunctive relief; amending s. 383.332, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S.; amending s. 383.335, F.S.; providing an exemption from pt. II of ch. 408, F.S., for specified birth centers; amending s. 383.50, F.S.; conforming a cross-reference; amending s. 390.011, F.S.; revising a definition; amending s. 390.012, F.S.; revising rulemaking authority of the agency for abortion clinics; repealing s. 390.013, F.S., relating to effective date of rules applicable to abortion clinics; amending s. 390.014, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to abortion clinics; amending s. 390.015, F.S.; revising provisions to applications for a license; repealing s. 390.016, F.S., relating to expiration and renewal of a license; repealing s. 390.017, F.S., relating to grounds for suspension or revocation of a license; amending s. 390.018, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to administrative fines; repealing s. 390.019, F.S., relating to administrative penalty in lieu of revocation or suspension of a license to operate an abortion clinic; repealing s. 390.021, F.S., relating to instituting injunction proceedings against an abortion clinic; amending s. 394.455, F.S.; revising a definition; amending s. 394.4787, F.S.; conforming a cross-reference; amending s. 394.67, F.S.; deleting, revising, and providing definitions; amending ss. 394.74 and 394.82, F.S.; conforming cross-references; amending s. 394.875, F.S.; providing the purpose of short-term residential treatment facilities; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to crisis stabilization units, short-term residential treatment facilities, residential treatment facilities, and residential treatment centers for children and adolescents; providing an exemption from licensure requirements for hospitals licensed under ch. 395, F.S., and certain programs operated therein; amending s. 394.876, F.S.; revising provisions relating to an application for licensure to provide community substance abuse and mental health services; amending s. 394.877, F.S.; providing applicability of pt. II of ch. 408, F.S., to license fees; repealing s. 394.878, F.S., relating to issuance and renewal of licenses; amending s. 394.879, F.S.; providing rulemaking authority to the Department of Children and Family Services; deleting a reference to deposit of certain fines in the Mental Health Facility Trust Fund; amending s. 394.90, F.S.; revising provisions relating to inspections of crisis stabilization units and residential treatment facilities; amending s. 394.902, F.S.; revising provisions relating to the moratorium on admissions for unsafe or unlawful provision of community substance abuse and mental health services; amending s. 394.907, F.S., relating to access to records of community mental health centers; providing for the department to determine licensee compliance with quality assurance programs; amending

s. 395.002, F.S.; deleting a definition; conforming cross-references; amending ss. 395.003, 395.004, and 395.0161, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to hospitals, ambulatory surgical centers, and mobile surgical facilities; repealing s. 395.0055, F.S., relating to background screening of personnel of hospitals and other licensed facilities; amending s. 395.0163, F.S.; deleting a provision requiring the deposit of fees charged for review of plans for construction of hospitals and other licensed facilities in the Planning and Regulation Trust Fund; amending ss. 395.0193 and 395.0197, F.S.; providing for the applicability of the reporting requirements of pt. II of ch. 408, F.S., to hospitals and other licensed facilities; conforming cross-references; amending ss. 395.0199 and 395.1046, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to health care utilization review and complaint investigation procedures; amending s. 395.1055, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to the adoption and enforcement of rules; amending ss. 395.1065, 395.10973, and 395.10974, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to administrative penalties and injunctions, rulemaking, and health care risk managers; amending ss. 395.602, 395.701, 400.0073, and 400.0074, F.S.; conforming cross-references; amending s. 400.021, F.S.; deleting definitions; amending s. 400.022, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to grounds for action for a violation of residents' rights; amending s. 400.051, F.S.; conforming a cross-reference; amending s. 400.062, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to nursing homes and related health care facilities; revising provisions relating to license fees; amending s. 400.063, F.S.; conforming a cross-reference; amending ss. 400.071 and 400.0712, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to license applications; revising provisions governing inactive licenses; amending s. 400.102, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to grounds for action by the agency against a licensee; amending s. 400.111, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to the disclosure of a controlling interest of a nursing home facility; requiring a licensee to disclose certain holdings of a controlling interest; amending s. 400.1183, F.S.; revising grievance procedures for nursing home residents; deleting a provision relating to an administrative fine; amending s. 400.121, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to the denial, suspension, or revocation of a nursing home facility license, fines imposed, and procedures for conducting hearings; repealing s. 400.125, F.S., relating to instituting injunction proceedings against a nursing home; amending s. 400.141, F.S.; conforming a cross-reference; amending s. 400.179, F.S.; revising provisions relating to liability for Medicaid underpayments and overpayments; requiring that certain licensure fees be paid annually; amending s. 400.18, F.S.; revising provisions relating to the closing of a nursing home facility; amending s. 400.19, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to nursing home facility inspections; amending s. 400.191, F.S.; revising provisions relating to the availability, distribution, and posting of reports and records; amending s. 400.23, F.S.; providing applicability of pt. II of ch. 408, F.S., to rulemaking for nursing home facilities; amending s. 400.241, F.S.; deleting provisions relating to prohibited acts involving the establishment, operation, or advertisement of nursing home facilities; amending ss. 400.464, 400.471, 400.474, and 400.484, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to home health agencies; repealing s. 400.495, F.S., relating to the notice of a toll-free telephone number for the central abuse hotline; amending ss. 400.497, 400.506, 400.509, 400.602, 400.605, 400.606, 400.6065, 400.607, 400.801, 400.805, 400.903, 400.905, 400.907, 400.908, 400.912, 400.914, and 400.915, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to the toll-free central abuse hotline, rules establishing minimum standards for home health aides, nurse registries, the registration of companion or homemaker service providers that are exempt from licensure, hospices, homes for special services, transitional living facilities, and prescribed pediatric extended care (PPEC) centers; amending s. 400.512, F.S.; revising provisions relating to the screening of home health agency, nurse registry, companion, and homemaker personnel; repealing s. 400.515, F.S., relating to instituting injunction proceedings against a home health agency or nurse registry; amending s. 400.6095, F.S.; clarifying provisions relating to protection from liability for hospice staff; amending s. 400.902, F.S.; revising a definition; amending s. 400.906, F.S.; revising provisions relating to applications for a license to operate a PPEC center; repealing s. 400.910, F.S., relating to expiration and renewal of a license and the issuance of a conditional license or permit to operate a PPEC center; repealing s. 400.911, F.S., relating to instituting injunction proceedings

against a PPEC center; repealing s. 400.913, F.S., relating to right to enter and inspect a PPEC center; amending s. 400.916, F.S.; revising provisions relating to prohibited acts and penalties applicable to a PPEC center; repealing s. 400.917, F.S., relating to disposition of moneys from fines and fees imposed on a PPEC center; amending s. 400.925, F.S.; deleting and revising definitions; amending ss. 400.93, 400.931, 400.932, 400.933, 400.935, and 400.955, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to home medical equipment providers; repealing s. 400.95, F.S., relating to notice of the toll-free telephone number for the central abuse hotline; repealing s. 400.956, F.S., relating to instituting injunction proceedings against a home medical equipment provider; amending ss. 400.962, 400.967, 400.968, and 400.969, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to intermediate care facilities for developmentally disabled persons; repealing s. 400.963, F.S., relating to instituting injunction proceedings against an intermediate care facility for developmentally disabled persons; repealing s. 400.965, F.S., relating to agency action against an intermediate care facility for developmentally disabled persons; amending s. 400.980, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to health care services pools; amending ss. 400.991, 400.9915, 400.9925, 400.993, 400.9935, and 400.995, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to health care clinics; repealing s. 400.992, F.S., relating to license renewal, transfer of ownership, and provisional license of a health care clinic; repealing s. 400.994, F.S., relating to instituting injunctive proceedings against a health care clinic; repealing s. 400.9945, F.S., relating to review of agency licensure enforcement actions; amending ss. 408.802 and 408.832, F.S.; revising provisions to conform to changes made by the act; amending ss. 409.221, 409.815, 409.905, and 409.907, F.S.; conforming cross-references; amending ss. 429.02, 429.07, 429.075, 429.08, 429.11, 429.12, 429.14, 429.17, 429.174, 429.176, 429.18, 429.19, 429.22, 429.26, 429.31, 429.34, 429.35, 429.41, and 429.47, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to assisted living facilities; repealing s. 429.15, F.S., relating to imposing a moratorium on admissions to an assisted living facility and notice thereof; repealing s. 429.21, F.S., relating to instituting injunctive proceedings against an assisted living facility; repealing s. 429.51, F.S., relating to the time for an existing assisted living facility to comply with newly adopted rules and standards; amending ss. 429.67, 429.69, 429.71, and 429.73, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to adult family-care homes; repealing s. 429.77, F.S., relating to instituting injunctive proceedings against an adult family-care home; amending ss. 429.901, 429.907, 429.909, 429.911, 429.913, 429.915, 429.919, 429.925, 429.927, and 429.929, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to adult day care centers; repealing s. 429.921, F.S., relating to the disposition of fees and administrative fines imposed on adult day care centers; repealing s. 429.923, F.S., relating to instituting injunctive proceedings against an adult day care center; repealing s. 429.933, F.S., relating to prohibited acts and penalties applicable to adult day care centers; amending s. 440.102, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to drug-testing laboratories; amending ss. 468.505 and 483.106, F.S.; conforming cross-references; amending ss. 483.035, 483.051, 483.061, 483.091, 483.101, 483.111, 483.172, 483.201, and 483.221, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to certain clinical laboratories; repealing s. 483.131, F.S., relating to display of the clinical laboratory license; repealing s. 483.25, F.S., relating to instituting injunctive proceedings against a clinical laboratory; amending ss. 483.291, 483.294, 483.30, 483.302, 483.317, 483.32, and 483.322, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to multiphasic health testing centers; repealing s. 483.311, F.S., relating to the display of a multiphasic health testing center license; amending s. 483.317, F.S.; repealing s. 483.328, F.S., relating to instituting injunctive proceedings against a multiphasic health testing center; amending s. 765.541, F.S.; conforming provisions relating to cadaveric organ and tissue procurement; amending s. 765.542, F.S.; providing applicability of licensure requirements under pt. II of ch. 408, F.S., to organ procurement organizations and tissue and eye banks; amending s. 765.544, F.S.; conforming provisions relating to application fees from organizations and tissue and eye banks; amending ss. 766.118, 766.316, and 812.014, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 992** was placed on the calendar of Bills on Third Reading.

**CS for SM 1506**—A memorial to the Congress of the United States, urging Congress to timely reauthorize the State Children’s Health Insurance Program to assure federal funding for the Florida KidCare Program.

WHEREAS, the Senate of the State of Florida recognizes the health of the state’s children to be of paramount importance to families in this state, and

WHEREAS, the Senate of the State of Florida regards poor child health as a threat to the educational achievement and the social and psychological well-being of the children of this state, and

WHEREAS, the Senate of the State of Florida considers protecting the health of its children to be essential to the well-being of the youngest citizens and the quality of life in this state, and

WHEREAS, the Senate considers the Florida KidCare Program, which was created in 1998 and currently has 1,388,520 children enrolled, to be an integral part of the arrangements for health benefits for the children of the State of Florida, and

WHEREAS, the Senate recognizes the value of the Florida KidCare Program in preserving child wellness, preventing and treating childhood disease, improving health outcomes, and reducing overall health costs, and

WHEREAS, the Senate of the State of Florida considers the federal funding available for the Florida KidCare Program to be indispensable to providing health benefits for children of modest means, NOW, THEREFORE,

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

That the Florida Senate urges the United States Congress to timely reauthorize the State Children’s Health Insurance Program (SCHIP) to ensure federal funding for the Florida KidCare Program.

That the Florida Senate urges the Governor to use his best efforts to work with the Florida delegation to the United States Congress to ensure that SCHIP is reauthorized in a timely manner.

That the Florida Senate recognize’s that all components of state government should work together with educators, health care providers, social workers, and parents to ensure that all available public and private assistance for providing health benefits to uninsured children in this state is used to the maximum extent possible.

That the Florida Senate urges the Governor to use his best efforts to provide meaningful assistance to help identify and enroll children who qualify for the Florida KidCare Program.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—was read the second time in full.

Senator Peaden moved the following amendment which was adopted:

**Amendment 1 (200258)**—On page 2, line 11, delete “recognize’s” and insert: recognize’s

On motion by Senator Peaden, **CS for SM 1506** as amended was adopted, ordered engrossed and then certified to the House. The vote on adoption was:

Yeas—39

Mr. President	Carlton	Garcia
Alexander	Constantine	Geller
Argenziano	Crist	Haridopolos
Aronberg	Deutch	Hill
Atwater	Diaz de la Portilla	Jones
Baker	Dockery	Joyner
Bennett	Fasano	Justice
Bullard	Gaetz	King

Lawson	Posey	Storms
Lynn	Rich	Villalobos
Margolis	Ring	Webster
Oelrich	Saunders	Wilson
Peaden	Siplin	Wise

Nays—None

By Senator Storms—

**SB 2876**—A bill to be entitled An act relating to special needs children; amending ss. 110.152 and 409.166, F.S.; redefining the term “special needs child”; revising provisions relating to the adoption of children with special needs; revising and adding definitions; distinguishing between subsidies and adoption assistance; providing for an adoption-assistance agreement; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2876** was placed on the calendar of Bills on Third Reading.

By Senator Saunders—

**SB 192**—A bill to be entitled An act relating to Florida Gulf Coast University; authorizing the university to award a degree in long-term care administration; providing an effective date.

—was read the second time by title.

Senator Saunders moved the following amendment which was adopted:

**Amendment 1 (061986)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 1004.386, Florida Statutes, is created to read:

*1004.386 Long-term care administration degree program at Florida Gulf Coast University.—A bachelor of science degree program in long-term care administration is authorized at Florida Gulf Coast University.*

Section 2. This act shall take effect July 1, 2007.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to Florida Gulf Coast University; creating s. 1004.386, F.S.; authorizing a bachelor of science degree program in long-term care administration; providing an effective date.

Pursuant to Rule 4.19, **SB 192** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

By Senator Wise—

**CS for SB 246**—A bill to be entitled An act relating to certificates of need; amending s. 408.0361, F.S.; revising provisions relating to compliance with certain criteria imposed on any hospital seeking to provide diagnostic cardiac catheterization Level II services; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 246** was placed on the calendar of Bills on Third Reading.

By Senator Fasano—

**CS for SB 650**—A bill to be entitled An act relating to osteopathic physicians; amending s. 459.0055, F.S.; revising the requirements for licensure or certification as an osteopathic physician in this state; amending s. 459.021, F.S.; requiring a renewal fee for registering as a resident osteopathic physician; requiring consideration of intent in order

to classify certain actions within the practice of osteopathic medicine as misdemeanors; increasing the penalty for failure to provide certain information relating to employment of osteopathic physicians; amending ss. 395.7015 and 459.0092, F.S.; conforming cross-references; repealing s. 459.006, F.S., relating to licensure by examination; repealing s. 459.007, F.S., relating to licensure by endorsement; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 650** was placed on the calendar of Bills on Third Reading.

By Senator Bennett—

**CS for SB 682**—A bill to be entitled An act relating to nursing facilities; amending s. 400.118, F.S.; revising the frequency of visits to nursing facilities by quality-of-care monitors from the Agency for Health Care Administration; amending s. 400.141, F.S.; authorizing certain licensed nursing facilities to develop a plan to provide certain training for nursing assistants; amending s. 400.147, F.S.; redefining the term “adverse incident”; deleting the requirement that a nursing facility notify the agency of an adverse incident; deleting notification requirements; requiring that a risk manager determine if an incident was an adverse incident; amending s. 400.19, F.S.; providing that the most recent survey is a licensure survey under certain conditions for purposes of future survey scheduling; amending s. 400.195, F.S.; conforming a cross-reference; amending s. 400.23, F.S.; requiring that federal posting requirements for staffing standards comply with state posting requirements; providing an effective date.

—was read the second time by title.

Senator Bennett moved the following amendment which was adopted:

**Amendment 1 (735772)(with title amendment)**—On page 12, line 25, after the period (.) insert: *The agency may adopt rules relating to the approval, suspension, or termination of a certified nursing assistant training program.*

And the title is amended as follows:

On page 1, line 9, after the semicolon (;) insert: providing for rules relating to agency approval of training programs;

Pursuant to Rule 4.19, **CS for SB 682** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

By Senator Aronberg—

**SB 1700**—A bill to be entitled An act relating to paramedic certification; amending s. 401.27, F.S.; authorizing physician assistants who meet specified criteria to be certified as paramedics; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1700** was placed on the calendar of Bills on Third Reading.

**MOTIONS**

On motions by Senator Carlton, a deadline of 5:00 p.m., Tuesday, April 9, was set for filing amendments to the Appropriations Bill, **SB 2800**, and the Appropriations Implementing Bill, **SB 2802**, and a deadline of 3:00 p.m., Tuesday, April 10 was set for filing amendments to amendments and substitute amendments to the Appropriations Bill and the Appropriations Implementing Bill to be considered Wednesday, April 11.

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Atwater, by two-thirds vote **SB 2902** was withdrawn from the committees of reference and further consideration.

On motion by Senator Dockery, by two-thirds vote **CS for SB 732** was withdrawn from the Committee on Children, Families, and Elder Affairs; and **SB 886** was withdrawn from the Committee on Rules.

On motion by Senator Saunders, by two-thirds vote **SB 680** was withdrawn from the Committee on Community Affairs; and **CS for CS for SJR 388** was withdrawn from the Committee on Rules.

**REPORTS OF COMMITTEES**

The Social Responsibility Policy and Calendar Committee submits the following bills as the Special Order Calendar for Thursday, March 29, 2007: **SB 992**, **CS for SM 1506**, **SB 2876**, **SB 192**, **CS for SB 246**, **CS for SB 650**, **CS for SB 682**, **SB 1700**

Respectfully submitted,  
Burt L. Saunders, Chair

The Committee on Health Regulation recommends the following pass: **SB 2122** with 1 amendment

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

The Committee on Environmental Preservation and Conservation recommends the following pass: **SB 2446**

**The bill was referred to the Committee on Communications and Public Utilities under the original reference.**

The Committee on Environmental Preservation and Conservation recommends the following pass: **SB 1798**

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

The Committee on Community Affairs recommends the following pass: **CS for SB 2052** with 1 amendment

The Committee on Environmental Preservation and Conservation recommends the following pass: **CS for SB 668**

**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 646**; **SB 838**; **SB 1484**

**The bills were referred to the Committee on Governmental Operations under the original reference.**

The Committee on Agriculture recommends the following pass: **SB 1658**

The Committee on Environmental Preservation and Conservation recommends the following pass: **SJR 436**

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

The Committee on Environmental Preservation and Conservation recommends the following pass: **SM 2770**

The Committee on Health Regulation recommends the following pass: **SR 2618**

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

The Committee on Health Policy recommends a committee substitute for the following: SB 1740

The Committee on Judiciary recommends a committee substitute for the following: SB 1936

The Committee on Transportation recommends a committee substitute for the following: SB 846

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

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The Committee on Regulated Industries recommends a committee substitute for the following: SB 2402

The Committee on Transportation recommends a committee substitute for the following: SB 2488

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

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The Committee on Commerce recommends committee substitutes for the following: SB 1788; SB 2280

The Committee on Judiciary recommends a committee substitute for the following: SB 2038

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1840

The Committee on Transportation recommends a committee substitute for the following: SB 1498

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 142

The Committee on Judiciary recommends a committee substitute for the following: SB 1712

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

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The Committee on Regulated Industries recommends a committee substitute for the following: SB 2180

The Committee on Transportation recommends a committee substitute for the following: SB 2104

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

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The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 2070

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

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The Committee on Education Pre-K - 12 recommends committee substitutes for the following: Senate Bills 336 and 416; SB 468; SB 2130

**The bills with committee substitutes attached were referred to the Committee on Education Pre-K - 12 Appropriations under the original reference.**

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The Committee on Health Policy recommends a committee substitute for the following: SB 1646

The Committee on Regulated Industries recommends committee substitutes for the following: Senate Bills 1038 and 218; SB 1192

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 362

The Committee on Higher Education recommends a committee substitute for the following: SB 1952

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

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The Committee on Health Regulation recommends a committee substitute for the following: SB 2624

The Committee on Higher Education recommends a committee substitute for the following: SB 2390

The Committee on Judiciary recommends a committee substitute for the following: SB 1346

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2398

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 394

The Committee on Health Policy recommends a committee substitute for the following: SB 938

The Committee on Health Regulation recommends a committee substitute for the following: SB 2100

The Committee on Judiciary recommends a committee substitute for the following: SB 20

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 430

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

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The Committee on Higher Education recommends committee substitutes for the following: SB 918; SB 1270

**The bills with committee substitutes attached were referred to the Committee on Higher Education Appropriations under the original reference.**

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1880

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1390

The Committee on Commerce recommends a committee substitute for the following: SB 2148

The Committee on Criminal Justice recommends a committee substitute for the following: SB 2356

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 958

The Committee on Health Regulation recommends a committee substitute for the following: SB 1168

The Committee on Transportation recommends a committee substitute for the following: SB 548

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

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The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 926

The Committee on Judiciary recommends a committee substitute for the following: SB 1444

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

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The Committee on Transportation recommends a committee substitute for the following: SB 1900

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

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The Committee on Education Pre-K - 12 Appropriations recommends committee substitutes for the following: CS for SB 450; SB 1046; SB 1052; SB 1058

The Committee on Health and Human Services Appropriations recommends committee substitutes for the following: SB 1116; SB 1124; SB 1126; SB 1128

The Committee on Health Regulation recommends a committee substitute for the following: SB 1758

The Committee on Judiciary recommends a committee substitute for the following: SB 314

The Committee on Transportation recommends a committee substitute for the following: SB 670

The Committee on Education Facilities Appropriations recommends committee substitutes for the following: SB 1060; SB 1064

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

**REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS**

The Committee on Environmental Preservation and Conservation recommends that the Senate confirm the following appointment made by the Governor:

*Office and Appointment*

Secretary of Environmental Protection  
Appointee: Sole, Michael W.

*For Term Ending*

Pleasure of Governor

**[The appointment was referred to the Committee on Ethics and Elections under the original reference.]**

**INTRODUCTION AND REFERENCE OF BILLS**

**FIRST READING**

By the Fiscal Policy and Calendar Committee—

**SB 2800**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2007, and ending June 30, 2008, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

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By the Fiscal Policy and Calendar Committee—

**SB 2802**—A bill to be entitled An act implementing the 2007-2008 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; requiring that funds appropriated for forensic mental health treatment services be allocated to the areas of the state having the greatest demand for services and treatment capacity; requiring the Department of Children and Family Services to ensure that certain information regarding child welfare cases is entered into the Florida Safe Families Network; requiring that the department coordinate with the Office of the State Courts Administrator and the Statewide Guardian Ad Litem Office in order to provide judges, magistrates, and guardians ad litem with access to such information; requiring that the department report its progress on providing such access to the Governor and Legislature; providing for future expiration; authorizing the Department of Corrections and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the respective department; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circumstances; amending s. 216.292, F.S.; authorizing certain transfers of appropriations for operations from general revenue between budget categories and entities of the criminal conflict and civil regional councils and the budget category for child dependency and civil conflict cases within the Justice Administrative Commission; providing for future expiration of such provisions; authorizing the Department of Legal Affairs to expend appropriated funds on programs funded in the preceding fiscal year; amending s. 932.7055, F.S.; providing for the expenditure of funds in a special law enforcement trust fund established by the governing body of a municipality; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; reenacting s. 287.17(3)(a) and (6), F.S.; authorizing the use of state aircraft for commuting; providing for the future expiration of certain amendments to such provisions; amending s. 255.249, F.S.; requiring the Department of Management Services to annually publish and furnish to the Governor and the Legislature a master leasing report; deleting provisions requiring the department to submit a report of leases that are due to expire and amendments and supplements to and waivers of the terms and conditions of lease agreements; requiring state agencies to provide information concerning space needs to the Department of Management Services; delaying the expiration of provisions requiring that specified clauses, which may not be amended, supplemented, or waived, be included in the terms and conditions of a lease; authorizing the Department of Management Services to contract for services in carrying out the strategic leasing plan; providing for future expiration of such provisions; amending s. 255.25, F.S.; authorizing state agencies to use the services of a tenant broker; authorizing the department to procure a term contract for real estate consulting and brokerage services; providing re-

quirements for such contract; providing for future expiration of such provisions; requiring an annual report to the Legislature and the Governor; amending s. 255.503, F.S.; requiring that the department provide an analysis to the Legislature, the Governor, and the Division of Bond Finance of the State Board of Administration relating to the disposition of a facility within the Florida Facilities Pool; directing the Department of Environmental Protection to make specified awards of grant moneys for pollution-control purposes; amending s. 320.08058, F.S.; revising requirements for distributing the proceeds from the annual use fee for the Florida panther license plate; providing for future expiration of such revision; amending s. 550.135, F.S.; revising the distribution of revenues deposited into the Pari-mutuel Wagering Trust Fund; providing for such funds to be used for additional purposes relating to the regulation of slot machine gaming; requiring that certain unappropriated funds be deposited into the General Revenue Fund; providing for future expiration of such provisions; amending s. 581.031, F.S.; authorizing the Department of Agriculture and Consumer Services to conduct research projects concerning citrus disease; providing for future expiration of such authorization; amending s. 570.20, F.S.; authorizing moneys in the General Inspection Trust Fund to be appropriated for certain programs operated by the Department of Agriculture and Consumer Services; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games; amending s. 253.034, F.S.; authorizing the deposit of funds from the sale of property located in Palm Beach County into the Highway Safety Operating Trust Fund by the Department of Highway Safety and Motor Vehicles; amending s. 311.22, F.S.; prescribing the required matching funds for dredging projects that meet specified conditions; extending the period for a local government to apply to the Executive Office of the Governor for a waiver of certain requirements governing matching funding for public assistance projects; providing a finding that the authorization and issuance of certain debt is in the best interest of the state; providing for the effect of a veto of one or more specific appropriations or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing for severability; providing effective dates.

—was placed on the Calendar pursuant to Rule 4.6(1).

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Judiciary; and Senators Lynn and Rich—

**CS for SB 20**—A bill to be entitled An act relating to child visitation; creating s. 39.0139, F.S.; providing a short title; providing legislative findings and intent; creating a presumption; providing for hearing; providing conditions for visitation or other contact; providing additional considerations for visitation or other contact; amending ss. 39.402, 39.506, 39.509, 39.521, F.S.; subjecting specified visitation orders to s. 39.0139, F.S.; creating s. 753.01, F.S.; defining terms; creating s. 753.02, F.S.; providing responsibilities for the Clearinghouse on Supervised Visitation; creating s. 753.03, F.S.; providing for the development of standards; providing membership for an advisory board; providing for reports; creating s. 753.04, F.S.; providing interim standards for supervised visitation programs; creating s. 753.05, F.S.; providing for referrals related to child sexual abuse; repealing ss. 753.001, 753.002, and 753.004, F.S., relating to the Florida Family Visitation Network; providing an effective date.

By the Committee on Criminal Justice; and Senator Wise—

**CS for SB 142**—A bill to be entitled An act relating to change of name; amending s. 68.07, F.S.; requiring that a person filing a petition for change of name submit fingerprints for a state and national criminal history records check before the court hearing on the petition; providing an exception to such requirement; providing procedures for the taking and submission of fingerprints; providing for the payment of costs associated with processing fingerprints and conducting criminal history checks; requiring the return of the results of a criminal history records check to the clerk of court; providing for the scheduling of a hearing on a petition to restore a former name when a criminal history records check is required; providing an effective date.

By the Committee on Judiciary; and Senator Geller—

**CS for SB 314**—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; substantially revising provisions relating to the termination of the condominium form of ownership of a property; providing legislative findings; providing grounds for termination; providing powers and duties of the board of administration of the association; waiving certain notice requirements following natural disasters; providing requirements for a plan of termination; providing for the allocation of proceeds from the sale of condominium property; providing powers and duties of a termination trustee; providing notice requirements; providing a procedure for contesting a plan of termination; providing for award or recovery of attorney's fees and costs; providing rules for the distribution of property and sale proceeds; providing for the association's status following termination; allowing the creation of another condominium by the trustee; specifying an exclusion; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Wilson—

**CS for SB's 336 and 416**—A bill to be entitled An act relating to school attendance; amending s. 1003.21, F.S.; requiring a student who is withdrawing to be assigned a counselor or other school personnel to provide educational information until the student is 18 years old; amending s. 1003.428, F.S.; requiring 9th graders or students who are withdrawing from school to receive instruction about the effects of withdrawing from high school; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Wilson and Lynn—

**CS for SB 362**—A bill to be entitled An act relating to adoption benefits; creating s. 409.1663, F.S.; expanding a monetary benefit paid to employees who adopt special needs children and children in the custody of the state to include employees of state universities, community colleges, and school districts; clarifying that the availability of the monetary benefit is subject to an appropriation; authorizing the Department of Children and Family Services to administer the program; providing for rules; providing for parental leave; providing for application and eligibility procedures; providing for the transfer of funding from the department to nonstate public entities; providing that application for the monetary benefit will begin with the 2008 open enrollment period and the availability of the benefit will begin in the 2008-2009 fiscal year; repealing ss. 110.152, 110.15201, 215.32(2)(c)5., and 373.6065, F.S., relating to the present program that provides a monetary benefit only to state agency employees and employees of a water management district and that is administered by the Department of Management Services; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Wise—

**CS for SB 394**—A bill to be entitled An act relating to transitional services for young adults with disabilities; creating a Health and Transition Services Program; assigning the program for administrative purposes to Children's Medical Services in the Department of Health; providing purposes of the program; delineating the target population; describing participating service providers and the services that they are to provide; creating an operational site in a designated locality in the state; providing for expansion of program sites; providing for an evaluation of the program; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Saunders and Lynn—

**CS for SB 430**—A bill to be entitled An act relating to mental health facilities; amending s. 394.461, F.S.; requiring mental health and treatment facilities designated by the Department of Children and Family Services to report certain financial and health service data to the department; providing a definition; providing reporting deadlines; providing a report by the department; providing an effective date.

By the Committees on Education Pre-K - 12 Appropriations; Education Pre-K - 12; and Senators Rich, Bullard, Gaetz and Wilson—

**CS for CS for SB 450**—A bill to be entitled An act relating to the Florida Teachers Lead Program Stipend; amending s. 1012.71, F.S.; extending the stipend to teachers of prekindergarten students in public schools and public charter schools who are funded through the Florida Education Finance Program; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Siplin—

**CS for SB 468**—A bill to be entitled An act relating to required school instruction; amending s. 1003.42, F.S.; requiring the character-development program to include conflict-resolution management; providing an effective date.

By the Committee on Transportation; and Senators Bennett and Dockery—

**CS for SB 548**—A bill to be entitled An act relating to the protection of seagrasses in aquatic preserves; amending s. 253.04, F.S.; providing that careless operation of a vessel outside a marked channel which causes propeller scarring in an aquatic preserve is a civil infraction; defining the terms “propeller scarring” and “seagrasses”; providing that refusal to post bond or sign a boating citation is a second-degree misdemeanor; requiring that civil penalties collected for the careless operation of a vessel be deposited into the Internal Improvement Trust Fund and used for specified purposes; amending s. 327.73, F.S.; providing civil penalties; providing an effective date.

By the Committee on Transportation; and Senator Fasano—

**CS for SB 670**—A bill to be entitled An act relating to pedestrian safety; amending ss. 316.075 and 316.130, F.S.; requiring a driver to stop at certain intersections to allow a pedestrian to cross a roadway when the pedestrian is either in the crosswalk or steps into the crosswalk; providing penalties; providing an effective date.

By the Committee on Transportation; and Senator Jones—

**CS for SB 846**—A bill to be entitled An act relating to motor vehicle financial responsibility; creating s. 324.023, F.S.; requiring proof of increased financial responsibility for bodily injury or death caused by owners or operators found guilty of a DUI offense or who had a license or driving privilege revoked or suspended under a specified provision; amending ss. 316.646 and 320.02, F.S.; conforming provisions; amending s. 627.733, F.S.; providing an additional cross-reference concerning motor vehicle security following motor vehicle license or registration suspension; providing an effective date.

By the Committee on Higher Education; and Senator Wise—

**CS for SB 918**—A bill to be entitled An act relating to public postsecondary need-based student financial assistance; amending s. 1009.50, F.S.; providing that the Florida Public Student Assistance Grant Program is available to specified students in postsecondary career certificate programs; providing eligibility criteria for career certificate students; providing for transmittal of grant payments to the district school superintendent; amending s. 1009.77, F.S.; providing that the Florida Work Experience Program is available to students in specified career education programs and educator preparation institutes; lowering the percentage of student wages that must be reimbursed to employers; providing that participating postsecondary educational institutions must pay for specified preemployment expenses for students employed with public schools; prescribing student eligibility requirements; providing an appropriation; providing an effective date.

By the Committee on Education Pre-K - 12; and Senators Wise, Rich and Oelrich—

**CS for SB 926**—A bill to be entitled An act relating to interpreters for the deaf and hard of hearing; amending 20.165, F.S.; including the Board of Interpreters for the Deaf and Hard of Hearing to the list of boards under the Department of Business and Professional Regulation; creating part XV of ch. 468, F.S.; creating s. 468.90, F.S.; providing definitions; creating s. 468.901, F.S.; creating the Board of Interpreters for the Deaf and Hard of Hearing under the Department of Business and Professional Regulation; providing for appointment, qualifications, and terms of board members; creating s. 468.902, F.S.; providing for board headquarters; creating s. 468.903, F.S.; requiring certain persons to be licensed or hold a permit to practice; creating s. 468.904, F.S.; providing for license and permit application and renewal, reinstatement, extension, suspension, and revocation; providing rulemaking authority; creating s. 468.905, F.S.; providing for application, examination, license, and permit fees; creating s. 468.906, F.S.; providing restrictions on and qualifications for licensure and permit holding; providing for licensure and permit types; creating s. 468.907, F.S.; providing for surrender or seizure of suspended or revoked licenses and permits; requiring payment of certain fee upon reinstatement; prohibiting practice under certain circumstances; creating s. 468.908, F.S.; providing requirements for inactive status; creating s. 468.909, F.S.; providing continuing education requirements; creating s. 468.910, F.S.; providing requirements for submitting certain complaints; requiring the board to compile certain complaint data; providing that disciplinary proceedings shall be conducted under s. 456.073, F.S.; providing grounds for board recommendation of revocation or suspension of license or permit or other disciplinary action; creating s. 468.911, F.S.; providing exemptions from regulation under the part; creating s. 468.912, F.S.; prohibiting certain acts; providing penalties; creating s. 468.913, F.S.; establishing privilege for certain conversations; providing for voluntary disclosure of certain privileged conversations; creating s. 468.914, F.S.; providing rulemaking authority; providing an effective date.

By the Committee on Health Policy; and Senator Dawson—

**CS for SB 938**—A bill to be entitled An act relating to HIV/AIDS; requiring the Department of Health, in conjunction with the Department of Corrections and the Department of Juvenile Justice, to develop a plan to address HIV prevention, testing, and treatment of certain persons in the custody of the Department of Corrections or the Department of Juvenile Justice; providing requirements for the plan; requiring a report to the Governor and Legislature; requiring the Office of Program Policy Analysis and Government Accountability to complete a study and propose recommendations concerning the distribution of federal HIV/AIDS funding and barriers to obtaining drugs and other medical services for HIV-infected individuals and persons living with AIDS in areas having the highest rates of HIV infection in the state; providing requirements for the report; providing an effective date.

By the Committee on Ethics and Elections; and Senator Constantine—

**CS for SB 958**—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; redefining the term “minor political party”; amending s. 97.053, F.S.; requiring an applicant for voter registration to be notified when the application cannot be verified; providing for registration upon presentation of evidence of a driver’s license number, identification card number, or the last four digits of the applicant’s social security number; changing the time within which a person casting a provisional ballot may present evidence of eligibility to vote; changing the time for voter registrations to be entered into the statewide voter registration system; creating s. 98.056, F.S.; prescribing registration list maintenance forms; amending s. 98.065, F.S.; revising duties of supervisors of elections with respect to registration list maintenance programs; amending s. 98.075, F.S.; providing circumstances for removal of the name of a deceased voter; amending s. 99.021, F.S.; prescribing form of oath for candidates for federal office; amending s. 99.061, F.S.; prescribing times for qualifying for nomination or election; prescribing specific procedures for qualifying for special district office; providing that the filing fee of a candidate for a special district election need not be drawn on a campaign account; amending s. 99.093, F.S.; providing for assessments paid by municipal candidates to be forwarded to the Florida

Elections Commission; amending s. 99.095, F.S.; prescribing the number of signatures required for a candidate for special district office to qualify by petition; prescribing the time for certification to the Division of Elections of certain candidates qualifying by petition; amending s. 99.097, F.S.; prescribing procedure if a petition signatory lists an address other than the address at which he or she is registered; amending s. 100.041, F.S.; prescribing the time when a county commissioner is deemed elected; amending s. 100.061, F.S.; changing the date of the primary election; amending s. 100.191, F.S.; revising the time for canvassing special election returns; amending s. 100.361, F.S.; prescribing procedures for conducting municipal recall elections; providing for petitions; prescribing grounds for recall; providing for filling vacancies; proscribing certain acts with respect to recall elections and providing penalties; amending s. 101.041, F.S.; revising provisions that require secret voting; amending s. 101.048, F.S.; changing the time within which a person casting a provisional ballot may present evidence of eligibility to vote; amending s. 101.111, F.S.; requiring the supervisor of elections to present the election board with a copy of the challenge to a voter's right to vote; amending s. 101.51, F.S.; deleting provisions relating to announcing the name of a voter; amending s. 101.6103, F.S.; changing the time to begin canvassing mail ballots; amending s. 101.62, F.S.; revising the period of effectiveness of a request for an absentee ballot; revising the time for sending an absentee ballot to an overseas elector; revising time period for providing absentee ballots; amending s. 101.68, F.S.; changing the time to begin canvassing absentee ballots; amending s. 101.733, F.S.; revising provisions relating to giving notice of an election rescheduled due to emergency; authorizing the holding of an election by mail; amending s. 102.014, F.S.; revising provisions relating to poll worker recruitment and training; amending s. 102.112, F.S.; changing the deadline for submitting county returns to the Department of State; amending s. 102.141, F.S.; requiring submission of preliminary returns in certain format by election night to the Department of State; changing the time to submit unofficial returns; amending s. 102.166, F.S.; conforming a cross-reference; amending s. 103.022, F.S.; revising the time for qualification as write-in candidates for President and Vice President; creating s. 103.085, F.S.; prescribing guidelines for creation of minor political parties; requiring certain information to be filed; authorizing rules to prescribe the manner in which such party's registration may be canceled; amending s. 103.091, F.S.; changing the times for qualifying for election to a political party executive committee; amending s. 105.031, F.S.; changing the times for qualifying for school board candidates; amending s. 106.07, F.S.; changing the times for submitting reports of contributions received and expenditures made; amending s. 106.35, F.S.; revising the time for the Division of Elections to distribute funds to candidates; amending s. 112.51, F.S.; providing for filling vacancies created when a municipal officer has been removed from office; amending s. 189.405, F.S.; revising qualification procedures for candidates for special district office; amending s. 191.005, F.S.; revising qualification procedures for candidates for independent special fire control district boards of commissioners; amending s. 582.18, F.S.; revising qualification procedures for candidates for soil and water conservation district supervisors; amending s. 876.05, F.S.; exempting candidates for federal office from taking the public employees' oath; repealing s. 104.29, F.S., relating to inspectors refusing to allow watchers while ballots are counted; providing an effective date.

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By the Committee on Regulated Industries; and Senators Jones, Geller, Rich, King, Argenziano and Hill—

**CS for SB's 1038 and 218**—A bill to be entitled An act relating to slot machine gaming, as authorized by Section 23 of Article X of the State Constitution; amending s. 551.102, F.S.; defining the term "nonredeemable credits"; redefining the term "slot machine revenues"; amending s. 551.103, F.S.; deleting a requirement that the Division of Pari-mutuel Wagering annually adjust the amount of the bond supplied by a slot machine licensee; establishing the annual amount of bond required; providing for procedures for drug testing; amending s. 551.104, F.S.; providing for implementation of a drug-testing program; amending s. 551.1045, F.S.; providing procedures for temporary occupational licenses; deleting provisions for temporary licensees to be adopted within 180 days; amending s. 551.106, F.S.; establishing when payment of the annual slot machine license fee must be made by a licensee; amending s. 551.107, F.S.; authorizing the division to adopt rules to create a single occupational license; providing for validity; providing for additional disciplinary actions; amending s. 551.109, F.S.; exempting slot machine

manufacturers and distributors, certain educational facilities, the division, and the Department of Law Enforcement from certain prohibitions against possessing slot machines at a place other than the licensee's facility under certain circumstances; authorizing agency rulemaking; amending s. 551.114, F.S.; increasing the number of slot machines a licensee may make available for play; amending s. 551.116, F.S.; increasing the hours that slot machine gaming areas may be open upon local government approval; amending s. 551.121, F.S.; authorizing automatic teller machines in certain areas of a pari-mutuel facility; authorizing licensees to accept and cash certain checks from certain persons; amending s. 849.15, F.S.; clarifying the authority to legally ship slot machines into the state under certain circumstances; providing an effective date.

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By the Committee on Education Pre-K - 12 Appropriations; and Senator Wise—

**CS for SB 1046**—A bill to be entitled An act relating to education; amending s. 551.106, F.S.; providing that certain funds transferred to the Educational Enhancement Trust Fund may be used for recurring appropriations; amending s. 1003.01, F.S.; clarifying that the term "exceptional student" for purposes of ch. 1003, F.S., includes gifted students in grades K through 8; amending s. 1003.03, F.S.; defining the terms "team teaching," "co-teaching," and "inclusion teaching" for purposes of provisions authorizing the use of various teaching strategies in order to implement requirements for class-size reduction; amending s. 1011.62, F.S.; providing a formula for calculating a supplemental allocation for juvenile justice education programs; deleting certain categorical appropriations that a district school board may, pursuant to resolution, transfer and use for academic classroom instruction; repealing s. 1011.71(5)(b), F.S., relating to obsolete provisions limiting certain uses of proceeds from the district school tax; providing an effective date.

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By the Committee on Education Pre-K - 12 Appropriations; and Senator Wise—

**CS for SB 1052**—A bill to be entitled An act relating to the Florida Prepaid Tuition Scholarship Endowment; creating s. 215.5605, F.S.; creating the endowment within the State Board of Administration for the purpose of funding scholarships for economically disadvantaged youth; providing for moneys from the tax on slot machines to be transferred from the Educational Enhancement Trust Fund to the endowment as provided in the General Appropriations Act; providing definitions; requiring the board to invest funds of the endowment and provide reports to the Legislature; providing for the transfer of earnings from the endowment to the Educational Enhancement Trust Fund; requiring the Department of Education to be accountable for funds appropriated to the department; providing requirements for costs and fees; providing requirements for the expenditure and use of distributions from the endowment; providing for revenues of the endowment to be appropriated to the direct-support organization of the Florida Prepaid College Board; providing for the reversion of unencumbered balances of appropriations and undisbursed balances of the endowment's principal; providing an effective date.

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By the Committee on Education Pre-K - 12 Appropriations; and Senator Wise—

**CS for SB 1058**—A bill to be entitled An act implementing the 2007-2008 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; providing a finding that the authorization and issuance of certain debt is in the best interest of the state; providing for the effect of a veto of a specific appropriation or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing for severability; providing effective dates.

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By the Committee on Education Facilities Appropriations; and Senator King—

**CS for SB 1060**—A bill to be entitled An act relating to educational facilities; amending s. 201.15, F.S.; deleting provisions relating to distribution of proceeds from the excise tax on documents to the Public Education Capital Outlay and Debt Service Trust Fund; amending s. 203.01, F.S.; revising the date by which a distribution company must remit taxes on gross receipts from the sale of utility services; prescribing an aspirational date for remission of gross receipts taxes to such trust fund; amending s. 1013.64, F.S.; prescribing the life to be used for certain facilities in calculating distributions from such trust fund; clarifying those K-12 students on whose behalf distributions will be made from such trust fund; deleting provisions relating to distributions from such trust fund for specified programs; amending s. 1013.65, F.S.; deleting reference to certain moneys paid into such trust fund and to moneys set aside for distribution to a specified program; amending s. 1013.738, F.S.; deleting a provision relating to distributions from such trust fund for a specified program; providing an effective date.

By the Committee on Education Facilities Appropriations; and Senator King—

**CS for SB 1064**—A bill to be entitled An act relating to facility enhancement challenge grant programs; amending s. 1011.32, F.S., relating to the Community College Facility Enhancement Challenge Grant Program; requiring that a project be approved by the State Board of Education or the Legislature; requiring that unexpended private matching funds revert to the direct-support organization capital facilities matching account of the community college; requiring that unexpended state matching funds revert to the trust fund from which the funds were appropriated; amending s. 1013.79, F.S., relating to the University Facility Enhancement Challenge Grant Program; providing for the future termination of the Alec P. Courtelis Capital Facilities Matching Trust Fund; prescribing procedures for terminating the trust fund; requiring each state university to establish a facilities matching grant program account for the deposit of private contributions; providing for the transfer of state funds with respect to the account; removing certain sources of state funds for use in matching private contributions; requiring the Board of Governors of the State University System to establish a method for validating the receipt and deposit of private matching funds; requiring the Board of Governors rather than the State Board of Education to approve projects under the Alec P. Courtelis University Facility Enhancement Challenge Grant Program; deleting provisions providing for the reversion of trust fund moneys to conform to changes made by the act; providing for the Board of Governors to approve the naming of a facility in honor of a donor; providing an effective date.

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

**CS for SB 1116**—A bill to be entitled An act relating to health care; amending s. 409.911, F.S.; providing for the calculation of payments made to hospitals serving a disproportionate share of low-income patients; amending s. 409.9112, F.S.; prohibiting the Agency for Health Care Administration from distributing moneys under the regional perinatal intensive care centers disproportionate share program for the 2007-2008 fiscal year; amending s. 409.9113, F.S.; requiring the agency to distribute moneys provided in the General Appropriations Act to statutorily defined teaching hospitals and family practice teaching hospitals under the teaching hospital disproportionate share program for the 2007-2008 fiscal year; amending s. 409.9117, F.S.; prohibiting the agency from distributing moneys under the primary care disproportionate share program for the 2007-2008 fiscal year; providing an effective date.

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

**CS for SB 1124**—A bill to be entitled An act relating to home and community-based services for persons with developmental disabilities;

amending s. 393.0661, F.S.; requiring the Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, to develop and implement standards for a three-tiered waiver system for the purpose of serving clients with developmental disabilities; providing requirements and limitations with respect to each tier; requiring the Agency for Persons with Disabilities to seek federal approval as necessary to implement the waiver system; requiring the agency to adopt rules providing eligibility criteria; deleting authorization for the agency to adopt certain emergency rules; providing an effective date.

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

**CS for SB 1126**—A bill to be entitled An act relating to tobacco education and prevention; creating s. 381.84, F.S.; providing legislative findings; providing definitions; requiring the Department of Health to establish a comprehensive statewide tobacco education and prevention program; requiring the department to contract with the AHEC network and to expand the smoking cessation initiative to each county; providing components of the program; creating the Tobacco Education and Prevention Advisory Council; providing for membership; providing for terms of appointment; providing for reimbursement for per diem and travel expenses; providing the responsibilities of the council; requiring the department to submit an annual report to the Governor and the Legislature; providing requirements for the report; requiring the department to adopt rules; providing an effective date.

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

**CS for SB 1128**—A bill to be entitled An act implementing the 2007-2008 General Appropriations Act; providing legislative intent; requiring that funds appropriated for forensic mental health treatment services be allocated to the areas of the state having the greatest demand for services and treatment capacity; requiring the Department of Children and Family Services to ensure that certain information regarding child welfare cases is entered into the Florida Safe Families Network; requiring that the department coordinate with the Office of the State Courts Administrator and the Statewide Guardian Ad Litem Office in order to provide judges, magistrates, and guardians ad litem with access to such information; requiring that the department report its progress on providing such access to the Governor and Legislature; providing for future expiration; providing a finding that the authorization and issuance of certain debt is in the best interest of the state; providing for the effect of a veto of a specific appropriation or proviso to which implementing language refers; providing for the continued operation of certain provisions notwithstanding a future repeal or expiration provided by the act; providing for severability; providing effective dates.

By the Committee on Health Regulation; and Senators Wise and Constantine—

**CS for SB 1168**—A bill to be entitled An act relating to automated external defibrillators; amending s. 212.08, F.S.; providing a sales and use tax exemption for automated external defibrillators; amending s. 401.2915, F.S.; revising provisions relating to maintenance and training requirements and notice to the local emergency medical services medical director; providing an effective date.

By the Committee on Regulated Industries; and Senator Fasano—

**CS for SB 1192**—A bill to be entitled An act relating to cardrooms; amending s. 849.086, F.S.; defining the term “authorized game facilitated by electronic equipment”; providing that a provision making certain activities concerning games a crime does not authorize certain games or machines; authorizing rulemaking by the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation concerning authorized games facilitated by electronic equipment; authorizing the division to approve laboratories that may certify that gaming equipment in authorized games facilitated by electronic equipment meets specified criteria; authorizing certain horserace, greyhound

race, or jai alai permitholders licensed under ch. 849, F.S., to operate a cardroom at the pari-mutuel facility during designated times; deleting provisions authorizing the operation of a cardroom only when a live pari-mutuel event is conducted at the facility or when live racing is occurring within a 35-mile area; exempting a cardroom operator from requirements concerning a dealer at tables with authorized games facilitated by electronic equipment; excluding authorized games facilitated by electronic gaming equipment from the activities prohibited under ch. 849, F.S.; providing an effective date.

By the Committee on Higher Education; and Senator Oelrich—

**CS for SB 1270**—A bill to be entitled An act relating to education; amending s. 20.055, F.S.; revising a definition; amending s. 20.15, F.S.; deleting the Division of Colleges and Universities in the Department of Education; requiring the State Board of Education and the Commissioner of Education to consult with certain educational entities; requiring the department to provide certain support services to the Board of Governors of the State University System; creating s. 20.155, F.S., relating to the Board of Governors; providing for certain rights and privileges, the head of the board, personnel, certain powers and duties, and an Office of Inspector General; amending s. 23.21, F.S., relating to definitions for purposes of paperwork reduction; updating terminology; amending s. 110.131, F.S., relating to other-personal-services temporary employment; updating terminology; amending s. 110.181, F.S., relating to the Florida State Employees' Charitable Campaign; conforming a cross-reference; amending s. 112.0455, F.S., relating to the Drug-Free Workplace Act; deleting obsolete provisions; amending s. 112.19, F.S., relating to death benefits for certain officers; updating terminology; amending s. 112.191, F.S., relating to death benefits for firefighters; updating terminology; amending s. 112.313, F.S., relating to standards of conduct; revising definition of "employee" to include provosts; updating terminology; amending s. 112.3135, F.S., relating to restriction on employment of relatives; updating terminology; amending s. 112.3145, F.S., relating to disclosure of financial interests and clients represented before agencies; updating terminology; amending s. 120.52, F.S., relating to definitions for purposes of the Administrative Procedure Act; revising definition of "agency" to include the Board of Governors and state university boards of trustees under certain circumstances; revising definition of "educational unit"; amending s. 120.65, F.S.; including the Board of Governors in the list of entities that must reimburse the Division of Administrative Hearings for certain services and travel expenses; amending s. 121.021, F.S., relating to definitions for purposes of the Florida Retirement System; updating terminology; amending s. 121.35, F.S., relating to the optional retirement program for the State University System; transferring authority from the State Board of Education to the Board of Governors; updating terminology and provisions; amending s. 159.703, F.S., relating to creation of research and development authorities; updating terminology and an effective date; amending s. 159.704, F.S., relating to research and development authorities; updating terminology; amending s. 159.706, F.S.; including research and development authorities designated by the Board of Regents in a grandfather clause; amending s. 211.3103, F.S., relating to distribution of the tax levy on severance of phosphate rock; updating terminology; amending s. 215.16, F.S., relating to appropriations from the General Revenue Fund; deleting unnecessary language; amending s. 215.32, F.S., relating to segregation of trust funds; including trust funds under the management of the Board of Governors; amending s. 215.559, F.S., relating to the Hurricane Loss Mitigation Program; deleting obsolete terminology; conforming cross-references; amending s. 215.82, F.S., relating to validation of bonds; conforming a cross-reference; amending s. 216.0152, F.S., relating to inventory of facilities; updating terminology; amending s. 216.251, F.S., relating to salary appropriations; deleting reference to the State Board of Education with respect to State University System positions; amending s. 220.15, F.S., relating to apportionment of adjusted federal income; updating terminology; amending s. 250.10, F.S.; providing duties of the Board of Governors in cooperation with the Adjutant General and the State Board of Education; amending s. 253.381, F.S., relating to the sale of unsurveyed marshlands; deleting reference to the State Board of Education; amending s. 255.02, F.S., relating to boards authorized to replace buildings destroyed by fire; deleting obsolete terminology; amending s. 255.043, F.S., relating to art in state buildings; deleting obsolete terminology; amending s. 255.102, F.S.; requiring the Board of Governors to collaborate in the adoption of rules for contractor compliance with minority business participation; amending s. 280.02, F.S.; revising definition of "public deposit" to include moneys

of a state university; amending s. 286.001, F.S., relating to statutorily required reports; updating terminology; amending s. 287.064, F.S., relating to consolidated financing of deferred-payment purchases; conforming a cross-reference; amending s. 287.155, F.S., relating to purchase of motor vehicles; updating terminology; amending s. 288.15, F.S.; adding the Board of Governors to the list of entities authorized to cooperate with the Division of Bond Finance; amending s. 288.17, F.S., relating to revenue certificates; updating terminology; amending s. 288.705, F.S.; updating terminology; amending s. 288.7091, F.S.; requiring the Florida Black Business Investment Board to develop memoranda of understanding with the Board of Governors; amending s. 288.8175, F.S.; requiring a linkage institute to be governed by an agreement between the Board of Governors and the State Board of Education; amending s. 295.07, F.S., relating to preference in appointment and retention for veterans; including certain equivalent positions; amending s. 320.08058, F.S., relating to specialty license plates; updating terminology; amending s. 334.065, F.S.; updating terminology; amending s. 377.705, F.S.; updating terminology; amending s. 381.79, F.S., relating to the Brain and Spinal Cord Injury Program Trust Fund; updating terminology; amending s. 388.43, F.S.; updating terminology; amending s. 403.073, F.S., relating to pollution prevention; updating terminology; amending s. 403.074, F.S., relating to technical assistance by the Department of Environmental Protection; updating terminology; amending s. 409.908, F.S., relating to reimbursement of Medicaid providers; updating terminology; amending s. 413.051, F.S., relating to blind persons eligible to operate vending stands; updating terminology; amending s. 447.203, F.S.; designating the Board of Governors, or the board's designee, as the public employer and legislative body with respect to public employees of state universities; revising definition of "legislative body" to conform; amending s. 455.2125, F.S., relating to adoption of changes to training requirements; updating terminology; amending s. 456.028, F.S., relating to adoption of changes to training requirements; updating terminology; amending s. 464.0196, F.S., relating to nurse educator appointments; prescribing appointing authorities for the Florida Center for Nursing board; amending s. 489.103, F.S., relating to exemptions for purposes of construction contracting; updating terminology; amending s. 489.503, F.S., relating to exemptions for purposes of electrical and alarm system contracting; updating terminology; amending s. 553.71, F.S., relating to definitions for purposes of the Florida Building Code; conforming terminology relating to education boards; amending s. 633.01, F.S., relating to the State Fire Marshal; conforming cross-references; amending s. 650.03, F.S., relating to federal-state agreement; updating terminology; amending s. 943.1755, F.S., relating to the Florida Criminal Justice Executive Institute; updating terminology; amending s. 1000.01, F.S.; providing for certain transfers; amending s. 1000.03, F.S., relating to the function, mission, and goals of the Florida K-20 education system; deleting duplicative provisions; limiting oversight authority over state university matters to the Board of Governors; amending s. 1000.05, F.S.; assigning responsibilities for implementation of equal opportunity policies to the Commissioner of Education and State Board of Education and to the Board of Governors; limiting the functions of the Office of Equal Educational Opportunity to those relating to school districts and community colleges; amending s. 1000.21, F.S.; defining "Board of Governors" as used in the education code; amending s. 1001.02, F.S.; revising powers and duties of the State Board of Education to include working in consultation with the Board of Governors on certain matters; providing for exceptions; deleting certain responsibilities relating to state universities; revising reporting requirements relating to financial aid; conforming provisions; amending s. 1001.03, F.S.; providing exceptions regarding State Board of Education enforcement authority; requiring working in conjunction with the Board of Governors on certain matters; deleting State Board of Education review of state university academic programs; amending s. 1001.10, F.S.; providing duties of the Commissioner of Education relating to expenditures of the Board of Governors in the K-20 budget; revising reporting requirements; amending s. 1001.11, F.S.; requiring annual reporting by the Commissioner of Education; conforming provisions; amending s. 1001.20, F.S.; transferring responsibilities regarding determination of need for investigations of state universities by the Office of Inspector General; amending s. 1001.28, F.S.; providing that Department of Education distance learning duties do not alter duties of the Board of Governors; amending s. 1001.64, F.S., relating to powers and duties of community college boards of trustees; conforming a cross-reference; amending s. 1001.70, F.S.; providing authority of the Board of Governors; authorizing travel and per diem; creating s. 1001.706, F.S., relating to powers and duties of the Board of Governors; providing for rulemaking; providing powers and duties relating to organization and operation of state universities, finance, accountability, personnel, property, compliance with laws and rules, and cooperation with

other education boards; prohibiting assessment of a fee on universities; amending s. 1001.71, F.S.; providing that the university boards of trustees are part of the executive branch of state government; deleting certain board member requirements; amending s. 1001.72, F.S., relating to university boards of trustees acting as corporations; amending s. 1001.73, F.S., relating to university boards acting as trustees; transferring responsibilities of the State Board of Education to the Board of Governors; subjecting agreements to requirements for the issuance of bonds and debt; amending s. 1001.74, F.S.; revising powers and duties of university boards of trustees relating to general provisions for responsibility, organization and operation of state universities, finance, accountability, personnel, property, and compliance with laws and rules; amending s. 1002.35, F.S.; requiring the State Board of Education to work in conjunction with the Board of Governors regarding assignment of a university partner to the New World School of the Arts; updating terminology; amending s. 1002.41, F.S., relating to home education programs; conforming provisions; amending s. 1004.03, F.S.; transferring responsibilities for approval of new programs at state universities from the State Board of Education to the Board of Governors; amending s. 1004.04, F.S., relating to accountability and approval for teacher preparation programs; including the Board of Governors as a report recipient; amending s. 1004.07, F.S., relating to student withdrawal from courses due to military service; providing for rules by the State Board of Education and Board of Governors; amending s. 1004.21, F.S.; removing legislative intent regarding state universities; providing that state universities are part of the executive branch of state government and administered by a board of trustees; amending s. 1004.22, F.S., relating to divisions of sponsored research at state universities; providing for guidelines of the Board of Governors; transferring responsibilities from the State Board of Education to the Board of Governors; amending s. 1004.24, F.S.; transferring responsibilities relating to securing liability insurance from the State Board of Education to the Board of Governors or the board's designee; amending s. 1004.28, F.S.; transferring responsibilities relating to duties of direct-support organizations from the State Board of Education to the Board of Governors; defining "property"; providing for rules; subjecting certain agreements to requirements for issuance of bonds and debt; amending s. 1004.29, F.S.; transferring responsibilities relating to university health services support organizations from the State Board of Education to the Board of Governors; providing for rules; amending s. 1004.35, F.S.; including the Board of Governors in consultations regarding coordination of course offerings; amending s. 1004.36, F.S.; transferring responsibilities relating to comprehensive master plans from the State Board of Education to the Board of Governors; amending s. 1004.39, F.S.; transferring responsibilities relating to the college of law at Florida International University from the State Board of Education to the Board of Governors; deleting obsolete provisions; amending s. 1004.40, F.S.; transferring responsibilities relating to the college of law at Florida Agricultural and Mechanical University from the State Board of Education to the Board of Governors; deleting obsolete provisions; amending s. 1004.41, F.S., relating to the J. Hillis Miller Health Center at the University of Florida; authorizing the University of Florida Board of Trustees to utilize certain revenues; amending s. 1004.43, F.S.; transferring responsibilities relating to the H. Lee Moffitt Cancer Center and Research Institute from the State Board of Education to the Board of Governors; amending s. 1004.435, F.S.; transferring responsibilities relating to cancer control from the State Board of Education to the Board of Governors; revising membership of the Florida Cancer Control and Research Council; amending s. 1004.445, F.S.; transferring responsibilities relating to the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute from the State Board of Education to the Board of Governors; amending s. 1004.447, F.S.; requiring annual reporting to the Board of Governors; amending s. 1004.47, F.S.; updating terminology relating to solid and hazardous waste management research; amending s. 1004.58, F.S.; including the Board of Governors as a report recipient; providing for the Chancellor of the State University System to serve as a member of the board and to staff the board; amending s. 1005.03, F.S., relating to the designation "college" or "university"; deleting obsolete terminology; amending s. 1005.06, F.S., relating to institutions not under the jurisdiction of the Commission for Independent Education; deleting obsolete terminology; amending s. 1005.22, F.S.; removing an obsolete reference; amending s. 1006.53, F.S.; removing references to State Board of Education rules for religious observances; amending s. 1006.60, F.S.; including rules of the Board of Governors relating to codes of conduct; amending s. 1006.61, F.S.; including policies of the Board of Governors relating to disruptive student activities; amending s. 1006.62, F.S.; including rules of the Board of Governors relating to expulsion and discipline of students; amending s. 1006.65, F.S.; requiring the Board of Governors to adopt rules for state

universities relating to safety issues; amending s. 1006.71, F.S., relating to gender equity in intercollegiate athletics; transferring responsibilities relating to state universities from the Commissioner of Education and State Board of Education to the Chancellor of the State University System and Board of Governors; adding the Legislature to the list of recipients of annual assessments; amending s. 1007.01, F.S.; requiring recommendations to the Legislature relating to articulation; amending s. 1007.22, F.S.; encouraging boards to establish programs to maximize articulation; amending s. 1007.23, F.S.; requiring the State Board of Education in consultation with the Board of Governors to establish in rule a statewide articulation agreement; revising provisions relating to admissions; amending s. 1007.24, F.S., relating to the statewide course numbering system; requiring the Commissioner of Education in conjunction with the chancellor, to perform certain duties; requiring the Department of Education in conjunction with the Board of Governors to perform certain duties; requiring the State Board of Education to approve course level with input from the Board of Governors; amending s. 1007.25, F.S., relating to general education courses, common prerequisites, and other degree requirements; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.2615, F.S., relating to acceptance of American Sign Language credits as foreign language credits; conforming provisions; amending s. 1007.262, F.S., relating to foreign language competence and equivalence determinations; conforming provisions; providing an exemption; amending s. 1007.264, F.S., relating to admission of impaired and learning disabled persons to postsecondary educational institutions; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.265, F.S., relating to graduation, study program admission, and upper-division entry for impaired and learning disabled persons; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1007.27, F.S., relating to articulated acceleration mechanisms and the statewide articulation agreement; conforming provisions; deleting obsolete provisions; amending s. 1007.28, F.S.; transferring requirement for establishment and maintenance of a computer-assisted student advising system from the State Board of Education to the Department of Education in conjunction with the Board of Governors; requiring the State Board of Education and the Board of Governors to specify roles and responsibilities relating to the system; amending s. 1007.33, F.S., relating to site-determined baccalaureate degree access; conforming provisions; amending s. 1008.29, F.S., relating to the college-level communication and mathematics skills examination (CLAST); requiring the State Board of Education in conjunction with the Board of Governors to establish minimum passing scores and identify coursework to satisfy testing requirements; authorizing the Board of Governors to set certain examination fees; amending s. 1008.30, F.S., relating to common placement testing; requiring public postsecondary educational institutions to provide certain modifications for students with disabilities; requiring the State Board of Education in conjunction with the Board of Governors to specify certain college-preparatory requirements; amending s. 1008.32, F.S.; limiting State Board of Education oversight enforcement authority to school districts and community colleges and their respective boards; amending s. 1008.345, F.S.; conforming provisions relating to implementation of the state system of school improvement and education accountability; requiring State Board of Education and Board of Governors approval of CLAST skills and certain assessments; including the Board of Governors as a recipient of certain information; amending s. 1008.37, F.S., relating to postsecondary feedback of information to high schools; removing State Board of Education rulemaking; requiring the Commissioner of Education to report to the Board of Governors; amending s. 1008.38, F.S., relating to the articulation accountability process; requiring the State Board of Education in conjunction with the Board of Governors to establish an articulation accountability process; amending s. 1008.45, F.S., relating to the community college accountability process; conforming provisions; amending s. 1008.46, F.S.; transferring responsibilities relating to the state university accountability process from the State Board of Education to the Board of Governors; amending s. 1009.01, F.S.; revising definition of "out-of-state fee"; amending s. 1009.21, F.S., relating to determination of resident status for tuition purposes; modifying State Board of Education rulemaking; authorizing rulemaking by the Board of Governors; amending s. 1009.24, F.S.; revising provisions relating to state university tuition and fees; providing guidelines and requirements for the establishment of fees and fines; updating terminology; providing that a state university may not charge any fee except as specifically authorized by law; amending s. 1009.26, F.S.; transferring responsibilities relating to state university fee waivers

from the State Board of Education to the Board of Governors; authorizing university boards of trustees to waive tuition and out-of-state fees under certain conditions; amending s. 1009.27, F.S., relating to deferral of fees; removing State Board of Education rulemaking; amending s. 1009.285, F.S., relating to fees for repeated enrollment in college-credit courses; deleting reference to definitions and fee levels established by the State Board of Education; amending s. 1009.29, F.S., relating to increased fees for funding financial aid programs; correcting a reference; amending s. 1009.40, F.S., relating to general requirements for student eligibility for state financial aid; conforming provisions relating to tuition assistance grants; amending s. 1009.90, F.S.; including the Board of Governors with respect to Department of Education duties relating to student financial aid; amending s. 1009.91, F.S.; requiring state university student loan information to be reported annually to the Board of Governors; amending s. 1009.971, F.S., relating to the Florida Prepaid College Board; updating terminology; amending s. 1010.01, F.S., relating to uniform records and accounts; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; requiring a uniform classification of accounts; requiring state universities to file financial statements; amending s. 1010.011, F.S.; revising a definition for purposes of financial matters; amending s. 1010.02, F.S., relating to financial accounting and expenditure; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.04, F.S., relating to purchasing; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.07, F.S., relating to bonds and insurance; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.09, F.S., relating to direct-support organizations; transferring responsibilities relating to state universities from the State Board of Education to the Board of Governors; amending s. 1010.30, F.S., relating to audits; transferring supervision of state universities from the State Board of Education to the Board of Governors; amending s. 1010.86, F.S.; transferring administration of trust funds from the State Board of Education to the Board of Governors; amending s. 1011.01, F.S.; transferring budget responsibilities relating to state universities from the State Board of Education to the Board of Governors; requiring coordination; amending s. 1011.011, F.S.; requiring the State Board of Education in conjunction with the Board of Governors to submit legislative capital outlay budget requests for state universities; amending s. 1011.40, F.S.; transferring state university budget responsibilities from the State Board of Education to the Board of Governors; amending s. 1011.41, F.S.; requiring compliance with certain tuition and fee policies for receipt of state university appropriations; amending s. 1011.4106, F.S.; providing requirements for the expenditure of tuition and fee revenues from local accounts; providing for deposit into the State Treasury under certain conditions; amending s. 1011.411, F.S., relating to budgets for sponsored research at universities; conforming a cross-reference; amending s. 1011.48, F.S.; transferring responsibilities for educational research centers for child development from the State Board of Education to the Board of Governors; amending s. 1011.82, F.S., relating to requirements for participation in the Community College Program Fund; conforming a cross-reference; amending s. 1011.90, F.S.; transferring state university funding responsibilities from the State Board of Education to the Board of Governors; amending s. 1011.91, F.S.; transferring certain responsibilities relating to additional appropriations; amending s. 1012.01, F.S.; limiting definitions for purposes of personnel; amending s. 1012.80, F.S.; transferring responsibilities relating to employee disruptive activities at state universities from the State Board of Education to the Board of Governors; amending s. 1012.801, F.S., relating to State University System employees; updating terminology; amending s. 1012.93, F.S.; authorizing evaluation of faculty proficiency in English through a test approved by the Board of Governors; amending s. 1012.98, F.S.; deleting obsolete provisions relating to professional development programs; amending s. 1013.01, F.S.; excluding the Board of Governors from the definition of "board" for purposes of educational facilities; amending s. 1013.02, F.S.; transferring rulemaking authority relating to state university educational facilities from the State Board of Education to the Board of Governors; amending s. 1013.03, F.S.; providing functions of the Board of Governors relating to state university educational facilities; revising provisions relating to submission of data; deleting obsolete provisions; amending s. 1013.11, F.S.; providing for the Chancellor of the State University System to receive reports; amending s. 1013.12, F.S.; requiring state university firesafety inspections to comply with rules of the Board of Governors; revising recipients of an annual report; amending s. 1013.15, F.S.; subjecting lease or lease-purchase agreements to requirements for issuance of bonds and debt;

amending s. 1013.16, F.S.; subjecting leases executed by a university board of trustees to requirements for issuance of bonds and debt; amending s. 1013.17, F.S.; transferring responsibilities relating to university leasing in affiliated research and development parks from the State Board of Education to the Board of Governors; subjecting leases to requirements for issuance of bonds and debt; amending s. 1013.171, F.S.; authorizing each university board of trustees to enter into certain lease agreements; transferring systemwide strategic plan adoption responsibilities from the State Board of Education to the Board of Governors; subjecting agreements to requirements for issuance of bonds and debt; amending s. 1013.19, F.S.; subjecting certain contracts executed by a university board of trustees to requirements for the issuance of bonds and debt; amending s. 1013.25, F.S.; requiring approval of the Administration Commission to exercise the power of eminent domain; amending s. 1013.28, F.S.; requiring state university disposal of property according to rules of the Board of Governors or the Board of Trustees for the Florida School for the Deaf and the Blind; amending s. 1013.31, F.S.; providing Department of Education duties relating to educational plant surveys and PECO funding; removing State Board of Education rulemaking; updating terminology and making technical changes; requiring approval of state university educational plant surveys by the Board of Governors; amending s. 1013.46, F.S.; deleting State Board of Education rulemaking for prequalification of bidders; amending s. 1013.47, F.S.; including rules of the Board of Governors with respect to contracts for construction of educational facilities; amending s. 1013.52, F.S.; requiring the Board of Governors' or the Chancellor of the State University System's review and approval for state university joint-use facilities proposals; amending s. 1013.60, F.S.; requiring that state university capital outlay budget request information be approved by the Board of Governors prior to submission to the Commissioner of Education; amending s. 1013.64, F.S.; transferring responsibilities for state university funds for comprehensive educational plant needs from the State Board of Education to the Board of Governors; amending s. 1013.65, F.S.; requiring copies of capital outlay allocations to be provided to the Board of Governors; amending s. 1013.74, F.S.; transferring responsibilities relating to state university fixed capital outlay projects from the State Board of Education to the Board of Governors; subjecting projects to requirements for issuance of bonds and debt; amending s. 1013.78, F.S.; providing an exception relating to legislative approval for university-related facility acquisitions; repealing s. 186.805, F.S., relating to the Data Bank on Older Floridians; repealing s. 1004.54, F.S., relating to the Learning Development and Evaluation Center; repealing s. 741.03055, F.S., relating to review of premarital preparation courses, pilot programs, and questionnaire and curriculum; repealing s. 741.03056, F.S., relating to an informational questionnaire; repealing s. 1001.75, F.S., relating to powers and duties of state university presidents; repealing s. 1007.261, F.S., relating to state university admission of students; repealing s. 1007.31, F.S., relating to limited access programs; repealing s. 1007.32, F.S., relating to transfer students; repealing s. 1008.51, F.S., relating to the Council for Education Policy Research and Improvement; repealing s. 1011.4105, F.S., relating to transition from the state accounting system (FLAIR) to the university accounting system; repealing s. 1012.92, F.S., relating to personnel codes of conduct, disciplinary measures, and rulemaking authority; repealing s. 1012.94, F.S., relating to evaluations of faculty members; repealing s. 1012.95, F.S., relating to university employment equity accountability programs; providing an effective date.

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By the Committee on Judiciary—

**CS for SB 1346**—A bill to be entitled An act relating to public records; amending s. 119.01, F.S.; revising the general state policy concerning public records in order to conform to provisions of the State Constitution governing public records; amending s. 119.011, F.S.; defining the terms "confidential and exempt" and "exempt"; amending s. 119.07, F.S.; deleting a provision specifying certain public-record exemptions that apply to public records made part of a court file; creating s. 119.0714, F.S.; specifying certain exemptions from public-records requirements which apply to records made part of a court file which are otherwise public records; providing that social security numbers and financial account numbers are exempt from public-record requirements to conform to changes made by the act; amending ss. 257.34, 257.35, 383.402, 943.031, and 943.0313, F.S.; conforming cross-references; providing a contingent effective date.

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By the Committee on Children, Families, and Elder Affairs; and Senator Storms—

**CS for SB 1390**—A bill to be entitled An act relating to the falsifying of records; amending s. 839.13, F.S.; clarifying provisions that prohibit falsifying, altering, or in any manner destroying records if such act may be detrimental to the health, safety, or welfare of an individual in the care and custody of a state agency; clarifying provisions that prohibit falsifying, altering, or in any manner destroying records of the Department of Children and Family Services or its contract provider with the intent to conceal a material fact; providing for the application of penalties thereto; providing an effective date.

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By the Committee on Judiciary; and Senator Justice—

**CS for SB 1444**—A bill to be entitled An act relating to covenants and deed restrictions; providing legislative intent; providing definitions; requiring the chief judges in the Thirteenth and Sixth Judicial Circuits to adopt certain rules and procedures for the establishment of a pilot arbitration program in Hillsborough County and Pinellas County, respectively; requiring the chief judges to submit a report to the Florida Supreme Court regarding the program; providing for jurisdiction; authorizing the filing of a dispute; authorizing a parcel owner or community association to commence a proceeding; providing complaint procedures; requiring a filing fee; providing qualifications for magistrates; providing duties and responsibilities of magistrates during arbitration proceedings; providing proceedings for appeal; providing a code of ethics for magistrates; providing an effective date.

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By the Committee on Transportation; and Senator Crist—

**CS for SB 1498**—A bill to be entitled An act relating to the Tampa-Hillsborough County Expressway Authority; amending s. 348.52, F.S.; revising the membership of the governing body; ending the terms of certain members of the authority; providing for the Governor to appoint members to the authority; providing for staggered terms of office for the initial terms of members appointed under the act; providing an effective date.

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By the Committee on Health Policy; and Senators Gaetz, Fasano, Aronberg, Bullard, Peaden, Baker, Alexander, Deutch, Haridopolos, Wilson, Dockery, Atwater, Lynn and Webster—

**CS for SB 1646**—A bill to be entitled An act relating to the corporate income tax; amending s. 220.02, F.S.; revising the list of application of corporate income tax credits; amending s. 220.13, F.S.; including a tax credit within the definition of the term “adjusted federal income”; creating s. 220.1875, F.S.; providing a purpose; defining terms; providing for a corporate income tax credit for contributions for medical care for indigent persons; providing for contributions to the Health Care Clinic Indigent Care Trust Fund for certain purposes; providing requirements, procedures, and limitations; providing an annual aggregate limit for the fund; providing for disbursements from the fund to certain health care clinics; providing requirements and limitations; providing for ineligibility under certain circumstances; providing for administration by a board of directors; providing for appointing board members; providing for terms and expenses; providing powers and duties of the board; requiring the board to report annually to the Governor and Legislature; providing an application; requiring the Department of Revenue to adopt rules; providing a contingent effective date.

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By the Committee on Judiciary; and Senator Crist—

**CS for SB 1712**—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; increasing the fees charged by the sheriff in civil cases for service of process; deleting prohibition on additional fees for certain documents; amending s. 48.021, F.S.; providing that criminal witness subpoenas and criminal summonses may be served by a special process server appointed by the local sheriff or by a certified process server; amending s. 56.041, F.S.; providing that all unsatisfied executions in the possession of the sheriff docketed before

October 1, 2001, may be returned to the issuing court; amending s. 56.21, F.S.; requiring the submission of an affidavit before levying a judgment upon real property; requiring the sheriff to furnish to the judgment debtor or the debtor’s attorney of record a copy of the notice of sale, notice of levy, and affidavit within a specified period before execution of a sale or levy; amending s. 56.27, F.S.; requiring that priority of liens on real property be based on the effective date of the judgment lien; requiring a levying creditor to deliver to the sheriff at the time of the levy request an affidavit setting forth certain information and attestations; amending ss. 741.30 and 784.046, F.S., relating to service of process in cases of domestic violence or sexual abuse; authorizing clerks of court to transmit facsimile copies of previously certified injunctions to sheriffs upon request; requiring sheriffs to verify receipt of facsimile copies of injunctions with clerks of court before attempting service; authorizing law enforcement officers to serve facsimile copies of injunctions in the same manner as certified copies; providing an effective date.

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By the Committee on Health Policy; and Senators Fasano and Lynn—

**CS for SB 1740**—A bill to be entitled An act relating to the Florida Kidcare program; amending s. 409.811, F.S.; defining the term “maximum income threshold”; amending s. 409.8132, F.S.; revising the income eligibility requirements for enrollment in the Medikids program; specifying a mandatory assignment process; amending s. 409.8134, F.S.; providing for year-round enrollment only when funding is available to finance increased enrollment; allowing applicants to reactivate an application; amending s. 409.814, F.S.; revising the income eligibility requirements for enrollment in the Florida Kidcare program and the Florida Healthy Kids program; establishing presumptive eligibility for children transferring to title XXI-funded Florida Kidcare coverage; repealing provisions limiting eligibility for a child who had his or her employer-based coverage voluntarily canceled; requiring that plans and providers are notified regarding a member’s or patient’s loss of eligibility; requiring that eligibility information be electronically verified; specifying that full-pay enrollees are not required to provide eligibility information; amending s. 409.818, F.S.; requiring a standardized application; requiring that the Department of Children and Family Services design a plan to change the eligibility determination system; authorizing the Agency for Health Care Administration to seek a state plan amendment and waiver authority if necessary to increase the maximum income threshold to 225 percent of the federal poverty level; amending s. 624.91, F.S.; revising legislative intent concerning eligibility for the Florida Healthy Kids program; allowing health and dental plans to develop and distribute marketing materials; requiring the Florida Healthy Kids Corporation to establish an assignment process for Healthy Kids enrollees; providing an effective date.

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By the Committee on Health Regulation; and Senator Peaden—

**CS for SB 1758**—A bill to be entitled An act relating to hospitals; amending s. 395.003, F.S.; authorizing hospitals to operate an off-premises emergency department; requiring a license; providing criteria; providing that all off-premises emergency departments operating as of a certain date may continue to operate in accordance with the criteria in effect at the time of approval and that an off-premises emergency department that has had architectural plans approved by a certain date is subject to the license criteria in effect at the time of submission; providing an effective date.

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By the Committee on Commerce; and Senator Saunders—

**CS for SB 1788**—A bill to be entitled An act relating to household moving services; amending s. 507.01, F.S.; redefining the term “storage”; amending s. 507.02, F.S.; stating that ch. 507, F.S., relating to household moving services, does not supersede certain rights of a mover to refuse to transport certain items if terms are in the estimate and contract for services; amending s. 507.03, F.S.; requiring movers and moving brokers to register with the Department of Agriculture and Consumer Services biennially rather than annually; removing the requirement for certain movers and brokers to obtain a local license or registration; removing the requirement for such movers and brokers to pay state registration fees as well as local fees; providing for the biennial registration with the department to be phased in over 2 years; authorizing rulemaking by the

department; amending s. 507.04, F.S.; providing for a mover to limit its liability for items packed by a shipper under specified conditions; amending s. 507.13, F.S.; preempting to the state the regulation of movers of household goods and moving brokers; providing that the exemption does not extend to local business taxes; providing an effective date.

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By the Committee on Regulated Industries; and Senators Justice, Bullard, King, Lawson, Jones, Ring and Rich—

**CS for SB 1840**—A bill to be entitled An act relating to carbon monoxide safety; amending s. 509.211, F.S.; requiring public lodging establishments to be equipped with carbon monoxide sensor devices; providing an effective date.

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

**CS for SB 1880**—A bill to be entitled An act relating to motor vehicle insurance; amending s. 627.736, F.S.; allowing insurers to limit payments for treatment, care, procedures, or services for bodily injury covered by personal injury protection insurance to a specified percentage of the reimbursement allowed under the Medicare fee schedule; allowing payment to be limited to the maximum allowance under workers' compensation if such treatment, care, procedure, or service is not reimbursable under Medicare; prohibiting a provider from billing or attempting to collect from an insured amounts in excess of such fee limitations; repealing s. 19 of chapter 2003-411, Laws of Florida; abrogating the repeal of the Florida Motor Vehicle No-Fault Law as provided for in that section; reenacting ss. 627.730, 627.731, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., the Florida Motor Vehicle No-Fault Law, and providing for future review and repeal; providing for application of the act; providing an effective date.

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By the Committee on Transportation; and Senator Baker—

**CS for SB 1900**—A bill to be entitled An act relating to license plates; amending s. 320.08056, F.S.; discontinuing the annual use fee for the Girl Scout license plate; increasing the annual use fee for the Sea Turtle license plate; increasing the annual use fee for the Florida Sheriffs Youth Ranches license plate; establishing annual use fees for the Florida NASCAR license plate, the Corrections Foundation license plate, the Protect Florida Springs license plate, and the Trees Are Cool license plate; authorizing the placement of a sponsoring organization's Internet domain name on a specialty license plate; prohibiting annual use fees from the sale of specialty license plates, or the interest earned thereon, from being used for the purpose of marketing to, or lobbying, entertaining, or rewarding, an employee of a governmental agency that is responsible for the sale and distribution of specialty license plates; amending s. 320.08058, F.S.; authorizing the use of a specified percentage of the proceeds from the sale of the Florida Educational license plate for marketing and promotion expenses; authorizing the use of certain proceeds from the sale of the Florida Agricultural license plate for promotion, marketing, and administrative costs and for Florida agriculture in the classroom programs; deleting provisions establishing the Girl Scout license plate; creating the Florida NASCAR license plate; providing for the distribution of use fees received from the sale of such plate to the Florida Sports Foundation, the National Association for Stock Car Auto Racing, and the NASCAR Foundation; requiring the Florida Sports Association to provide for an annual audit to be submitted to the Office of Tourism, Trade, and Economic Development for certification to the Auditor General; creating the Corrections Foundation license plate; providing for the distribution of annual use fees received from the sale of such plate to a direct-support organization; creating the Protect Florida Springs license plate; providing for the annual use fees from the sale of such plate to be distributed to the Wildlife Foundation of Florida, Inc.; creating a Trees Are Cool license plate; providing for the distribution of annual use fees received from the sale of such plate; providing for construction of the act; repealing s. 320.0848(2)(c), F.S., relating to an administrative processing fee imposed upon issuance of a disabled parking permit; creating s. 320.0894, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop and issue a Gold Star license plate honoring the family members of servicemembers who have been killed while serving in the Armed Forces of the United States; providing for

design of the plate; providing eligibility requirements; providing for payment of certain taxes and fees; providing effective dates.

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By the Committee on Judiciary; and Senator Joyner—

**CS for SB 1936**—A bill to be entitled An act relating to probate; amending s. 222.21, F.S.; specifying additional circumstances under which certain funds or accounts are not exempt from a surviving spouse's claims; amending s. 731.110, F.S.; providing a prerequisite to admitting a will to probate or appointing a personal representative under certain circumstances; amending s. 731.201, F.S.; defining the terms "collateral heirs" and "descendant"; creating s. 731.401, F.S.; providing for enforceability of will or trust provisions requiring arbitration of certain disputes; amending ss. 732.102, 732.103, 732.104, 732.108, 732.401, and 732.507, F.S.; conforming provisions to new definitions; amending s. 732.2025, F.S.; revising the definition of "elective share trust"; amending ss. 732.2035 and 732.2075, F.S.; revising provisions relating to the elective estate and elective share; amending s. 732.4015, F.S.; revising a provision prohibiting devise of a homestead; creating s. 733.620, F.S.; providing for unenforceability and invalidity of certain will provisions exculpating personal representatives; amending s. 734.101, F.S.; increasing a time period for procedures relating to foreign personal representatives; amending s. 895.02, F.S.; correcting a cross-reference; providing an effective date.

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By the Committees on Higher Education; and Commerce—

**CS for SB 1952**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6203, F.S.; revising requirements for obtaining a Class "MA," Class "M," or Class "C" license as a private investigator; revising the requirements for Class "CC" licensure as an intern; amending s. 493.6401, F.S.; requiring a person who conducts Internet-based training or correspondence training for repossessor licensees to have a Class "RS" license; amending s. 493.6406, F.S.; providing requirements for training conducted by a repossession services school or training facility; revising the information required on a licensure application relating to such a school or facility; amending s. 501.921, F.S.; revising the name of the organization that provides standards and test procedures used by the department in adopting rules governing the formulation of antifreeze; amending s. 525.07, F.S.; revising a requirement for testing the accuracy of devices used to measure petroleum fuel; amending s. 526.51, F.S.; revising requirements for registering a brand of brake fluid for sale in the state; requiring an applicant that does not own the brand name of a brake fluid to submit a notarized affidavit to the department in order to register that product; revising the amount of the sample of brake fluid required to be submitted to the department; amending s. 527.04, F.S.; revising provisions requiring proof of liability insurance coverage prior to licensure under ch. 527, F.S., relating to the sale of liquefied petroleum gas; amending s. 527.07, F.S.; prohibiting a person other than the owner or other authorized person from removing gas from a liquefied petroleum gas container or receptacle for any gas or compound; providing an appropriation; providing an effective date.

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By the Committee on Judiciary; and Senator King—

**CS for SB 2038**—A bill to be entitled An act relating to real property electronic recording; creating s. 695.27, F.S.; providing a short title; providing definitions; providing for the validity of electronic documents relating to real property; providing for the recording of electronic documents by the county recorder; granting the Department of State rule-making authority; creating the Electronic Recording Advisory Committee; providing the committee with certain powers and duties; providing for membership and meetings of the committee; providing that committee members shall serve without compensation and may not claim per diem and travel expenses from the Secretary of State; providing guidelines for the department, in consultation with the committee, to consider in adopting, amending, and repealing standards; providing for the termination of the committee; providing for uniformity of application and construction; specifying the relation to a federal act; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Wise—

**CS for SB 2070**—A bill to be entitled An act relating to public school utilization; amending s. 1013.64, F.S.; establishing the Increased Utilization Program as a part of the Public Education Capital Outlay and Debt Service Trust Fund; providing a formula for allocation of funds to a school district that increases its FTE facility capacity; providing eligibility requirements and restrictions; amending s. 1003.03, F.S.; authorizing use of alternative, nontraditional school calendars for purposes of meeting constitutional class size maximums; providing an effective date.

By the Committee on Health Regulation; and Senator Peaden—

**CS for SB 2100**—A bill to be entitled An act relating to pharmacy technicians; amending s. 465.014, F.S.; providing for the registration of pharmacy technicians; requiring the Board of Pharmacy to set fees and rules to register pharmacy technicians; providing qualification requirements; providing a limitation; exempting pharmacy technician students and licensed pharmacy interns from certain registration requirements; providing continuing education requirements for registration renewal; requiring the board to adopt rules; providing grounds for denial, suspension, or revocation of registration or other disciplinary action; authorizing the board to impose certain penalties; requiring the board to adopt rules requiring a pharmacy to notify the board when employing technicians; requiring the board to maintain a directory of technicians and publish the directory on the Internet; amending s. 465.015, F.S.; prohibiting a person who is not registered as a pharmacy technician from performing certain functions or holding himself or herself out to others as a pharmacy technician; amending ss. 465.019, 465.0196, and 465.0197, F.S.; conforming references; providing an effective date.

By the Committee on Transportation; and Senator Gaetz—

**CS for SB 2104**—A bill to be entitled An act relating to driving without a valid license; creating the “Deputy Michael Callin, Michael Haligowski, and Deputy Ryan C. Seguin Memorial Traffic Safety Act”; amending s. 318.14, F.S.; authorizing the court to withhold adjudication of certain violations relating to driving without a valid license if the person cited meets certain conditions; providing that the withholding of adjudication is not a conviction under certain circumstances; amending s. 322.03, F.S.; requiring a written judgment signed by the judge and recorded by the clerk for cases involving a violation of requirements to possess a valid driver’s license; requiring the defendant’s fingerprints and a certificate to be affixed to the written judgment of conviction; providing the contents of the certificate; providing that the written judgment is prima facie evidence that the fingerprints are the defendant’s fingerprints; amending s. 322.251, F.S.; requiring impoundment and immobilization information to be included with the notice to a person whose driver’s license or driving privilege is being canceled, suspended, revoked, or disqualified; amending s. 322.34, F.S.; providing for application of certain penalty provisions to a person who does not have a valid driver’s license or whose driver’s license or driving privilege has been disqualified; revising penalties for driving without a valid license or knowingly driving while a driver’s license or driving privilege is canceled, suspended, revoked, or disqualified for specified alcohol-related or drug-related convictions or refusal to submit to certain testing; revising provisions for satisfaction of the element of knowledge; requiring a notice of cancellation, suspension, revocation, or disqualification by the department or a uniform traffic citation to notify the person that his or her driver’s license or driving privilege has been canceled, suspended, revoked, or disqualified; requiring impoundment and immobilization information to be included with notice to a person whose driver’s license or driving privilege has been canceled, suspended, revoked, or disqualified; revising penalty provisions for a habitual offender driving while his or her driver’s license is revoked; providing that a person who causes the death of or serious bodily injury to another person by careless or negligent operation of a motor vehicle while his or her driver’s license or driving privilege is canceled, suspended, revoked, or disqualified commits a felony of the third degree; providing criminal penalties; requiring a written judgment signed by the judge and recorded by the clerk for cases involving a violation of requirements to possess a valid driver’s license; requiring defendant’s fingerprints and a certificate to be affixed to the written judgment of conviction; providing the content of the certificate; providing that the written judgment constitutes prima facie evidence that the fingerprints are the defendant’s fingerprints; amending

s. 322.34, F.S.; requiring a law enforcement officer who determines that a motor vehicle is being driven by or under the actual physical control of a person whose driver’s license or driving privilege is canceled, suspended, revoked, or disqualified to impound or immobilize the motor vehicle; providing for notice to the driver; providing for impoundment and immobilization of the motor vehicle by the Department of Highway Safety and Motor Vehicles; requiring the department to commence impoundment or immobilization at the scene where the motor vehicle was immobilized; providing procedures; providing for release of the motor vehicle; requiring department records to contain impoundment and immobilization information; providing for payment of costs; providing for certain fees and distribution of moneys collected; requiring the department to authorize release of the motor vehicle upon satisfaction of all requirements; prohibiting operation of an immobilized motor vehicle; providing for an immobilized motor vehicle that is found being operated upon any street or highway in this state before release from immobilization to be seized and subject to forfeiture; authorizing the department to contract with vendors; requiring the department to inform the person whose driver’s license or driving privilege has been canceled, suspended, revoked, or disqualified that any motor vehicle driven by or under the actual physical control of that person is subject to impoundment and immobilization; authorizing the department to adopt rules; providing penalties for knowingly aiding a person whose driver’s license or driving privilege is canceled, suspended, revoked, or disqualified by providing a motor vehicle or authorizing use of a motor vehicle; providing for a rebuttable presumption of satisfaction of the knowledge requirement; amending s. 322.341, F.S.; revising the penalty provisions for a person who drives a motor vehicle when his or her driver’s license has been permanently revoked; requiring the department to inform drivers whose license or driving privilege has been canceled, suspended, revoked, or disqualified and the motoring public of the provisions for impoundment and immobilization of motor vehicles under this act; providing effective dates.

By the Committee on Education Pre-K - 12; and Senators Constantine and Bullard—

**CS for SB 2130**—A bill to be entitled An act relating to exceptional students; amending ss. 1003.57 and 1003.58, F.S.; requiring an agency that places exceptional students with disabilities in certain private residential care facilities to make best efforts to ensure negotiation between school districts concerning the cost of that placement, including the cost of specified educational services; defining the terms “agency” and “assigned school district”; requiring an agency, prior to placement of a student, to notify the district school boards of the student’s assigned school district and of the school district in which the private residential care facility is located; providing responsibility for the cost of providing educational services to an exceptional student with a disability who receives such services in a school district other than his or her assigned school district; requiring a study by the Office of Program Policy Analysis and Government Accountability of the provision of educational services to certain exceptional students referred to or placed in private residential care facilities; defining terms; requiring a report with recommendations; providing an effective date.

By the Committee on Commerce; and Senator Deutch—

**CS for SB 2148**—A bill to be entitled An act relating to limited liability companies; amending s. 608.406, F.S.; eliminating authorization to use the words “limited company,” the abbreviation “L.C.,” or the designation “L.C.” as a company name; requiring a limited liability company name to be distinguishable on databases maintained by the Division of Corporations of the Department of State; providing an exception; deleting a name-recording requirement for the department; amending s. 608.407, F.S.; requiring the name of a limited liability company in the company’s articles of organization to satisfy certain requirements; providing an effective date.

By the Committee on Regulated Industries; and Senator Bennett—

**CS for SB 2180**—A bill to be entitled An act relating to trespass; amending s. 810.011, F.S.; defining the term “construction site” for specified purposes; amending s. 810.09, F.S.; revising provisions relating to

trespassing on a construction site; providing for signage to notify the public of a covered construction site; providing an effective date.

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By the Committee on Commerce; and Senator Bennett—

**CS for SB 2280**—A bill to be entitled An act relating to insurance premium and corporate income tax credits; creating part XII of ch. 288, F.S., consisting of ss. 288.991 and 288.992, F.S.; providing definitions; providing that taxpayers who hold a qualified equity investment on a credit allowance date of the investment are entitled to a nonrefundable, nontransferable tax credit for the taxable year in which the credit allowance date falls; providing for calculating the amount of the tax credit; limiting the amount of the tax credit which may be redeemed in a fiscal year; providing for carryforward of tax credits; providing for the redemption of tax credits earned by certain business entities and by the partners, members, or shareholders of those entities; authorizing a taxpayer to carry over any amount of the tax credit that the taxpayer is prohibited from redeeming in a taxable year to any subsequent taxable year; requiring the issuer of a qualified equity investment to certify to the Department of Revenue the anticipated dollar amount of investments to be made in this state during a specified period following the initial credit allowance date; requiring the department to limit the monetary amount of qualified equity investments to a level necessary to limit the use of tax credits to a specified amount in each fiscal year; providing a basis for such limitation; authorizing the department to adjust tax credits under certain circumstances; requiring certifications to be accompanied by audited financial statements and notarized affidavits; requiring taxpayers to make an irrevocable election as to the taxes to which to apply the credit; requiring the department to recapture tax credits from certain taxpayers under certain circumstances; requiring the department to adopt rules; requiring the department to administer the allocation of tax credits for certain qualified investments in a specified manner; requiring certain community development entities to report certain information to the department; requiring the department to file annual reports on certain community investments; authorizing the department to conduct examinations and audits to verify receipt and application of tax credits; authorizing the department to pursue recovery of certain funds; authorizing the department to revoke or modify certain decisions relating to eligibility for tax credits under certain circumstances; providing grounds for forfeiture of tax credits under certain circumstances; requiring taxpayers to return forfeited tax credits under certain circumstances; providing for recovery of tax deficiencies under certain circumstances; providing for applicant liability for costs and fees relating to investigations of fraudulent claims; providing for taxpayer liability for reimbursement of fraudulently claimed tax credits; providing a penalty; providing for taxpayer liability for costs for investigating and prosecuting fraudulent claims; providing for future repeal; providing for continuation of certain tax credit carryforwards; amending s. 220.02, F.S.; revising legislative intent with respect to the order of tax credits to conform; amending s. 220.13, F.S.; revising a definition to conform; providing an effective date.

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By the Committee on Criminal Justice; and Senators Peaden and Baker—

**CS for SB 2356**—A bill to be entitled An act relating to the “Individual Personal Private Property Protection Act of 2007”; creating s. 790.251, F.S.; creating the “Individual Personal Private Property Protection Act of 2007”; providing legislative findings and intent; prohibiting a public or private entity from prohibiting a customer, employee, or invitee from possessing any personal private property that is a legal product when such product is lawfully possessed and locked inside or locked to a private motor vehicle in a parking lot; prohibiting a public or private entity from violating the privacy rights of a customer, employee, or invitee by verbal or written inquiry or actual search of a private motor vehicle in a parking lot; prohibiting actions against a customer, employee, or invitee based upon verbal or written statements concerning the presence of personal private possessions inside a private motor vehicle; prohibiting an employer from conditioning employment upon an agreement by a prospective employee that prohibits employees from entering the parking lot of the employer’s place of business when the employee’s motor vehicle contains specified products; prohibiting an employer from attempting to prevent or prohibiting any customer, employee, or invitee from entering the parking lot of the employer’s place of business when the employee’s motor vehicle contains specified prod-

ucts; prohibiting employers from terminating the employment of or otherwise discriminating against an employee, or expelling a customer or invitee, for exercising his or her constitutional right to bear arms or exercising the right of self-defense; providing that such prohibitions apply to all public-sector employers; providing specified immunity from liability for employers and landlords of employers; enumerating specific actions that employers are not required to take; providing for enforcement of the act; providing definitions; providing applicability; providing an effective date.

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By the Committee on Higher Education; and Senator Atwater—

**CS for SB 2390**—A bill to be entitled An act relating to public records and public meetings; creating s. 1004.433, F.S.; providing an exemption from public-records requirements for records and information in the possession of Boca Raton Community Hospital, Inc., or a subsidiary thereof, in its capacity as lessee of land from Florida Atlantic University pursuant to an agreement for the implementation of a land lease for the development and operation of a community-university affiliated teaching hospital which will serve as the primary teaching hospital for the regional campus of the University of Miami Miller School of Medicine at Florida Atlantic University; providing an exception to the exemption; providing an exemption from public-meetings requirements for meetings or portions of meetings of the board of directors of Boca Raton Community Hospital, or a subsidiary thereof, in its capacity as lessee; providing an exception to the exemption; providing an exemption from public-records requirements for any records generated during those meetings or portions of meetings of the board of directors of Boca Raton Community Hospital, or a subsidiary thereof, which are closed to the public under the act; providing for review and repeal; providing a statement of public necessity; providing an effective date.

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By the Committee on Regulated Industries; and Senator Posey—

**CS for SB 2398**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 450.31, F.S.; authorizing the department to revoke or refuse to issue or renew a person’s certificate of registration as a farm labor contractor if the person has been convicted of certain felonies within any period; amending s. 455.213, F.S.; authorizing the department to contract with certain vendors or enter into interagency agreements to collect electronic fingerprints of fingerprints are required for purposes of certification or licensure; amending s. 455.2178, F.S.; requiring that information concerning continuing education be submitted electronically within a specified period beginning on the 30th day before the licensee’s renewal date; amending s. 475.182, F.S.; providing that the Florida Real Estate Commission may accept one legal agenda session of the commission as a substitute for 3 classroom hours toward license renewal; requiring the licensee to notify the division at least 7 days before such session of his or her intent to attend; amending s. 475.6175, F.S.; authorizing the Division of Real Estate, rather than the Florida Real Estate Appraisal Board, to extend the time within which certain registered trainee appraisers may complete the required postlicensure education; amending s. 489.115, F.S.; requiring that at least 1 of the hours required for continuing education encompass laws and rules; authorizing the Construction Industry Licensing Board to adopt rules allowing applicants to demonstrate financial responsibility by providing minimum credit scores or bonds payable as prescribed for financially responsible officers; providing requirements relating to the submission of fingerprints by initial applicants; providing an effective date.

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By the Committee on Regulated Industries; and Senator Haridopolos—

**CS for SB 2402**—A bill to be entitled An act relating to tobacco products; amending s. 210.25, F.S.; defining the term “moist snuff”; amending s. 210.30, F.S.; requiring that a tax be imposed on moist snuff at a certain rate per ounce; requiring that the tax be computed based on the net weight as listed by the manufacturer; amending s. 951.22, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Transportation; and Senator Haridopolos—

**CS for SB 2488**—A bill to be entitled An act relating to recreational vehicle manufacturers, distributors and dealers; creating s. 320.3201, F.S.; providing legislative intent; creating s. 320.3202, F.S.; providing definitions; creating s. 320.3203, F.S.; providing requirements for a manufacturer/dealer agreement; requiring designation of the area of sales responsibility; providing conditions for sales outside the dealer's area of sales responsibility; creating s. 320.3204, F.S.; providing requirements for sales by manufacturers and distributors; creating s. 320.3205, F.S.; providing requirements and procedures for termination, cancellation, or nonrenewal of a manufacturer/dealer agreement by a manufacturer or a dealer; providing for the repurchase by the manufacturer of vehicles, accessories, and parts and equipment, tools, signage, and machinery; creating s. 320.3206, F.S.; providing for change in ownership by a dealer; requiring notice to the manufacturer; providing requirements for rejection by the manufacturer; providing for a dealer to name a family member as a successor in case of retirement, incapacitation, or death of the dealer; providing requirements for rejection of the successor by the manufacturer; creating s. 320.3207, F.S.; providing requirements for warranties, manufacturers, and dealers with respect to warranty obligations; providing requirements for compensation of the dealer; authorizing warranty audits by the warrantor; requiring cause for denial of compensation; providing for disposition of warranty claims; prohibiting certain acts by the warrantor and the dealer; requiring notice of certain pending suits; creating s. 320.3208, F.S.; providing for inspection and rejection of a recreational vehicle upon delivery to a dealer; creating s. 320.3209, F.S.; prohibiting a manufacturer or distributor from coercing a dealer to perform certain acts; creating s. 320.3210, F.S.; providing for resolution when a dealer, manufacturer, distributor, or warrantor is injured by another party's violation; authorizing civil action; providing for mediation; providing for remedies; creating s. 320.3211, F.S.; providing administrative and criminal penalties for violations; providing for an administrative hearing to contest a penalty imposed by the department; amending s.320.8225, F.S.; providing licensure requirements for distributors and importers; providing for severability; providing an effective date.

By the Committee on Health Regulation; and Senator Oelrich—

**CS for SB 2624**—A bill to be entitled An act relating to the Task Force on Open Government; creating the Task Force on Open Government within the Office of Open Government; providing purposes; providing for the appointment of members to the task force; requiring that the office assist the task force and provide certain services; requiring that the task force meet before a specified deadline to establish certain procedures and elect a chair and vice chair; providing guidelines for scheduling meetings; authorizing the chair of the task force to call meetings; providing requirements for voting on any proposed action or recommendation of the task force; providing for the locations of meetings; requiring the task force to consider certain issues and information; authorizing the task force to recommend changes to laws, rules, and policies governing public records; requiring the task force to review certain documents; requiring the submission of a final report to the Governor, the Chief Justice of the Supreme Court, the President of the Senate, and the Speaker of the House of Representatives before a specified deadline; requiring the report to include certain information; providing for the reimbursement of members of the task force for expenses; providing for the future termination of the task force; providing an appropriation; providing an effective date.

#### REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Crist—

**CS for SB 1712**—A bill to be entitled An act relating to service of process; amending s. 30.231, F.S.; increasing the fees charged by the sheriff in civil cases for service of process; deleting prohibition on additional fees for certain documents; amending s. 48.021, F.S.; providing that criminal witness subpoenas and criminal summonses may be served by a special process server appointed by the local sheriff or by a certified process server; amending s. 56.041, F.S.; providing that all unsatisfied executions in the possession of the sheriff docketed before October 1, 2001, may be returned to the issuing court; amending s. 56.21, F.S.; requiring the submission of an affidavit before levying a judgment upon real property; requiring the sheriff to furnish to the judgment debtor or the debtor's attorney of record a copy of the notice of levy, notice of levy, and affidavit within a specified period before execution of a sale or levy; amending s. 56.27, F.S.; requiring that priority of liens on real property be based on the effective date of the judgment lien; requiring a levying creditor to deliver to the sheriff at the time of the levy request an affidavit setting forth certain information and attestations; amending ss. 741.30 and 784.046, F.S., relating to service of process in cases of domestic violence or sexual abuse; authorizing clerks of court to transmit facsimile copies of previously certified injunctions to sheriffs upon request; requiring sheriffs to verify receipt of facsimile copies of injunctions with clerks of court before attempting service; authorizing law enforcement officers to serve facsimile copies of injunctions in the same manner as certified copies; providing an effective date.

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

#### MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State CS for SB 1226 which he approved on March 29, 2007.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 28 was corrected and approved.

#### CO-INTRODUCERS

Senators Argenziano—CS for SB 1978; Aronberg—SB 192, SB 2142, CS for SB 2250; Atwater—SB 996; Baker—SB 2114, SB 2142; Bullard—SB 50, SCR 272, SB 1156, SM 1698, SB 1942, SB 2124, SB 2126, SB 2142, SB 2508; Crist—CS for SB 1342, CS for SB 1454, CS for SB 1792; Deutch—SB 1984; Diaz de la Portilla—SB 2912; Fasano—SB 746, SB 996; Gaetz—CS for SB 1388; Haridopolos—SB 158; Hill—SM 1698, CS for SB 1954; Justice—SCR 272; Lynn—CS for SB 96, CS for CS for SB 396, CS for SB 432, CS for SB 590, CS for SB 612, CS for SB 770, SB 980, SB 996, CS for CS for SB 1226, CS for CS for SB 1638, SB 1644, CS for SB 1870, SB 1996, SB 2032, SB 2246, CS for SB 2534; Posey—SM 1698

#### RECESS

On motion by Senator King, the Senate recessed at 3:36 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 11 or upon call of the President.