



Journal of the Senate

Number 7—Regular Session

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CALL TO ORDER

The Senate was called to order by President Pruitt at 9:00 a.m. A quorum present—38:

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

Excused: Senators Dawson and Wilson; Senator Lynn until 10:00 a.m.

PRAYER

The following prayer was offered by Pastor Roger Watts, retired United Methodist Pastor, Pinellas Park:

We are richly blessed to live in a country that has the widest diversity of religion, the greatest religious freedom, and the least religious strife in the world. We pause at the start of a new day to celebrate our freedom and to thank God for these blessings. We pause to ask the guidance of Deity upon our lives and upon the important business before this assembly.

We come from many traditions. We pray in many different ways. This is so good that we can gather together in prayer. As I pray in my way, won't you join me in your way, as we pray together. Let us pray.

Gracious God, we thank you for the gift of public life with all of its responsibilities and all of its privileges. We are grateful for the opportunity to follow you and to lead your people. Help us to be faithful to you and to them as we govern our state.

Grant to us, dear God, a renewal of the high ideals and aspirations that were a part of our call to service. Revive and refresh in us the

passion for excellence, the deepest desire for justice, the greatest longing for peace, the urgency for the general welfare, and the commitment to integrity in government.

Merciful God, I pray your richest blessings upon these men and women gathered here. Pour out your grace upon them and upon their families. Enrich and encourage them so that they might serve with even greater diligence and perform their many duties with the hearts of devoted public servants.

Show us the way and grant us the courage to be faithful.

Thank you for all who have come before us and for the foundations they have provided. Help us to prepare the way for all who will follow us here. May we leave for them even a stronger and even a healthier legacy than the precious heritage we have received.

Hear our prayer, O Lord. Thank you for hearing our prayers, O Lord. In your holy name, we pray. Amen.

PLEDGE

Senate Pages Chynelle Bruce of Crawfordville; Joshua Cason of Melbourne; Ian M. Holtzworth of Tavernier; and Jasmine A. Wright of Hialeah, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Robert Pickard of South Miami, sponsored by Senator Diaz de la Portilla, as doctor of the day. Dr. Pickard specializes in Otolaryngology.

ADOPTION OF RESOLUTIONS

On motion by Senator Wise—

By Senator Wise—

SR 1446—A resolution recognizing the importance of Aerospace Education in the State of Florida.

WHEREAS, Florida currently ranks third in aerospace jobs, employing approximately 148,000 Floridians earning annually an average of \$51,000, with wages totaling more than \$7 billion, and

WHEREAS, economically, Florida has been proactive in mobilizing assets to secure Florida's existing high-technology industry, in part through the creation of SPACE FLORIDA, and

WHEREAS, Florida has a formidable position within the aerospace industry given the state's strengths in space launch, space research, and space vehicle manufacturing, and

WHEREAS, Florida's economy currently faces a critical point in which economic development opportunities abound, but so does increasing global competition, particularly in the aerospace industry, and

WHEREAS, Florida is indeed the premier location for aerospace business and investment, but the state must work hard to maintain that position and even harder to develop growth in this arena, and

WHEREAS, aerospace is now a major global industry with annual commercial revenues in excess of \$340 billion, and the space industry is becoming a significant global growth market as businesses find more opportunities to harness space for a range of commercial applications, and

WHEREAS, the future economic prosperity of Florida depends in large part on a vibrant aerospace and high-technology industrial base, NOW, THEREFORE,

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

That the Florida Senate recognizes the importance of Aerospace Education and urges Florida business leaders, researchers, educational institutions, and residents to take this opportunity to focus on the coming challenges and work to make Florida an even greater contributor in the development of the aerospace industry.

—was introduced out of order and read by title. On motion by Senator Wise, **SR 1446** was read the second time in full and adopted.

At the request of Senator Peaden—

By Senator Peaden—

SR 2882—A resolution recognizing the Pharmaceutical Research and Manufacturers of America on the 20th Anniversary of its Discoverers Award program.

WHEREAS, the scientists in the cutting-edge laboratories of America’s pharmaceutical research companies create most of the world’s new medicines, which benefit tens of millions of patients, and

WHEREAS, because of their efforts, more than 2,500 medicines are in development today to give patients more therapeutic options, and

WHEREAS, these potential new treatments include pharmaceuticals for treating cancer, Alzheimer’s disease, infectious disease, heart disease, arthritis, stroke, diabetes, obesity, hypertension, HIV/AIDS, and many other life-threatening and debilitating diseases and medical conditions, and

WHEREAS, the men and women who discover and create these medicines deserve recognition for their life-saving and life-enhancing accomplishments, and

WHEREAS, each year for the past 20 years the Discoverers Award program of the Pharmaceutical Research and Manufacturers of America has honored scientists whose tireless research and development of new pharmaceuticals have greatly benefited patients all over the world, and

WHEREAS, through the years, recipients of the Discoverers Award have included the creators of vital new medicines for treating life-threatening infections, chronic myeloid leukemia, rheumatoid arthritis, and AIDS, for preventing rejections of transplants, and for lowering cholesterol, NOW, THEREFORE,

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

That the Senate recognizes the Pharmaceutical Research and Manufacturers of America and its Discoverers Award program, and applauds the life-giving and life-saving research accomplishments of the scientists recognized by the program over these 20 years.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Pharmaceutical Research and Manufacturers of America as a tangible token of the sentiments of the Florida Senate.

—**SR 2882** was introduced, read and adopted by publication.

At the request of Senator Joyner—

By Senator Joyner—

SR 2924—A resolution recognizing March 25, 2008, as “African Methodist Episcopal Church Day” at the Capitol.

WHEREAS, the African Methodist Episcopal Church grew out of the Free African Society, established by Richard Allen, Absalom Jones, and others in 1787 in Philadelphia, Pennsylvania, and

WHEREAS, facing discrimination at the hands of American Methodists at the St. George Methodist Episcopal Church, members of the Free

African Society transformed their mutual aid society into a church congregation, and

WHEREAS, in 1794, the Bethel African Methodist Episcopal Church was dedicated with Richard Allen as pastor, and

WHEREAS, to establish the Bethel African Methodist Episcopal Church’s independence from interfering white Methodists, Richard Allen successfully sued in the Pennsylvania courts in 1807 and 1815 for the right of his congregation to exist as an independent institution, and

WHEREAS, with the geographical spread of the African Methodist Episcopal Church prior to the Civil War mainly restricted to the Northeast and Midwest, the most significant era of denominational development occurred during the Civil War and Reconstruction, when Union army officials would allow African Methodist Episcopal Church clergy to move into the states of the collapsing Confederacy to bring newly freed slaves into their denomination, and

WHEREAS, by 1880, African Methodist Episcopal Church membership reached 400,000 members, and

WHEREAS, Bishop Henry M. Turner propagated African Methodism across the Atlantic Ocean into Liberia and Sierra Leone in 1891 and into South Africa in 1896, and

WHEREAS, while the African Methodist Episcopal Church is doctrinally Methodist, clergy, scholars, and lay persons have written many important works that demonstrate the distinctive theology and praxis which have defined this Wesleyan body, and

WHEREAS, by the 1990s, the African Methodist Episcopal Church included more than 2 million members, 8,000 ministers, and 7,000 congregations, with 20 bishops and 12 general officers comprising the leadership of the denomination in more than 30 nations in North and South America, Africa, and Europe, and WHEREAS, in Florida and the Bahamas, the African Methodist Episcopal Church boasts over 105,000 members in the Florida, East, Central, West Coast, South, and Bahamas Conferences, who are currently led by Bishop McKinley Young, NOW, THEREFORE,

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

That the Florida Senate recognizes March 25, 2008, as “African Methodist Episcopal Church Day” at the Capitol.

—**SR 2924** was introduced, read and adopted by publication.

SPECIAL GUESTS

Senator Fasano referred to the “Grapefruit League”—major league baseball teams that hold their spring training in Florida—and introduced the following: Reggie Jackson, former Major League Baseball right fielder who was elected to the Baseball Hall of Fame in 1993; Jim Palmer, pitcher, who was elected to the Hall of Fame in 1990; Rick Dempsey, catcher and 1983 World Series MVP; and Jerry Angelos, part of the management team of the Orioles and son of team owner, Peter Angelos.

Senator Carlton introduced Governor Charlie Crist who was present in the chamber.

BILL INTRODUCED AFTER DEADLINE

On motion by Senator King, the rules were waived and the following bill was introduced notwithstanding the fact that the final day had passed for introduction of bills.

By The Senate of the State of Florida—

SCR 2930—A concurrent resolution expressing profound regret for the involuntary servitude of Africans and calling for reconciliation among all Floridians.

—was read by title.

MOTION

On motion by Senator King, the rules were waived and by two-thirds vote **SCR 2930** was placed first on the Special Order Calendar.

SPECIAL ORDER CALENDAR

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

SCR 2930—A concurrent resolution expressing profound regret for the involuntary servitude of Africans and calling for reconciliation among all Floridians.

WHEREAS, African slavery was sanctioned and enforced through laws enacted by Florida's first Territorial Legislative Council in 1822, and

WHEREAS, the Council and its successors did, over four decades, construct a legal framework that perpetuated African slavery in one of its most brutal and dehumanizing forms, and

WHEREAS, this legal framework included such lawful punishments as the following: "That any negro or other slave duly convicted of robbery...or burglary shall suffer death or have his or her ears nailed to posts and there stand for one hour and receive 30 lashes on his or her bare back at the discretion of the court," and

WHEREAS, in 1827, free Africans were denied the right to vote and in later years were, by law, so repressed, restricted, and harassed that by 1850 most had been driven from Florida, and

WHEREAS, African slavery was entrenched within the plantation culture of Middle Florida to such a degree that by the year 1860, 73 percent of the total population of Leon County were slaves, and

WHEREAS, there were early political leaders in Florida who advocated a vigorous defense of slavery, and

WHEREAS, the Florida Legislature has identified grave injustices inflicted upon African slaves and freemen by the state, and

WHEREAS, even though the laws permitting such injustices have been repealed, it is important that the Legislature express profound regret for the shameful chapter in this state's history and, in so doing, promote healing and reconciliation among all Floridians, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the Legislature expresses its profound regret for Florida's role in sanctioning and perpetuating involuntary servitude upon generations of African slaves.

BE IT FURTHER RESOLVED that the Legislature calls for healing and reconciliation among all residents of the state.

—was read the second time in full and adopted. On motion by Senator Hill, by two-thirds vote **SCR 2930** was immediately certified to the House.

REMARKS

The President introduced John Phelps, curator of the Historic Capitol, for remarks relating to the legislative history of slavery in the State of Florida. On motion by Senator King, the following remarks were ordered spread upon the Journal:

John Phelps: Mr. President, Senators, thank you for the extraordinary honor of addressing this chamber on this historic day.

Context

To provide background for the pending resolution, I have been asked to summarize the legal history of slavery in Florida.

Justification

It is commonplace for legislatures to revisit and amend the actions of their predecessors. Since laws related to slavery were conceived by ear-

lier assemblies, it is within this body's discretion to speak to those laws in the context of the present time.

Method

The findings that follow are based upon the plain language of the "Slave Codes" enacted by Florida legislative bodies between 1822 and 1868, along with related writings from the period.

The words of the Codes speak clearly and powerfully in their own right.

Background

In January of 1861, former Governor Gen. Richard Keith Call argued intensely, but to no avail, against the State seceding from the Federal Union. One month later, he wrote a letter to a Mr. Littell of Pennsylvania in which he made the Southern case for slavery. Call's hope was that when published, his letter would aid the North in understanding the South's point of view and thereby advance the cause for restoring the Union. For our purposes, the letter provides the perspective on slavery of a learned member of the planter class that controlled the Legislature at that time. (Call was a member of the Territorial Council that enacted the first slave laws in 1822 and 1823.) The letter described "persons of African descent" in these words:

"Here was an animal, in the form of a man, possessing the greatest physical power, and the greatest capacity for labor and endurance, without one principle of his nature, one faculty of mind or feeling of heart, without spirit or pride of character, to enable him to regard slavery as a degradation. A wild barbarian, to be tamed and civilized by the discipline of slavery." (Call, 1861)

This belief about Africans in powerful combination with the economic interests of the Territory's political class impelled the Council to conceive the Slave Codes of Florida.

Findings**1822**

The record of the first Territorial Council in 1822 is incomplete, however, reference to slavery may be found in three of its acts. The law most relevant to our purpose is entitled "An act for the punishment of slaves, for violations of the penal laws of this Territory." It addresses criminal penalties, the judicial process and master/slave relations. It also spells out the process by which title to slaves was certified through the offices of the clerk of the court.

The language of the act that dealt with punishment reads as follows:

"That, for the crimes of murder, manslaughter, rape, arson, burglary, poisoning and rebelling against their masters, any slave or slaves being thereof convicted, shall be deemed guilty of a felony without the benefit of clergy, and shall suffer death."

Free blacks were also impacted by this law. Section 15 reads:

"That it shall be lawful for any justice of the peace to commit to the jail of his county any emancipated slave travelling outside the county of his residence, without a copy of the instrument of his or her emancipation, there to remain until such copy is produced and the jailor's fees paid."

This was the first of many policies aimed at restricting the rights and movements of free blacks.

1824

The 1824 Territorial Council expanded upon the work of the 1822 Council by adding new provisions to the Slave Code, including in part:

- "It shall always be presumed, that every person held as a slave, is a slave, unless the contrary be made to appear."
- "That a body of men slaves exceeding seven in number and without having a white person with them, shall not travel in any high (i.e. public) road, and slaves thus found in a body may be whipped not exceeding twenty stripes, without reference to the civil authority."

- “That if a slave shall under any pretence strike, or otherwise assault a white person, such slave shall be punished by whipping not exceeding one hundred stripes, at the discretion of any justice of the peace”

1828

In 1828, the Territorial Council enacted a lengthy re-codification and expansion of the slave code upon which its successors would build. Among the 63 sections of this code were the following provisions that went beyond earlier acts:

- “That no pass or permission to any slave to buy or sell, shall be deemed good and sufficient to authorize such slave to buy or sell any article whatever, unless such pass or permission be signed by the master, employer or overseer of such slave, and any slave without such pass or permission, and being found guilty thereof shall receive not exceeding thirty-nine lashes by order of said justice.” (Sec. 8)
- “That every person other than a negro who shall have one fourth part or more of negro blood shall be deemed a mulatto.” (Sec. 12)
- “That if any negro or mulatto, bond or free, shall at any time use abusive and provoking language to, or lift his hand in opposition to any person not being a negro or mulatto, he, she or they so offending shall for every offence receive not exceeding thirty-nine lashes.” (Sec. 22)
- “That any negro, bond or free, shall be found guilty of giving any false testimony, every such offender shall have his or her ears nailed to posts and there to stand for one hour, and moreover, receive thirty-nine lashes on his or her bare back.” (Sec. 41)

The 1828 Council also made emancipation of slaves more costly by requiring masters to forfeit two-hundred dollars for every slave freed.

1832

In 1832, an act declared it unlawful for “free Negroes to migrate, or be brought into this Territory from any State or Territory, within the United States” or “to congregate for preaching, or exhorting except at worship services in the white church.” Any free Negro who returned to the Territory after having been removed a first time could be “sold at public sale by the officer arresting him or her to the highest bidder for the term of five years.”

1838

Florida’s first constitution (adopted in 1838) outlawed emancipation of slaves and prohibited the General Assembly from passing laws to the contrary. It also permitted only free white men to vote, to bear arms and to serve in the Legislature. Another article conferred upon the Legislature the power to prevent free Negroes, mulattos, and other persons of color from coming into the state or from being discharged from on board any vessel in a Florida port.

1842

In 1842, the freedoms, movements and activities of free blacks were further restricted. All free blacks were prohibited from buying and selling goods and were to be governed by the same laws and restrictions as slaves. The Council further mandated that free blacks over the age of 12 in the Territory during the Spanish Period be required to select a white guardian. Free blacks entering the Territory after secession from Spain were required to pay one dollar per annum or be sold at public auction. All Free blacks who came or were brought into the Territory after Feb. 10th, 1832 were to be removed from the Territory by the Sheriff of the county of their residence or, if refusing to leave, would be sold into bondage for ninety-nine years to the highest bidder. The same treatment applied to free blacks on board vessels making port in Florida.

1855

The scale and importance of slavery is evidenced by the 1855 Senate Journal, which shows that Florida’s total population at the time was 110,850 people. Of this number 49,138 or 44 percent were slaves and 774 were “free persons of color.” The value of property in the state, excluding government buildings, was \$49,461,466. Of this amount, \$27,250,551 or 55 percent of all property was calculated as the value of slaves.

1858-59

During 1858-59 legislative session, a bill passed that allowed “free persons of African descent” to “select their masters and become a slave by filing a petition with the clerk of the court in their county of residence.” The effect of this was to close the door to status as a freeman for “negroes of African descent.”

1861-Early 1865

During the Confederate period from 1861 to 1865, the General Assembly was preoccupied with affairs of war. Scant reference was made to slavery in its enactments or journals except in connection with the impressments of slaves into service as labor for the construction of wartime defenses.

Late 1865

De facto emancipation of slaves occurred when Federal troops occupied Florida in May 1865 but the slave codes remained a vestige in the law. An attempt to form a post-Confederate government was nullified when Congress rejected the Constitution of 1865. This rejection likely occurred because of provisions in the 1865 document that would have prohibited slavery but at the same time, denied the right to vote to all but free white males.

Following this Congressional action, Florida was once again placed under military rule.

1868

In 1868, a new constitutional convention was ordered to convene by the occupying military authority.

After numerous delaying tactics, this bitterly divided convention finally came to agreement upon the Constitution of 1868. This foundational document guaranteed the right to vote to “Every male person of the age of twenty-one years and upwards, of whatever race, color, nationality or previous condition.” Its declaration of rights further provided that “Neither slavery nor involuntary servitude, except for the punishment of a crime shall ever be tolerated in this state.”

When the people ratified this new Constitution on May 4th, 1868, the legal sanction of slavery came to an end in Florida.

The House and Senate Journals refer from time to time to laws intended to remedy acts of discrimination. They do not provide evidence of an express apology for the Slave Codes enacted by past legislatures, which brings us to the pending resolution.

SENATOR VILLALOBOS PRESIDING

SB 2098—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Florida Parole Commission without modification; repealing s. 947.045(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title.

On motion by Senator Crist, by two-thirds vote **SB 2098** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Saunders	Storms	Webster
Siplin	Villalobos	Wise

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2100—A bill to be entitled An act relating to trust funds; re-creating the Shared County/State Juvenile Detention Trust Fund within the Department of Juvenile Justice without modification; repealing s. 985.6015(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; amending s. 985.686, F.S.; requiring counties to deposit funds for the costs for juvenile detention into the Shared County/State Juvenile Detention Trust Fund rather than the Juvenile Justice Grants and Donations Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Crist, by two-thirds vote **SB 2100** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

CS for SB 2102—A bill to be entitled An act relating to trust funds of the Agency for Health Care Administration; terminating the Florida Organ and Tissue Donor Education and Procurement Trust Fund and the Resident Protection Trust Fund; providing for the disposition of the balances in and revenues of the trust funds; prescribing procedures for the termination of the trust funds; amending s. 20.425, F.S.; providing for the administration of the Administrative Trust Fund, the Grants and Donations Trust Fund, the Health Care Trust Fund, the Medical Care Trust Fund, the Public Medical Assistance Trust Fund, the Quality of Long-Term Care Facility Improvement Trust Fund, and the Refugee Assistance Trust Fund by the Agency for Health Care Administration; providing for sources of funds and purposes; providing for annual carry-forward of funds; revising the date for reversion of specified balances in the Tobacco Settlement Trust Fund; amending ss. 215.20, 320.08047, 322.08, 393.0673, and 393.0678, F.S., to conform; amending s. 394.903, F.S.; conforming a cross-reference; repealing s. 394.904, F.S., which creates the Health Care Trust Fund, to conform; amending s. 400.062, F.S., to conform; clarifying provisions with respect to amounts on deposit in the Health Care Trust Fund which control the setting of specified rates that comprise a portion of licensing fees for nursing homes and general health care licensing; removing obsolete language, to conform; amending ss. 400.063, 400.121, 400.126, 400.162, 400.966, and 765.515, F.S., to conform; repealing s. 765.52155, F.S., which creates the Florida Organ and Tissue Donor Education and Procurement Trust Fund, to conform; amending s. 765.544, F.S., to conform; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **CS for SB 2102** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2104—A bill to be entitled An act relating to trust funds; re-creating the Administrative Trust Fund within the Agency for Persons with Disabilities without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.1971, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2104** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2106—A bill to be entitled An act relating to trust funds; re-creating the Tobacco Settlement Trust Fund within the Agency for Persons with Disabilities; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.1971, F.S.; revising a condition with respect to the reversion of specified unencumbered balances; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2106** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2108—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Agency for Persons with Disabilities without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.1971, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2108** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2110—A bill to be entitled An act relating to trust funds; re-creating the Operations and Maintenance Trust Fund within the Agency for Persons with Disabilities without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.1971, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2110** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2112—A bill to be entitled An act relating to trust funds; re-creating the Social Services Block Grant Trust Fund within the Agency for Persons with Disabilities without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.1971, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2112** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2114—A bill to be entitled An act relating to trust funds; re-creating the Welfare Transition Trust Fund within the Department of Children and Family Services without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.506, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2114** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

CS for SB 2116—A bill to be entitled An act relating to trust funds of the Department of Children and Family Services; terminating the Child Advocacy Trust Fund and the Refugee Assistance Trust Fund; providing for the disposition of balances in and revenues of the trust funds; prescribing procedures for the termination of the trust funds; amending s. 17.61, F.S., to conform; amending s. 20.195, F.S.; providing

for the administration of the Administrative Trust Fund, the Alcohol, Drug Abuse, and Mental Health Trust Fund, the Child Welfare Training Trust Fund, the Domestic Violence Trust Fund, the Federal Grants Trust Fund, the Grants and Donations Trust Fund, the Operations and Maintenance Trust Fund, the Social Services Block Grant Trust Fund, the Welfare Transition Trust Fund, and the Working Capital Trust Fund by the Department of Children and Family Services; providing for sources of funds and purposes; providing for annual carryforward of funds; revising the date for reversion of specified balances in the Tobacco Settlement Trust Fund; amending s. 39.3035, F.S.; providing for the appropriation of funds to the Department of Children and Family Services for the specific purpose of funding children's advocacy centers; providing for sources of funds and purposes thereof; specifying the use of collected funds; requiring the development of funding criteria and an allocation methodology for distributing such funds; requiring annual reports; requiring an annual report to the Legislature; repealing s. 39.30351, F.S.; eliminating the Child Advocacy Trust Fund to conform to the termination of the fund by this act; amending s. 215.22, F.S.; exempting specified funds disbursed to the Florida Network of Children's Advocacy Centers, Inc., from the service charge imposed on income of a revenue nature deposited in trust funds; amending s. 938.10, F.S.; providing for deposit of proceeds derived from additional court costs imposed in cases of certain crimes against minors into the Grants and Donations Trust Fund of the department for the purpose of funding children's advocacy centers; removing obsolete language; removing reporting requirements; amending s. 895.09, F.S.; redirecting a portion of the funds obtained from a forfeiture proceeding from the Substance Abuse Trust Fund to the General Revenue Fund; deleting a provision directing the Department of Children and Family Services to distribute forfeiture funds received; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **CS for SB 2116** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2118—A bill to be entitled An act relating to trust funds; re-creating the Welfare Transition Trust Fund within the Department of Health without modification; carrying forward current balances and continuing current sources and uses thereof; amending s. 20.435, F.S.; removing the scheduled termination of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2118** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2120—A bill to be entitled An act relating to trust funds of the Department of Veterans' Affairs; creating s. 20.375, F.S.; providing for the administration of the Federal Grants Trust Fund, the Grants and Donations Trust Fund, the Operations and Maintenance Trust Fund, and the State Homes for Veterans Trust Fund by the Department of Veterans' Affairs; providing for sources of funds and purposes; providing for annual carryforward of funds; amending ss. 296.11 and 296.38, F.S.; specifying an additional use of moneys in the Grants and Donations Trust Fund of the department for the benefit of veterans who are residents of the Veterans' Domiciliary Home of Florida or a veterans' nursing home; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2120** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

CS for SB 2122—A bill to be entitled An act relating to trust funds of the Department of Health; terminating the Florida Center for Nursing Trust Fund within the Department of Health; providing for the disposition of the balances in and revenues of the trust fund; prescribing procedures for the termination of the trust fund; amending s. 20.435, F.S.; removing obsolete language; revising the date for reversion of specified balances in the Tobacco Settlement Trust Fund; removing the scheduled termination of the Welfare Transition Trust Fund; providing for the administration of the Brain and Spinal Cord Injury Program Trust Fund, the County Health Department Trust Fund, the Donations Trust Fund, the Florida Drug, Device, and Cosmetic Trust Fund, the Emergency Medical Services Trust Fund, the Epilepsy Services Trust Fund, the Maternal and Child Health Block Grant Trust Fund, the Nursing Student Loan Forgiveness Trust Fund, the Planning and Evaluation Trust Fund, the Preventive Health Services Block Grant Trust Fund, the Radiation Protection Trust Fund, the Rape Crisis Program Trust Fund, and the United States Trust Fund by the Department of Health; providing for sources of funds and purposes; providing for annual carryforward of funds; amending s. 215.22, F.S.; exempting voluntary contributions to the Florida Center for Nursing from the service charge imposed on income of a revenue nature deposited in trust funds; removing reference to the Florida Center for Nursing Trust Fund, to conform to the termination of the fund; amending s. 215.5601, F.S.; conforming a cross-reference; amending s. 464.0195, F.S., to conform; repealing s. 464.0198, F.S., which creates the Florida Center for Nursing Trust

Fund, to conform; amending s. 794.055, F.S.; specifying limits on the uses of the Rape Crisis Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **CS for SB 2122** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2124—A bill to be entitled An act relating to trust funds of the Department of Elderly Affairs; creating s. 20.415, F.S.; providing for the administration of the Administrative Trust Fund, the Tobacco Settlement Trust Fund, the Federal Grants Trust Fund, the Grants and Donations Trust Fund, and the Operations and Maintenance Trust Fund by the department; providing for sources of funds and purposes; providing for annual carryforward of funds; providing for reversion of funds in the Tobacco Settlement Trust Fund; providing for certification of undisbursed obligated general revenue appropriation balances in the Grants and Donations Trust Fund for a specified period of time; repealing s. 430.41, F.S., which creates the Grants and Donations Trust Fund, to conform; repealing s. 430.42, F.S., which creates the Department of Elderly Affairs Tobacco Settlement Trust Fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Peaden, by two-thirds vote **SB 2124** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2126—A bill to be entitled An act relating to trust funds; re-creating the Water Protection and Sustainability Program Trust Fund within the Department of Environmental Protection without modification; repealing s. 403.891(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Alexander, by two-thirds vote **SB 2126** was read the third time by title, passed by

the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2128—A bill to be entitled An act relating to trust funds; re-creating the Administrative Trust Fund within the Fish and Wildlife Conservation Commission without modification; repealing s. 372.101(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Alexander, by two-thirds vote **SB 2128** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2130—A bill to be entitled An act relating to trust funds; re-creating the Federal Grants Trust Fund within the Fish and Wildlife Conservation Commission without modification; repealing s. 372.102(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Alexander, by two-thirds vote **SB 2130** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2132—A bill to be entitled An act relating to trust funds; re-creating the Grants and Donations Trust Fund within the Fish and Wildlife Conservation Commission without modification; repealing s. 372.103(3), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Alexander, by two-thirds vote **SB 2132** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2134—A bill to be entitled An act relating to trust funds; creating the Working Capital Trust Fund within the Department of Financial Services; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Alexander, by two-thirds vote **SB 2134** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2136—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of State; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **SB 2136** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2138—A bill to be entitled An act relating to trust funds; creating the Clearing Funds Trust Fund within the Department of State; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; amending ss. 99.092 and 99.093, F.S.; clarifying provisions requiring that election assessments be transferred to the Elections Commission Trust Fund within the Department of Legal Affairs; amending s. 105.031, F.S.; requiring that the filing fees for certain offices be transferred to the Department of Legal Affairs rather than the Department of Revenue for deposit into the Elections Commission Trust Fund; amending s. 106.24, F.S.; deleting an obsolete reference to the Division of Elections with respect to the use of funds in the Elections Commission Trust Fund; amending s. 610.104, F.S.; requiring that certain funds paid to the Department of State by cable or video providers be deposited into the Clearing Funds Trust Fund rather than the Operating Trust Fund; providing an effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **SB 2138** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

CS for SB 2140—A bill to be entitled An act relating to trust funds; re-creating the Welfare Transition Trust Fund within the Department

of Military Affairs without modification; repealing s. 250.175(5)(d), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing an effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **CS for SB 2140** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2142—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of Community Affairs; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **SB 2142** was read the third time by title, passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2144—A bill to be entitled An act relating to trust funds; terminating specified trust funds within the Department of State; providing for disposition of balances in and revenues of such trust funds; prescribing procedures for the termination of such trust funds; amending s. 257.43, F.S.; requiring that certain moneys received by the Division of Library and Information Services be held in the Grants and Donations Trust Fund rather than the operating trust fund; amending ss. 265.284 and 265.703, F.S.; requiring that certain donations and income received by the Division of Cultural Affairs, including moneys received from rentals of facilities and properties, be deposited into the Grants and Donations Trust Fund; eliminating provisions creating the Florida Fine Arts Trust Fund; amending ss. 267.0617, 267.0619, 267.072, 267.0731, 267.074, and 267.115, F.S.; providing for the Grants and Donations Trust Fund rather than the Historical Resources Operating Trust Fund to be used

for administering the Historic Preservation Grant Program, the program providing Historical Museum Grants, Museum of Florida History programs, the Great Floridians Program, the State Historical Marker Program, and provisions governing objects of historical or archaeological value; amending ss. 267.081 and 267.17, F.S.; requiring that moneys received by the Division of Historical Resources from the sale of publications and the rental of facilities and properties be held in the Grants and Donations Trust Fund rather than the operating trust fund; amending s. 267.174, F.S.; providing for the Grants and Donations Trust Fund rather than the Historical Operating Trust Fund to receive remaining assets following the termination of the Discovery of Florida Quincentennial Commemoration Commission and its support organization; providing an effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **SB 2144** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

SB 2146—A bill to be entitled An act relating to trust funds; terminating specified trust funds within the Department of Community Affairs; providing for disposition of balances in and revenues of such trust funds; prescribing procedures for the termination of such trust funds; amending s. 420.36, F.S.; redesignating the Energy Consumption Trust Fund within the Department of Community Affairs as the Federal Grants Trust Fund; providing a contingent effective date.

—was read the second time by title. On motion by Senator Fasano, by two-thirds vote **SB 2146** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Constantine, Hill

By Senator Wise—

CS for CS for SB 526—A bill to be entitled An act relating to inter-scholastic sports; providing a short title; amending s. 1006.15, F.S.;

revising the criteria under which a charter school student may participate in interscholastic extracurricular activities of a public school; providing for certain private school students to participate in interscholastic sports at a public school under certain conditions; providing criteria; providing for a public school student to participate in interscholastic sports at another public school; providing criteria; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 526** was placed on the calendar of Bills on Third Reading.

By Senator Carlton—

CS for CS for SJR 2308—A joint resolution proposing amendments to Section 4 of Article IV and Sections 2 and 7 of Article IX, the creation of Section 8 of Article IX, and the creation of a new section in Article XII of the State Constitution to create the position of Commissioner of Education as an elected member of the Cabinet, to require the Commissioner of Education to hold a bachelor's degree or a higher academic degree, to revise the membership of the State Board of Education, which shall consist of the Governor and the Cabinet, to revise the membership, terms, and duties of the local boards of trustees and the Board of Governors of the State University System, to establish the Florida College System, to provide for a local board of trustees to govern each institution in the Florida College System, to provide for the Florida College Board, and to provide an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SJR 2308** was placed on the calendar of Bills on Third Reading.

By Senator Margolis—

CS for SB 646—A bill to be entitled An act relating to human immunodeficiency virus and acquired immune deficiency syndrome educational requirements; amending s. 381.0035, F.S.; revising requirements relating to educational courses on HIV and AIDS for certain employees and clients of specified licensed health care facilities; specifying applicability; amending s. 400.506, F.S.; revising requirements with respect to educational courses on HIV and AIDS for nurse registries; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 646** was placed on the calendar of Bills on Third Reading.

By Senator Bennett—

CS for CS for SB 686—A bill to be entitled An act relating to nursing facilities; amending s. 400.141, F.S.; authorizing certain licensed nursing facilities to develop a plan to provide certain training for nursing assistants; providing for rules relating to agency approval of training programs; amending s. 400.147, F.S.; redefining the term “adverse incident”; deleting the requirement that a nursing facility notify the agency of an adverse incident; deleting notification requirements; requiring that a risk manager determine if an incident was an adverse incident; providing that federal reporting requirements are not affected; amending s. 400.19, F.S.; providing that the most recent survey is a licensure survey under certain conditions for purposes of future survey scheduling; amending s. 400.195, F.S., relating to agency reporting requirements; conforming a cross-reference; amending s. 400.23, F.S.; deleting provisions requiring agency approval in order for a nursing home to use licensed nurses to perform certain duties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 686** was placed on the calendar of Bills on Third Reading.

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

CS for CS for SB 696—A bill to be entitled An act relating to community colleges; amending s. 1001.64, F.S.; providing conditions for certain contracting by community college boards of trustees; authorizing boards of trustees to enter into certain short-term loans and contracts and make payments subject to appropriation; authorizing boards of trustees to incur long-term debt according to specified requirements; prohibiting a board of trustees from securing or repaying such debt using tuition or certain other revenues; amending s. 1004.70, F.S.; requiring community college boards of trustees to authorize debt incurred by direct-support organizations; authorizing delegation for approval of short-term loans and lease-purchase agreements; providing restrictions; amending s. 1009.22, F.S., relating to workforce education postsecondary student fees, and s. 1009.23, F.S., relating to community college student fees; revising provisions relating to the pledge of fee revenues to the repayment of debt by community college boards of trustees; providing requirements for the request, issuance, securing, and payment of bonds; providing for limitation of actions; amending s. 1000.21, F.S.; renaming Daytona Beach Community College as “Daytona Beach College and renaming Indian River Community College as “Indian River College”; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 696** was placed on the calendar of Bills on Third Reading.

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

CS for CS for SB 1652—A bill to be entitled An act relating to charter schools; amending ss. 11.45, 218.50, and 218.501, F.S., relating to audit reports by the Auditor General; conforming provisions related to changes in the entities subject to a state of financial emergency; amending ss. 218.503 and 218.504, F.S.; providing that charter technical career centers are subject to certain requirements in the event of a financial emergency; requiring that the sponsor be notified of certain conditions; providing for the development of a financial recovery plan, which may be approved by the Commissioner of Education; amending s. 1002.33, F.S.; providing for duties of charter school sponsors and governing boards when charter schools and charter technical career centers experience a financial weakness or a financial emergency; specifying forms to be used by charter school applicants and sponsors; requiring applicant training and documentation; deleting the auditing requirements and financial emergency provisions for charter schools; requiring charters schools to disclose the identity of relatives of charter school personnel; providing that the immediate termination of a charter is exempt from requirements for an informal hearing or for a hearing under ch. 120, F.S.; providing for a limitation on funding; providing for the disclosure of the performance of charter schools that are not given a school grade or school improvement rating; revising the requirements for providing information to the public on how to form and operate a charter school; providing reporting requirements; providing restrictions for the employment of relatives by charter school personnel; providing that members of a charter school governing board are subject to certain standards of conduct specified in ss. 112.313 and 112.3143, F.S.; amending s. 1002.335, F.S.; eliminating the requirement for district school boards to annually seek continued exclusivity from the State Board of Education; providing for challenges to the exclusivity of district school boards; providing a presumption for district school boards that are granted exclusivity; providing for informal hearings; specifying additional components of cosponsor agreements; amending s. 1002.34, F.S.; providing additional duties for charter technical career centers, applicants, sponsors, and governing boards; requiring the Department of Education to offer or arrange training and assistance to applicants for a charter technical career center; requiring that an applicant participate in the training; creating s. 1002.345, F.S.; establishing criteria and requirements for charter schools and charter technical career centers that have financial weaknesses or are in a state of financial emergency; establishing requirements for charter schools, charter technical career centers, governing bodies, and sponsors; requiring financial audits of charter schools and charter technical career centers; providing for corrective action and financial recovery plans; providing for duties of auditors, the Commissioner of Education, and the Department of Education; requiring the State Board of Education to adopt rules; providing grounds for termination or nonrenewal of a charter; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1652** was placed on the calendar of Bills on Third Reading.

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

CS for CS for CS for SB 1712—A bill to be entitled An act relating to ethics; providing a short title; amending s. 24.121, F.S., relating to public school funding; conforming cross-references; amending s. 112.3173, F.S.; specifying certain additional offenses that constitute a breach of the public trust; amending s. 121.091, F.S.; prohibiting the Division of Retirement from paying benefits to a member who has committed certain felony offenses against a minor; amending s. 402.316, F.S.; authorizing the Department of Children and Family Services to adopt minimum standards for screening child care personnel and for notification of termination of such personnel; amending s. 435.04, F.S.; providing additional criminal offenses for screening child care personnel; amending s. 1001.10, F.S.; requiring the Department of Education to assist school districts, charter schools, the Florida School for the Deaf and the Blind, and certain private schools and providers in developing policies and procedures governing educator ethics and employment; requiring the department to provide authorized staff with access to or provide verification through certain employment-screening tools; amending s. 1001.32, F.S., relating to school administration; conforming a cross-reference; amending s. 1001.42, F.S.; requiring each district school board to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; providing that a district school board official who knowingly signs or transmits a false report, fails to support policies that ensure the investigation of reports, or fails to report allegations of misconduct by instructional or administrative personnel forfeits his or her salary for a specified period; amending s. 1001.452, F.S., relating to district and school advisory councils; conforming cross-references; amending s. 1001.51, F.S.; providing that a district school superintendent or district school board member forfeits his or her salary for a specified period following failure to report allegations of misconduct by instructional or administrative personnel; amending ss. 1001.54 and 1002.32, F.S., relating to duties of principals and lab schools; conforming cross-references; amending s. 1002.33, F.S.; requiring charter schools to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; requiring the school to contact the prior employer and assess a candidate's ability to meet ethical standards; requiring the charter school sponsor to suspend the school's charter for failing to comply with these requirements; amending s. 1002.36, F.S.; requiring the Florida School for the Deaf and the Blind to meet certain requirements governing the screening of educators; amending ss. 1002.421 and 1002.55, F.S.; requiring owners of certain private schools and private prekindergarten providers to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; requiring such owners and providers to contact the previous employer of each instructional or administrative candidate for employment; amending ss. 1002.61, 1002.63, 1002.65, 1003.413, 1003.53, and 1004.92, F.S.; conforming cross-references; amending s. 1006.061, F.S.; requiring the school board, charter school, private school participating in a state school choice scholarship program, and private provider participating in the Voluntary Prekindergarten Education Program to post its policies relating to misconduct by personnel; requiring the head of such entities to act as a liaison in suspected cases of child abuse; amending ss. 1007.21, 1007.23, 1008.33, 1008.345, 1010.215, and 1011.18, F.S.; conforming cross-references; amending s. 1012.27, F.S.; requiring the district school superintendent to contact the previous employer of each instructional or administrative candidate for employment, screen the candidate, and document findings; creating s. 1012.315, F.S.; specifying offenses that disqualify instructional and administrative personnel from employment in positions involving direct contact with students; amending s. 1012.32, F.S.; providing that instructional and administrative personnel who have been convicted of certain offenses are disqualified from employment in positions having direct contact with students; amending s. 1012.33, F.S.; providing that just cause for terminating instructional staff includes immorality or the commission of a criminal act; amending s. 1012.34, F.S., relating to assessment procedures; conforming a cross-reference; amending s. 1012.56, F.S., relating to certification requirements for educators; revising the requirements for conducting state and

national criminal history records checks of persons seeking certification; providing for the Department of Education to maintain personnel records on an electronic database; amending s. 1012.79, F.S.; providing for additional members to be appointed to the Education Practices Commission; revising the composition of the panel appointed to review complaints against teachers; amending s. 1012.795, F.S.; providing for suspending the educator certificate of a person who knowingly fails to report child abuse or suspected or actual misconduct by instructional personnel; amending s. 1012.796, F.S.; requiring the Department of Education to investigate each complaint involving misconduct by certificated personnel; clarifying what constitutes a legally sufficient complaint; providing requirements for school board policies and procedures relating to ethical standards; providing that the district school superintendent is accountable for communicating standards, policies, and procedures to district employees; requiring that an employee be immediately suspended and reassigned upon an allegation of misconduct affecting the health, safety, or welfare of a student; requiring employers of certified personnel to file complaints in writing to the Department of Education; amending ss. 1012.98 and 1013.03, F.S., relating to the School Community Professional Development Act and functions of the department and Board of Governors; conforming cross-references; providing an appropriation and authorizing additional positions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1712** was placed on the calendar of Bills on Third Reading.

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

CS for CS for SB 1906—A bill to be entitled An act relating to alternative credit high school courses; creating s. 1002.375, F.S.; establishing a pilot project for awarding high school credit to students enrolled in industry certification programs; requiring the Commissioner of Education to establish criteria for program participation; requiring that a school district submit a letter of interest by a specified date in order to participate in the pilot project; requiring that the Commissioner of Education submit a report to the Governor and the Legislature; providing for specified courses to be included as alternative credit courses; exempting alternative credit courses from certain requirements; authorizing the Department of Education to approve certain courses for credit by examination; requiring the Department of Education to adopt passing minimum scores on approved assessments and maintain a course directory; requiring the State Board of Education to adopt rules; amending s. 1011.61, F.S., relating to definitions for the Florida Education Finance Program; providing for an alternate method of reporting full-time equivalent membership for credit earned in alternative high school credit courses for the pilot project created under s. 1002.375, F.S.; providing an effective date.

—was read the second time by title.

Senator Gaetz moved the following amendment which was adopted:

Amendment 1 (838382)—Delete lines 59-83 and insert: *Algebra 1a, Algebra 1b, Algebra 1, Geometry, and Biology. Alternative credits shall be awarded for courses in which a student is not enrolled, but for which the student may earn academic credit by enrolling in another course or sequence of courses required to earn a nationally or state-recognized industry certificate, as defined by the Agency for Workforce Innovation in accordance with the criteria described in s. 1003.492(2), of which the majority of the standards-based content in the course description is consistent with the alternative credit course description approved by the Department of Education.*

(3) *An alternative credit course is not subject to:*

(a) *The definition of credit under s. 1003.436;*

(b) *The time requirements of s. 1011.60(2); or*

(c) *The net hours of instruction requirements for purposes of determining full-time equivalency pursuant to s. 1011.61(1)(a)1. under the Florida Education Finance Program.*

(4) *The Department of Education may approve a course as an alternative credit course pursuant to this section. In order to earn credit, each*

participating student must pass an end-of-course assessment that measures proficiency in the Sunshine State Standards addressed by the course. The Department of Education shall approve each end-of-course assessment and the minimum passing score for each assessment. Approved assessments shall be limited to assessments for

Pursuant to Rule 4.19, **CS for CS for SB 1906** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

By Senator Gaetz—

CS for SB 1908—A bill to be entitled An act relating to the designation of high school grades; amending s. 1008.34, F.S., relating to the school grading system; providing for a revised high school grading system beginning with the 2009-2010 school year which includes the state-wide standardized assessment, graduation rates, performance and participation in certain courses, postsecondary readiness as measured by certain examinations, and the change in these factors from year to year; specifying the data components to be used in determining the revised high school grading system; requiring that the criteria for school grades give added weight to the graduation rate of all eligible at-risk students; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1908** was placed on the calendar of Bills on Third Reading.

SPECIAL GUEST

Senator Crist introduced former Representative Elvin Martinez who was present in the gallery.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Constantine, by two-thirds vote **SB 2614** was withdrawn from the committees of reference and further consideration.

On motion by Senator Fasano, by two-thirds vote **SB 860** was withdrawn from the committees of reference and further consideration.

On motion by Senator Gaetz, by two-thirds vote **SB 2650** and **SB 2274** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Carlton, provisions of Rule 2.39 were waived for the purpose of considering the proposed appropriations bills and conforming bills by the respective appropriations committees at the meetings scheduled for Wednesday, April 2; the amendment deadline for the appropriations bills and proposed committee substitutes was set for 3:00 p.m. on Monday, March 31; and the amendment deadline for amendments to amendments and substitute amendments was set for 12:00 noon on Tuesday, April 1.

REPORTS OF COMMITTEES

The Fiscal Policy and Calendar Committee submits the following bills to be placed on the Special Order Calendar for Wednesday, March 26, 2008: **SB 2098**, **SB 2100**, **CS for SB 2102**, **SB 2104**, **SB 2106**, **SB 2108**, **SB 2110**, **SB 2112**, **SB 2114**, **CS for SB 2116**, **SB 2118**, **SB 2120**, **CS for SB 2122**, **SB 2124**, **SB 2126**, **SB 2128**, **SB 2130**, **SB 2132**, **SB 2134**, **SB 2136**, **SB 2138**, **CS for SB 2140**, **SB 2142**, **SB 2144**, **SB 2146**

Respectfully submitted,
Lisa Carlton, Chair

The Social Responsibility Policy and Calendar Committee submits the following bills to be placed on the Special Order Calendar for Wednesday, March 26, 2008: **CS for CS for SB 526**, **CS for CS for SJR 2308**, **CS for SB 646**, **CS for CS for SB 686**, **CS for CS for SB 696**, **CS for CS for**

SB 1652, **CS for CS for CS for SB 1712**, **CS for CS for SB 1906**, **CS for SB 1908**

Respectfully submitted,
Burt L. Saunders, Chair

The Committee on Transportation recommends the following pass: **SB 1946**

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

The Committee on Military Affairs and Domestic Security recommends the following pass: **SB 2554**

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

The Committee on Community Affairs recommends the following pass: **SB 672** with 4 amendments

The Committee on Regulated Industries recommends the following pass: **SB 2332**

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

The Committee on Commerce recommends the following pass: **SB 1418**

The Special Master on Claims recommends the following pass: **SB 56**

The Committee on Transportation recommends the following pass: **SB 1626**; **SB 2096** with 1 amendment

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

The Committee on Judiciary recommends the following pass: **CS for SB 1064**

The bill was referred to the Committee on Criminal and Civil Justice Appropriations under the original reference.

The Committee on Commerce recommends the following pass: **SB 1536** with 2 amendments

The Committee on Community Affairs recommends the following pass: **SB 1182** with 2 amendments

The Committee on Judiciary recommends the following pass: **CS for SB 1098**

The Committee on Transportation recommends the following pass: **SB 658** with 1 amendment

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

The Committee on Commerce recommends the following pass: **SB 2322**

The Committee on Judiciary recommends the following pass: **SB 2248**

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

The Committee on Commerce recommends the following pass: SB 2474

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

The Committee on Commerce recommends the following pass: SB 994; SB 2778

The Committee on Judiciary recommends the following pass: CS for SB 614

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

The Special Master on Claims recommends the following pass: SB 60; SB 68 with 1 amendment

The bills were referred to the Committee on Health Regulation under the original reference.

The Committee on Commerce recommends the following pass: SB 2438

The Committee on Criminal Justice recommends the following pass: CS for SB 1116; SB 1194

The Special Master on Claims recommends the following pass: SB 12 with 1 amendment

The Committee on Transportation recommends the following pass: SB 858 with 1 amendment

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

The Committee on Commerce recommends the following pass: SB 1706

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

The Committee on Military Affairs and Domestic Security recommends the following pass: SB 2522

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

The Committee on Education Pre-K - 12 Appropriations recommends the following pass: CS for SB 1908

The Committee on Transportation recommends the following pass: CS for SB 192

The Committee on Education Facilities Appropriations recommends the following pass: CS for SB 1070

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

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1670

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

The Committee on Environmental Preservation and Conservation recommends a committee substitute for the following: SB 1544

The bill with committee substitute attached was referred to the Committee on Communications and Public Utilities under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 2060

The Committee on Criminal Justice recommends a committee substitute for the following: SB 924

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

The Committee on Military Affairs and Domestic Security recommends a committee substitute for the following: SB 470

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 856

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1414

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1492

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1992

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1440

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 Agriculture recommends a committee substitute for the following: SB 1702

The Committee on Environmental Preservation and Conservation recommends committee substitutes for the following: SB 1300; SB 1302

The Committee on Governmental Operations recommends committee substitutes for the following: SB 1428; SB 2002

The Committee on Health Policy recommends a committee substitute for the following: SB 164

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 392

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1618

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 Regulation recommends a committee substitute for the following: CS for SB 2216

The Committee on Higher Education recommends a committee substitute for the following: SB 1080

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

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 610

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

The Committee on Health Regulation recommends a committee substitute for the following: SB 1696

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

The Committee on Higher Education recommends committee substitutes for the following: SB 320; SB 1716

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

The Committee on Criminal Justice recommends committee substitutes for the following: SB 700; SB 1110; SB 1690

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

The Committee on Governmental Operations recommends a committee substitute for the following: SB 1464

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

The Committee on Higher Education recommends a committee substitute for the following: SB 1014

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

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 282; SB 1008

The Committee on Education Pre-K - 12 Appropriations recommends committee substitutes for the following: CS for SB 1652; CS for SB 1712; CS for SB 1906

The Committee on Higher Education Appropriations recommends a committee substitute for the following: CS for SB 696

The Committee on Transportation and Economic Development Appropriations recommends a committee substitute for the following: CS for SB 854

The Committee on Education Facilities Appropriations recommends a committee substitute for the following: CS for SB 1276

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

The Special Master on Claims recommends the following not pass: SB 42

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

The Special Master on Claims recommends the following not pass: SB 40

The bill was referred to the Committee on Education Pre-K - 12 under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 2882-2928—Not referenced.

SCR 2930—Introduced out of order and placed on the Special Order Calendar this day.

ADDITIONAL REFERENCES

By Senators Aronberg, Lawson, Storms and Joyner—

SB 12—A bill to be entitled An act relating to the relief of Alan Jerome Crotzer; providing an appropriation to compensate Alan Jerome Crotzer for wrongful imprisonment and for being a victim of a miscarriage of justice; directing the Chief Financial Officer to draw a warrant; requiring the purchase of an annuity; providing for the waiver of specified tuition and fees; providing conditions for payment; providing legislative intent; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Judiciary.

By Senator Lawson—

SB 34—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; providing for the relief of Laura Laporte for injuries she sustained as a result of negligence by an employee of the department; providing an appropriation; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Judiciary.

By Senator Deutch—

SB 38—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 Janaria Miller, a minor child, to compensate her for injuries sustained as a result of the negligence of employees of the hospital; providing an appropriation; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Health Regulation.

By Senator Wilson—

SB 40—A bill to be entitled An act relating to the Miami-Dade County School Board; providing for the relief of Maria Gough and Jorge Gough, parents and natural guardians of Jaime Gough, a minor, and of Jorge Gough, as personal representative of the estate of Jaime Gough, for the wrongful death of their son, which was due in part to the school board's negligent failure to prevent foreseeable violence on school grounds; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Education Pre-K - 12.

By Senator Hill—

SB 42—A bill to be entitled An act for the relief of Rhonda A. Hughes by Escambia County; providing for a county appropriation to compensate Rhonda A. Hughes for injuries sustained as a result of the negligence of a county employee; providing a limitation on the payment of attorney’s and lobbying fees and costs; providing an effective date.

—was also referred to the Committee on Community Affairs.

By Senator Baker—

SB 50—A bill to be entitled An act relating to the City of Lake Worth; providing for the relief of Lisa Freeman-Salazar and Andy Salazar, individually and as co-personal representatives of the estate of Alexandria Salazar, deceased, for the death of Alexandria Salazar due to the negligence of the City of Lake Worth; providing for an appropriation; providing for attorney’s fees and costs; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Community Affairs.

By Senator Joyner—

SB 54—A bill to be entitled An act relating to the Orange County School Board; providing for the relief of Daniel Decembre, a minor, by and through his parents and natural guardians, Desnar and Mignone Decembre; providing for an appropriation to compensate Daniel for injuries and damages he sustained as a result of negligence by agents and employees of the school board; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Education Pre-K - 12.

By Senator Aronberg—

SB 56—A bill to be entitled An act relating to Miami-Dade County; providing for the relief of Schneidine Theogene, a minor, by and through her parent and natural guardian, Jeanne Coicou, to compensate Schneidine for injuries sustained as a result of the negligence of a Miami-Dade County bus driver; providing for an appropriation; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Community Affairs.

By Senator Ring—

SB 60—A bill to be entitled An act relating to the South Broward Hospital District; providing for the relief of Adrian Fuentes, a minor, by and through his parents and natural guardians, Luz Fuentes and Jose Fuentes; providing for an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the South Broward Hospital District, d/b/a Memorial Hospital Primary Care Center; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Health Regulation.

By Senator Dean—

SB 68—A bill to be entitled An act for the relief of Tyler Giblin, a minor, by and through Gina and Mark Giblin, parents of Tyler Giblin; providing for an appropriation by the Marion County Hospital District to compensate Tyler for injuries sustained as a result of the negligence of the district; providing for the use of funds; providing for the reversion of funds to the state; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Health Regulation.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health Policy; and Senators Crist and Saunders—

CS for SB 164—A bill to be entitled An act relating to health insurance policies; amending s. 627.668, F.S.; revising the requirements for optional coverage for mental and nervous disorders; prohibiting the durational limits, dollar amounts, deductibles, or coinsurance factors for certain specified illnesses or conditions from being less favorable than those for physical illness; repealing s. 627.669, F.S., relating to optional coverage for substance abuse impaired persons; amending s. 627.6675, F.S., relating to required benefits; conforming provisions to changes made by the act; providing for application; providing an effective date.

By the Committees on Criminal Justice; Transportation; and Senators Lynn and Storms—

CS for CS for SB 282—A bill to be entitled An act relating to driver’s license restrictions; amending s. 322.16, F.S.; restricting the number of certain passengers permitted in a vehicle operated by a person under a certain age unless accompanied by a driver at least 21 years of age; providing exceptions; providing for secondary enforcement; providing penalties; providing for applicability; amending s. 318.14, F.S.; providing citation procedures for violation of such restrictions; providing an effective date.

By the Committee on Higher Education; and Senators Constantine and Lynn—

CS for SB 320—A bill to be entitled An act relating to postsecondary education; amending s. 1009.24, F.S.; modifying the criteria for establishing a uniform maximum undergraduate tuition differential; creating s. 1009.286, F.S.; providing legislative intent; requiring that freshmen entering a secondary institution after a specified date who exceed 150 percent of the number of credit hours required to receive a degree must pay an increase of 50 percent per credit hour above the normal in-state tuition rate; requiring that the institution provide counseling and advisement to a student under certain circumstances; requiring the Department of Education to develop a performance-based methodology for community colleges to help students meet their academic goals; providing that a student may be granted an exemption from the increased tuition rate; providing an effective date.

By the Committee on Community Affairs; and Senators Storms and Ring—

CS for SB 392—A bill to be entitled An act relating to local government transparency; creating s. 218.315, F.S.; defining the terms “contract,” “corporation,” “county officer,” “local government,” and “individual,” for purposes of the act; directing the Department of Financial Services to develop and maintain a portal linking to websites maintained by local governments; requiring local governments with a website to electronically post contract information relating to certain contracts; providing an exemption for contracts protected under ch. 119, F.S., or by general law; requiring that access to the website be provided at no cost; requiring that electronic copies of contracts be provided in certain circumstances; requiring the Department of Financial Services to develop a uniform format to be used by local governments when posting contract information; requiring specific information be provided under the uniform format; requiring each local government to designate a central office to maintain all contract information; providing reporting requirements for local governments without a website; requiring that contract information be posted at least quarterly using the uniform format; establishing a schedule for local governments to meet requirements of the act; providing rulemaking authority; providing an effective date.

By the Committee on Military Affairs and Domestic Security; and Senator Hill—

CS for SB 470—A bill to be entitled An act relating to seaport security standards; amending s. 311.12, F.S.; revising the membership of the Seaport Security Standards Advisory Council; amending s. 311.09, F.S.; revising the membership of the Florida Seaport Transportation and Economic Development Council; revising the duties of the Florida Seaport Transportation and Economic Development Council; requiring at least one annual council meeting; requiring an annual analysis and assessment of the economic impact of security on public seaports; requiring an annual report with recommendations to the Legislature; providing an effective date.

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

CS for SB 610—A bill to be entitled An act relating to physical education; amending s. 1003.455, F.S.; requiring physical education in grades 6 through 8; providing for waivers under certain circumstances; providing an effective date.

By the Committees on Higher Education Appropriations; Higher Education; and Senators Oelrich and Gaetz—

CS for CS for SB 696—A bill to be entitled An act relating to community colleges; amending s. 1001.64, F.S.; providing conditions for certain contracting by community college boards of trustees; authorizing boards of trustees to enter into certain short-term loans and contracts and make payments subject to appropriation; authorizing boards of trustees to incur long-term debt according to specified requirements; prohibiting a board of trustees from securing or repaying such debt using tuition or certain other revenues; amending s. 1004.70, F.S.; requiring community college boards of trustees to authorize debt incurred by direct-support organizations; authorizing delegation for approval of short-term loans and lease-purchase agreements; providing restrictions; amending s. 1009.22, F.S., relating to workforce education postsecondary student fees, and s. 1009.23, F.S., relating to community college student fees; revising provisions relating to the pledge of fee revenues to the repayment of debt by community college boards of trustees; providing requirements for the request, issuance, securing, and payment of bonds; providing for limitation of actions; amending s. 1000.21, F.S.; renaming Daytona Beach Community College as “Daytona Beach College and renaming Indian River Community College as “Indian River College”; providing an effective date.

By the Committee on Criminal Justice; and Senator Crist—

CS for SB 700—A bill to be entitled An act relating to juvenile justice; amending s. 29.008, F.S.; conforming cross-references; amending s. 790.22, F.S.; revising provisions relating to community service programs; amending s. 939.185, F.S.; providing diversion options; amending s. 984.05, F.S., conforming cross-references; amending s. 984.09, F.S.; deleting duplicative provisions relating to contempt of court and alternative sanctions; amending s. 985.02, F.S.; providing diversion options; amending s. 985.03, F.S.; defining the term “ordinary medical care”; amending and renumbering provisions of s. 985.037, F.S., relating to alternative sanctions; creating s. 985.0375, F.S.; providing for alternative sanctions; amending s. 985.04, F.S.; providing that confidential information obtained during an official’s service with juvenile delinquents may be shared with authorized personnel of the Department of Children and Family Services; amending s. 985.245, F.S.; providing for additional representatives to be included on the committee formed to advise the Department of Juvenile Justice on the risk assessment instrument; requiring periodic evaluation of the risk assessment instrument; amending s. 985.265, F.S.; providing an exception to required supervision in direct supervision housing; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules to establish procedures to provide ordinary medical care, mental health, substance abuse, and developmental disabilities services to youth within the juvenile justice continuum; requiring that, to the extent possible within available fiscal resources, the procedures must be commensurate with procedures that youth receive in the community; amending s. 985.606, F.S.; revising

provisions governing data collection; amending s. 985.632, F.S.; authorizing the department to conduct a demonstration project in order to create an accountable juvenile justice system that is outcome-based; amending s. 985.644, F.S., relating to departmental contracting powers; removing references to the Department of Children and Family Services; amending s. 985.66, F.S.; transferring the responsibility for the juvenile justice training program from the Juvenile Justice Standards and Training Commission to the Department of Juvenile Justice; requiring the department to adopt rules; amending s. 985.664, F.S., relating to the juvenile justice circuit boards and juvenile justice county councils; providing a reference to the Children and Youth Cabinet; amending s. 985.668, F.S.; encouraging each juvenile justice circuit board, in consultation with the juvenile justice county council, to propose an innovation zone within the circuit; amending s. 985.676, F.S.; including the development and implantation of a strategic plan; amending s. 985.721, F.S.; conforming a cross-reference; creating s. 1006.125, F.S.; requiring that a student charged with a violation of the code of student conduct which constitutes a serious criminal offense be reported to a law enforcement agency; amending s. 1006.13, F.S.; removing the reference of zero tolerance; providing an appropriation; providing an effective date.

By the Committees on Transportation and Economic Development Appropriations; Commerce; and Senators Fasano and Lynn—

CS for CS for SB 854—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; redefining the term “temporary help firm” to include a labor pool; redefining the term “temporary employee” to include a day laborer who is employed by a labor pool; providing that a day laborer is disqualified for benefits following loss of employment with a labor pool; providing that the time of hire for a day laborer is upon acceptance of the first assignment with a labor pool; requiring the labor pool to provide written notice to the temporary employee regarding the availability of work and reassignment; providing an effective date.

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

CS for SB 856—A bill to be entitled An act relating to disability history and awareness; creating s. 1003.4205, F.S.; authorizing district school boards to designate “Disability History and Awareness Weeks” during the first 2 weeks in October each year; providing for students in all K-12 public schools to be provided disability history and awareness instruction; providing the content and goals of such instruction; encouraging state postsecondary institutions to conduct and promote activities related to disability history and awareness; providing an effective date.

By the Committee on Criminal Justice; and Senator Deutch—

CS for SB 924—A bill to be entitled An act relating to correctional officers; amending s. 943.10, F.S.; revising the definition of “correctional officer” to include institutional security personnel; providing an effective date.

By the Committee on Criminal Justice; and Senator Storms—

CS for SB 1008—A bill to be entitled An act relating to the failure to redeliver hired vehicles; amending s. 817.52, F.S.; providing that information not otherwise required by law is not required in order to report a hired vehicle as stolen; requiring a law enforcement agency to report a hired vehicle as stolen to certain specified reporting systems; providing an effective date.

By the Committee on Higher Education; and Senator Gaetz—

CS for SB 1014—A bill to be entitled An act relating to the management of Historic Pensacola properties; amending s. 267.173, F.S.; providing for the University of West Florida to directly contract for management of certain state-owned properties in Pensacola; requiring agreement of all parties to existing contracts and execution of contract with

the Board of Trustees of the Internal Improvement Trust Fund; deleting a requirement to contract with the Department of State for certain historic properties in Pensacola; deleting provisions related to transfer of properties and contract requirements with the Department of State; permitting the University of West Florida to contract with its direct-support organization for management of historic properties; providing eligibility for certain grants; providing an effective date.

By the Committee on Higher Education; and Senators Peaden, Joyner and Gaetz—

CS for SB 1080—A bill to be entitled An act relating to the Johnnie B. Byrd, Sr., Alzheimer’s Center and Research Institute; amending s. 1004.445, F.S.; establishing the center within the University of South Florida; providing for the administration of the center; creating a research advisory board and providing for a manner of appointment; providing duties; eliminating the board of directors and the council of scientific advisors; revising the grant award process for the center; providing a limitation on expenditures; authorizing an account for center purposes; providing for a report; extending the sunset provisions; providing effective dates.

By the Committee on Criminal Justice; and Senator Dean—

CS for SB 1110—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; deleting a provision specifying that a person whose adjudication is withheld under specified provisions is also liable for such costs; increasing the amount deducted from every bond estreature or forfeited bail bond related to such penal statutes or ordinances 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 unless the court makes specified written findings; amending s. 318.18, F.S., relating to civil penalties for noncriminal traffic and boating infractions; conforming provisions to changes made by the act; providing that a person whose adjudication is withheld under specified provisions is liable for a specified court cost; providing an effective date.

By the Committees on Education Facilities Appropriations; Education Pre-K - 12; and Senator Bennett—

CS for CS for SB 1276—A bill to be entitled An act relating to educational facilities construction; amending s. 1013.45, F.S.; increasing the maximum authorized amount of a day-labor contract to \$300,000; providing for such amount to be adjusted annually; amending s. 1013.64, F.S.; providing duties of the Office of Educational Facilities with respect to approving school district construction projects and assisting districts in developing lists of proposed facilities; limiting total project costs except for providential causes; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1300—A bill to be entitled An act relating to fish and wildlife; amending s. 253.04, F.S., relating to the protection of state lands; providing definitions; providing that it is a civil infraction to operate a vessel outside a marked channel in a manner that causes seagrass scarring; providing penalties; amending s. 327.73, F.S., relating to noncriminal infractions; establishing civil penalties for the destruction of seagrasses; amending s. 372.73, F.S., relating to the disposition of illegally taken wildlife; providing for the disposition of such wildlife; providing for the documentation of illegally taken wildlife; creating

s. 372.731, F.S., relating to photographs of illegally taken wildlife; providing for the admission of photographs as evidentiary materials; providing conditions under which such photographs shall be taken; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1302—A bill to be entitled An act relating to wastewater disposal; amending s. 373.0361, F.S., relating to regional water supply planning; requiring the South Florida Water Management District to include water supply development projects that promote the elimination of ocean outfalls in its regional water supply plan; amending s. 373.0831, F.S., relating to water resource and supply development; providing for projects that implement reuse as a means of eliminating ocean outfalls to receive priority funding consideration; amending s. 373.1961, F.S., relating to funding for water supply projects; providing priority funding for projects that implement reuse that assists with the elimination of ocean outfalls; amending s. 373.250, F.S., relating to the reuse of reclaimed water; directing the South Florida Water Management District to require the use of reclaimed water made available through the elimination of ocean outfalls under certain conditions; amending s. 403.085, F.S., relating to waste water treatment; prohibiting the construction of new ocean outfalls; prohibiting the use of ocean outfalls as a method of sanitary sewage disposal; amending s. 403.086, F.S., relating the treatment of wastewater; providing legislative intent; prohibiting the new construction of an expanded discharge to ocean outfalls; requiring that domestic wastewater discharges to ocean outfalls meet advanced wastewater treatment and management requirements by a date certain; providing an exemption from meeting advanced wastewater treatment and management requirements under specific conditions; providing wastewater reuse requirements for facilities that discharge through ocean outfalls by a date certain; providing prohibitions for the discharge of domestic wastewater through ocean outfalls under specific conditions by a date certain; providing reporting requirements for permitted ocean outfall facilities; providing reporting requirements for the Department of Environmental Protection; providing a compliance schedule for facilities discharging through ocean outfalls; amending s. 403.1835, F.S., relating to water pollution control financial assistance; providing for the inclusion of domestic wastewater ocean outfalls in laws requiring the elimination of discharges to specific water bodies; providing an effective date.

By the Committee on Education Pre-K - 12; and Senator Diaz de la Portilla—

CS for SB 1414—A bill to be entitled An act relating to supplemental educational services; amending s. 1008.331, F.S.; requiring the Department of Education to annually evaluate and grade supplemental educational services providers; specifying evaluation criteria; providing reporting requirements; providing an effective date.

By the Committee on Governmental Operations; and Senator Fasanio—

CS for SB 1428—A bill to be entitled An act relating to retirement; amending s. 121.021, F.S.; clarifying that the term “compensation” for purposes of the benefit retirement program or the Public Employee Optional Retirement Program of the Florida Retirement System does not include fees or salary payments made from a faculty practice plan authorized by the Board of Governors of the State University System for clinical faculty at a state university having a faculty practice plan; amending s. 121.051, F.S.; requiring that a person appointed to a faculty position at a state university having a faculty practice plan participate in the optional retirement program of the State University System rather than the Florida Retirement System; providing definitions; amending s. 121.35, F.S.; requiring the participating employee in the optional retirement program to execute a contract, not just an annuity contract, with a designated company in order for employee contributions to be forwarded to the company and for interest to accrue; defining the term “participant’s gross monthly compensation” for purposes of the optional retirement program for the State University System; creating

s. 121.355, F.S.; authorizing certain former participants in the Community College Optional Retirement Program or the State University System Optional Retirement Program and present mandatory participants in the Florida Retirement System to receive a specified amount of service credit under certain conditions; providing a specified time period for the election of such transfer; providing an effective date.

By the Committee on Education Pre-K - 12; and Senators Gaetz, Lawson, King, Storms, Baker, Crist, Posey, Oelrich, Saunders, Fasano, Peaden, Siplin, Wise, Bennett, Dockery, Haridopolos, Alexander and Garcia—

CS for SB 1440—A bill to be entitled An act relating to the Corporate Income Tax Credit Scholarship Program; amending s. 220.187, F.S.; providing legislative findings; revising program purposes; providing that siblings of certain students are eligible for participation in the program; revising provisions authorizing the total amount of tax credits that may be granted and deleting the reservation of a portion thereof; revising authorized uses of scholarship funds and providing for premium payments to certain students who participate in statewide assessments; revising provisions relating to expenditure of contributions received during a fiscal year; removing parent responsibility for providing transportation to certain assessment sites; providing obligations of the Department of Education relating to scholarship student participation in statewide assessments; revising scholarship amounts and providing amount of premium payments; requiring State Board of Education rule for adjustment of scholarship awards; revising requirements relating to verification of student attendance for purposes of scholarship payment; providing for preservation of credits under certain circumstances; providing an effective date.

By the Committee on Governmental Operations; and Senator Dean—

CS for SB 1464—A bill to be entitled An act relating to public records and meetings; amending s. 292.055, F.S.; providing an exemption from public-records requirements for information concerning certain donors and prospective donors to the direct-support organization of the Department of Veterans' Affairs; providing an exemption from public-meetings requirements for portions of meetings of the direct-support organization at which the identity of donors and prospective donors is discussed; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Community Affairs; and Senator Margolis—

CS for SB 1492—A bill to be entitled An act relating to a discretionary surtax; amending s. 3, ch. 83-220, Laws of Florida, as amended; extending the date of repeal of provisions authorizing counties to levy a discretionary surtax on documents; amending s. 201.031, F.S.; requiring each county that levies the discretionary surtax to prepare an annual financial report showing the revenues and the expenses of the trust fund for the fiscal year, to retain an independent outside auditor to conduct a financial audit of surtax revenues and expenditures, to adopt by resolution of its governing body a housing plan every 3 years, and to require by resolution that the staff or entity that has administrative authority for implementing the housing plan to prepare and submit to the county's governing body an annual report; limiting to a maximum of 10 percent the portion of the surtax revenues which may be used for administrative costs; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1544—A bill to be entitled An act relating to energy conservation; amending s. 74.051, F.S.; requiring a court to conduct a hearing and issue a final judgment on a petition for a taking within specified times after a utility's request for such hearing; creating s. 112.219, F.S.; defining terms for purposes of the state employee telecommuting program; requiring each state employing entity to complete a telecommuting plan by a specified date which includes a listing of the job classifica-

tions and positions that the state entity considers appropriate for telecommuting; providing requirements for the telecommuting plan; requiring each state employing entity to post the telecommuting plan on its website; amending s. 163.04, F.S.; revising provisions prohibiting restrictions on the use of energy devices based on renewable resources; amending s. 163.3177, F.S.; revising requirements for the future land use element of a local comprehensive plan to include energy-efficient land use patterns; requiring that the traffic-circulation element of incorporate transportation strategies to reduce greenhouse gas emissions; requiring each unit of local government within an urbanized area to amend the transportation element to incorporate transportation strategies addressing reduction in greenhouse gas emissions; amending s. 186.007, F.S.; authorizing the Executive Office of the Governor to include in the state comprehensive plan goals, objectives, and policies related energy and global climate change; creating s. 193.804, F.S.; prohibiting the property appraiser from increasing the taxable value of homestead property when the taxpayer adds any solar energy device to the property; authorizing the property appraiser to refer the matter to the Department of Environmental Protection if the property appraiser questions whether a taxpayer is entitled, in whole or in part, to a solar energy device exemption; requiring the Department of Environmental Protection to adopt rules; amending s. 212.08, F.S.; providing that the sale or use of wind energy or wind turbines is exempt from sales or use taxes as equipment, machinery, and other materials used for renewable energy technologies; requiring the Department of Environmental Protection to adopt, by rule, an application form, including the required content and documentation to support the application, for the taxpayer to use in claiming the tax exemption; amending s. 220.192, F.S.; defining terms related to a tax credit; providing that 75 percent of all capital, operation, and maintenance costs, and research and development costs incurred between specified dates, up to a specified limit, may be credited against taxes owed in connection with an investment in the production of wind energy; allowing the tax credit to be transferred for a specified period; providing procedures and requirements; requiring the Department of Revenue to adopt rules; amending s. 220.193, F.S.; defining the term "sale" or "sold"; defining the term "taxpayer"; authorizing the Department of Revenue to adopt rules and forms; providing that the use of the renewable energy production credit does not reduce the alternative minimum tax credit; amending s. 253.02, F.S.; authorizing the Secretary of Environmental Protection to grant easements across lands owned by the Board of Trustees of the Internal Improvement Trust Fund under certain conditions; amending s. 253.034, F.S.; granting a utility the use of nonsovereignty state-owned lands upon a showing of competent substantial evidence that the use is reasonable; establishing criteria relating to the title, distribution, and cost of such lands; amending s. 255.249, F.S.; requiring state agencies to annually provide telecommuting plans to the Department of Management Services; amending s. 255.251, F.S.; creating the "Florida Energy Conservation and Sustainable Buildings Act"; amending s. 255.252, F.S.; providing findings and legislative intent; providing that it is the policy of the state that buildings constructed and financed by the state, or existing buildings renovated by the state, be designed and constructed with a goal of meeting or exceeding the Platinum rating of the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative's Green Globes rating system, or the Florida Green Building Coalition standards; requiring each state agency to identify and compile a list of energy-conservation projects that it determines are suitable for a guaranteed energy performance savings contract; amending s. 255.253, F.S.; defining terms relating to energy conservation for buildings; amending s. 255.254, F.S.; prohibiting a state government entity from leasing or constructing a facility without having secured from the Department of Management Services a proper evaluation of life-cycle costs for the building; amending s. 255.255, F.S.; requiring the department to use sustainable building ratings for conducting a life-cycle cost analysis; amending s. 255.257, F.S.; requiring each state government entity to adopt the standards of the United States Green Building Council's Leadership in Energy and Environmental Design for New Construction (LEED-NC) for all new buildings, with a goal of achieving the LEED-NC Platinum level rating for each construction project and to implement the United States Green Building Council's Leadership in Energy and Environmental Design for Existing Buildings (LEED-EB); creating s. 286.275, F.S.; requiring the Department of Management Services to develop the Florida Climate Friendly Preferred Products List; requiring state government entities to consult the list and purchase products from the list under certain circumstances; requiring state government entities to contract for meeting and conference space with facilities having the "Green Lodging" designation; authorizing the Department of Environmental Protection to adopt rules; requiring the

department to establish voluntary technical assistance programs for various businesses; requiring state government entities to maintain vehicles according to minimum standards and follow certain procedures when procuring new vehicles; requiring state government entities to use ethanol and biodiesel-blended fuels when available; defining the term "state government entity"; amending s. 287.063, F.S.; prohibiting the payment term for equipment from exceeding the useful life of the equipment unless the contract provides for the replacement or the extension of the useful life of the equipment during the term of the deferred payment contract; amending s. 287.064, F.S.; authorizing an extension of the master equipment financing agreement for energy conservation equipment; requiring the guaranteed energy, water, and wastewater performance savings contractor to provide for the replacement or the extension of the useful life of the equipment during the term of the contract; amending s. 287.16, F.S.; requiring the Department of Management Services to conduct an analysis of the Department of Transportation's ethanol and biodiesel use and encourage other state agencies to analyze transportation fuel usage and report such information to the Department of Management Services; amending s. 288.1089, F.S.; defining the term "alternative and renewable energy"; detailing the conditions for an alternative and renewable energy project to be eligible for an innovation incentive award; amending s. 337.401, F.S.; requiring the Department of Environmental Protection to adopt rules relating to the placement of and access to aerial and underground electric transmission lines having certain specifications; defining the term "base-load generating facilities"; amending s. 339.175, F.S.; requiring each metropolitan planning organization to develop a long-range transportation plan and an annual project priority list that, among other considerations, provide for sustainable growth and reduce greenhouse gas emissions; amending s. 366.82, F.S.; requiring the Public Service Commission to adopt rules requiring utilities to offset 20 percent of their annual load-growth through energy efficiency and conservation measures; requiring the commission to create an in-state market for tradable credits enabling those utilities that exceed the conservation standard to sell credits to those that cannot meet the standard for a given year; requiring that the commission conduct a periodic review; requiring the commission to require municipal and cooperative utilities that are exempt from the Energy Efficiency and Conservation Act to submit an annual report identifying energy efficiency and conservation goals and the actions taken to meet those goals; requiring the commission to use certain methodologies in the evaluation of demand-side management programs; requiring the commission to establish a renewable energy portfolio standard for utilities; requiring certain utilities to submit an annual report identifying the percentage of their electrical power generated or purchased from renewable resources; authorizing the commission to adopt rules; amending s. 366.8255, F.S.; redefining the term "environmental compliance costs" to include costs or expenses prudently incurred for scientific research and geological assessments of carbon capture and storage for the purpose of reducing an electric utility's greenhouse gas emissions; amending s. 366.93, F.S.; revising the definitions of "cost" and "preconstruction"; requiring the Public Service Commission to establish rules relating to cost recovery for the construction of new, expanded, or relocated electrical transmission lines and facilities for a nuclear power plant; amending s. 377.601, F.S.; revising legislative intent with respect to the need to implement alternative energy technologies; amending s. 377.703, F.S.; conforming cross-references; amending s. 377.804, F.S., relating to the Renewable Energy and Energy-Efficient Technologies Grant Program; providing for the program to include matching grants for technologies that increase the energy efficiency of vehicles and commercial buildings; providing application requirements; amending s. 377.806, F.S., relating to the Solar Energy System Incentives Program; requiring compliance with the Florida Building Code rather than local codes in order to be eligible for a rebate under the program; amending s. 377.901, F.S., relating to the Florida Energy Commission; transferring the commission from the Office of Legislative Services to the Executive Office of the Governor; changing appointment criteria for the members of the commission; providing additional duties; deleting outdated provisions; creating s. 377.921, F.S., relating to qualified solar energy systems; providing definitions; allowing a public utility to recover certain costs; amending ss. 380.23 and 403.031, F.S.; conforming cross-references; creating s. 403.44, F.S.; creating the Florida Climate Protection Act; defining terms; requiring the Department of Environmental Protection to establish the methodologies, reporting periods, and reporting systems that must be used when major emitters report to The Climate Registry; authorizing the department to adopt rules for a cap-and-trade regulatory program to reduce greenhouse gas emissions from major emitters; providing for the content of the rule; amending s. 403.503, F.S.; defining the term "alternate corridor" and redefining the

term "corridor" for purposes of the Florida Electrical Power Plant Siting Act; amending s. 403.504, F.S.; requiring the Department of Environmental Protection to determine whether a proposed alternate corridor is acceptable; amending s. 403.506, F.S.; revising the thresholds and applicability standards of the Florida Electrical Power Plant Siting Act; deleting a provision that exempts from the act a steam generating plant; exempting from the act the associated facilities of an electrical power plant; exempting an electric utility from obtaining certification under the Florida Electrical Power Plant Siting Act before constructing facilities for a power plant using nuclear materials as fuel; providing that a utility may obtain separate licenses, permits, and approvals for such construction under certain circumstances; exempting such provisions from review under ch. 120, F.S.; amending s. 403.5064, F.S.; requiring an applicant to submit a statement to the department if such applicant opts for consideration of alternate corridors; amending s. 403.50665, F.S.; requiring an application to include a statement on the consistency of directly associated facilities constituting a "development"; requiring the Department of Environmental Protection to address at the certification hearing the issue of compliance with land use plans and zoning ordinances for a proposed substation located in or along an alternate corridor; amending s. 403.509, F.S.; requiring the Governor and Cabinet sitting as the siting board to certify the corridor having the least adverse impact; authorizing the board to deny certification or allow a party to amend its proposal; amending s. 403.5115, F.S.; requiring the applicant proposing the alternate corridor to publish all notices relating to the application; requiring that such notices comply with certain requirements; requiring that notices be published at least 45 days before the rescheduled certification hearing; amending s. 403.5175, F.S.; conforming a cross-reference; amending s. 403.518, F.S.; authorizing the Department of Environmental Protection to charge an application fee for an alternate corridor; amending s. 403.519, F.S., relating to determinations of need; conforming provisions to changes made by the act; creating s. 403.7055, F.S.; encouraging counties in the state to form regional solutions to the capture and reuse or sale of methane gas from landfills and wastewater treatment facilities; requiring the Department of Environmental Protection to provide guidelines and assistance; amending s. 403.814, F.S., relating to general permits; conforming provisions; amending s. 489.145, F.S.; revising provisions of the Guaranteed Energy Performance Savings Contracting Act; renaming the act as the "Guaranteed Energy, Water, and Wastewater Performance Savings Contracting Act"; requiring that each proposed contract or lease contain certain agreements concerning operational cost-saving measures; redefining terms; defining the term "investment grade energy audit"; requiring that certain baseline information, supporting information, and documentation be included in contracts; requiring the office of the Chief Financial Officer to review contract proposals; providing audit requirements; requiring contract approval by the Legislature or Chief Financial Officer; creating s. 526.203, F.S.; providing definitions; requiring that on or after a specified date all gasoline sold in the state contain a specified percent of agriculturally derived denatured ethanol; providing for exemptions; creating s. 526.204, F.S.; providing for the requirements to be suspended during a declared emergency; providing an exemption if a supplier or other distributor is unable to obtain the required fuel at the same or lower price than the price of unblended gasoline; requiring that documentation be provided to the Department of Revenue; creating s. 526.205, F.S.; providing for enforcement of the requirement for gasoline content; providing penalties; providing for the Department of Revenue to grant an extension of time to comply with the requirement; creating s. 526.206, F.S.; authorizing the Department of Revenue and the Department of Agriculture and Consumer Services to adopt rules; requiring the Florida Energy Commission to conduct a study of the lifecycle greenhouse gas emissions associated with all renewable fuels; requiring a report to the Legislature by a specified date; amending s. 553.77, F.S.; authorizing the Florida Building Commission to implement recommendations relating to energy efficiency in residential and commercial buildings; creating s. 553.886, F.S.; requiring that the Florida Building Code facilitate and promote the use of certain renewable energy technologies in buildings; creating s. 553.9061, F.S.; requiring the Florida Building Commission to establish a schedule of increases in the energy performance of buildings subject to the Energy Efficiency Code for Building Construction; providing a process for implementing goals to increase energy-efficiency performance in new buildings; providing a schedule for the implementation of such goals; identifying energy-efficiency performance options and elements available to meet energy-efficiency performance requirements; providing a schedule for the review and adoption of renewable energy-efficiency goals by the commission; requiring the commission to conduct a study to evaluate the energy-efficiency rating of new buildings and appliances; requiring the commission to submit a

report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; requiring the commission to conduct a study to evaluate opportunities to restructure the Florida Energy Code for Building Construction, including the integration of the Thermal Efficiency Code, the Energy Conservation Standards Act, and the Florida Building Energy-Efficiency Rating Act; requiring the commission to submit a report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; directing the Department of Community Affairs, in conjunction with the Florida Energy Affordability Council, to identify and review issues relating to the Low-Income Home Energy Assistance Program and the Weatherization Assistance Program; requiring the submission of a report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; providing for the expiration of certain study requirements; amending s. 553.957, F.S.; including certain home and commercial appliances in the requirements for testing and certification for meeting certain energy-conservation standards; amending s. 553.975, F.S.; conforming a cross-reference; requiring the Public Service Commission to analyze utility revenue decoupling and provide a report and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; amending s. 718.113, F.S.; authorizing the board of a condominium or a multi-condominium to install solar collectors, clotheslines, or other energy-efficient devices on association property; creating s. 1004.648, F.S.; establishing the Florida Energy Systems Consortium, consisting of specified state universities; providing membership and duties of the consortium; providing for an oversight board and steering committee; providing reporting requirements for the consortium by a date certain; authorizing the Department of Environmental Protection to require certain agreements to contain a stipulation requiring the return to the state of a portion of the profit resulting from commercialization of an energy-related product or process; requiring the department to conduct a study relating to the state earning a monetary return on energy-related products or processes through the use of negotiated or licensing agreements; requiring the department to submit the study to the Governor and the Legislature; requiring the Department of Environmental Protection, in conjunction with the Department of Agriculture and Consumer Services, to conduct an economic impact analysis on the effect of granting financial incentives to energy producers who use woody biomass; requiring the department to submit the results to the Legislature; establishing a statewide solid waste reduction goal by a certain date; requiring the Department of Environmental Protection to develop a recycling program designed to meet that goal; requiring the Department of Environmental Protection to prepare a report relating to the costs and benefits of implementing a cap-and-trade system to trade emission credits; requiring the department to present the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives; describing certain specified issues to be included in the report; providing effective dates.

By the Committees on Criminal Justice; and Criminal Justice—

CS for SB 1618—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding victims of child abuse or sex crimes; amending s. 119.071, F.S.; expanding the exemption for certain victim information by making it confidential and exempt from public-record requirements; expanding the exemption to include sexual offenses prohibited under chapters 796 and 847, F.S.; creating exceptions to the public record exemption; providing for future legislative review of the exemption; reorganizing the exemption; providing a statement of public necessity; repealing s. 2 of chapter 2003-157, Laws of Florida, which provides for repeal of the exemption; amending s. 92.56, F.S.; requiring that the confidential and exempt status of certain victim information made confidential and exempt s. 119.071(2)(h), F.S., be maintained in court records and court proceedings; providing for a petition for access at the trial court; providing specified criteria for maintaining the confidential and exempt status of such information upon the filing of a petition; permitting a defendant charged with specified offenses to apply for an order of disclosure to prepare a defense; amending s. 119.0714, F.S.; conforming the provisions to changes made in s. 119.071(2)(h), F.S.; amending s. 794.03, F.S.; conforming the provisions to changes made in s. 119.071(2)(h), F.S.; providing an effective date.

By the Committees on Education Pre-K - 12 Appropriations; Education Pre-K - 12; and Education Pre-K - 12—

CS for CS for SB 1652—A bill to be entitled An act relating to charter schools; amending ss. 11.45, 218.50, and 218.501, F.S., relating to audit reports by the Auditor General; conforming provisions related to changes in the entities subject to a state of financial emergency; amending ss. 218.503 and 218.504, F.S.; providing that charter technical career centers are subject to certain requirements in the event of a financial emergency; requiring that the sponsor be notified of certain conditions; providing for the development of a financial recovery plan, which may be approved by the Commissioner of Education; amending s. 1002.33, F.S.; providing for duties of charter school sponsors and governing boards when charter schools and charter technical career centers experience a financial weakness or a financial emergency; specifying forms to be used by charter school applicants and sponsors; requiring applicant training and documentation; deleting the auditing requirements and financial emergency provisions for charter schools; requiring charters schools to disclose the identity of relatives of charter school personnel; providing that the immediate termination of a charter is exempt from requirements for an informal hearing or for a hearing under ch. 120, F.S.; providing for a limitation on funding; providing for the disclosure of the performance of charter schools that are not given a school grade or school improvement rating; revising the requirements for providing information to the public on how to form and operate a charter school; providing reporting requirements; providing restrictions for the employment of relatives by charter school personnel; providing that members of a charter school governing board are subject to certain standards of conduct specified in ss. 112.313 and 112.3143, F.S.; amending s. 1002.335, F.S.; eliminating the requirement for district school boards to annually seek continued exclusivity from the State Board of Education; providing for challenges to the exclusivity of district school boards; providing a presumption for district school boards that are granted exclusivity; providing for informal hearings; specifying additional components of cosponsor agreements; amending s. 1002.34, F.S.; providing additional duties for charter technical career centers, applicants, sponsors, and governing boards; requiring the Department of Education to offer or arrange training and assistance to applicants for a charter technical career center; requiring that an applicant participate in the training; creating s. 1002.345, F.S.; establishing criteria and requirements for charter schools and charter technical career centers that have financial weaknesses or are in a state of financial emergency; establishing requirements for charter schools, charter technical career centers, governing bodies, and sponsors; requiring financial audits of charter schools and charter technical career centers; providing for corrective action and financial recovery plans; providing for duties of auditors, the Commissioner of Education, and the Department of Education; requiring the State Board of Education to adopt rules; providing grounds for termination or nonrenewal of a charter; providing an effective date.

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

CS for SB 1670—A bill to be entitled An act relating to early learning; providing a short title; amending s. 402.316, F.S.; requiring the Department of Children and Family Services to adopt rules regarding screening standards and notice for certain child care personnel; amending s. 411.01, F.S.; authorizing the use of telecommunication methods in conducting early learning coalition board meetings; amending and renumbering s. 402.27, F.S.; transferring requirements for the establishment of a statewide child care resource and referral network by the Department of Children and Family Services to the Agency for Workforce Innovation; providing for use of early learning coalitions as child care resource and referral agencies; requiring rulemaking; amending and renumbering s. 409.178, F.S.; transferring duties of the Department of Children and Family Services with respect to the Child Care Executive Partnership Program to the Agency for Workforce Innovation and early learning coalitions; requiring rulemaking; amending s. 435.04, F.S.; providing additional criminal offenses for screening child care personnel; amending s. 1001.10, F.S.; requiring the Department of Education to assist school districts, charter schools, the Florida School for the Deaf and the Blind, and certain private schools and providers in developing policies and procedures governing educator ethics and employment; requiring the department to provide authorized staff with access to or provide verification through certain employment-screening tools; amending ss. 1002.55, 1002.61, and 1002.63, F.S., relating to the Voluntary Prekindergarten Education Program; providing additional accredi-

tation standards for private prekindergarten providers; providing requirements for assignment of substitute instructors; requiring owners of certain private schools and private prekindergarten providers to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; requiring such owners and providers to contact the previous employer of each instructional or administrative candidate for employment and notify the Department of Education of dates of employment of an educator; requiring rulemaking; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Crist—

CS for SB 1690—A bill to be entitled An act relating to capital collateral representation; amending s. 27.7001, F.S.; establishing that the collateral representation system is a legislative branch entity; providing a legislative finding that not all capital cases are extraordinary or unusual; amending s. 27.701, F.S.; extending the term of years regional counsel are appointed to serve; providing a deadline on the appointment process; deleting the 2-year prohibition against former regional counsel running for state office or accepting another state appointment; requiring that regional counsel be appointed by and serve at the pleasure of the Commission on Capital Cases; removing provisions establishing a pilot program in the northern region of the state; amending s. 27.702, F.S.; clarifying the administrative roles and functions of the Justice Administrative Commission, the Commission on Capital Cases, and the Capital Collateral Regional Counsel; amending s. 27.709, F.S.; increasing and revising the membership of the Commission on Capital Cases; relocating the commission from the Office of Legislative Services to the Justice Administrative Commission for purposes of administration; authorizing the commission to sponsor programs of continuing legal education on capital cases; authorizing the commission to issue subpoenas and hold hearings it considers appropriate for the administration of justice in capital cases; authorizing the commission to terminate the appointment of a capital collateral regional counsel before the end of the counsel's term; amending s. 27.710, F.S.; revising the criteria required for an attorney to be eligible to be placed on the registry of attorneys qualified to represent defendants in postconviction capital collateral proceedings; providing certain limited exceptions; requiring attorneys to sign a contract with the Chief Financial Officer in order to receive funds from the state; requiring each private attorney appointed by a court to represent a capital defendant to submit a report each quarter to the commission; providing for removal and reinstatement to the registry of attorneys; amending s. 27.711, F.S.; providing for terms and conditions for appointment of counsel in postconviction capital collateral proceedings; providing for pro bono attorneys to receive reimbursement for certain specified expenses; limiting representation by a court-appointed attorney to seven defendants; prohibiting an attorney from entering into an employment contract with the offices of the Capital Collateral Regional Counsel if he or she represents seven or more defendants in capital collateral litigation; requiring a trial court judge who proposes to award attorney's fees in excess of those set forth in law to make written findings of fact that state the extraordinary nature of the expenditures of time, energy, and talents of the attorney in the case which are not ordinarily expended in other capital collateral cases and how the case is unusual; reenacting s. 27.7002, F.S., relating to the limitation of cases on collateral representation, to incorporate the amendments made to ss. 27.710 and 27.711, F.S., in references thereto; providing an effective date.

By the Committee on Health Regulation; and Senator Baker—

CS for SB 1696—A bill to be entitled An act relating to orthotics, prosthetics, and pedorthics; amending s. 468.80, F.S.; providing and revising definitions; amending s. 468.801, F.S.; changing the composition of the Board of Orthotists and Prosthetists; removing an obsolete requirement for initial staggering of terms; amending s. 468.802, F.S.; expanding the authority for rule adoption to include standards of practice for orthotic fitters, orthotic fitter assistants, and residents; amending s. 468.803, F.S.; providing for registration for a resident to practice orthotics or prosthetics; authorizing licensure as a prosthetist-orthotist; providing requirements for such licensure; requiring applicants for registration, examination, or licensure to apply on forms created and provided by the Department of Health; requiring applicants to submit fingerprints and a fee to cover department costs for criminal background

checks; requiring board verification of certain information prior to an applicant's examination, registration, or licensure; providing requirements for registration as a resident in orthotics or prosthetics; providing for registration and renewal fees for registration; authorizing either the Department of Health to develop and administer a state examination for an orthotist or prosthetist license or the board to approve an existing examination of a national standards organization; providing examination requirements; authorizing examination fees; delineating applicant qualifications for examination; delineating requirements for licensure and licensure fees for an orthotist, a prosthetist, an orthotic fitter, an orthotic fitter assistant, and a pedorthist; amending s. 468.806, F.S.; revising the list of materials required for submission for biennial license renewal, including information necessary to conduct a statewide criminal history check and payment of associated costs; requiring certain mandatory courses, standards, and qualifications for continuing education courses, and standards and qualifications for course providers, to be established by rule; deeming the Florida Association of Orthotists and Prosthetists, Inc., or a successor organization an approved course provider; repealing s. 468.807, F.S., relating to the issuance of a temporary license; amending s. 468.808, F.S.; revising duties that can be delegated to unlicensed support personnel; providing requirements for support personnel identification; amending s. 468.809, F.S.; including the practice of orthotics, prosthetics, or pedorthics without registration in certain prohibitions; providing penalties; creating s. 468.8095, F.S.; requiring licensees and registrants to post licenses, registrations, recent photographs, and certain notices in a facility and to wear certain identification tags or badges; amending s. 468.811, F.S.; revising grounds for denial of a license or disciplinary action; providing grounds for denial of registration; amending s. 468.812, F.S.; revising provisions exempting certain persons from licensure; amending s. 468.813, F.S.; revising requirements regarding use of titles; providing effective dates.

By the Committee on Agriculture; and Senator Alexander—

CS for SB 1702—A bill to be entitled An act relating to a review of the Department of Agriculture and Consumer Services under the Florida Government Accountability Act; reenacting s. 20.14(2)(a), (b), (c), (d), (f), (g), (h), (i), (k), and (l), F.S., relating to the Divisions of Administration, Agricultural Environmental Services, Animal Industry, Aquaculture, Dairy Industry, Food Safety, Forestry, Fruit and Vegetables, Marketing and Development, and Plant Industry of the Department of Agriculture and Consumer Services; amending s. 125.27, F.S.; increasing the annual countywide fire control assessment; amending s. 370.07, F.S.; increasing the annual license tax imposed on wholesale and retail salt-water products dealers; amending s. 487.041, F.S.; increasing the registration fee imposed on each brand of pesticide that is distributed, sold, or offered for sale; amending s. 500.12, F.S.; increasing the maximum amount allowed for a food permit application fee; amending s. 576.041, F.S.; increasing the fertilizer inspection fee; amending s. 580.041, F.S.; increasing master registration fees imposed on commercial feed distributors; amending s. 597.004, F.S.; increasing the registration fee for aquaculture certification; providing an effective date.

By the Committees on Education Pre-K - 12 Appropriations; Governmental Operations; Education Pre-K - 12; Education Pre-K - 12; and Senators Carlton and Gaetz—

CS for CS for CS for SB 1712—A bill to be entitled An act relating to ethics; providing a short title; amending s. 24.121, F.S., relating to public school funding; conforming cross-references; amending s. 112.3173, F.S.; specifying certain additional offenses that constitute a breach of the public trust; amending s. 121.091, F.S.; prohibiting the Division of Retirement from paying benefits to a member who has committed certain felony offenses against a minor; amending s. 402.316, F.S.; authorizing the Department of Children and Family Services to adopt minimum standards for screening child care personnel and for notification of termination of such personnel; amending s. 435.04, F.S.; providing additional criminal offenses for screening child care personnel; amending s. 1001.10, F.S.; requiring the Department of Education to assist school districts, charter schools, the Florida School for the Deaf and the Blind, and certain private schools and providers in developing policies and procedures governing educator ethics and employment; requiring the department to provide authorized staff with access to or provide verification through certain employment-screening tools;

amending s. 1001.32, F.S., relating to school administration; conforming a cross-reference; amending s. 1001.42, F.S.; requiring each district school board to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; providing that a district school board official who knowingly signs or transmits a false report, fails to support policies that ensure the investigation of reports, or fails to report allegations of misconduct by instructional or administrative personnel forfeits his or her salary for a specified period; amending s. 1001.452, F.S., relating to district and school advisory councils; conforming cross-references; amending s. 1001.51, F.S.; providing that a district school superintendent or district school board member forfeits his or her salary for a specified period following failure to report allegations of misconduct by instructional or administrative personnel; amending ss. 1001.54 and 1002.32, F.S., relating to duties of principals and lab schools; conforming cross-references; amending s. 1002.33, F.S.; requiring charter schools to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; requiring the school to contact the prior employer and assess a candidate's ability to meet ethical standards; requiring the charter school sponsor to suspend the school's charter for failing to comply with these requirements; amending s. 1002.36, F.S.; requiring the Florida School for the Deaf and the Blind to meet certain requirements governing the screening of educators; amending ss. 1002.421 and 1002.55, F.S.; requiring owners of certain private schools and private prekindergarten providers to adopt ethical standards for all employees; prohibiting confidentiality agreements regarding terminated or dismissed employees which have the effect of concealing certain conduct; requiring such owners and providers to contact the previous employer of each instructional or administrative candidate for employment; amending ss. 1002.61, 1002.63, 1002.65, 1003.413, 1003.53, and 1004.92, F.S.; conforming cross-references; amending s. 1006.061, F.S.; requiring the school board, charter school, private school participating in a state school choice scholarship program, and private provider participating in the Voluntary Prekindergarten Education Program to post its policies relating to misconduct by personnel; requiring the head of such entities to act as a liaison in suspected cases of child abuse; amending ss. 1007.21, 1007.23, 1008.33, 1008.345, 1010.215, and 1011.18, F.S.; conforming cross-references; amending s. 1012.27, F.S.; requiring the district school superintendent to contact the previous employer of each instructional or administrative candidate for employment, screen the candidate, and document findings; creating s. 1012.315, F.S.; specifying offenses that disqualify instructional and administrative personnel from employment in positions involving direct contact with students; amending s. 1012.32, F.S.; providing that instructional and administrative personnel who have been convicted of certain offenses are disqualified from employment in positions having direct contact with students; amending s. 1012.33, F.S.; providing that just cause for terminating instructional staff includes immorality or the commission of a criminal act; amending s. 1012.34, F.S., relating to assessment procedures; conforming a cross-reference; amending s. 1012.56, F.S., relating to certification requirements for educators; revising the requirements for conducting state and national criminal history records checks of persons seeking certification; providing for the Department of Education to maintain personnel records on an electronic database; amending s. 1012.79, F.S.; providing for additional members to be appointed to the Education Practices Commission; revising the composition of the panel appointed to review complaints against teachers; amending s. 1012.795, F.S.; providing for suspending the educator certificate of a person who knowingly fails to report child abuse or suspected or actual misconduct by instructional personnel; amending s. 1012.796, F.S.; requiring the Department of Education to investigate each complaint involving misconduct by certificated personnel; clarifying what constitutes a legally sufficient complaint; providing requirements for school board policies and procedures relating to ethical standards; providing that the district school superintendent is accountable for communicating standards, policies, and procedures to district employees; requiring that an employee be immediately suspended and reassigned upon an allegation of misconduct affecting the health, safety, or welfare of a student; requiring employers of certified personnel to file complaints in writing to the Department of Education; amending ss. 1012.98 and 1013.03, F.S., relating to the School Community Professional Development Act and functions of the department and Board of Governors; conforming cross-references; providing an appropriation and authorizing additional positions; providing an effective date.

By the Committee on Higher Education; and Senator Oelrich—

CS for SB 1716—A bill to be entitled An act relating to postsecondary education; amending s. 1000.21, F.S.; redesignating the names of certain community colleges as colleges; creating s. 1001.60, F.S., relating to the Florida College System; providing system purposes; defining the system as comprised of 2-year and 4-year public postsecondary institutions that grant academic degrees at the undergraduate level; providing limitations; authorizing a name change under certain conditions; providing for local boards of trustees; providing membership for the boards; creating the Florida College System Task Force for the purpose of developing recommendations for the migration of community colleges to baccalaureate-degree-granting colleges; providing for membership and appointments; providing duties of the task force and reporting requirements; providing for the task force to be dissolved unless extended by general law; creating the State College Pilot Project; designating certain institutions to participate in the project; providing duties and reporting requirements for the institutions; providing an effective date.

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

CS for CS for SB 1906—A bill to be entitled An act relating to alternative credit high school courses; creating s. 1002.375, F.S.; establishing a pilot project for awarding high school credit to students enrolled in industry certification programs; requiring the Commissioner of Education to establish criteria for program participation; requiring that a school district submit a letter of interest by a specified date in order to participate in the pilot project; requiring that the Commissioner of Education submit a report to the Governor and the Legislature; providing for specified courses to be included as alternative credit courses; exempting alternative credit courses from certain requirements; authorizing the Department of Education to approve certain courses for credit by examination; requiring the Department of Education to adopt passing minimum scores on approved assessments and maintain a course directory; requiring the State Board of Education to adopt rules; amending s. 1011.61, F.S., relating to definitions for the Florida Education Finance Program; providing for an alternate method of reporting full-time equivalent membership for credit earned in alternative high school credit courses for the pilot project created under s. 1002.375, F.S.; providing an effective date.

By the Committees on Criminal Justice; Transportation; and Senator Baker—

CS for CS for SB 1992—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.0741, F.S.; redefining the term "hybrid vehicle"; authorizing the driving of a hybrid, low-emission, or energy-efficient vehicle in a high-occupancy-vehicle lane regardless of occupancy; authorizing the department to limit or discontinue such driving under certain circumstances; exempting such vehicles from the payment of certain tolls; amending s. 316.1575, F.S.; requiring a person walking or driving a vehicle to stop at a railroad crossing upon the signal of a law enforcement officer; amending s. 316.159, F.S.; requiring the driver of a commercial motor vehicle to slow when approaching a railroad crossing; providing that a violation of such requirement is a noncriminal moving violation; amending s. 316.1895, F.S.; requiring the placement of signs in certain school zones stating that speeding fines are doubled within the zone; amending s. 316.191, F.S.; revising provisions prohibiting certain speed competitions and exhibitions; revising the definition of the terms "conviction," "drag race," and "race"; defining the terms "exhibition of acceleration," "exhibition of speed," and "spectator"; prohibiting driving in any race, drag race, exhibition of speed, or exhibition of acceleration; prohibiting certain acts in association with a race, drag race, exhibition of speed, or exhibition of acceleration; prohibiting being a spectator at any such race, drag race, or exhibition; providing for a rebuttable presumption that a person is a spectator; providing criminal and noncriminal penalties; providing for revocation of the driver's license upon conviction; providing for disposition of citation for being a spectator; providing penalties for a second or subsequent offense; providing that a violation that causes or contributes to causing serious bodily injury to another is a felony of the third degree; providing that a violation that causes or contributes to causing the death of any human being or unborn quick child is the crime

of racing manslaughter; providing penalties; providing for a determination of the definition of the term "unborn quick child"; requiring that the driving record of a person charged be provided to the court; providing criteria for arrest; providing procedures for charging the owner of a motor vehicle as a spectator if the owner's vehicle is parked or operated in near proximity to any such race, drag race, or exhibition; providing for citations, disposition procedures, and enforcement; providing procedures for impoundment or immobilization of a motor vehicle under a court order; providing for release from impoundment under specified exceptions; requiring costs and fees of impoundment to be paid by the owner or lessee of the motor vehicle; providing procedures for an arresting officer to immediately impound a motor vehicle used in a violation; providing for the period of impoundment; removing a requirement for impoundment that the person being arrested is the registered owner or coowner of the motor vehicle; providing for seizure and forfeiture of a motor vehicle used in a violation; removing provisions for application only after a prior conviction and only if the owner of the motor vehicle is the person charged with the violation; providing for a motor vehicle used in violation to be seized and forfeited under the Florida Contraband Forfeiture Act regardless of whether the violation is a misdemeanor or felony; providing for satisfaction of the element of negligent entrustment; providing for severability; amending s. 316.193, F.S.; lowering the blood-alcohol or breath-alcohol level for which enhanced penalties are imposed against a person who was accompanied in the vehicle by a minor at the time of the offense; amending s. 316.1937, F.S.; revising the conditions under which the court may require the use of an ignition interlock device; amending s. 316.29545, F.S.; exempting certain investigative vehicles from the prohibition against installing window sunscreening on a vehicle; amending s. 316.302, F.S.; revising the application of certain federal rules; providing for the department to perform certain duties assigned under federal rules; updating a reference to federal provisions governing out-of-service requirements for commercial vehicles; amending s. 316.3045, F.S.; providing enhanced penalties, including forfeiture of the vehicle, upon multiple convictions for violating prohibitions against the use of excessively loud soundmaking equipment in a motor vehicle; amending ss. 316.613 and 316.614, F.S.; redefining the term "motor vehicle" to exclude certain trucks from the requirement to use a child restraint or safety belt; amending s. 316.645, F.S.; authorizing a police officer to make an arrest upon probable cause of a violation of laws governing motor vehicle licenses; amending s. 316.650, F.S.; revising requirements for traffic citation forms; providing for the electronic transmission of citation data; amending s. 316.656, F.S.; lowering the percentage of blood or breath alcohol content relating to the prohibition against pleading guilty to a lesser offense of driving under the influence than the offense charged; amending s. 319.001, F.S.; defining the term "certificate of title" to include information stored electronically in the department's database; amending s. 320.0706, F.S.; providing that a violation of requirements for displaying a truck license plate is a moving violation; amending s. 320.0715, F.S.; requiring the department to withhold issuing or to suspend a registration and license plate for a commercial motor vehicle if the federal identifying number is not provided or if the motor carrier or vehicle owner has been prohibited from operating; amending s. 320.01, F.S.; redefining the term "motorcycle" to exclude a vehicle where the operator is enclosed by a cabin; amending s. 320.02, F.S., as amended; deleting the requirement for a motorcycle endorsement at the time of original registration of a motorcycle, motor-driven cycle, or moped; repealing s. 320.02(13), F.S., relating to a motor vehicle registration voluntary contribution for the Election Campaign Financing Trust Fund; repealing s. 320.08053(3), F.S., relating to provisions requiring that the department adopt rules providing certain specifications for the design of specialty license plates; amending s. 320.27, F.S.; revising evidence required for motor vehicle dealer applications; amending s. 322.01, F.S.; defining the term "convenience service"; redefining the terms "conviction," "hazardous materials," and "out-of-service order"; amending s. 322.0255, F.S.; revising eligibility for reimbursement for organizations that conduct motorcycle safety courses; amending s. 322.03, F.S.; deleting provisions exempting certain persons from the requirement to surrender a license issued by another jurisdiction; providing certain exceptions for part-time residents; amending ss. 322.051 and 322.08, F.S.; requiring that an applicant for an identification card or driver's license provide additional information; authorizing use of additional documents to prove identity; revising the fee requirements; revising provisions providing for the expiration of an identification card issued by the department; deleting provisions authorizing a voluntary contribution; amending s. 322.14, F.S.; requiring that an applicant for a driver's license provide a residence address; amending s. 322.15, F.S.; authorizing a law enforcement officer or authorized representative of the department to collect a person's fingerprints electroni-

cally; amending s. 322.17, F.S.; revising the requirements for obtaining a replacement license or permit; deleting provisions authorizing the department to issue address stickers; amending s. 322.18, F.S.; revising provisions providing for the expiration of driver's licenses; providing for the renewal of certain licenses every 8 years and for the renewal of licenses for persons older than a specified age every 6 years; providing for the renewal of licenses using a convenience service; requiring the department to issue new licenses rather than extension stickers; conforming cross-references; amending s. 322.19, F.S.; deleting provisions authorizing the use of a change-of-address sticker on a driver's license; conforming cross-references; amending s. 322.21, F.S.; increasing the fees charged for obtaining a new or renewal driver's license or identification card; specifying that a portion of the fees be deposited for use by the department; amending s. 322.2715, F.S.; clarifying that an ignition interlock device is installed for a continuous period; amending s. 322.291, F.S.; imposing additional sanctions against a person who violates requirements with respect to an ignition interlock device; amending s. 322.36, F.S.; requiring the suspension for a specified period of the driver's license of a person who loans a vehicle to a person whose driver's license is suspended if that vehicle is involved in an accident resulting in bodily injury or death; repealing s. 322.60, F.S., relating to a prohibition against possessing more than one driver's license under certain circumstances; amending s. 322.61, F.S.; clarifying provisions disqualifying a person from operating a commercial motor vehicle following certain traffic violations; providing for permanent disqualification following conviction of a felony involving the manufacture, distribution, or dispensing of a controlled substance; amending s. 322.64, F.S.; providing that refusal to submit to a breath, urine, or blood test disqualifies a person from operating a commercial motor vehicle; providing a period of disqualification if a person has an unlawful blood-alcohol or breath-alcohol level; providing for issuance of a notice of disqualification; revising the requirements for a formal review hearing following a person's disqualification from operating a commercial motor vehicle; amending s. 324.021, F.S.; clarifying that a judgment becomes final by expiration of the time for appeal; creating the Automobile Lenders Industry Task Force within the Department of Highway Safety and Motor Vehicles; providing duties of the task force; providing for membership and the election of officers; providing for meetings; providing for reimbursement for travel and per diem expenses for public-sector members; requiring the department to provide administrative support and assistance to the task force; prohibiting the Department of Highway Safety and Motor Vehicles from issuing any new specialty license plates for a specified period; providing an effective date.

By the Committees on Governmental Operations; and Governmental Operations—

CS for SB 2002—A bill to be entitled An act relating to retirement; amending s. 121.71, F.S.; revising the payroll contribution rates for the membership classes of the Florida Retirement System for the state fiscal years effective July 1, 2008, and July 1, 2009; providing a declaration of important state interest; providing an effective date.

By the Committee on Agriculture; and Senators Dean and Bennett—

CS for SB 2060—A bill to be entitled An act relating to agriculture and consumer services; amending s. 163.3162, F.S.; prohibiting county government imposition of an assessment or fee for stormwater management on agricultural land meeting certain requirements; amending s. 205.064, F.S.; expanding eligibility for exemption from a local business tax receipt for the privilege of selling specified products; amending s. 373.1395, F.S.; providing indemnity for an agricultural landowner for an easement or any other right secured by a water management district for access to lands the district provides or makes available to the public; delineating what is covered by indemnification for landowners and water management districts; providing that agricultural landowners and water management districts are liable for gross negligence and certain other acts as specified; creating s. 500.70, F.S.; delineating requirements for a tomato farmer, packer, repacker, or handler to be considered in compliance with state food safety microbial standards and guidelines; amending s. 570.07, F.S.; providing that the Department of Agriculture and Consumer Services may adopt by rule comprehensive best-management practices for agricultural production and food safety; amending s. 583.13, F.S.; revising the labeling and advertising requirements for dressed poultry; amending s. 604.15, F.S.; revising a definition

to make tropical foliage exempt from regulation under provisions relating to dealers in agricultural products; amending s. 604.50, F.S.; expanding county and municipal exemptions for nonresidential farm buildings to include permits and impact fees; amending s. 823.145, F.S.; expanding the materials used in agricultural operations that can be openly burned; providing certain limitations on such burning; amending s. 849.094, F.S.; providing for computer-based electronic sweepstakes game promotions in connection with the sale of a consumer product or service; providing operator requirements; requiring the written approval of the Department of Agriculture and Consumer Services; providing an effective date.

By the Committees on Health Regulation; Children, Families, and Elder Affairs; and Senator Storms—

CS for CS for SB 2216—A bill to be entitled An act relating to adult protection and care; amending s. 322.142, F.S.; authorizing the Department of Children and Family Services to obtain copies of driver's license files maintained by the Department of Highway Safety and Motor Vehicles for the purpose of conducting protective investigations; amending s. 400.141, F.S.; requiring a search of the Department of Law Enforcement's sexual offender database to be conducted on all nursing home residents; amending s. 400.19, F.S.; revising provisions relating to unannounced inspections; amending s. 400.215, F.S.; requiring contracted workers employed in a nursing home to submit to background screening; prohibiting employees and contracted workers who do not meet background screening requirements from being employed in a nursing home; providing certain exceptions; deleting an obsolete provision; amending s. 408.809, F.S.; requiring the agency to establish a fee schedule to cover the cost of a level 1 or level 2 screening and giving the agency rulemaking authority; amending s. 408.810, F.S.; requiring health care facilities regulated by the Agency for Health Care Administration to post certain information in the facility; authorizing the agency to charge a fee to cover production and distribution unless the information is downloaded from the agency's website; amending s. 408.811, F.S.; providing that agency employees who provide advance notice of unannounced agency inspections are subject to suspension; providing a timeline and process for correction of deficiencies; providing that the agency may provide electronic access to documents; amending s. 415.103, F.S.; requiring certain reports to the central abuse hotline relating to vulnerable adults to be immediately transferred to the county sheriff's office; amending s. 415.1051, F.S.; authorizing the Department of Children and Family Services to file the petition to determine incapacity in adult protection proceedings; prohibiting the department from serving as the guardian or providing legal counsel to the guardian; amending s. 415.112, F.S.; specifying rules to be adopted by the Department of Children and Family Services relating to adult protective services under ch. 415, F.S.; amending s. 429.02, F.S.; revising the definition of "service plan" to remove the limitation that plans are required only in assisted living facilities that have an extended congregate care license; requiring that the agency develop a service plan form; amending s. 429.07, F.S.; providing that license requirements for specialty licenses apply to current licensees as well as applicants for an extended congregate care and limited nursing license; conforming a cross-reference; amending s. 429.174, F.S.; requiring certain employees and contracted workers in assisted living facilities to submit to background screening; prohibiting employees and contracted workers who do not meet background screening requirements from being employed in an assisted living facility; providing certain exceptions; requiring the person being screened to pay for the cost of screening; amending s. 429.255, F.S.; providing that the owner or administrator of an assisted living facility is responsible for the services provided in the facility; amending s. 429.26, F.S.; clarifying a prohibition on moving a resident; providing for the development of a service plan for all residents; requiring a search of the Department of Law Enforcement's sexual offender database to be conducted on all residents of an assisted living facility; requiring residents to be periodically assessed for competency to handle personal affairs; amending s. 429.27, F.S.; prohibiting assisted living facility personnel from making certain decisions for a resident or acting as the resident's representative or surrogate; amending s. 429.28, F.S.; requiring that notice of a resident's relocation or termination of residency be in writing and a copy sent to specified persons; requiring the State Long-Term Ombudsman Program include information within their annual report to the Governor and the Legislature; requiring facilities to have a written grievance procedure that includes certain information; requiring that grievances reported to the local ombudsman council be included in a statewide reporting system;

revising provisions relating to agency surveys to determine compliance with resident rights in assisted living facilities; amending s. 429.294, F.S.; deleting a cross-reference; amending s. 429.34, F.S.; providing for unannounced inspections; providing for additional 6-month inspections for certain violations; providing for an additional fine for 6-month inspections; amending s. 429.41, F.S.; requiring all residents of assisted living facilities to have a service plan; amending s. 429.65, F.S.; providing a definition of the term "reside"; amending s. 429.67, F.S.; expanding the list of persons who must have a background screening in adult family-care homes; amending s. 429.69, F.S.; providing that the failure of a adult family-care home provider to live in the home is grounds for the denial, revocation, or suspension of a license; amending s. 429.73, F.S.; requiring adult family-care home residents to be periodically assessed for competency to handle personal affairs; amending ss. 435.03 and 435.04, F.S.; providing additional criminal offenses for screening certain health care facility personnel; repealing s. 400.141(13), F.S., relating to a requirement to post certain information in nursing homes; repealing s. 408.809(3), F.S., relating to the granting of a provisional license while awaiting the results of a background screening; repealing s. 429.08(2), F.S., deleting a provision relating to local workgroups of field offices of the Agency for Health Care Administration; repealing s. 429.41(5), F.S., relating to agency inspections; amending ss. 430.80 and 651.118, F.S.; conforming cross-references; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Regulated Industries; and Senator Jones—

CS for SB 604—A bill to be entitled An act relating to quarter horse racing; amending s. 550.334, F.S.; removing provisions requiring an application to the Division of Pari-mutuel Wagering for a permit to conduct quarter horse race meetings; removing provisions for granting a license to conduct quarter horse racing; removing a provision for governance and control of quarter horse racing; removing a requirement for intertrack wagering to be conducted by a quarter horse permitholder; providing for a grandfather clause; providing an effective date.

—was placed on the Calendar.

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

CS for SB 610—A bill to be entitled An act relating to physical education; amending s. 1003.455, F.S.; requiring physical education in grades 6 through 8; providing for waivers under certain circumstances; providing an effective date.

—was referred to the Committee on Education Pre-K - 12 Appropriations.

By the Committee on Commerce; and Senators Justice and Lynn—

CS for SB 886—A bill to be entitled An act relating to toxic substances in children's products; providing definitions; prohibiting a person from using or applying a toxic substance in or on any toy or child care article in this state; prohibiting a person from manufacturing, selling, offering for sale, or distributing a toy or child care article that contains a toxic substance; providing an exception; providing civil fines for manufacturing, selling, offering for sale, or distributing a toy or child care article that contains a toxic substance; requiring that certain civil fines be waived under specified circumstances; providing that a knowing and intentional violation of the act is a felony of the third degree; providing criminal penalties; providing an effective date.

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

By the Committee on Higher Education; and Senators Peaden, Joyner and Gaetz—

CS for SB 1080—A bill to be entitled An act relating to the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute; amending s.

1004.445, F.S.; establishing the center within the University of South Florida; providing for the administration of the center; creating a research advisory board and providing for a manner of appointment; providing duties; eliminating the board of directors and the council of scientific advisors; revising the grant award process for the center; providing a limitation on expenditures; authorizing an account for center purposes; providing for a report; extending the sunset provisions; providing effective dates.

—was referred to the Committee on Health and Human Services Appropriations.

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1300—A bill to be entitled An act relating to fish and wildlife; amending s. 253.04, F.S., relating to the protection of state lands; providing definitions; providing that it is a civil infraction to operate a vessel outside a marked channel in a manner that causes seagrass scarring; providing penalties; amending s. 327.73, F.S., relating to noncriminal infractions; establishing civil penalties for the destruction of seagrasses; amending s. 372.73, F.S., relating to the disposition of illegally taken wildlife; providing for the disposition of such wildlife; providing for the documentation of illegally taken wildlife; creating s. 372.731, F.S., relating to photographs of illegally taken wildlife; providing for the admission of photographs as evidentiary materials; providing conditions under which such photographs shall be taken; providing an effective date.

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

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1302—A bill to be entitled An act relating to wastewater disposal; amending s. 373.0361, F.S., relating to regional water supply planning; requiring the South Florida Water Management District to include water supply development projects that promote the elimination of ocean outfalls in its regional water supply plan; amending s. 373.0831, F.S., relating to water resource and supply development; providing for projects that implement reuse as a means of eliminating ocean outfalls to receive priority funding consideration; amending s. 373.1961, F.S., relating to funding for water supply projects; providing priority funding for projects that implement reuse that assists with the elimination of ocean outfalls; amending s. 373.250, F.S., relating to the reuse of reclaimed water; directing the South Florida Water Management District to require the use of reclaimed water made available through the elimination of ocean outfalls under certain conditions; amending s. 403.085, F.S., relating to waste water treatment; prohibiting the construction of new ocean outfalls; prohibiting the use of ocean outfalls as a method of sanitary sewage disposal; amending s. 403.086, F.S., relating the treatment of wastewater; providing legislative intent; prohibiting the new construction of an expanded discharge to ocean outfalls; requiring that domestic wastewater discharges to ocean outfalls meet advanced wastewater treatment and management requirements by a date certain; providing an exemption from meeting advanced wastewater treatment and management requirements under specific conditions; providing wastewater reuse requirements for facilities that discharge through ocean outfalls by a date certain; providing prohibitions for the discharge of domestic wastewater through ocean outfalls under specific conditions by a date certain; providing reporting requirements for permitted ocean outfall facilities; providing reporting requirements for the Department of Environmental Protection; providing a compliance schedule for facilities discharging through ocean outfalls; amending s. 403.1835, F.S., relating to water pollution control financial assistance; providing for the inclusion of domestic wastewater ocean outfalls in laws requiring the elimination of discharges to specific water bodies; providing an effective date.

—was referred to the Committee on General Government Appropriations.

By the Committee on Environmental Preservation and Conservation; and Senator Saunders—

CS for SB 1544—A bill to be entitled An act relating to energy conservation; amending s. 74.051, F.S.; requiring a court to conduct a hearing and issue a final judgment on a petition for a taking within specified times after a utility's request for such hearing; creating s. 112.219, F.S.; defining terms for purposes of the state employee telecommuting program; requiring each state employing entity to complete a telecommuting plan by a specified date which includes a listing of the job classifications and positions that the state entity considers appropriate for telecommuting; providing requirements for the telecommuting plan; requiring each state employing entity to post the telecommuting plan on its website; amending s. 163.04, F.S.; revising provisions prohibiting restrictions on the use of energy devices based on renewable resources; amending s. 163.3177, F.S.; revising requirements for the future land use element of a local comprehensive plan to include energy-efficient land use patterns; requiring that the traffic-circulation element of incorporate transportation strategies to reduce greenhouse gas emissions; requiring each unit of local government within an urbanized area to amend the transportation element to incorporate transportation strategies addressing reduction in greenhouse gas emissions; amending s. 186.007, F.S.; authorizing the Executive Office of the Governor to include in the state comprehensive plan goals, objectives, and policies related energy and global climate change; creating s. 193.804, F.S.; prohibiting the property appraiser from increasing the taxable value of homestead property when the taxpayer adds any solar energy device to the property; authorizing the property appraiser to refer the matter to the Department of Environmental Protection if the property appraiser questions whether a taxpayer is entitled, in whole or in part, to a solar energy device exemption; requiring the Department of Environmental Protection to adopt rules; amending s. 212.08, F.S.; providing that the sale or use of wind energy or wind turbines is exempt from sales or use taxes as equipment, machinery, and other materials used for renewable energy technologies; requiring the Department of Environmental Protection to adopt, by rule, an application form, including the required content and documentation to support the application, for the taxpayer to use in claiming the tax exemption; amending s. 220.192, F.S.; defining terms related to a tax credit; providing that 75 percent of all capital, operation, and maintenance costs, and research and development costs incurred between specified dates, up to a specified limit, may be credited against taxes owed in connection with an investment in the production of wind energy; allowing the tax credit to be transferred for a specified period; providing procedures and requirements; requiring the Department of Revenue to adopt rules; amending s. 220.193, F.S.; defining the term "sale" or sold"; defining the term "taxpayer"; authorizing the Department of Revenue to adopt rules and forms; providing that the use of the renewable energy production credit does not reduce the alternative minimum tax credit; amending s. 253.02, F.S.; authorizing the Secretary of Environmental Protection to grant easements across lands owned by the Board of Trustees of the Internal Improvement Trust Fund under certain conditions; amending s. 253.034, F.S.; granting a utility the use of nonsovereignty state-owned lands upon a showing of competent substantial evidence that the use is reasonable; establishing criteria relating to the title, distribution, and cost of such lands; amending s. 255.249, F.S.; requiring state agencies to annually provide telecommuting plans to the Department of Management Services; amending s. 255.251, F.S.; creating the "Florida Energy Conservation and Sustainable Buildings Act"; amending s. 255.252, F.S.; providing findings and legislative intent; providing that it is the policy of the state that buildings constructed and financed by the state, or existing buildings renovated by the state, be designed and constructed with a goal of meeting or exceeding the Platinum rating of the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED) rating system, the Green Building Initiative's Green Globes rating system, or the Florida Green Building Coalition standards; requiring each state agency to identify and compile a list of energy-conservation projects that it determines are suitable for a guaranteed energy performance savings contract; amending s. 255.253, F.S.; defining terms relating to energy conservation for buildings; amending s. 255.254, F.S.; prohibiting a state government entity from leasing or constructing a facility without having secured from the Department of Management Services a proper evaluation of life-cycle costs for the building; amending s. 255.255, F.S.; requiring the department to use sustainable building ratings for conducting a life-cycle cost analysis; amending s. 255.257, F.S.; requiring each state government entity to adopt the standards of the United States Green Building Council's Leadership in Energy and Environmental Design for New Construction (LEED-NC) for all new buildings, with a goal of

achieving the LEED-NC Platinum level rating for each construction project and to implement the United States Green Building Council's Leadership in Energy and Environmental Design for Existing Buildings (LEED-EB); creating s. 286.275, F.S.; requiring the Department of Management Services to develop the Florida Climate Friendly Preferred Products List; requiring state government entities to consult the list and purchase products from the list under certain circumstances; requiring state government entities to contract for meeting and conference space with facilities having the "Green Lodging" designation; authorizing the Department of Environmental Protection to adopt rules; requiring the department to establish voluntary technical assistance programs for various businesses; requiring state government entities to maintain vehicles according to minimum standards and follow certain procedures when procuring new vehicles; requiring state government entities to use ethanol and biodiesel-blended fuels when available; defining the term "state government entity"; amending s. 287.063, F.S.; prohibiting the payment term for equipment from exceeding the useful life of the equipment unless the contract provides for the replacement or the extension of the useful life of the equipment during the term of the deferred payment contract; amending s. 287.064, F.S.; authorizing an extension of the master equipment financing agreement for energy conservation equipment; requiring the guaranteed energy, water, and wastewater performance savings contractor to provide for the replacement or the extension of the useful life of the equipment during the term of the contract; amending s. 287.16, F.S.; requiring the Department of Management Services to conduct an analysis of the Department of Transportation's ethanol and biodiesel use and encourage other state agencies to analyze transportation fuel usage and report such information to the Department of Management Services; amending s. 288.1089, F.S.; defining the term "alternative and renewable energy"; detailing the conditions for an alternative and renewable energy project to be eligible for an innovation incentive award; amending s. 337.401, F.S.; requiring the Department of Environmental Protection to adopt rules relating to the placement of and access to aerial and underground electric transmission lines having certain specifications; defining the term "base-load generating facilities"; amending s. 339.175, F.S.; requiring each metropolitan planning organization to develop a long-range transportation plan and an annual project priority list that, among other considerations, provide for sustainable growth and reduce greenhouse gas emissions; amending s. 366.82, F.S.; requiring the Public Service Commission to adopt rules requiring utilities to offset 20 percent of their annual load-growth through energy efficiency and conservation measures; requiring the commission to create an in-state market for tradable credits enabling those utilities that exceed the conservation standard to sell credits to those that cannot meet the standard for a given year; requiring that the commission conduct a periodic review; requiring the commission to require municipal and cooperative utilities that are exempt from the Energy Efficiency and Conservation Act to submit an annual report identifying energy efficiency and conservation goals and the actions taken to meet those goals; requiring the commission to use certain methodologies in the evaluation of demand-side management programs; requiring the commission to establish a renewable energy portfolio standard for utilities; requiring certain utilities to submit an annual report identifying the percentage of their electrical power generated or purchased from renewable resources; authorizing the commission to adopt rules; amending s. 366.8255, F.S.; redefining the term "environmental compliance costs" to include costs or expenses prudently incurred for scientific research and geological assessments of carbon capture and storage for the purpose of reducing an electric utility's greenhouse gas emissions; amending s. 366.93, F.S.; revising the definitions of "cost" and "preconstruction"; requiring the Public Service Commission to establish rules relating to cost recovery for the construction of new, expanded, or relocated electrical transmission lines and facilities for a nuclear power plant; amending s. 377.601, F.S.; revising legislative intent with respect to the need to implement alternative energy technologies; amending s. 377.703, F.S.; conforming cross-references; amending s. 377.804, F.S., relating to the Renewable Energy and Energy-Efficient Technologies Grant Program; providing for the program to include matching grants for technologies that increase the energy efficiency of vehicles and commercial buildings; providing application requirements; amending s. 377.806, F.S., relating to the Solar Energy System Incentives Program; requiring compliance with the Florida Building Code rather than local codes in order to be eligible for a rebate under the program; amending s. 377.901, F.S., relating to the Florida Energy Commission; transferring the commission from the Office of Legislative Services to the Executive Office of the Governor; changing appointment criteria for the members of the commission; providing additional duties; deleting outdated provisions; creating s. 377.921, F.S., relating to qualified solar energy sys-

tems; providing definitions; allowing a public utility to recover certain costs; amending ss. 380.23 and 403.031, F.S.; conforming cross-references; creating s. 403.44, F.S.; creating the Florida Climate Protection Act; defining terms; requiring the Department of Environmental Protection to establish the methodologies, reporting periods, and reporting systems that must be used when major emitters report to The Climate Registry; authorizing the department to adopt rules for a cap-and-trade regulatory program to reduce greenhouse gas emissions from major emitters; providing for the content of the rule; amending s. 403.503, F.S.; defining the term "alternate corridor" and redefining the term "corridor" for purposes of the Florida Electrical Power Plant Siting Act; amending s. 403.504, F.S.; requiring the Department of Environmental Protection to determine whether a proposed alternate corridor is acceptable; amending s. 403.506, F.S.; revising the thresholds and applicability standards of the Florida Electrical Power Plant Siting Act; deleting a provision that exempts from the act a steam generating plant; exempting from the act the associated facilities of an electrical power plant; exempting an electric utility from obtaining certification under the Florida Electrical Power Plant Siting Act before constructing facilities for a power plant using nuclear materials as fuel; providing that a utility may obtain separate licenses, permits, and approvals for such construction under certain circumstances; exempting such provisions from review under ch. 120, F.S.; amending s. 403.5064, F.S.; requiring an applicant to submit a statement to the department if such applicant opts for consideration of alternate corridors; amending s. 403.50665, F.S.; requiring an application to include a statement on the consistency of directly associated facilities constituting a "development"; requiring the Department of Environmental Protection to address at the certification hearing the issue of compliance with land use plans and zoning ordinances for a proposed substation located in or along an alternate corridor; amending s. 403.509, F.S.; requiring the Governor and Cabinet sitting as the siting board to certify the corridor having the least adverse impact; authorizing the board to deny certification or allow a party to amend its proposal; amending s. 403.5115, F.S.; requiring the applicant proposing the alternate corridor to publish all notices relating to the application; requiring that such notices comply with certain requirements; requiring that notices be published at least 45 days before the rescheduled certification hearing; amending s. 403.5175, F.S.; conforming a cross-reference; amending s. 403.518, F.S.; authorizing the Department of Environmental Protection to charge an application fee for an alternate corridor; amending s. 403.519, F.S., relating to determinations of need; conforming provisions to changes made by the act; creating s. 403.7055, F.S.; encouraging counties in the state to form regional solutions to the capture and reuse or sale of methane gas from landfills and wastewater treatment facilities; requiring the Department of Environmental Protection to provide guidelines and assistance; amending s. 403.814, F.S., relating to general permits; conforming provisions; amending s. 489.145, F.S.; revising provisions of the Guaranteed Energy Performance Savings Contracting Act; renaming the act as the "Guaranteed Energy, Water, and Wastewater Performance Savings Contracting Act"; requiring that each proposed contract or lease contain certain agreements concerning operational cost-saving measures; redefining terms; defining the term "investment grade energy audit"; requiring that certain baseline information, supporting information, and documentation be included in contracts; requiring the office of the Chief Financial Officer to review contract proposals; providing audit requirements; requiring contract approval by the Legislature or Chief Financial Officer; creating s. 526.203, F.S.; providing definitions; requiring that on or after a specified date all gasoline sold in the state contain a specified percent of agriculturally derived denatured ethanol; providing for exemptions; creating s. 526.204, F.S.; providing for the requirements to be suspended during a declared emergency; providing an exemption if a supplier or other distributor is unable to obtain the required fuel at the same or lower price than the price of unblended gasoline; requiring that documentation be provided to the Department of Revenue; creating s. 526.205, F.S.; providing for enforcement of the requirement for gasoline content; providing penalties; providing for the Department of Revenue to grant an extension of time to comply with the requirement; creating s. 526.206, F.S.; authorizing the Department of Revenue and the Department of Agriculture and Consumer Services to adopt rules; requiring the Florida Energy Commission to conduct a study of the lifecycle greenhouse gas emissions associated with all renewable fuels; requiring a report to the Legislature by a specified date; amending s. 553.77, F.S.; authorizing the Florida Building Commission to implement recommendations relating to energy efficiency in residential and commercial buildings; creating s. 553.886, F.S.; requiring that the Florida Building Code facilitate and promote the use of certain renewable energy technologies in buildings; creating s. 553.9061, F.S.; requiring the Florida Building

Commission to establish a schedule of increases in the energy performance of buildings subject to the Energy Efficiency Code for Building Construction; providing a process for implementing goals to increase energy-efficiency performance in new buildings; providing a schedule for the implementation of such goals; identifying energy-efficiency performance options and elements available to meet energy-efficiency performance requirements; providing a schedule for the review and adoption of renewable energy-efficiency goals by the commission; requiring the commission to conduct a study to evaluate the energy-efficiency rating of new buildings and appliances; requiring the commission to submit a report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; requiring the commission to conduct a study to evaluate opportunities to restructure the Florida Energy Code for Building Construction, including the integration of the Thermal Efficiency Code, the Energy Conservation Standards Act, and the Florida Building Energy-Efficiency Rating Act; requiring the commission to submit a report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; directing the Department of Community Affairs, in conjunction with the Florida Energy Affordability Council, to identify and review issues relating to the Low-Income Home Energy Assistance Program and the Weatherization Assistance Program; requiring the submission of a report to the President of the Senate and the Speaker of the House of Representatives on or before a specified date; providing for the expiration of certain study requirements; amending s. 553.957, F.S.; including certain home and commercial appliances in the requirements for testing and certification for meeting certain energy-conservation standards; amending s. 553.975, F.S.; conforming a cross-reference; requiring the Public Service Commission to analyze utility revenue decoupling and provide a report and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; amending s. 718.113, F.S.; authorizing the board of a condominium or a multi-condominium to install solar collectors, clotheslines, or other energy-efficient devices on association property; creating s. 1004.648, F.S.; establishing the Florida Energy Systems Consortium, consisting of specified state universities; providing membership and duties of the consortium; providing for an oversight board and steering committee; providing reporting requirements for the consortium by a date certain; authorizing the Department of Environmental Protection to require certain agreements to contain a stipulation requiring the return to the state of a portion of the profit resulting from commercialization of an energy-related product or process; requiring the department to conduct a study relating to the state earning a monetary return on energy-related products or processes through the use of negotiated or licensing agreements; requiring the department to submit the study to the Governor and the Legislature; requiring the Department of Environmental Protection, in conjunction with the Department of Agriculture and Consumer Services, to conduct an economic impact analysis on the effect of granting financial incentives to energy producers who use woody biomass; requiring the department to submit the results to the Legislature; establishing a statewide solid waste reduction goal by a certain date; requiring the Department of Environmental Protection to develop a recycling program designed to meet that goal; requiring the Department of Environmental Protection to prepare a report relating to the costs and benefits of implementing a cap-and-trade system to trade emission credits; requiring the department to present the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives; describing certain specified issues to be included in the report; providing effective dates.

—was referred to the Committees on Communications and Public Utilities; and General Government Appropriations.

By the Committee on Agriculture; and Senator Alexander—

CS for SB 1702—A bill to be entitled An act relating to a review of the Department of Agriculture and Consumer Services under the Florida Government Accountability Act; reenacting s. 20.14(2)(a), (b), (c), (d), (f), (g), (h), (i), (k), and (l), F.S., relating to the Divisions of Administration, Agricultural Environmental Services, Animal Industry, Aquaculture, Dairy Industry, Food Safety, Forestry, Fruit and Vegetables, Marketing and Development, and Plant Industry of the Department of Agriculture and Consumer Services; amending s. 125.27, F.S.; increasing the annual countywide fire control assessment; amending s. 370.07, F.S.; increasing the annual license tax imposed on wholesale and retail salt-water products dealers; amending s. 487.041, F.S.; increasing the registration fee imposed on each brand of pesticide that is distributed, sold,

or offered for sale; amending s. 500.12, F.S.; increasing the maximum amount allowed for a food permit application fee; amending s. 576.041, F.S.; increasing the fertilizer inspection fee; amending s. 580.041, F.S.; increasing master registration fees imposed on commercial feed distributors; amending s. 597.004, F.S.; increasing the registration fee for aquaculture certification; providing an effective date.

—was referred to the Committee on General Government Appropriations.

By the Committee on Higher Education; and Senator Oelrich—

CS for SB 1716—A bill to be entitled An act relating to postsecondary education; amending s. 1000.21, F.S.; redesignating the names of certain community colleges as colleges; creating s. 1001.60, F.S., relating to the Florida College System; providing system purposes; defining the system as comprised of 2-year and 4-year public postsecondary institutions that grant academic degrees at the undergraduate level; providing limitations; authorizing a name change under certain conditions; providing for local boards of trustees; providing membership for the boards; creating the Florida College System Task Force for the purpose of developing recommendations for the migration of community colleges to baccalaureate-degree-granting colleges; providing for membership and appointments; providing duties of the task force and reporting requirements; providing for the task force to be dissolved unless extended by general law; creating the State College Pilot Project; designating certain institutions to participate in the project; providing duties and reporting requirements for the institutions; providing an effective date.

—was referred to the Committee on Higher Education Appropriations.

By the Committee on Agriculture; and Senators Dean and Bennett—

CS for SB 2060—A bill to be entitled An act relating to agriculture and consumer services; amending s. 163.3162, F.S.; prohibiting county government imposition of an assessment or fee for stormwater management on agricultural land meeting certain requirements; amending s. 205.064, F.S.; expanding eligibility for exemption from a local business tax receipt for the privilege of selling specified products; amending s. 373.1395, F.S.; providing indemnity for an agricultural landowner for an easement or any other right secured by a water management district for access to lands the district provides or makes available to the public; delineating what is covered by indemnification for landowners and water management districts; providing that agricultural landowners and water management districts are liable for gross negligence and certain other acts as specified; creating s. 500.70, F.S.; delineating requirements for a tomato farmer, packer, repacker, or handler to be considered in compliance with state food safety microbial standards and guidelines; amending s. 570.07, F.S.; providing that the Department of Agriculture and Consumer Services may adopt by rule comprehensive best-management practices for agricultural production and food safety; amending s. 583.13, F.S.; revising the labeling and advertising requirements for dressed poultry; amending s. 604.15, F.S.; revising a definition to make tropical foliage exempt from regulation under provisions relating to dealers in agricultural products; amending s. 604.50, F.S.; expanding county and municipal exemptions for nonresidential farm buildings to include permits and impact fees; amending s. 823.145, F.S.; expanding the materials used in agricultural operations that can be openly burned; providing certain limitations on such burning; amending s. 849.094, F.S.; providing for computer-based electronic sweepstakes game promotions in connection with the sale of a consumer product or service; providing operator requirements; requiring the written approval of the Department of Agriculture and Consumer Services; providing an effective date.

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

By the Committees on Communications and Public Utilities; and Communications and Public Utilities—

CS for SB 2212—A bill to be entitled An act relating to the Public Service Commission; amending s. 350.01, F.S.; conforming the begin-

ning of a Public Service Commissioner's term as chair with the beginning of terms of commissioners; amending s. 350.012, F.S.; renaming the Committee on Public Service Commission Oversight, a standing joint committee of the Legislature, as the "Committee on Public Counsel Oversight"; deleting the committee's authority to recommend to the Governor nominees to fill vacancies on the Public Service Commission; deleting the committee's authority to file an ethics complaint against a member, former member, or former employee of the commission, or a member of the Public Service Commission Nominating Council; amending s. 350.031, F.S.; increasing the number of members on the council; requiring the President of the Senate and the Speaker of the House of Representatives to appoint a chair and vice chair to the council in alternating years; requiring the council to submit recommendations for vacancies on the Public Service Commission to the Governor; requiring the council to nominate a minimum of three persons for each vacancy; revising the date that recommendations for vacancies must be submitted; providing for the council to fill a vacancy on the commission if the Governor fails to do so; authorizing a successor Governor to recall an unconfirmed appointee under certain circumstances; amending ss. 350.061 and 350.0614, F.S., relating to the appointment, oversight, and compensation of the Public Counsel; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on General Government Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES—FINAL ACTION

The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 2930.

William S. Pittman III, Chief Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 20 was corrected and approved.

CO-INTRODUCERS

Senators Aronberg—CS for SB 706, SB 848, SB 2014, SB 2580; Atwater—CS for SB 1580, SB 2014; Baker—CS for SB 222, CS for SB 1064, SB 2400; Bullard—SB 478, SB 482, SB 484; Crist—CS for SB 850, CS for SB 1384, SB 1692, CS for SB 1964, SB 2062, SB 2310; Dawson—SB 846; Fasano—CS for SB 1080, SB 1196, SB 1316, SB 1564, SB 2028, SB 2362, SB 2860, SB 2878; Gaetz—CS for CS for CS for SB 1712; Garcia—SB 2860; Geller—SB 2860; Jones—SB 2860; Justice—SB 2414; Lynn—SB 1068, SB 1692, SB 2062; Peadar—CS for SB 1580; Rich—CS for SB 1964; Saunders—CS for SB 1964; Storms—SB 2580

RECESS

On motion by Senator King, the Senate recessed at 11:18 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:30 a.m., Thursday, March 27 or upon call of the President.

SENATE PAGES

March 24-28, 2008

Brian Barnes, Branford; Rebecca Barnes, Wewahatchka; Chynelle Bruce, Crawfordville; B. Grace Cakmis, Gainesville; Joshua Cason, Melbourne; Eric P. Counihan, Clermont; Ian M. Holtzworth, Tavernier; Jesse L. Jackson II, Tallahassee; Crystal Joseph, Lakeland; O'Brian Safford, Quincy; Dara Silverman, Miami; Patrick Smith, O'Brien; Angelica Spicer, Miami; Brett C. Suggs, Branford; Jordan H. Unatin, Ormond Beach; Victoria Underwood, Tallahassee; Jasmine A. Wright, Hialeah