



# Journal of the Senate

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## CALL TO ORDER

The Senate was called to order by President Pruitt at 9:00 a.m. A quorum present—35:

Mr. President	Dockery	Margolis
Alexander	Fasano	Oelrich
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	

## PRAYER

The following prayer was offered by Pastor Willie J. Cook, Allen Temple A.M.E. Church, Tampa:

“O Thou in whose presence our souls take delight, on whom in affliction we call. Our comfort by day and our song in the night, our hope, our joy, our all.”

“O Lord, our Lord, how excellent is Your name in all the earth!”

Almighty God, you are from everlasting to everlasting; you possess all power in the heavens and the earth. You are the creator and sustainer of all life. You are the God who gives your creatures every good and perfect gift. We pause now to give thanks to you, the God who is known by many names.

We pray for our country, our glorious state, and the government. We give praise and honor to our God.

We pray and ask that your peace and wisdom will rest upon the Governor, the Senators, the Representatives, the legal system, and all other positions of influence.

Mighty God, all authority and positions of power, whether here in Tallahassee or in our individual communities, or other places in the

world, comes from you. Creator God, you are the supreme sovereign of the universe, and we give you thanks.

God, we ask that you would bless each Senator, as well as each citizen, so that the business of this state is conducted in a manner of peace and understanding. Teach your leaders how to do justice, love mercy, and walk humbly before thy creator.

Now God, have your own way. Let your kingdom come, and let your holy and sacred will be done in this state, in this nation, and in this world.

O God, as we close this prayer, we give thanks and highest praise to you for all the leaders that you have given unto us. Now in the name of the God with many names, Amen.

## PLEDGE

Senate Pages Michael Deutsch of Boca Raton; Shanique Gayle of Ft. Lauderdale; Rosemarthe Jean-Joseph of Miami; and Rebecca McAfee of West Palm Beach, led the Senate in the pledge of allegiance to the flag of the United States of America.

## SPECIAL PERFORMANCE

The President recognized Senator Webster who introduced the Chain of Lakes Middle School Hand Bell Choir from Orlando. Under the direction of Marian Wagster, the choir performed the *Star Spangled Banner*.

## ADOPTION OF RESOLUTIONS

On motion by Senator Dockery—

By Senator Dockery—

**SR 2476**—A resolution recognizing April 17-23, 2007, as “General Aviation Week” in Florida.

WHEREAS, the aviation industry is one of the cornerstones of Florida’s economy, with 20 commercial service airports and 108 general aviation airports that are open to the public and more than 600 private-use airports, and

WHEREAS, Florida’s airports provide nearly \$90 billion annually in economic activity, and its aviation industry supports more than one million jobs that generate \$26 billion in annual payroll, and

WHEREAS, Florida has the largest flight-training industry in the United States, and

WHEREAS, more than 85 percent of all aircraft operations in Florida are flown by general aviation aircraft, and

WHEREAS, each year, Florida’s general aviation aircraft bring 9 million business and leisure visitors to the state, and

WHEREAS, the state’s general aviation airports house more than 14,000 aircraft, comprising 6 percent of the nation’s general aviation fleet, and

WHEREAS, Florida’s general aviation airports accommodate more than 7 million takeoffs and landings yearly, ranking Florida second in the nation in this area, and

WHEREAS, without general aviation airports, Florida’s busy commercial service airports would be overwhelmed with air traffic, making air travel to and around the state nearly impossible, and

WHEREAS, Florida is the host of the nation's second largest general aviation convention, Sun'n Fun Fly-In Convention, in Lakeland for 1 week each year, attracting thousands of aircraft and hundreds of thousands of aviation enthusiasts to the state for the event, NOW, THEREFORE,

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

That April 17-23, 2007, is recognized as "General Aviation Week" in Florida.

—was introduced out of order and read by title. On motion by Senator Dockery, SR 2476 was read the second time in full and adopted.

At the request of Senator Alexander—

By Senators Alexander, Storms, Bennett and Carlton—

SR 2956—A resolution recognizing April 14 through 21, 2007, as "Peace River Watershed Awareness Week."

WHEREAS, the Peace River is one of Florida's natural treasures and a river worth protecting, stretching more than 100 miles from Polk County through southwest Florida and joining the Gulf of Mexico at the Charlotte Harbor estuary, and

WHEREAS, the health of the Peace River's watershed determines the health of the Peace River, and

WHEREAS, those who live, work, and play in Polk, Hardee, DeSoto, and Charlotte Counties can make a difference when it comes to protecting the Peace River and its watershed, and

WHEREAS, the Department of Environmental Protection is working with the Southwest Florida Water Management District and others to increase awareness of the Peace River and its watershed, and

WHEREAS, educating residents and businesses about the steps they can take is an essential part of protecting the Peace River and its watershed, NOW, THEREFORE,

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

That April 14 through 21, 2007, is recognized as "Peace River Watershed Awareness Week" and each resident and business in the region is called upon to help protect the Peace River and its watershed by practicing measures to conserve and protect water.

—SR 2956 was introduced, read and adopted by publication.

BILLS ON THIRD READING

SENATOR JONES PRESIDING

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.

—as amended April 11 was read the third time by title.

On motions by Senator Carlton, SB 2800 as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—35

Table listing names of senators: Mr. President, Alexander, Argenziano, Aronberg, Atwater, Baker, Bennett, Bullard, Carlton, Constantine, Crist, Deutch, Dockery, Fasano, Gaetz, Geller, Haridopolos, Hill, Jones, Joyner, Justice, King, Lawson, Lynn, Margolis, Oelrich, Posey.

Table listing names of senators: Rich, Ring, Saunders, Siplin, Storms, Webster, Wilson, Wise.

Nays—None

Vote after roll call:

Yea—Dawson, Diaz de la Portilla, Garcia, Peaden, Villalobos

MOTIONS

On motion by Senator Carlton, the House was requested to pass SB 2800 as amended and, in the event the House refuses to pass SB 2800, requests that a conference committee be appointed.

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; amending s. 253.03, F.S.; requiring the Department of Environmental Protection to lease the South Florida Evaluation and Treatment Center to Miami-Dade County for a specified term; requiring Miami-Dade County to sublease the facility to the existing lessee until the new South Florida Evaluation and Treatment Center is completed; 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 counsels 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 requirements 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.

—as amended April 11 was read the third time by title.

On motions by Senator Carlton, **SB 2802** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

**MOTIONS**

On motion by Senator Carlton, the House was requested to pass **SB 2802** as amended and, in the event the House refuses to pass **SB 2802**, requests that a conference committee be appointed.

**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. 1003.03, 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.; revising the funding model for exceptional student education programs to provide additional funds for students who are gifted in graded K through 8; 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.

—as amended April 11 was read the third time by title.

On motions by Senator Wise, **CS for SB 1046** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Garcia, Peaden

**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 and youth with disabilities; 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.

—as amended April 11 was read the third time by title.

On motions by Senator Wise, **CS for SB 1052** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Garcia, Peaden

**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.

—was read the third time by title.

On motions by Senator King, **CS for SB 1060** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Garcia, Peaden, Wilson

**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.

—was read the third time by title.

On motions by Senator King, **CS for SB 1064** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—36

Mr. President	Argenziano	Atwater
Alexander	Aronberg	Baker

Bennett	Haridopolos	Posey
Bullard	Hill	Rich
Carlton	Jones	Ring
Constantine	Joyner	Saunders
Crist	Justice	Siplin
Deutch	King	Storms
Dockery	Lawson	Villalobos
Fasano	Lynn	Webster
Gaetz	Margolis	Wilson
Geller	Oelrich	Wise

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Garcia, 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; amending s. 409.912, F.S.; providing an exception to behavioral health care services delivered through a specialty prepaid plan for certain specified children; amending s. 409.91211, F.S.; requiring the Agency for Health Care Administration to implement delivery mechanisms to provide Medicaid services to Medicaid-eligible children who are open for child welfare services in the HomeSafeNet system; requiring that the services be sufficient to meet the medical, developmental, behavioral, and emotional needs of the children; directing the agency to implement the service delivery by a specified date; providing an effective date.

—as amended April 11 was read the third time by title.

On motions by Senator Rich, **CS for SB 1116** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

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	Villalobos
Constantine	King	Webster
Crist	Lawson	Wilson
Dawson	Lynn	Wise
Deutch	Margolis	

Nays—None

Vote after roll call:

Yea—Diaz de la Portilla, Garcia

**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.

—was read the third time by title.

On motions by Senator Rich, **CS for SB 1124** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—22

Mr. President	Haridopolos	Rich
Alexander	Hill	Saunders
Aronberg	Jones	Siplin
Baker	King	Storms
Carlton	Lawson	Webster
Diaz de la Portilla	Margolis	Wilson
Gaetz	Peaden	
Geller	Posey	

Nays—16

Argenziano	Dockery	Oelrich
Atwater	Fasano	Ring
Bullard	Garcia	Villalobos
Crist	Joyner	Wise
Dawson	Justice	
Deutch	Lynn	

Vote after roll call:

Yea—Bennett, Constantine

Nay to Yea—Atwater, Bullard, Crist, Fasano, Lynn, Wise

Vote Recorded:

April 16, 2007: Yea to Nay—Diaz de la Portilla

**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.

—was read the third time by title.

On motion by Senator Peaden, **CS for SB 1126** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Villalobos  
Webster  
Wilson  
Wise  
Nays—None

**CS for SB 1086**—A bill to be entitled An act relating to the capital collateral regional counsel; amending s. 27.701, F.S.; deleting provisions providing for a pilot program in the northern region of the state to operate the office of the capital collateral regional counsel; providing an effective date.

—was read the third time by title.

On motions by Senator Crist, **CS for SB 1086** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—39

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

Nays—1

Storms

**CS for SB 1088**—A bill to be entitled An act relating to due process; amending s. 27.40, F.S.; providing for offices of criminal conflict and civil regional counsel to be appointed to represent persons in certain cases in which the public defender is unable to provide representation; providing for private counsel to be appointed only when the public defender and the regional counsel are unable to provide representation; providing for the clerk of court to maintain the registry of attorneys available for appointment; providing for compensation of appointed counsel who are not on the registry; requiring attorneys to maintain records in order to claim extraordinary compensation; creating s. 27.405, F.S.; requiring the Justice Administrative Commission to track expenditures of court-appointed counsel; requiring reports concerning expenditures and certain characteristics of court-appointed counsel; creating s. 27.425, F.S.; requiring the chief circuit judge to recommend compensation rates for providers of due process services; providing for rates to be prescribed in the General Appropriations Act; creating s. 27.511, F.S.; creating an office of criminal conflict and civil regional counsel within the boundaries of each of the five district courts of appeal; providing legislative intent; directing the Justice Administrative Commission to provide administrative support to the offices; prescribing qualifications for and providing for appointment of the regional counsel; providing prohibitions related to the practice of law; requiring that the criminal conflict and civil regional counsel be appointed when the public defender has a conflict of interest in specified cases; prohibiting appointment of the office in certain circumstances; providing for appellate representation; providing for the regional counsel to provide representation in certain civil proceedings; amending s. 27.512, F.S., relating to orders of no imprisonment; conforming provisions to the creation of the regional offices; amending s. 27.52, F.S., relating to the determination of indigent status; conforming provisions to the creation of the regional offices; amending s. 27.525, F.S.; revising the purposes of the Indigent Criminal Defense Trust Fund; amending s. 27.53, F.S.; authorizing the regional counsel to employ assistant regional counsel; authorizing certain investigators to carry concealed weapons and serve process under certain conditions; requiring the regional counsel to develop coordinated classification and pay plans; providing for appropriations to be determined by a funding formula; amending s. 27.5301, F.S.; providing for salaries for the regional counsel and assistant counsel; amending s. 27.5303, F.S., relating to conflicts of interest in the representation of indigent defendants; conforming provisions to changes made by the act; eliminating the authority

for the Justice Administrative Commission to contest motions to withdraw; providing for the regional counsel to file a motion to withdraw from a criminal or civil case due to a conflict of interest; providing procedures and criteria; amending s. 27.5304, F.S., relating to compensation of private court-appointed counsel, to conform; providing that compensation is based upon a flat fee prescribed in the General Appropriations Act; revising and eliminating certain procedures relating to billings; raising the maximum fee for representation in capital cases; prescribing fee limits for representation in certain dependency proceedings; prescribing conditions, procedures, and amounts for paying compensation to counsel in excess of established limits; requiring counsel to file a motion and submit documentation; providing for a hearing; requiring a written order and findings; requiring the Office of State Courts Administrator to report data on compensation exceeding prescribed limits; amending s. 27.54, F.S., relating to payments for public defenders; conforming provisions to the creation of the offices of criminal conflict and civil regional counsel; amending s. 27.59, F.S.; authorizing the regional counsel to have access to prisoners; amending s. 28.24, F.S.; requiring the clerk of court to provide certain services to the criminal conflict and civil regional counsel without charge; expanding the authorized use of certain service-charge revenues distributed to counties to include technology for the regional counsel; amending s. 28.345, F.S.; exempting the regional counsel from certain court-related fees and charges; amending s. 29.001, F.S.; providing for the public defenders' offices to include the criminal conflict and civil regional counsel for purposes of implementing provisions of the State Constitution; providing for state funding; amending ss. 29.006 and 29.007, F.S., relating to indigent defense costs and court-appointed counsel; conforming provisions to the creation of the regional counsel; amending s. 29.008, F.S.; requiring counties to provide certain funding related to the offices of the guardian ad litem and the criminal conflict and civil regional counsel; revising definitions related to county funding responsibilities; revising methods for determining certain local funding requirements, to conform; amending s. 29.015, F.S., relating to deficits in due-process funds; conforming provisions to the creation of the regional counsel; revising procedures for use of certain contingency funds; amending s. 29.018, F.S., relating to cost sharing of due-process services; conforming provisions to the creation of the regional counsel; amending s. 39.815, F.S.; conforming a cross-reference; amending s. 43.16, F.S.; authorizing the Justice Administrative Commission to provide administrative assistance to criminal conflict and civil regional counsel; revising the application of provisions to conform to changes made by the act; amending s. 57.082, F.S.; revising provisions governing the determination of civil indigent status in order to include the appointment of public attorneys in addition to private attorneys; requiring the court to appoint the office of criminal conflict and civil regional counsel in certain civil cases; amending s. 110.205, F.S.; exempting officers and employees of the regional offices from the state career service system; amending s. 125.69, F.S.; authorizing counties to contract with the regional counsel to represent defendants charged with violations of ordinances; amending s. 216.011, F.S.; providing that the regional offices are state agencies for state budgeting purposes; amending s. 744.331, F.S.; providing for the appointment of the office of criminal conflict and civil regional counsel for alleged incapacitated persons; providing a temporary exception from certain education requirements for regional counsel; amending s. 938.29, F.S.; providing that certain defendants are liable for regional counsel fees and certain due-process costs; creating a lien against the property of persons who receive regional counsel representation and other due-process services; creating a lien against certain parents for fees and costs; providing for enforcement by the clerk and valuation of fees and costs by the court; repealing s. 27.42, F.S., relating to circuit Article V indigent services committees; providing legislative findings and intent regarding implementation of the act; providing effective dates.

—was read the third time by title.

On motions by Senator Crist, **CS for SB 1088** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—37

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

Haridopolos	Lynn
Hill	Margolis
Jones	Peaden
Joyner	Posey
Justice	Rich
King	Ring
Lawson	Saunders

Nays—1

Oelrich

Vote after roll call:

Yea—Wilson

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**CS for SB 1100**—A bill to be entitled An act relating to the regulation of securities transactions; amending s. 517.12, F.S.; increasing the registration and filing fees for associated persons; deleting provisions providing for an assessment fee to be allocated to the Securities Guaranty Fund; repealing ss. 517.1203 and 517.1204, F.S., relating to the allocation and disbursement of assessment fees and the Investment Fraud Restoration Financing Corporation; amending s. 517.131, F.S.; revising the formula for transferring revenues received as assessment fees into the Securities Guaranty Fund; amending s. 517.315, F.S.; revising requirements for the Office of Financial Regulation with respect to the deposit of fees collected under ch. 517, F.S.; providing an effective date.

—as amended April 11 was read the third time by title.

On motions by Senator Alexander, **CS for SB 1100** as amended was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

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**CS for SB 1104**—A bill to be entitled An act relating to vessels; amending s. 328.72, F.S.; imposing an additional surcharge on the vessel registration fee to be deposited into the Marine Resources Conservation Trust Fund within the Fish and Wildlife Conservation Commission; authorizing the commission to retain a percentage of the funds to cover certain costs of the grant program; amending s. 376.15, F.S.; requiring that a program for the removal of derelict vessels established by the commission be funded in part from the Marine Resources Conservation Trust Fund; providing an effective date.

—was read the third time by title.

On motions by Senator Alexander, **CS for SB 1104** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

Mr. President	Atwater	Carlton
Alexander	Baker	Constantine
Argenziano	Bennett	Crist
Aronberg	Bullard	Dawson

Deutch	Joyner	Ring
Diaz de la Portilla	Justice	Saunders
Dockery	King	Siplin
Fasano	Lawson	Storms
Gaetz	Lynn	Villalobos
Garcia	Margolis	Webster
Geller	Oelrich	Wilson
Haridopolos	Peaden	Wise
Hill	Posey	
Jones	Rich	

Nays—None

**SB 1420**—A bill to be entitled An act relating to employee benefits; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

—was read the third time by title.

On motions by Senator Carlton, **SB 1420** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SB 1422**—A bill to be entitled An act relating to state employees; amending s. 110.123, F.S.; specifying the amount of the employer contribution to employee health savings accounts for the 2007-2008 fiscal year; providing an effective date.

—was read the third time by title.

On motions by Senator Carlton, **SB 1422** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**CS for SB 1134**—A bill to be entitled An act relating to youth work experience programs; amending s. 334.351, F.S.; requiring nonprofit

youth organizations that contract with the Department of Transportation for the purpose of operating youth work experience programs to certify that the program participants are residents of the state and possess valid identification; specifying criteria for the department to consider in awarding contracts to such organizations; requiring that the nonprofit youth organizations submit certain reports and audits to the department and demonstrate participation in a peer assessment or review process; providing an effective date.

—was read the third time by title.

On motions by Senator Fasano, **CS for SB 1134** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**CS for SB 1456**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; specifying a period during which the sale of books, clothing, and school supplies is exempt from the tax; providing definitions; providing exceptions; authorizing the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Webster, **CS for SB 1456** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**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.

—was read the third time by title.

On motions by Senator Rich, **CS for CS for SB 450** was passed and by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**MOTIONS**

On motion by Senator Carlton, the House was requested to pass **CS for SB 1046** as amended, **CS for SB 1052** as amended, **CS for SB 1060**, **CS for SB 1064**, **CS for SB 1116** as amended, **CS for SB 1124**, **CS for SB 1126**, **CS for SB 1086**, **CS for SB 1088**, **CS for SB 1100** as amended, **CS for SB 1104**, **SB 1420**, **SB 1422**, **CS for SB 1134** and **CS for CS for SB 450** and, in the event the House refuses to pass the Senate bills, that a conference committee be appointed.

Senator Carlton moved that the rules be waived to allow Senate conferees latitude to deal with additional issues which may develop in conference. The motion was adopted.

**BILLS ON THIRD READING, continued**

**CS for HB 211**—A bill to be entitled An act relating to hurricane preparedness; providing an exemption from the sales and use tax for sales of certain tangible personal property for a certain period; providing an exception for sales within a public lodging establishment, theme park, entertainment complex, or airport; authorizing the Department of Revenue to adopt rules; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Baker, **CS for HB 211** was passed and certified to the House. The vote on passage was:

Yeas—40

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

Nays—None

**SPECIAL ORDER CALENDAR**

By Senator Dawson—

**SB 2**—A bill to be entitled An act relating to the offense of leaving a child unattended or unsupervised in a motor vehicle; amending s. 316.6135, F.S.; providing that such offense constitutes a second-degree misdemeanor rather than a noncriminal traffic infraction; providing that such offense is a third-degree felony if the child suffers great bodily

harm, disability, or disfigurement; providing penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2** was placed on the calendar of Bills on Third Reading.

By Senator Wilson—

**CS for CS for SJR 388**—A joint resolution proposing amendments to Section 4 of Article IV and Section 2 of Article IX of the State Constitution to create the position of Commissioner of Education, who will be an elected member of the Cabinet.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SJR 388** was placed on the calendar of Bills on Third Reading.

By Senator Peaden—

**CS for SB 1508**—A bill to be entitled An act relating to informed consent; amending s. 401.445, F.S.; adding additional medical personnel to provisions allowing immunity for certain emergency examination and treatment of incapacitated persons done without consent if informed consent would have reasonably been given under the medical consent law; conforming provisions; amending s. 766.103, F.S.; adding additional medical personnel to the medical consent law; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1508** was placed on the calendar of Bills on Third Reading.

By 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.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1758** was placed on the calendar of Bills on Third Reading.

**SR 2618**—A resolution supporting education, screening, and aggressive medical treatment to help prevent diabetes.

WHEREAS, diabetes is a chronic and serious disease for which there is currently no cure, and

WHEREAS, individuals who have type 1 diabetes are most often children or young adults who are unable to produce or properly use insulin, and

WHEREAS, individuals having type 2 diabetes, or adult-onset diabetes, cannot produce enough insulin or properly use insulin and often do not exhibit symptoms in the early stages of the disease, and

WHEREAS, patients suffering from diabetes have long-term complications, including high blood sugar levels, blindness, lower extremity amputation, heart disease, kidney failure, and premature death, and

WHEREAS, in recent years, the number of individuals diagnosed with diabetes has increased dramatically, and

WHEREAS, 9 out of 10 individuals who are newly diagnosed with adult-onset diabetes also suffer from obesity, and

WHEREAS, America faces a diabetic epidemic wherein an estimated 20.8 million Americans nationwide live with diabetes, and

WHEREAS, diabetes is the sixth leading cause of death in Florida, with the highest concentration of deaths located in the panhandle of Florida and central Florida, and

WHEREAS, research has shown that some ethnic groups are disproportionately affected by diabetes compared to the general population, which is of great concern in Florida because more than one-third of the state's population is African-American, Hispanic, or Native American, and

WHEREAS, the earlier that a person is diagnosed with diabetes and receives treatment, the better the person's chances are for avoiding the complications of the disease, and

WHEREAS, the first line of treatment recommended by health care standards is diet and exercise, and a healthful diet and loss of excess weight can have a positive effect on the human body's ability to fight the disease, and

WHEREAS, traditionally those persons who are at the highest risk include older individuals, those who have a family history of the disease, and those who are overweight, and

WHEREAS, in recent years there has been an alarming increase in the growing number of younger people who are being diagnosed with diabetes, which is attributed to lifestyle and excessive body mass, NOW, THEREFORE,

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

That health care providers in this state are urged to adopt generally recognized clinical practice guidelines, such as goals from the American Diabetes Association, recommendations and standards that identify the reduction of body mass index (BMI), cardiovascular risk issues, and glycemic control as key factors in managing diabetes.

Be it further resolved that health care providers are strongly encouraged to inform patients that proper nutrition and exercise may reduce their chances of contracting diabetes.

—was read the second time in full. On motion by Senator Peaden, **SR 2618** was adopted and certified to the House.

**MOTIONS RELATING TO COMMITTEE MEETINGS**

On motion by Senator Posey, the rules were waived and the Committee on Banking and Insurance was granted permission to add **SB 1742** and **SB 1754** to the agenda at the meeting on April 16.

**THE PRESIDENT PRESIDING**

**SPECIAL GUEST**

Senator Crist introduced former Representative Rob Wallace who was present in the chamber.

**REPORTS OF COMMITTEES**

The Social Responsibility Policy and Calendar Committee submits the following bills to be placed on the Special Order Calendar for Thursday, April 12, 2007: SB 2, CS for CS for SJR 388, CS for SB 1508, CS for SB 1758, SR 2618

Respectfully submitted,  
*Burt L. Saunders, Chair*

The Committee on Health Regulation recommends a committee substitute for the following: SB 2858

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

The Committee on Health Policy recommends a committee substitute for the following: SB 2496

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1896

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 490

The Committee on Judiciary recommends a committee substitute for the following: SB 2040

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

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1238

**The bill with committee substitute attached was referred to the Committee on Education Pre-K - 12 Appropriations under the original reference.**

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 2136

**The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.**

The Committee on Education Pre-K - 12 recommends committee substitutes for the following: SB 2380; SB 2458

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1030

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 1942

The Committee on Health Regulation recommends a committee substitute for the following: Senate Bills 2348 and 2582

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

The Committee on Health Policy recommends a committee substitute for the following: SB 946

The Committee on Health Regulation recommends a committee substitute for the following: SB 1916

The Committee on Judiciary recommends a committee substitute for the following: SB 2114

**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 1826

The Committee on Education Pre-K - 12 recommends committee substitutes for the following: SB 660; SB 2746

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

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The Committee on Higher Education recommends committee substitutes for the following: SB 1190; SB 2698

**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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 2400

The Committee on Health Regulation recommends a committee substitute for the following: SB 1602

**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 Higher Education recommends a committee substitute for the following: SB 2006

**The bill with committee substitute attached was referred to the Committee on Military Affairs and Domestic Security under the original reference.**

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 624

The Committee on Health Regulation recommends committee substitutes for the following: SB 32; SB 38; SB 56; SB 504

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

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

By Senator Dockery—

**SB 1622**—A bill to be entitled An act relating to Polk County; providing definitions; providing for creation of the Polk Transit Authority; providing purpose; providing for charter amendments; providing boundaries; providing for a board of directors; providing membership, powers, functions, and duties of the board; providing powers, functions, and duties of the authority; providing exceptions to general law; providing authority to levy ad valorem taxes and non-ad valorem assessments; providing for the authority's fiscal year; providing for the deposit of authority funds; authorizing the authority to borrow money; providing for bonds; providing an exception to general law; providing for use of authority funds; authorizing the board to adopt policies and regulations; providing for liberal construction; providing severability; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Transportation; and Rules.

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**Senate Bills 1624-1690**—Previously referenced.

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By Senator Jones—

**SB 1692**—A bill to be entitled An act relating to the Town of Belleair Shore, Pinellas County; amending chapter 67-1107, Laws of Florida; authorizing the Town Commission of the Town of Belleair Shore to hold regular and special meetings outside the jurisdictional limits of the town as prescribed by ordinance, resolution, or interlocal agreement; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Jones—

**SB 1694**—A bill to be entitled An act relating to the licensing and regulating of children's centers and family day care homes in Pinellas County; amending chapter 61-2681, Laws of Florida, as amended; redefining the terms "children's center" and "family day care homes"; authorizing the provision of child care for a period longer than otherwise authorized for a child whose parent or legal guardian works a shift of 24 hours or more; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Jones—

**SB 1696**—A bill to be entitled An act relating to the City of St. Petersburg, Pinellas County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue up to a specified number of temporary permits to a nonprofit civic organization to sell alcoholic beverages for consumption on the premises at outdoor events on public right-of-way in the downtown area of St. Petersburg; providing that such events require a street-closure permit from the City of St. Petersburg; providing that the permits authorized by the act are in addition to certain other authorized temporary permits; requiring the nonprofit civic organization to comply with certain statutory requirements in obtaining the permits authorized by the act; requiring the division to adopt rules; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**Senate Bills 1698-2754**—Previously referenced.

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By Senator Haridopolos—

**SB 2756**—A bill to be entitled An act relating to Brevard County; limiting annual increases in the county's operating budget; providing for exemptions to the limitation; providing for a referendum; providing effective dates.

—was referred to the Committee on Rules.

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**SB 2758**—Previously referenced.

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By Senator Haridopolos—

**SB 2760**—A bill to be entitled An act relating to Indian River County; limiting annual increases in the county’s operating budget; providing for exemptions to the limitation; providing for a referendum; providing effective dates.

—was referred to the Committee on Rules.

**Senate Bills 2762-2918**—Previously referenced.

By Senator Justice—

**SB 2920**—A bill to be entitled An act relating to the Lealman Special Fire Control District, Pinellas County; creating a task force to review provisions governing authority over district lands annexed by municipalities or other fire control districts; providing for membership and meetings of the task force; requiring the hiring of a professional facilitator; requiring a report; amending chapter 2000-426, Laws of Florida, as amended, to defer the future repeal of provisions granting the district taxing, enforcement, and service-providing authority over district lands annexed by municipalities or other fire control districts; repealing sections 3 and 4 of chapter 2002-352, Laws of Florida, to conform; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Dockery—

**SB 2922**—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending the Charter of the City of Lakeland; providing for the appointment of members and providing for the appointment of their successors; providing that the director of civil service shall be a city employee and supervised by the city manager; providing for future appointments and terms of pension board trustees; providing appointee qualifications; providing for a retirement services director, who shall be a city employee; providing for staff; providing duties; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Haridopolos—

**SB 2924**—A bill to be entitled An act relating to the Barefoot Bay Recreation District, Brevard County; authorizing an amendment to the district charter, subject to approval by a vote of the electors of the district, to decrease the number of members of the board of trustees of the district; authorizing an amendment to the charter, subject to approval by a vote of the electors of the district, to allow an increase in the minimum cost price or consideration of contracts involving the acquisition of real or tangible personal property that would require a two-thirds vote of district trustees and a referendum election; providing exceptions to general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Argenziano—

**SB 2926**—A bill to be entitled An act relating to Levy County; providing for career service for members of the Levy County Sheriff’s Office; providing for application of the act, career status of members, and administration; providing for a procedure with respect to complaints against members; providing for appeals; providing for certain protections during the transition of a new Sheriff; providing for a Career Service Appeal Board; providing for status as career members; providing

that the board is not governed by the Administrative Procedure Act; prohibiting certain actions to circumvent the act; providing for exclusions; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senators Crist, Justice, Joyner and Storms—

**SB 2928**—A bill to be entitled An act relating to the Hillsborough County Civil Service Board; amending chapter 2000-445, Laws of Florida; providing a definition; adding a class of employment exempt from the classified service; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senators Joyner, Justice, Crist and Storms—

**SB 2930**—A bill to be entitled An act relating to the Hillsborough County Aviation Authority; amending chapter 2003-370, Laws of Florida, relating to the award of contracts; increasing the minimum amount at which certain contracts are subject to competitive bidding or require sureties; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senators Storms, Joyner, Justice and Crist—

**SB 2932**—A bill to be entitled An act relating to Hillsborough County; amending chapter 2001-299, Laws of Florida; granting the Hillsborough County Public Transportation Commission rulemaking authority regarding the availability of certain public vehicles for individuals with mobility impairments; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Bullard—

**SB 2934**—A bill to be entitled An act relating to the City of Key West, Monroe County; amending chapter 69-1191, Laws of Florida; changing the name of the City Electric System to “Keys Energy Services”; revising the term for the board member representing group I; providing for selection of the chairperson; revising requirements and the time allowed for the filling of a vacancy; providing that the board does not need certain approval for the issuing of bonds; removing certain residency requirements for senior citizen and disabled veteran discounts; removing a surety requirement for contractors improving or repairing the electric system; providing that the board may accept the lowest cost or best bid for construction projects; providing that terms of a renewed or extended contract must be satisfactory to the board; providing that a contract or extended or renewed contract must be executed within 24 months prior to the proposed purchase of commodities or services by the board; providing for surplus property; providing for disposition of assets of the utility; providing that the board shall adopt resolutions setting certain reimbursements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senators Crist, Joyner and Justice—

**SB 2936**—A bill to be entitled An act relating to Hillsborough County; authorizing the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue an alcoholic

beverage license to Tampa Bay History Center, Inc., for use within the Tampa Bay History Center building and grounds; providing the license may be used for special events only; providing for payment of the license fee; providing for sale of beverages for consumption within the Tampa Bay History Center building and grounds; providing for removal from the premises of partially consumed, open containers; providing for transfer of the license; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senators Joyner, Justice, Crist and Storms—

**SB 2938**—A bill to be entitled An act relating to the City Pension Fund for Firefighters and Police Officers in the City of Tampa, Hillsborough County; authorizing the City of Tampa to enter into a supplemental contract with certain firefighters and police officers to revise the 13th Check Program funding; providing that the act is contingent upon execution of a contract between the city and the bargaining agents for the firefighters and police officers; providing for the execution of certain supplemental contract provisions by a date certain or forever barring the receipt of benefits therein provided; confirming in part the City of Tampa Firefighters and Police Officers Contract; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senators Joyner, Justice, Crist and Storms—

**SB 2940**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending chapter 23559, Laws of Florida, 1945, as amended; revising investment policy provisions to conform with general law; increasing the percentage of average monthly salary used to calculate monthly pension benefits for Division B employees; increasing the percentage used to calculate the monthly pension for Division B employees who have retired under a previous City of Tampa pension plan and subsequently been rehired; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Fasano—

**SB 2942**—A bill to be entitled An act relating to the City of Clearwater, Pinellas County; ratifying certain uses of property granted to the city by the state which were authorized by the city; providing that certain uses of such property are consistent with a grant made by the state; providing for limited private use of certain undeveloped submerged portions of the property if the city determines that the use is consistent with the laws governing the management of sovereignty submerged lands by the Board of Trustees of the Internal Improvement Trust Fund; requiring the city to use revenues from any such limited private use to fund certain water-related activities; providing for a right of reverter in the Board of Trustees of the Internal Improvement Trust Fund; providing that the act does not modify or supersede the city's charter concerning waterfront property owned by the city; providing an effective date.

Proof of publication of the required notice was attached.

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

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**Senate Resolutions 2944-2950**—Not referenced.

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By Senator Aronberg—

**SJR 2952**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to authorize counties and municipi-

palities to prescribe a specified method for valuing certain properties for ad valorem tax purposes.

—was referred to the Committees on Community Affairs; Finance and Tax; General Government Appropriations; and Rules.

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**Senate Resolutions 2954-2974**—Not referenced.

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By Senator Fasano—

**SJR 2976**—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution, relating to taxation and assessments, to revise directions for determining the just valuation of property.

—was referred to the Committees on Community Affairs; Finance and Tax; General Government Appropriations; and Rules.

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By Senator Saunders—

**SB 2978**—A bill to be entitled An act relating to Lee County; amending ch. 74-522, Laws of Florida, as amended; redesignating the Lee County Sheriff's Department as the Lee County Sheriff's Office; revising qualifications for membership on the civil service board; revising the date for electing board members; deleting certain limitations for classification as members of the civil service; revising requirements for demotions in rank following the election of a new sheriff; deleting provisions authorizing a specified amount of annual leave for certain employees; deleting certain restrictions on the age at which an applicant may be employed as a deputy sheriff; deleting certain restrictions on the employment of persons with a medical discharge; revising requirements for the posting of notices of employment; clarifying provisions authorizing political activities during off-duty hours; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committees on Governmental Operations; and Rules.

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**Senate Resolutions 2980-2992**—Not referenced.

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By Senator Bennett—

**SB 2994**—A bill to be entitled An act relating to Charlotte County; creating the Babcock Ranch Community Independent Special District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements in s. 189.404(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; establishing the legal boundaries of the district; providing for the jurisdiction and charter of the district; providing for a governing board and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for transition of the board from landowner control to control by the resident electors of the district; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for borrowing; providing for future ad valorem taxation; providing for special assessments; providing for issuance of certificates of indebtedness; providing for tax liens; providing for competitive procurement; providing for fees and charges providing for amendment to charters; providing for required notices to purchasers of residential units within the district; defining district public property; providing severability; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Rich—

**SB 2996**—A bill to be entitled An act relating to Broward County; requiring the board of county commissioners to appoint the clerk of courts to the Broward County Public Safety Coordinating Council; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

By Senator Baker—

**SB 2998**—A bill to be entitled An act relating to Lake County; amending chapter 78-547, Laws of Florida; increasing the amount of certificates of indebtedness the School Board of Lake County is authorized to issue; authorizing such certificates to be in registered form and to be sold at private sale; removing a sale price limitation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

**SR 3000**—Not referenced.

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Health Regulation; and Senator Fasano—

**CS for SB 32**—A bill to be entitled An act relating to the South Broward Hospital District; providing for the relief of Sharon Jurgrau, wife of Mark Jurgrau, deceased, and Megan Jurgrau, minor child of Mark and Sharon Jurgrau; providing for an appropriation to compensate them for the death of Mark Jurgrau as a result of the negligence of the South Broward Hospital District; providing conditions for payment; providing an effective date.

By the Committee on Health Regulation; and Senator Jones—

**CS for SB 38**—A bill to be entitled An act relating to the North Broward Hospital District; providing for the relief of Adam Susser, a minor, by and through his parents and natural guardians, Judith Susser and Gary Susser; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the North Broward Hospital District, d.b.a. Coral Springs Medical Center; providing conditions for payment; providing an effective date.

By the Committee on Health Regulation; and Senator Margolis—

**CS for SB 56**—A bill to be entitled An act for the relief of Katherine Selva, a minor, by and through Maria Alcobar, as parent and natural guardian of Katherine Selva, by the City of Miami; providing for an appropriation to compensate her for injuries sustained as a result of the negligence of the City of Miami; providing conditions for payment; providing an effective date.

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

**CS for SB 490**—A bill to be entitled An act relating to an electronic monitoring program for tracking lost persons; establishing a grant pro-

gram to encourage counties to implement county lifesaver programs; describing the components of such a program; designating the Department of Law Enforcement as the administrative agency; providing for application for state grant funds and requiring local matching funds; providing a cap on the amount of the grant and for prioritizing and prorating grants; requiring the county sheriff's office or other lead agency to use the funds for purchasing equipment and training; requiring the solicitation of private moneys and the achievement of financial independence for the program within a specified time; providing an effective date.

By the Committee on Health Regulation; and Senator Deutch—

**CS for SB 504**—A bill to be entitled An act relating to Memorial Healthcare System of Broward, Inc., d/b/a Memorial Regional Hospital; providing for the relief of Shakima Brown and Janaria Miller, her minor child, to compensate them for injuries sustained by Janaria Miller as a result of the negligence of employees of the hospital; providing an appropriation; providing conditions for payment; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; Judiciary; and Senator Aronberg—

**CS for CS for SB 624**—A bill to be entitled An act relating to premarital agreements; creating s. 61.079, F.S.; providing a short title; defining the terms "premarital agreements" and "property"; requiring that a premarital agreement be in writing and signed by both parties; providing that the agreement is enforceable without consideration; authorizing the parties to a premarital agreement to contract with respect to certain specified issues; providing that an agreement becomes effective upon marriage; providing for amendments to, revocation, and abandonment of an agreement; providing for enforcement of an agreement; providing for application of the act; providing for severability; providing an effective date.

By the Committee on Education Pre-K - 12; and Senators Fasano, King and Deutch—

**CS for SB 660**—A bill to be entitled An act relating to the human papillomavirus; requiring that certain parents or guardians of public and private school students be provided information concerning the human papillomavirus; requiring the Department of Health to prescribe the information; providing an effective date.

By the Committee on Health Policy; and Senators Dawson, Joyner, Crist, Lawson and Bullard—

**CS for SB 946**—A bill to be entitled An act relating to cigarette taxes; amending s. 210.20, F.S.; providing for a portion of the revenues from the cigarette tax to be paid monthly to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute, to finance cancer research, treatment, and related facilities; amending s. 210.201, F.S.; providing for the use of the transferred moneys; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senators Argenziano and Bennett—

**CS for CS for SB 1030**—A bill to be entitled An act relating to court costs; amending s. 938.01, F.S.; increasing the court cost assessed against any person convicted of violating a state penal or criminal statute or convicted of violating a municipal or county ordinance; increasing the amount deducted from every bond estreature or forfeited bail bond related to such penal statutes which is remitted to the Department of Revenue; revising the allocation of funds received from the court costs and distributed to the Department of Law Enforcement Criminal Justice Standards and Training Trust Fund, the Department of Law Enforcement Operating Trust Fund for the Criminal Justice Grant Program, and the Department of Children and Family Services Domestic Violence Trust Fund for the domestic violence program; amending s. 938.30, F.S.;

requiring defendants to pay all outstanding criminal costs and fines prior to the court entering an order to seal or expunge criminal history records; amending ss. 318.18 and 327.73, F.S., relating to civil penalties for noncriminal traffic and boating infractions; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Higher Education; and Senator Lynn—

**CS for SB 1190**—A bill to be entitled An act relating to education articulation; amending s. 1007.01, F.S.; declaring additional legislative intent with respect to postsecondary articulation; prescribing duties of the Board of Governors with respect to development of articulation policies and guidelines; providing for an Articulation Coordinating Committee to report to the Commissioner of Education; providing for the committee's selection, membership, and duties; providing an effective date.

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

**CS for SB 1238**—A bill to be entitled An act relating to education; amending s. 1001.03, F.S.; requiring the State Board of Education to review and replace the Sunshine State Standards with World Class Education Standards; establishing requirements for the standards; requiring reports; providing requirements for the adoption, review, and revision of the standards; requiring the State Board of Education to submit an annual report to the Governor and the Legislature; amending ss. 39.0016 and 445.049, F.S.; conforming provisions; amending s. 1000.21, F.S.; revising the systemwide definition of standards; conforming provisions; amending s. 1001.02, F.S.; revising provisions authorizing the State Board of Education to adopt rules; amending s. 1001.215, F.S.; conforming provisions; amending s. 1001.41, F.S.; requiring a school district to emphasize certain items in social studies education; amending s. 1001.42, F.S.; conforming provisions; amending ss. 1002.33 and 1002.415, F.S.; conforming provisions; amending s. 1003.41, F.S.; specifying requirements for World Class Education Standards; creating s. 1003.451, F.S.; requiring the State Board of Education to adopt standards for world-language instruction and provide flexibility in foreign-language teacher certification; creating s. 1003.59, F.S.; requiring the State Board of Education to adopt a model policy for accelerated learning opportunities for certain students; requiring schools districts to implement an accelerated learning policy; requiring the Department of Education to conduct studies; amending s. 1004.04, F.S.; conforming provisions; amending s. 1007.35, F.S.; conforming provisions; amending s. 1008.22, F.S.; requiring the Florida Comprehensive Assessment Test to assess students in social studies; requiring the content knowledge and skills of the statewide assessment program and Florida Comprehensive Assessment Test to align to the World Class Education Standards; providing for the expedited revision of the Florida Comprehensive Assessment Test; requiring the Commissioner of Education to submit reports; creating s. 1008.222, F.S.; providing requirements for end-of-course examinations and timelines for implementation; amending s. 1008.25, F.S.; conforming provisions; requiring remediation in social studies; revising requirements for an annual report; amending s. 1008.331, F.S.; establishing local education service providers and penalties for nonperformance of contracted providers; amending s. 1008.385, F.S.; conforming provisions; amending s. 1012.05, F.S.; conforming provisions; amending ss. 1012.28 and 1012.52, F.S.; conforming provisions; amending s. 1012.56, F.S.; requiring the State Board of Education to align subject area examinations to the World Class Education Standards; conforming provisions; amending s. 1012.585, F.S.; applying certain inservice points toward renewal of an educator professional certificate specialization area; amending s. 1012.72, F.S.; conforming provisions; amending s. 1012.98, F.S.; requiring a school district's inservice activities to support state standards; directing districts to align inservice activities to the World Class Education Standards; requiring statewide standardized delivery of certain inservice activities and outcome measurement of such activities; requiring the department to provide statewide standardized professional development and educators to participate therein; requiring the Office of Program Policy Analysis and Government Accountability to submit reports relating to after-school programs; providing an effective date.

By the Committee on Health Regulation; and Senator Storms—

**CS for SB 1602**—A bill to be entitled An act relating to parental notice of abortion; amending s. 390.01114, F.S.; providing that in a hearing relating to waiving the requirement for parental notice, the court consider certain additional factors, including whether the minor's decision to terminate her pregnancy was due to intimidation or undue influence; providing for severability; providing an effective date.

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

**CS for SB 1826**—A bill to be entitled An act relating to persons with developmental disabilities; requiring the Agency for Persons with Disabilities and the Agency for Health Care Administration to establish pilot projects for certain clients who are currently served through federal Medicaid home and community-based services waivers; providing project requirements; requiring a report; requiring legislative approval for further expansion; requiring an annual review; providing an effective date.

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By the Committee on Judiciary; and Senator Lynn—

**CS for SB 1896**—A bill to be entitled An act relating to parental plans and time-sharing with children; retitling ch. 61, F.S.; amending s. 61.046, F.S.; deleting the definitions of "custodial parent" and "noncustodial parent," and defining the terms "parenting plan," "parenting plan recommendation," and "time-sharing schedule"; amending s. 61.052, F.S.; authorizing the court to issue an appropriate order for a parenting plan; amending s. 61.09, F.S.; authorizing the parent who is not receiving child support to apply to the court for support of the child; amending s. 61.10, F.S.; providing for the court to adjudicate parenting plans and the time-sharing schedules when unconnected with the dissolution of a marriage; amending s. 61.122, F.S.; providing for developing a parenting plan recommendation; amending s. 61.13, F.S.; authorizing the court to make orders relating to time-sharing and parenting of children; requiring equal treatment for mothers and fathers in parenting decisions; providing for the creation or modification of a parenting plan or time-sharing schedule; establishing criteria for determining the best interests of a child; providing that a parent may not refuse to obey time-sharing orders even if the other parent has not paid alimony or child support; authorizing a court to order additional time-sharing if the custodial parent refuses to abide by the time-sharing agreement or order; amending s. 61.13001, F.S.; providing for relocation of a child; providing for a relocation agreement between the parents; providing procedures for relocation when an agreement cannot be reached; requiring a court to consider the impact of a relocation on a child with certain health conditions; amending s. 61.181, F.S.; providing for distributing child support funds; amending s. 61.1827, F.S., relating to child support services; conforming provisions to changes made by the act; amending s. 61.20, F.S.; providing for the court to order a social service investigation if a parenting plan is at issue; amending s. 61.21, F.S.; providing that parties to a parenting plan or a time-sharing schedule may be required by the court to attend a parenting course; amending s. 61.30, F.S.; revising calculations for child support awards; amending s. 61.401, F.S.; authorizing the court to appoint a guardian ad litem in cases involving a parenting plan or a time-sharing schedule; amending s. 61.45, F.S.; providing for court orders for parenting plans and time-sharing schedules; amending s. 741.0306, F.S.; including material on parenting plans and time-sharing schedules in the family law handbook prepared by The Florida Bar; amending s. 741.30, F.S., relating to injunctions against domestic violence; conforming provisions to changes made by the act; amending s. 742.031, F.S.; providing for parenting plans and time-sharing schedules in proceedings to determine paternity; reenacting s. 61.1825(3)(a), F.S., relating to the State Case Registry, to incorporate the amendments made to s. 741.30, F.S., in a reference thereto; repealing s. 61.121, F.S., relating to court orders for rotating custody between parents if it is in the best interests of the child; providing an effective date.

By the Committee on Health Regulation; and Senator Fasano—

**CS for SB 1916**—A bill to be entitled An act relating to assisted living facilities; amending s. 429.52, F.S.; requiring the Department of Elderly Affairs to adopt a curriculum for training staff at an assisted living facility; authorizing the department to consult with certain associations; requiring that such training be conducted by persons registered with the department; providing requirements for a person seeking registration with the department; requiring additional criteria for registration as a trainer; requiring the department to adopt rules; providing appropriations and authorizing an additional position; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; Community Affairs; and Senators Joyner, Wilson and Bullard—

**CS for CS for SB 1942**—A bill to be entitled An act relating to children's zones; creating s. 409.147, F.S.; providing legislative findings and intent; providing policy and purpose; defining terms; providing a process for nominating and selecting a children's zone; requiring a governing body to pass a resolution; requiring the governing body to establish a children's zone planning team; providing the powers and responsibilities of the planning team; requiring that the planning team designate working groups; specifying focus areas for the working groups; providing for the development of a strategic community plan; providing objectives for each of the focus areas; requiring the governing body to create a corporation; establishing the Magic City Children's Zone pilot project; providing for management by an entity organized as a corporation not for profit; providing geographic boundaries for the zone; providing for designation and appointment of a board of directors; providing for duties of the board of directors; requiring the board to enter into a contract to develop a business plan; providing for a report; providing an appropriation; providing an effective date.

By the Committee on Higher Education; and Senator Crist—

**CS for SB 2006**—A bill to be entitled An act relating to tuition waivers; providing a short title; amending s. 1009.26, F.S.; requiring state universities and community colleges to waive a percentage of the in-state tuition rate for veterans who meet specified criteria; providing a percentage cap on the number of required credit hours for which a tuition waiver may be received; providing an effective date.

By the Committee on Judiciary; and Senator Storms—

**CS for SB 2040**—A bill to be entitled An act relating to guardianship; amending s. 744.3135, F.S.; revising provisions relating to criminal history record checks for professional and nonprofessional guardians; requiring the Statewide Public Guardianship Office to adopt rules; revising terminology; deleting obsolete language; revising language concerning investigations of credit histories of professional guardians and certain of their employees; providing an effective date.

By the Committee on Judiciary; and Senators Rich, Storms, Lynn, Margolis and Baker—

**CS for SB 2114**—A bill to be entitled An act relating to independent living transition services; amending s. 322.09, F.S.; limiting liability of a caseworker who signs an application for a driver's license for a minor who is in foster care; requiring a caseworker to provide notice of intent to sign the application to specified persons; amending s. 409.1451, F.S.; revising eligibility criteria for independent living transition services; exempting foster parents and caregivers from responsibility for the actions of certain children engaged in activities specified in a written plan; requiring certain children eligible for subsidized independent living services to be formally evaluated under certain circumstances; revising eligibility criteria for the Road-to-Independence Program; amending s. 409.903, F.S.; increasing the age limit for eligibility for certain persons to qualify for medical assistance payments; creating s. 743.044, F.S.; providing for the removal of disabilities of certain minors for purposes of securing depository financial services; providing an effective date.

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

**CS for SB 2136**—A bill to be entitled An act relating to educational facilities; creating s. 1013.441, F.S.; establishing the Green Schools Pilot Project to enable selected school districts to comply with certain building certification standards; providing for an application and selection process for participation in the 3-year pilot project; requiring a report; providing for the disposition of undisbursed or improperly expended funds; providing for annual appropriations; providing an effective date.

By the Committee on Health Regulation; and Senators Atwater and Ring—

**CS for SB's 2348 and 2582**—A bill to be entitled An act relating to the Florida Health Information Network; creating s. 408.064, F.S.; providing a short title; providing legislative intent; creating the Florida Health Information Network Advisory Council within the Executive Office of the Governor; specifying membership and terms of office; providing duties and staff support for the advisory council; establishing duties of the Agency for Health Care Administration regarding development of an electronic health information network; creating a direct-support organization to assist the agency; providing for the appointment of a board of directors for the direct-support organization; providing for applicability of public-records and public-meetings requirements to the direct-support organization; providing for audits; requiring a contract between the agency and the direct-support organization which includes certain requirements; requiring the Agency for Health Care Administration to prepare and submit to the Council on Efficient Government a business case analysis for the implementation of a statewide health information network; specifying the elements of the business case analysis; requiring the Council on Efficient Government to submit its evaluation of the business case analysis to the Governor, the Florida Health Information Network Advisory Council, the Agency for Health Care Administration, and the Legislature; requiring competitive procurement; prohibiting a contract to implement a statewide health information network unless funds are appropriated; authorizing the Agency for Health Care Administration to adopt rules; providing an appropriation; providing an effective date.

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

**CS for SB 2380**—A bill to be entitled An act relating to education; creating s. 1008.3455, F.S.; expressing the intent of the Legislature to create a program to enhance failing schools; requiring the Commissioner of Education to develop and submit such a program to the Legislature; prescribing elements of the program; requiring the creation of an advisory committee; requiring consultation with specified entities; requiring an annual report; amending s. 220.187, F.S.; clarifying that the tax credit program applies to students in families having limited financial resources; providing scholarship eligibility to students receiving opportunity scholarships during the 2006-2007 school year for a limited amount of time; providing that a scholarship funding organization may be approved to provide scholarships under two tax credit programs; requiring separate accounting; authorizing scholarship funding organizations to transfer surplus funds between two programs under specified circumstances; creating s. 220.1875, F.S.; providing a purpose; defining terms; prescribing obligations of school districts to inform parents about failing schools; requiring nonprofit scholarship-funding organizations to meet certain requirements; authorizing students at such schools to attend a high-performing school in the same district; providing a credit against the corporate income tax for contributions to nonprofit scholarship-funding organizations; providing limitations; providing for use of such contributions for scholarships for students attending certain failing schools to attend nonpublic schools or public schools in adjacent districts; providing requirements and limitations with respect to scholarships; providing for payment; establishing eligibility for nonpublic school participation and grounds for ineligibility to participate in the program; providing for administration by the Department of Revenue and the Department of Education; providing for rules; providing requirements for deposit of eligible contributions; amending s. 213.053, F.S.; conforming provisions to the creation of the tax credit scholarship program for families of students in failing schools; authorizing the Department of Revenue to share certain tax information with the Department

of Education; amending s. 220.02, F.S.; revising legislative intent with respect to the order in which corporate income tax credits are applied to conform to the creation of the tax credit scholarship program for families of students in failing schools; amending s. 220.13, F.S.; redefining the term "adjusted federal income" to account for the creation of the tax credit scholarship program for families of students in failing schools; providing for the credit to be an addition to taxable income; amending s. 220.701, F.S.; directing the Department of Revenue to deposit moneys received through the corporate income tax into the Corporate Income Tax Trust Fund rather than the General Revenue Fund; providing for unencumbered trust fund balances to be transferred into the General Revenue Fund; prescribing how transferred funds may be expended; amending s. 1001.10, F.S.; conforming provisions to the repeal of the Opportunity Scholarship Program; authorizing the Commissioner of Education to prepare and publish reports related to specified tax credit programs; amending ss. 1001.42 and 1002.20, F.S.; conforming provisions to the repeal of the Opportunity Scholarship Program and the creation of the tax credit program for families of students attending schools failing to make adequate progress; repealing s. 1002.38, F.S., which authorizes the Opportunity Scholarship Program; amending s. 1002.39, F.S., to conform to the repeal of the Opportunity Scholarship Program; providing an effective date.

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

**CS for SB 2400**—A bill to be entitled An act relating to public child care; amending s. 402.301, F.S.; providing legislative intent that children meeting certain requirements be given first priority for placement into the Gold Seal Quality Care Program; requiring the licensing entity for each district within the program to ensure compliance with such legislative intent by developing processes for receiving feedback and addressing complaints; providing an effective date.

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

**CS for SB 2458**—A bill to be entitled An act relating to high school work experience; creating s. 1003.496, F.S.; authorizing each district school board to adopt policies and procedures for a High School to Business Career Enhancement Program through which student internships shall be offered in each school district; providing internship requirements; providing for the number of internships employers may offer; requiring the screening of the background of employees and contracted personnel of employers participating in the program; clarifying that the employment of a student intern is not employment for purposes of unemployment compensation; authorizing the State Board of Education to adopt rules; providing an effective date.

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By the Committee on Health Policy; and Senator Haridopolos—

**CS for SB 2496**—A bill to be entitled An act relating to stem cell research; creating s. 381.99, F.S.; providing a short title; providing definitions; creating the Stem Cell Research Advisory Council and Biomedical Ethics Advisory Council within the Department of Health; providing for membership and terms; providing duties and responsibilities; requiring the Secretary of Health to make grants-in-aid from the Biomedical Research Trust Fund for stem cell research; providing requirements relating to applications for and awards of such grants-in-aid; providing specifications for moneys to be made available from the trust fund for stem cell research grants-in-aid; providing restrictions and requirements for uses of funds from such grants-in-aid; providing an appropriation; amending s. 20.435, F.S.; revising references; amending s. 381.86, F.S.; providing an exception to the Institutional Review Board for the Stem Cell Research Advisory Council and Biomedical Ethics Advisory Council; requiring the Department of Health to prepare and distribute a publication regarding the process, options, medical uses, risks, and benefits of umbilical cord blood collection; providing an effective date.

By the Committee on Higher Education; and Senators Lawson, Atwater, Ring and Wilson—

**CS for SB 2698**—A bill to be entitled An act relating to postsecondary education; creating the Florida Public Community College and Career Center Working Student Assistance Program; providing legislative intent; providing eligibility criteria for student assistance grants; amending s. 1009.21, F.S.; defining terms relating to residency status for tuition purposes at colleges and universities in this state; requiring that a person maintain residency in this state for a specified period in order to qualify as a resident; providing criteria for other persons to be considered a resident; requiring institutions of higher education to ensure that a person is a resident at the time of enrollment; providing that a person who has attended a public high school in this state for at least 2 years immediately before graduation and enrolls in an institution of higher education in this state within 12 months after graduation from a public high school in this state is a resident under certain circumstances; requiring the Board of Governors to adopt a rule to designate classifications of students as residents or nonresidents for tuition purposes at state universities; directing that the classification of a student as a resident of this state for tuition purposes by an institution of higher education in this state be recognized by all other institutions of higher education in this state to which the student may later seek admission; amending s. 1009.50, F.S.; providing additional elements to be considered in awards of grants to community college students under the Florida Public Student Assistance Grant Program; providing an effective date.

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

**CS for SB 2746**—A bill to be entitled An act relating to physical education; amending s. 1001.11, F.S.; requiring the Commissioner of Education to provide professional development in physical education; amending s. 1003.01, F.S.; defining the term "physical education"; amending s. 1003.455, F.S.; requiring specified periods of physical education for certain students; requiring the State Board of Education to review and revise the Sunshine State Standards regarding physical education; requiring public schools to have an automated external defibrillator on school grounds; encouraging public and private partnerships to furnish the defibrillators; providing an effective date.

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By the Committee on Health Regulation; and Senator Lynn—

**CS for SB 2858**—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.406, F.S.; providing that the Board of Chiropractic Medicine may require certain applicants to take the National Board of Chiropractic Examiners Special Purposes Examination for Chiropractic or its equivalent; providing requirements for students relating to licensure as a chiropractic physician by examination; amending s. 460.4062, F.S.; revising provisions relating to chiropractic medicine faculty certificates; amending s. 460.4165, F.S.; revising conditions under which a certified chiropractic physician's assistant may perform services; revising provisions relating to certified chiropractic physician's assistant licensure application; restricting the place of practice of certified chiropractic physician's assistants performing services under indirect supervision; creating s. 460.4167, F.S.; providing requirements for proprietorships owned by persons other than licensed chiropractic physicians; providing prohibitions; providing penalties; providing a purpose; amending s. 460.408, F.S.; requiring a specified number of contact classroom hours of continuing education; providing an effective date.

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

By the Committee on Commerce; and Senator Diaz de la Portilla—

**CS for SB 856**—A bill to be entitled An act relating to super enterprise zones; amending s. 212.02, F.S.; providing a definition; providing for future repeal; amending s. 212.08, F.S.; exempting certain property purchased for use or consumption by businesses in a super enterprise zone and retail sales by certified businesses in a super enterprise zone; providing an exception; specifying time periods for application of the exemptions for certain businesses; providing for future repeal; amending

s. 290.0056, F.S.; providing additional responsibilities of an enterprise zone development agency relating to super enterprise zones; requiring an economic impact report; providing for future repeal; amending s. 290.0057, F.S.; applying requirements for an enterprise zone development plan to super enterprise zones; providing for future deletion of application; creating s. 290.00681, F.S.; requiring the Office of Tourism, Trade, and Economic Development to designate a specified area in Miami-Dade County as a pilot project super enterprise zone for a certain time period; providing qualification criteria; providing application requirements; providing for future repeal and revocation of the designation; creating s. 290.00682, F.S.; providing requirements for qualification as a certified business for sales tax exemption purposes; authorizing a local enterprise zone development agency to certify businesses; requiring the agency to provide lists of certified businesses; providing for disqualifying certified businesses under certain circumstances; providing for future repeal and revocation of certifications; amending s. 290.007, F.S.; specifying incentives for revitalization of super enterprise zones; providing for future deletion of such incentives; requiring interim and final reviews of super enterprise zones by the Office of Program Policy Analysis and Government Accountability; providing review of criteria; requiring reports to the Legislature; providing effective dates.

—was referred to the Committees on Finance and Tax; and Transportation and Economic Development Appropriations.

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

**CS for SB 1864**—A bill to be entitled An act relating to hurricane damage mitigation; amending s. 215.5586, F.S.; redesignating the Florida Comprehensive Hurricane Damage Mitigation Program as the “My Safe Florida Home Program”; providing additional duties of the Department of Financial Services; revising criteria and requirements for hurricane mitigation inspections; requiring the department to contract with certain entities to provide hurricane mitigation inspections; revising the requirements for such inspections; providing for a hurricane resistance rating scale as adopted by the Financial Services Commission; revising the requirements for an entity to be selected by the department to perform inspections; providing qualification requirements for certain licensed professionals; providing requirements for a homeowner with respect to applying for an inspection; revising requirements for mitigation grants; limiting the purposes for which a grant may be used; providing for priorities of grants; requiring the department to develop a grant applications verification and collection process; authorizing the department to undertake a statewide consumer information campaign; requiring the advisory council to advise and assist the department in administering the program; expanding the department’s authorization to enhance financial resource funding of the program; revising the department’s rulemaking authority; deleting provisions authorizing the department to contract with not-for-profit corporations; requiring the department to maintain a list of authorized hurricane mitigation inspectors; authorizing the department to develop a no-interest loan program; providing program requirements and limitations; requiring the department to pay certain creditors from funds appropriated for the program; providing loan eligibility criteria; authorizing the department to set aside certain funds for program purposes; requiring the department to adopt rules; providing for public outreach for contractors, real estate brokers, and licensed sales associates; authorizing the department to contract for grants management, inspection services, education outreach, and auditing services; providing additional legislative intent; requiring the department to make annual reports to the Legislature concerning the program; providing report requirements; amending s. 489.115, F.S.; including wind mitigation methodologies under certain continuing education requirements for contractors; amending ss. 4, 39, and 42 of ch. 2006-12, Laws of Florida; providing conforming changes to the redesignation of the Florida Comprehensive Hurricane Damage Mitigation Program; providing legislative intent; requiring the Office of Insurance Regulation, in consultation with the Department of Community Affairs and the Florida Building Commission, to conduct wind-loss mitigation studies; providing requirements for the studies; requiring a report to the Governor, the Legislature, the Chief Financial Officer, and the Commissioner of Insurance Regulation; creating s. 553.844, F.S.; providing legislative findings concerning the need to prevent property damage caused by hurricanes; requiring the Florida Building Commission to adopt amendments to the Florida Building Code, including requirements for buildings constructed before the implementation of the code; providing requirements for such amendments; providing requirements for buildings located in a wind-borne debris region; amending s.

627.351, F.S.; requiring that a residential structure located in a wind-borne debris region have certain opening protections required under the Florida Building Code in order to be eligible for coverage by the Citizens Property Insurance Corporation; providing an effective date.

—was referred to the Committees on Community Affairs; and General Government Appropriations.

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

**CS for SB 1866**—A bill to be entitled An act relating to hurricane preparedness and insurance; amending s. 163.01, F.S.; correcting a cross-reference; amending s. 215.555, F.S., relating to the Florida Hurricane Catastrophe Fund; revising certain requirements for reimbursement contracts; authorizing limited apportionment companies to purchase additional coverage from the fund; continuing procedures for Citizens Property Insurance Corporation to obtain coverage for policies of an insurer placed in liquidation; revising criteria, requirements, and limitations on temporary emergency options for additional coverage under the Florida Hurricane Catastrophe Fund; amending s. 215.5595, F.S.; providing eligibility of certain insurers for a surplus note from the Insurance Capital Build-Up Incentive Program; providing an aggregate requirement; amending s. 624.407, F.S.; revising an insurer criterion for capital funds requirements for new insurers; amending s. 627.0613, F.S.; limiting application of certain annual report card preparation powers of the consumer advocate to personal residential property insurers; amending s. 627.062, F.S.; specifying an effective date of application of certain “file and use” requirements for rate filing for certain insurers; amending s. 627.0655, F.S.; revising criteria for the inclusion of discounts in certain premiums; amending s. 627.351, F.S.; specifying the purpose of Citizens Property Insurance Corporation; making legislative findings that the lack of affordable property insurance coverage threatens the public health, safety, and welfare of the state and that there is a compelling public interest in ensuring that property is insured at affordable rates; specifying legislative intent that the corporation is an integral part of the state; specifying the conditions under which a policyholder removed for the corporation through an assumption agreement is eligible for coverage from the corporation; specifying criteria for determining comparable coverage offered by an authorized insurer for purposes of determining eligibility for coverage from the corporation; deleting the 10-day waiting period for coverage to be effective for a new policy; expanding the authority of the board of the corporation to approve exemptions from the requirement for non-wind insurers to contract to provide claims-adjusting services for the wind coverage from the corporation; specifying the sections of ch. 112, F.S., relating to the code of ethics for political subdivisions of the state, which apply to employees, senior managers, and members of the board of the corporation; specifying that a member of the board may be an employee, officer, or director of an insurance agency or insurance company if certain requirements are met; revising the requirements for an employee of the corporation to provide notice of suspected fraud by an employee; revising the time period for the current rates of the corporation coverage to remain in effect; providing that notice requirements for cancellation or nonrenewal of a policy do not apply under certain situations; revising provisions of a premium payment plan option of the operating plan requirements of Citizens Property Insurance Corporation; amending s. 627.3511, F.S.; correcting a cross-reference; amending s. 627.3515, F.S.; revising criteria for an electronic database for a business plan for determining eligibility for coverage in Citizens Property Insurance Corporation; amending s. 627.3517, F.S.; deleting a provision specifying that the “consumer choice” statute does not apply during the first 10 days after a new application for coverage has been submitted to the corporation; amending s. 627.4035, F.S.; revising provisions of a premium payment plan option for certain insurers; amending s. 627.4133, F.S.; specifying requirements for notices of nonrenewal and renewal of property insurance policies; authorizing the Financial Services Commission to adopt rules; amending s. 627.701, F.S.; revising requirements for deductibles for certain personal lines residential property insurance policies; amending s. 627.70131, F.S.; specifying that certain requirements for the payment or denial of a claim apply to residential property insurance claims only; authorizing an insurer to pay or deny a portion of a claim; providing that an overdue payment accrues interest; amending s. 627.712, F.S.; requiring residential property insurers to provide windstorm coverage, with certain exceptions; specifying personal lines residential property insurers must make available an exclusion of windstorm coverage; specifying a period of application of such exclusion; providing for imple-

mentation of changes to such exclusion; amending s. 627.713, F.S.; limiting the period when the Office of Insurance Regulation may require insurers to report certain hurricane loss data; amending s. 627.7277, F.S.; deleting certain notice of renewal premium requirements; deleting authority of the commission to adopt rules; amending s. 631.52, F.S., specifying that self-insurance funds are not covered by the association; amending s. 631.57, F.S.; specifying that the emergency assessments for funding obligations of the Florida Insurance Guaranty Association are for claims of insurers rendered insolvent by the effects of a hurricane; amending s. 631.695, F.S.; authorizing any municipality or county to issue bonds to assist the association in paying for covered claims of insurers rendered insolvent as a result of a hurricane; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By the Committee on Regulated Industries; and Senator Geller—

**CS for SB 2240**—A bill to be entitled An act relating to trust funds; creating s. 24.1127, F.S.; creating the Video Lottery Administrative Trust Fund within the Department of the Lottery; providing for source of moneys and purposes; providing for annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committee on General Government Appropriations.

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

**CS for SB 2498**—A bill to be entitled An act relating to property insurance; amending s. 627.351, F.S.; revising legislative findings to provide a finding that the lack of affordable property insurance threatens the public health, safety, and welfare and threatens the economic health of the state; revising provisions for determining eligibility for coverage under Citizens Property Insurance Corporation; prohibiting issuance of new certificates of authority to certain insurers; requiring rate filings of certain insurers to include certain parent company profits information; providing effective dates.

—was referred to the Committee on General Government Appropriations.

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By the Committee on Criminal Justice; and Senator Constantine—

**CS for SB 2864**—A bill to be entitled An act relating to missing persons; amending s. 937.021, F.S.; requiring law enforcement agencies to process reports of missing persons under the age of 26 in a manner similar to that of missing child reports; providing immunity from civil liability for certain persons involving such reports; requiring that certain acts be undertaken by a law enforcement agency after such persons have been missing more than 90 days; amending s. 937.022, F.S.; requiring the Missing Children Information Clearinghouse to collect and process information regarding missing persons under the age of 26; providing a definition; requiring the Department of Law Enforcement to create within the Missing Children Information Clearinghouse a database of unidentified deceased persons; providing an effective date.

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

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

### FIRST READING

The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has passed HB 547, HB 699 and requests the concurrence of the Senate.

*William S. Pittman III*, Chief Clerk

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By Representative Patterson—

**HB 547**—A bill to be entitled An act relating to employment requirements for law enforcement personnel; amending s. 943.13, F.S.; revising the presumption of disability for certain law enforcement, correctional, and correctional probation officers; amending s. 943.137, F.S.; authorizing an agency that employs law enforcement personnel to establish tobacco-use standards; providing an effective date.

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

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By Representative Sachs and others—

**HB 699**—A bill to be entitled An act relating to preference in public employment for veterans; repealing s. 295.101, F.S., relating to the expiration of preference in public employment and retention in public employment given to specified veterans and spouses thereof after an application of such preference; amending s. 110.2135, F.S.; correcting a cross-reference, to conform; providing an effective date.

—was referred to the Committees on Military Affairs and Domestic Security; and Governmental Operations.

### ENROLLING REPORTS

SB 1308, SB 1310, SB 1312, SB 1314, SB 1316, SB 1318, CS for SB 1320, SB 1322, SB 1324, SB 1326, CS for SB 1328, CS for SB 1330, SB 1332, SB 1334, CS for SB 1430, SB 2388 and SB 2394 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 12, 2007.

*Faye W. Blanton*, Secretary

### CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 11 was corrected and approved.

### CO-INTRODUCERS

Senators Baker—CS for SB 116; Bennett—CS for SB 116; Crist—CS for SB 110, SB 566, CS for SB 642; Deutch—CS for SB 1840, SB 2508; Fasano—CS for SB 116; Haridopolos—CS for SB 116; Jones—CS for SB 116; Lynn—CS for SB 1134, CS for SB 1456, CS for SB 1786, CS for CS for SB 1824, CS for SB 1856, CS for SB 2148; Wilson—SB 914, CS for SB 2250

### RECESS

On motion by Senator King, the Senate recessed at 11:43 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:00 p.m., Friday, April 13 or upon call of the President.