



# Journal of the Senate

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## REPORTS OF COMMITTEES

The Committee on Judiciary recommends the following pass: SB 606; SB 2034 with 2 amendments

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

The Committee on Judiciary recommends the following pass: SB 2620

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1072

The Committee on Judiciary recommends the following pass: SB 104; SB 150; SB 502; SB 1862

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 2612

The Committee on Judiciary recommends the following pass: SB 654

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

The Committee on Higher Education recommends the following pass: SB 894

The Committee on Judiciary recommends the following pass: CS for SB 590

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

The Committee on Judiciary recommends the following pass: CS for SB 364

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

The Committee on Criminal Justice recommends the following pass: SB 1230

The Committee on Higher Education recommends the following pass: SB 2530

The Committee on Judiciary recommends the following pass: SB 2396 with 2 amendments

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 2244

The Committee on Health Regulation recommends the following pass: SB 1456

The Committee on Higher Education recommends the following pass: CS for SB 1256

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

The Committee on Higher Education recommends the following pass: SB 2460

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

The Committee on Criminal Justice recommends the following pass: SB 98; SB 1356; SB 1446; SB 2418; SB 2750

The Committee on Health Regulation recommends the following pass: CS for SB 1050 with 1 amendment

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

The Committee on Criminal Justice recommends the following pass: SB 2252

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

The Special Master on Claim Bills recommends the following pass: SB 12

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1166

The Policy and Steering Committee on Ways and Means recommends the following pass: CS for SB 1344; CS for SB 1368 with 2 amendments; CS for SB 1396; CS for SB 1436; CS for SB 1438; CS for SB 1442; CS for SB 1444; CS for SB 1508; CS for SB 1510; CS for SB 1514; CS for SB 1592; CS for SB 1646

**The bills were placed on the Calendar.**

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The Committee on Judiciary recommends a committee substitute for the following: SB 1544

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

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

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2086

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

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The Committee on Transportation recommends a committee substitute for the following: SB 1144

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

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The Committee on Commerce recommends a committee substitute for the following: SB 2006

The Committee on Transportation recommends committee substitutes for the following: SB 1604; SB 2362

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 1708

The Committee on Judiciary recommends committee substitutes for the following: SB 768; SB 1108; CS for SB 1298; SB 1974

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1388

The Committee on Health Regulation recommends committee substitutes for the following: SB 2272; SB 2722

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

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 434

The Committee on Health Regulation recommends a committee substitute for the following: SB 896

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

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The Committee on Commerce recommends committee substitutes for the following: SB 152; SB 1188; SB 1430

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 366

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1202

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 2046

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1104

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 694; CS for SB 1048

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 214

The Committee on Commerce recommends committee substitutes for the following: SB 2330; SB 2606

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1598

The Policy and Steering Committee on Ways and Means recommends committee substitutes for the following: SB 2020; SB 2022; SB 2024; SB 2384; SB 2386; SB 2408

**The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Governmental Oversight and Accountability under the original reference.**

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1382

The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 1520

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

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The Committee on Higher Education recommends a committee substitute for the following: SB 2442

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

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The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1194; CS for SB 2008

The Committee on Criminal Justice recommends committee substitutes for the following: SB 796; SB 2350; SB 2364

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 2138

The Committee on Health Regulation recommends committee substitutes for the following: CS for SB 8; CS for SB 218; SB 482

The Committee on Judiciary recommends a committee substitute for the following: SB 1022

**The bills with committee substitute attached contained in the foregoing reports were referred to the Policy and Steering Committee on Ways and Means under the original reference.**

The Committee on Commerce recommends committee substitutes for the following: SB 1472; SB 2476; SB 2500

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

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 926

The Policy and Steering Committee on Ways and Means recommends committee substitutes for the following: CS for SB 1238; CS for SB 1400; CS for SB 1464; CS for SB 1466; CS for SB 1468; CS for SB 1484; CS for SB 1516; SB 2374

**The bills with committee substitute attached were placed on the Calendar.**

**INTRODUCTION AND REFERENCE OF BILLS**

**FIRST READING**

By the Policy and Steering Committee on Ways and Means—

**SB 2700**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2010, and ending June 30, 2011, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

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

By the Policy and Steering Committee on Ways and Means—

**SB 2702**—A bill to be entitled An act implementing the 2010-2011 General Appropriations Act; providing legislative intent; amending s. 216.292, F.S.; delaying the expiration of provisions providing for the Legislative Budget Commission to review and approve recommendations by the Governor for fixed capital outlay projects funded by grants awarded from the American Recovery and Reinvestment Act of 2009; authorizing the Executive Office of the Governor to transfer funds appropriated for the American Recovery and Reinvestment Act of 2009 in traditional appropriation categories in the General Appropriations Act to appropriation categories established for the specific purpose of tracking funds appropriated pursuant to that act; providing for future expiration; amending s. 110.123, F.S., relating to the state group insurance program; requiring that, for the 2010-2011 fiscal year only, the state contribution toward the cost of a plan is the difference between the overall premium and the employee contribution; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; providing that the annual salary of the members of the Legislature be reduced by 7 percent; providing for future expiration; amend-

ing s. 112.24, F.S.; delaying the expiration of provisions providing conditions on the assignment of an employee of a state agency without reimbursement from the receiving agency; reenacting s. 215.32(2)(b), F.S., relating to the source and use of certain trust funds in order to implement the transfer of moneys in the General Revenue Fund from trust funds in the 2010-2011 General Appropriations Act; reenacting s. 215.5601(4)(b), F.S., relating to the administration of the Lawton Chiles Endowment Fund; providing a statement of public interest with respect to the issuance of new debt to address a critical state emergency; requiring that the Office of State Courts Administrator report to the Legislature the number of assigned new and reopened cases and the number of cases closed by each judge in each division and circuit for a specified period; authorizing the Department of Corrections and the Department of Juvenile Justice to use certain appropriated funds to assist in defraying the costs incurred by a county or a municipality to open or operate certain facilities; limiting the amount of such assistance; providing for the expiration of the authority to provide the assistance; amending s. 29.008, F.S.; providing counties with an exemption from the requirement to annually increase certain expenditures by a specified percentage for the 2010-2011 fiscal year; amending s. 216.262, F.S.; delaying the expiration of provisions directing the Department of Corrections to seek a budget amendment for additional positions and appropriations if the inmate population exceeds a certain estimate under certain circumstances; authorizing the Department of Legal Affairs to spend certain appropriated funds on programs that were funded by the department from specific appropriations in general appropriations acts in prior years; providing for the expiration of the authority to spend those appropriations; amending s. 394.908, F.S.; delaying the expiration of a provision requiring that funds appropriated for forensic mental health treatment services be allocated to certain areas of the state; prohibiting a state agency from adopting or implementing a rule or policy that mandates new nitrogen-reduction limits that apply to existing or new onsite sewage treatment systems, has the effect of requiring the use of performance-based treatment systems, or increases the cost of treatment for nitrogen reduction from onsite systems before a specified study is completed; providing for future expiration; amending s. 253.034, F.S.; delaying the expiration of provisions authorizing the deposit of funds derived from the sale of property by the Department of Citrus into the Citrus Advertising Trust Fund; reenacting s. 255.518(1)(b), F.S., relating to the payment of obligations during the construction of a facility financed by such obligations; providing for the future expiration of certain amendments to such provision and for the reversion of statutory text; amending s. 373.59, F.S.; delaying the expiration of provisions providing for the allocation of moneys from the Water Management Lands Trust Fund for certain purposes; amending s. 375.041, F.S.; providing for the transfer of moneys from the Land Acquisition Trust Fund to support the Clean Water State Revolving Fund and Drinking Water State Revolving Fund programs, rather than to the Ecosystem Management and Restoration Trust Fund for grants and aids to local governments for water projects; providing for future expiration; reenacting s. 403.1651(1)(g), F.S., relating to the use of funds from the Ecosystem Management and Restoration Trust Fund for the purpose of funding activities to preserve and repair the state's beaches; providing for future expiration of certain amendments to such provision and for the reversion of statutory text; amending s. 403.1651, F.S.; providing for the transfer of moneys from the Ecosystem Management and Restoration Trust Fund to the General Inspection Trust Fund for the Farm Share, Food Banks, and Mosquito Control program and the Technological Research and Development Authority; providing for future expiration; amending s. 570.20, F.S.; delaying the expiration of provisions authorizing the Department of Agriculture and Consumer Services to use funds from the General Inspection Trust Fund for certain programs; amending s. 403.7095, F.S.; delaying the expiration of provisions requiring that the Department of Environmental Protection award a specified amount in grants equally to certain counties for waste tire and litter prevention, recycling education, and general solid waste programs; authorizing the Department of Agriculture and Consumer Services to extend, revise, and renew current contracts or agreements created or entered into for the purpose of promoting agriculture; providing for future expiration; requiring the Executive Office of the Governor to sell the King Air 350 airplane; requiring the receipts from the sale of the airplane to be deposited into the Bureau of Aircraft Trust Fund; requiring the Department of Financial Services to issue a solicitation for office supplies and award a multiple supplier contract by a specified date; amending s. 339.135, F.S.; delaying the expiration of provisions requiring that the Department of Transportation transfer funds to the Office of Tourism,

Trade, and Economic Development for the purpose of funding transportation-related needs of economic development; authorizing such funds to be used for the additional purposes of space and aerospace infrastructure and urban redevelopment infrastructure projects; amending s. 339.08, F.S.; delaying the expiration of provisions relating to the use of moneys in the State Transportation Trust Fund for certain administrative expenses; delaying the expiration of provisions authorizing the Department of Transportation to use moneys from the State Transportation Trust Fund to pay for county and school district transportation infrastructure improvements; amending s. 445.009, F.S.; delaying the expiration of provisions designating participants in an adult or youth work experience activity under ch. 445, F.S., as employees of the state for purposes of workers' compensation coverage; amending s. 163.3247, F.S.; removing a provision that entitles members of the Century Commission for a Sustainable Florida to receive per diem and travel expenses; providing for future expiration of the amendment to such provision and for the reversion of statutory text; amending s. 201.15, F.S.; revising provisions relating to funds deposited into the Grants and Donations Trust Fund in the Department of Community Affairs which are used to fund the Century Commission; providing for future expiration of the amendment to such provision and for the reversion of statutory text; amending s. 215.559, F.S.; delaying the expiration of provisions relating to the Hurricane Loss Mitigation Program; revising the amount appropriated for the purpose of inspecting and improving tie-downs for mobile homes; providing an appropriation to the State Logistics Response Center for certain purposes; providing an appropriation to be competitively bid to improve the wind resistance of residences and mobile homes; revising the amount allocated for the operational purposes; reenacting s. 332.007(8), F.S., relating to the funding of security projects at publicly owned public-use airports; providing for the future expiration of certain amendments to such provision and for the reversion of statutory text; amending s. 216.292, F.S.; authorizing the transfer of funds for fixed capital outlay between specified appropriation categories; providing for future expiration; authorizing the Executive Office of the Governor to transfer funds for use by the state's designated primary data centers, pursuant to statutory procedures for notice, review, and objection; authorizing agencies to transfer funds from data processing appropriation categories to other appropriation categories in order to support and manage computer resources, notwithstanding other provisions of law; authorizing the Executive Office of the Governor to transfer funds between agencies in order to allocate a reduction relating to SUNCOM; providing for future expiration; requiring that the Department of Juvenile Justice comply with specified reimbursement limitations with respect to payments to hospitals or health care providers for health care services; authorizing certain payments pursuant to a contracted rate only until the contract expires or is renewed; defining the term "hospital" for purposes of such limitations; providing for future expiration; providing for the effect of a veto of one or more specific appropriations or proviso provisions to which implementing language refers; providing for the continued operation of certain provisions, notwithstanding a future repeal or expiration provided by the act; providing for severability; providing for contingent retroactive application; providing an effective date.

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

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committees on Health Regulation; and Banking and Insurance; and Senator Negron—

**CS for CS for SB 8**—A bill to be entitled An act relating to Medicaid and public assistance fraud; creating s. 624.35, F.S.; providing a short title; creating s. 624.351, F.S.; providing legislative intent; establishing the Medicaid and Public Assistance Fraud Strike Force within the Department of Financial Services to coordinate efforts to eliminate Medicaid and public assistance fraud; providing for membership; providing for meetings; specifying duties; requiring an annual report to the Legislature and Governor; creating s. 624.352, F.S.; directing the Chief Financial Officer to prepare model interagency agreements that address Medicaid and public assistance fraud; specifying which agencies can be a party to such agreements; amending s. 16.59, F.S.; conforming provisions to changes made by the act; requiring the Divisions of Insurance Fraud and Public Assistance Fraud in the Department of Financial

Services to be collocated with the Medicaid Fraud Control Unit if possible; requiring positions dedicated to Medicaid managed care fraud to be collocated with the Division of Insurance Fraud; amending s. 20.121, F.S.; establishing the Division of Public Assistance Fraud within the Department of Financial Services; amending ss. 411.01, 414.33, and 414.39, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 943.401, F.S.; directing the Department of Financial Services rather than the Department of Law Enforcement to investigate public assistance fraud; directing the Auditor General and the Office of Program Policy Analysis and Government Accountability to review the Medicaid fraud and abuse processes in the Agency for Health Care Administration; requiring a report to the Legislature and Governor by a certain date; establishing the Medicaid claims adjudication project in the Agency for Health Care Administration to decrease the incidence of inaccurate payments and to improve the efficiency of the Medicaid claims processing system; transferring activities relating to public assistance fraud from the Department of Law Enforcement to the Division of Public Assistance Fraud in the Department of Financial Services by a type two transfer; providing effective dates.

By the Committee on Commerce; and Senator Lynn—

**CS for SB 152**—A bill to be entitled An act relating to an environmental surcharge on bottled water; establishing a surcharge on bottled water sold at retail in this state; requiring that moneys collected from the surcharge be deposited into the Ecosystem Management and Restoration Trust Fund; providing an effective date.

By the Committees on Banking and Insurance; and Health Regulation; and Senators Ring, Gardiner, and Fasano—

**CS for CS for SB 214**—A bill to be entitled An act relating to autism; creating s. 381.986, F.S.; requiring that a physician refer a minor to an appropriate specialist for screening for autism spectrum disorder under certain circumstances; defining the term "appropriate specialist"; amending ss. 627.6686 and 641.31098, F.S.; defining the terms "developmental disability" and "direct patient access"; providing health insurance coverage for individuals with certain developmental disabilities; requiring certain insurers and health maintenance organizations to provide direct patient access to an appropriate specialist for the screening, evaluation, or diagnosis of autism spectrum disorder or other developmental disabilities; requiring the insurer's policy or the health maintenance organization's contract to provide a minimum number of visits per year for the screening, evaluation, or diagnosis of autism spectrum disorder or other developmental disabilities; revising the effective dates of certain enforcement provisions; providing a declaration of important state interest; providing applicability; providing an effective date.

By the Committees on Health Regulation; and Community Affairs; and Senator Jones—

**CS for CS for SB 218**—A bill to be entitled An act relating to medical expenses of inmates paid by a county or municipality; amending s. 901.35, F.S.; requiring that payments made by a county or municipality to a provider for certain services for an arrested person be made at a certain percentage of the Medicare allowable rate; providing that this maximum allowable rate does not apply to physician payments for emergency services provided within a hospital emergency department; providing an effective date.

By the Committees on Criminal Justice; and Regulated Industries; and Senator Wise—

**CS for CS for SB 366**—A bill to be entitled An act relating to retail sales of smoking pipes and smoking devices; creating s. 569.0073, F.S.; prohibiting retail sales of certain smoking pipes and smoking devices under certain circumstances; specifying criteria for the lawful sales of such items; providing a criminal penalty for unlawful sales of such items; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Education Pre-K - 12; and Senators Sobel, Fasano, Storms, Wilson, and Dean—

**CS for CS for SB 434**—A bill to be entitled An act relating to suicide prevention education; amending s. 14.20195, F.S.; deleting references to inactive organizations represented by members of the Suicide Prevention Coordinating Council and replacing with active organizations; amending s. 1006.07, F.S.; requiring that district school boards provide access to suicide prevention educational resources to all instructional and administrative personnel as part of the school district professional development system; providing an effective date.

By the Committee on Health Regulation; and Senator Bennett—

**CS for SB 482**—A bill to be entitled An act relating to motor vehicles; creating the “Highway Safety Act”; providing legislative intent relating to road rage and aggressive careless driving; requiring the Department of Highway Safety and Motor Vehicles to provide information about the Highway Safety Act in driver’s license educational materials; amending s. 316.003, F.S.; defining the term “road rage”; amending s. 316.083, F.S.; requiring an operator of a motor vehicle to yield the left lane when being overtaken on a multilane highway; providing exceptions; amending s. 316.1923, F.S.; revising the number of specified acts necessary to qualify as an aggressive careless driver; providing specified punishments for aggressive careless driving; specifying the allocation of moneys received from the increased fine imposed for aggressive careless driving; reenacting s. 316.650(1)(a), F.S., relating to traffic citations, to incorporate the amendments made to s. 316.1923, F.S., in a reference thereto; amending s. 318.1451, F.S.; requiring driver improvement schools to collect a fee from certain persons taking a basic driver improvement course; providing for such fees to be used to provide signage and educational materials relating to the act; amending s. 318.19, F.S.; providing that a second or subsequent infraction as an aggressive careless driver requires attendance at a mandatory hearing; providing for the disposition of the increased penalties; amending s. 320.697, F.S.; authorizing actions for civil damages against motor vehicle dealers; amending s. 322.05, F.S.; requiring certain persons under 18 years of age to complete a basic driver improvement course before being issued a driver’s license; providing an exception; providing an effective date.

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

**CS for CS for SB 694**—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; deleting a reference to health insurance in the process for determining a parent’s share of an obligation to pay medical support only; providing that an obligor may make child support payments directly to the obligee under certain circumstances; clarifying when income deduction payments are required to be paid to the State Disbursement Unit; amending s. 61.30, F.S.; authorizing the Department of Revenue to submit to the court a written declaration signed under penalty of perjury for the purpose of establishing an obligation for child support; amending s. 382.015, F.S.; requiring the Office of Vital Statistics in the Department of Health to prepare and file a new birth certificate that includes the name of the legal father when a final judgment of dissolution of marriage requires the former husband to pay child support for the child; amending s. 382.016, F.S.; requiring the Office of Vital Statistics to amend a child’s birth certificate to include the name of the legal father upon receipt of a marriage license that identifies the child as a child of the marriage; amending s. 409.2558, F.S.; requiring the Department of Revenue to process collected funds that are determined to be undistributable in a specified manner; requiring the department to retain as program income de minimis child support collections under \$1; amending s. 409.256, F.S.; changing the term “custodian” to “caregiver” and defining the role of the caregiver; amending s. 409.2563, F.S.; replacing “caretaker relative” with “caregiver” and defining the term; requiring the notice of a proceeding to establish an administrative support order to inform parents that the Department of Revenue may refer the child support proceeding to the Division of Administrative Hearings for determination of the support obligation; authorizing the Department of Revenue to refer a proceeding to the Division of Administrative Hearings for an evidentiary hearing to determine the support obligation; replacing the term “hearing request” with “proceeding”; amending s. 409.25635, F.S.; authorizing the Department of

Revenue to collect noncovered medical expenses in installments by issuing an income deduction notice; amending s. 409.2564, F.S.; removing a provision that encouraged parties to enter into a settlement agreement; requiring the department to review child support orders in IV-D cases at least once every 3 years; requiring that the department file a petition to modify support if the review of a support order indicates that the order should be modified; amending s. 409.2567, F.S.; authorizing the Department of Revenue to seek a specified waiver from the United States Department of Health and Human Services if the estimated increase in federal funding to the state derived from the waiver would exceed any additional cost to the state; amending s. 409.259, F.S.; extending the deadline for implementing electronic filing of pleadings and other documents with the clerks of court in Title IV-D cases until completion of the Child Support Automated Management System II; amending s. 409.910, F.S.; requiring the Agency for Health Care Administration to obtain health insurance information from insurers and provide it to the Department of Revenue for use in Title IV-D child support cases; requiring both agencies to enter into a cooperative agreement to implement the requirement; amending s. 414.095, F.S.; conforming a provision to a change made by the act; amending s. 741.01, F.S.; requiring an application for a marriage license to allow both parties to the marriage to state under oath in writing if they are the parents of a child born in this state and to identify any such child they have in common; reenacting ss. 61.14(1)(c) and 61.30(1)(c), F.S., relating to the enforcement and modification of support, maintenance, or alimony agreements or orders and the child support guidelines, respectively, to incorporate the amendments made to s. 409.2564, F.S., in references thereto; providing effective dates.

By the Committee on Judiciary; and Senator Constantine—

**CS for SB 768**—A bill to be entitled An act relating to street racing; creating the “Luis Rivera Ortega Street Racing Act”; amending s. 316.191, F.S.; revising penalties for violating provisions prohibiting certain speed competitions and exhibitions; providing an effective date.

By the Committee on Criminal Justice; and Senator Hill—

**CS for SB 796**—A bill to be entitled An act relating to injunctions for protection against domestic violence, repeat violence, sexual violence, or dating violence; amending ss. 741.30 and 784.046, F.S.; subject to available funding, directing the Florida Association of Court Clerks to develop an automated process by which a petitioner may request notification of service of the injunction for protection; requiring that notice to the petitioner be given to the petitioner within a specified time; providing for the content of the notice; providing an effective date.

By the Committee on Health Regulation; and Senators Peadar, Jones, Fasano, Sobel, Lawson, Detert, Storms, and Wilson—

**CS for SB 896**—A bill to be entitled An act relating to the treatment of students who have diabetes; providing definitions; requiring the Department of Health to develop guidelines, with the assistance of certain entities, for the training of diabetes personnel; providing criteria for the training; requiring the Department of Health to adopt the guidelines by a specified date; requiring each district school board and the governing body of each private and charter school to provide training to a minimum number of school employees; providing that a school employee is not subject to any penalty or disciplinary action for refusing to serve as a member of the trained diabetes personnel; requiring a school nurse to coordinate the training; requiring the school nurse or another health care professional to provide the training; requiring the school nurse to provide followup training and supervision; requiring the school nurse or another qualified health care professional to provide bus drivers with training in the recognition of hypoglycemia and hyperglycemia and actions to take in response to an emergency situation; requiring the parent or legal guardian of a student who has diabetes to submit a copy of the student’s diabetes medical management plan to the school; requiring a school nurse or trained diabetes personnel to perform certain functions regarding a student’s care of his or her diabetes; requiring a school nurse or one member of the trained personnel to be on site and available to provide care to students who have diabetes during regular school hours and at school-sponsored programs and activities; prohibiting a school district from restricting the assignment of a student who has diabetes to

a particular school; providing that a member of the trained diabetes personnel is not engaging in the practice of nursing and is exempt from state law or rule restricting the activities of a person who is not a health care professional; requiring a school to allow a student who has diabetes to manage and care for his or her diabetes; providing civil immunity from disciplinary action or liability for a school employee, nurse, physician, or school district for activities authorized under the act; requiring each district school board and the governing body of each charter and private school to report to the Department of Education by a specified date regarding their compliance to the act; providing an effective date.

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By the Committee on Transportation; and Senator Wise—

**CS for SB 924**—A bill to be entitled An act relating to driving under the influence; amending s. 322.28, F.S.; deleting a requirement for permanent revocation of the driver's license or driving privilege of a person who has been convicted four times for violating specified offenses of driving under the influence; providing that a person who has been convicted three times for violating specified offenses of driving under the influence may obtain a driver's license upon satisfying certain conditions; providing an effective date.

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By the Committees on Judiciary; and Banking and Insurance; and Senator Richter—

**CS for CS for SB 926**—A bill to be entitled An act relating to trusts; creating s. 736.0902, F.S.; limiting the duties and liability of certain trustees with respect to contracts for life insurance; defining the term "qualified person"; providing for the application and nonapplication of certain provisions of state law; requiring that notice of such provisions be given under certain circumstances; providing requirements for such notice; providing that such provisions do not apply if a party notified of the application of certain provisions of state law objects in writing; creating a rebuttable presumption of delivery of notice; defining the term "affiliate" for specified purposes; providing that certain provisions of state law do not apply under specified circumstances; prohibiting the compensation of a trustee for the performance of certain activities; amending s. 518.112, F.S.; expanding the list of delegable investment functions for certain fiduciaries; revising requirements for the provision of written notice by a trustee of an intent to begin delegating investment functions; providing an effective date.

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By the Committee on Judiciary; and Senators Storms and Sobel—

**CS for SB 1022**—A bill to be entitled An act relating to the H. Lee Moffitt Cancer Center and Research Institute; amending s. 1004.43, F.S.; revising provisions relating to the establishment of the institute and specifying primary responsibilities of the institute; conforming provisions relating to the agreement by the Board of Governors and the not-for-profit corporation for the use of facilities on the campus of the University of South Florida; specifying that the not-for-profit corporation and its not-for-profit subsidiaries shall conclusively act as instrumentalities of the state for purposes of sovereign immunity; authorizing the use of land, facilities, and personnel for teaching and research programs conducted by state universities; revising provisions relating to the control and sharing of certain income; providing a definition; providing an effective date.

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By the Committees on Judiciary; and Regulated Industries; and Senator Baker—

**CS for CS for SB 1048**—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring that a contractor record in the official records a payment bond for a public works construction project; requiring that the bond number be stated on the first page of the bond; prohibiting the issuing authority for a building permit or a private provider performing inspection services from inspecting the property being improved until certain documents are filed; providing that a payment and performance bond is not required for certain contracts; authorizing certain entities to exempt certain contracts from the requirement for a payment and performance bond; requiring the clerk of court to mail a notice of contest of lien by certified or registered mail; amending s. 713.015, F.S.; requiring that a contractor provide an owner

with a general statement of an owner's rights and responsibilities under Florida's Construction Lien Law; requiring that a signed copy of the statement be filed with the building permit application; specifying the form and content of the statement; deleting the requirement that notice be included in the direct contract between the contractor and the owner; amending s. 713.06, F.S.; revising the form of a notice for liens of persons not in privity with the owner; amending s. 713.09, F.S.; including improvements to units in provisions relating to a single claim of lien; deleting certain requirements relating to direct contracts; amending s. 713.13, F.S.; revising the form of the notice of commencement; requiring the posting of a payment bond on a job site; amending s. 713.135, F.S.; revising the warning to the owner printed on certain permit cards; deleting a requirement relating to filing a notice of commencement before certain inspections; revising the warning to the owner provided on a building permit form; deleting provisions requiring the authority issuing a building permit to provide certain statements and information; requiring the Department of Business and Professional Regulation to include forms and information relating to the construction lien laws on its website; creating s. 713.137, F.S.; prohibiting the authority issuing a building permit or a private provider performing inspection services from inspecting an improvement until certain documents have been filed and the information in the notice of commencement meets certain standards; providing exceptions; amending s. 713.16, F.S.; revising requirements for demands for a copy of a construction contract and a statement of account; authorizing a lienor who submits or mails a claim of lien to the clerk for recording to make certain demands to an owner for certain written statements; providing requirements for such written demands; amending s. 713.18, F.S.; providing additional methods by which certain items may be served by mail; specifying the information required on certain written instruments under certain circumstances; amending s. 713.22, F.S.; requiring that the clerk of court serve a notice of contest of lien; amending s. 713.23, F.S.; requiring that the clerk of court mail a notice of contest of nonpayment by certified or registered mail; conforming cross-references; amending s. 713.24, F.S.; requiring that the clerk of court mail, by certified or registered mail, a copy of the certificate showing the transfer of a lien and a copy of the security if the lien is transferred to a security; authorizing a clerk to collect certain service charges under certain circumstances; providing an effective date.

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By the Committee on Communications, Energy, and Public Utilities; and Senator Fasano—

**CS for SB 1104**—A bill to be entitled An act relating to standards of utility service reliability for investor-owned utilities; creating s. 366.042, F.S.; requiring the Florida Public Service Commission to adopt rules establishing standards of reasonable and reliable electric service for retail residential customers which an investor-owned utility must follow; requiring the commission to analyze each investor-owned utility's annual distribution reliability report and other sources of information; requiring the commission to establish a threshold for what constitutes reasonable and reliable electric service; providing that retail residential customers may file a claim of unreliable service with the commission; providing that the commission may direct investor-owned utilities that are found to violate reliability standards to compensate affected customers who have filed such claim; requiring that the commission investigate claims of unreliable service; authorizing the commission to impose a penalty against an investor-owned utility if the commission determines that the utility does not meet the reliability standards adopted by the commission; providing for the penalty to apply each day that the violation continues; requiring that collected penalties be deposited into the General Revenue Fund; creating s. 367.112, F.S.; requiring the Florida Public Service Commission to adopt rules establishing standards of reasonable and reliable water and wastewater service for retail residential customers which an investor-owned utility must follow; requiring the commission to analyze each investor-owned utility's annual distribution reliability report and other sources of information; requiring the commission to establish a threshold for what constitutes reasonable and reliable water and wastewater service; providing that retail residential customers may file a claim of unreliable service with the commission; providing that the commission may direct investor-owned utilities that are found to violate reliability standards to compensate affected customers who have filed such claim; requiring that the commission investigate claims of unreliable service; authorizing the commission to impose a penalty against an investor-owned utility if the commission determines that the utility does not meet the reliability

standards adopted by the commission; providing for the penalty to apply each day that the violation continues; requiring that collected penalties be deposited into the General Revenue Fund; providing an effective date.

By the Committee on Judiciary; and Senator Constantine—

**CS for SB 1108**—A bill to be entitled An act relating to sanctions for certain court pleadings; amending s. 57.105, F.S.; prohibiting a monetary sanction against a represented party for a claim that is presented as a good faith argument but that is found to not be supported by the application of then-existing law to material facts; prohibiting sanctions against a party or its attorneys by a court on its own initiative if the case has already been settled or voluntarily dismissed by that party; providing an effective date.

By the Committee on Transportation; and Senator Smith—

**CS for SB 1144**—A bill to be entitled An act relating to driving safety; creating the “Ronshay Dugans Act”; designating Drowsy Driving Prevention Week; encouraging the Department of Highway Safety and Motor Vehicles and the Department of Transportation to educate the law enforcement community and the public about the relationship between fatigue and driving performance; providing an effective date.

By the Committee on Commerce; and Senator Altman—

**CS for SB 1188**—A bill to be entitled An act relating to spaceflight; amending s. 14.2015, F.S.; providing for the Office of Tourism, Trade, and Economic Development to administer corporate income tax credits for commercial spaceflight projects; amending s. 213.053, F.S.; authorizing the Department of Revenue to share information relating to corporate income tax credits for commercial spaceflight projects with the Office of Tourism, Trade, and Economic Development; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken; amending s. 220.13, F.S.; providing that the amount taken as a credit for a commercial spaceflight project must be added to taxable income; prohibiting a deduction from taxable income for any net operating loss taken as a credit against corporate income taxes or transferred; amending s. 220.16, F.S.; authorizing the amount of payments received in exchange for transferring a certain net operating loss to be allocated to this state; creating s. 220.194, F.S.; providing legislative intent; defining terms; authorizing nontransferable corporate income tax credits, transferable net operating loss tax credits, and machinery and equipment tax credits for certified commercial spaceflight businesses engaged in commercial spaceflight projects; specifying tax credit amounts and eligibility criteria; requiring a business to demonstrate eligibility to claim a tax credit to the satisfaction of the Department of Revenue; requiring a business that claims a tax credit to submit a certification application to Space Florida for review; specifying the required contents of an application; requiring Space Florida to recommend approval or denial of an application within 60 days after receipt; requiring the executive director of the Office of Tourism, Trade, and Economic Development within 30 days after receiving a recommendation from Space Florida to issue a letter of certification to applicants having an approved application; authorizing the Department of Revenue to perform audits and investigations necessary to verify the accuracy of returns; authorizing the Office of Tourism, Trade, and Economic Development to revoke or modify a certification granting eligibility for tax credits under certain circumstances; requiring a certified commercial spaceflight business to pay any required tax within 60 days after receiving notice that previously approved tax credits have been revoked or modified; authorizing the Department of Revenue to assess additional taxes, interest, or penalties; authorizing the Office of Tourism, Trade, and Economic Development to adopt rules; requiring the Office of Tourism, Trade, and Economic Development to submit an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the activities of the commercial launch zone incentive program; providing for application; providing an effective date.

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

**CS for SB 1194**—A bill to be entitled An act relating to alimony; amending s. 61.08, F.S.; allowing for award of more than one type of alimony; revising factors to be considered in whether to award alimony or maintenance; providing for award of bridge-the-gap alimony; providing that such an award is not modifiable; providing for award of rehabilitative alimony in certain circumstances; providing for modification or termination of such an award; providing for award of durational alimony in certain circumstances; providing for modification or termination of such an award; providing for award of permanent alimony in certain circumstances; providing for modification or termination of such an award; providing an effective date.

By the Committees on Judiciary; and Communications, Energy, and Public Utilities; and Senator Bennett—

**CS for CS for SB 1202**—A bill to be entitled An act relating to prepaid wireless telecommunications; amending s. 365.172, F.S.; removing provisions for a study of the feasibility of collecting a fee for prepaid wireless telecommunications service; delaying a provision that requires an assessment on or collection of a fee for a prepaid calling arrangement; amending s. 365.173, F.S.; revising the percentage of total funds that a county may carry forward to pay certain costs associated with the county’s E911 or 911 system, to contract for E911 services, and to reimburse wireless telephone service providers for costs incurred to provide such services; providing an effective date.

By the Policy and Steering Committee on Ways and Means; the Committee on Governmental Oversight and Accountability; and Senator Ring—

**CS for CS for SB 1238**—A bill to be entitled An act relating to a review of the Department of Management Services under the Florida Government Accountability Act; transferring certain programs and related trust funds from the department to other state agencies within the executive branch; authorizing the Executive Office of the Governor to transfer funds and positions with the approval of the Legislative budget Commission; requesting the interim assistance of the Division of Statutory Revision to prepare conforming legislation for the next regular session of the Legislature; amending ss. 11.917, 14.057, 14.204, 16.615, and 20.04, F.S.; conforming provisions to changes made by the act; amending s. 20.22, F.S.; changing the name of the department to the Department of Personnel Management; conforming provisions to changes made by the act; amending s. 20.255, F.S.; providing for an additional deputy secretary within the Department of Environmental Protection; creating the Division of Facilities Management and Building Construction within the department; amending ss. 20.23, 20.331, 20.50, 24.105, 24.120, 29.008, 29.21, 110.1055, 110.107, 110.1099, 110.116, 110.121, 110.1227, 110.1228, 110.123, 110.12312, 110.12315, 110.1232, 110.1234, 110.1245, 110.125, 110.131, 110.151, 110.1522, 110.161, 110.171, 110.181, 110.2035, 110.2037, 110.205, 110.2135, 110.227, 110.403, 110.405, 110.406, 110.503, 110.605, 110.606, 112.0455, 112.05, 112.08, 112.0804, 112.24, 112.3173, 112.31895, 112.352, 112.354, 112.358, 112.361, 112.362, 112.363, 112.63, 112.64, 112.658, 112.661, 112.665, 120.65, 121.021, 121.025, 121.031, 121.051, 121.0511, 121.0515, 121.055, and 121.1815, F.S.; conforming provisions to changes made by the act; repealing s. 121.1905, F.S., relating to the creation of the Division of Retirement; amending ss. 121.192, 121.22, 121.23, 121.24, 121.35, 121.40, 121.4501, 121.4503, 121.591, 121.5911, 121.78, 122.02, 122.09, 122.23, 122.34, 145.19, 154.04, 163.3184, 175.032, 175.1215, 175.361, 185.02, 185.105, 185.37, 189.4035, 189.412, 210.20, 210.75, 213.053, 215.196, 215.22, 215.28, 215.422, 215.425, 215.47, 215.50, 215.94, 215.96, 216.0152, 216.016, 216.023, 216.044, 216.163, 216.237, 216.238, 216.262, 216.292, 217.02, 217.04, 217.045, 238.01, 238.02, 238.03, 238.07, 238.09, 238.10, 238.11, 238.12, 238.15, 238.171, 238.181, 238.32, 250.22, 252.385, 253.034, 253.126, 253.45, 255.02, 255.043, 255.05, 255.0525, 255.248, 255.249, 255.25, 255.25001, 255.252, 255.253, 255.257, 255.2575, 255.259, 255.28, 255.29, 255.30, 255.31, 255.32, 255.45, 255.451, 255.502, 255.503, 255.504, 255.505, 255.506, 255.507, 255.508, 255.509, 255.51, 255.511, 255.513, 255.514, 255.515, 255.517, 255.518, 255.52, 255.521, 255.522, 255.523, 255.555, 265.001, 265.2865, 267.061, 267.0625, 267.075, 270.27, 272.03, 272.04, 272.05, 272.06, 272.07, 272.08, 272.09, 272.12, 272.121, 272.122, 272.124, 272.129,

272.16, 272.161, 272.18, 272.185, 273.055, 281.02, 281.03, 281.06, 281.07, 281.08, 282.0041, 282.205, 282.604, 282.702, 282.703, 282.704, 282.705, 282.706, 282.707, 282.709, 282.7101, 282.711, 283.30, 283.32, 284.01, 284.04, 284.05, 284.08, 284.33, 284.385, 284.42, 285.06, 285.14, 286.29, 287.012, 287.025, 287.032, 287.042, 287.055, 287.057, and 287.05721, F.S.; conforming provisions to changes made by the act; repealing s. 287.0573, F.S., relating to the Council on Efficient Government; amending ss. 287.0574, 287.076, 287.083, 287.0834, 287.0943, 287.09451, 287.131, 287.133, 287.134, 287.15, 287.151, 287.155, 287.16, 287.161, 287.17, 287.18, 287.19, 288.021, 288.109, 288.1092, 288.1093, 288.1185, 288.15, 288.17, 288.18, 288.703, 288.706, 288.708, 288.7091, 288.712, 288.901, 295.187, 318.18, 318.21, 320.0802, 320.08056, 321.04, 328.72, 337.02, 337.023, 337.165, 338.2216, 338.227, 350.0614, 350.125, 364.0135, 364.515, 364.516, 365.171, 365.172, 365.173, 373.4596, 373.461, 376.10, 377.703, 381.98, 394.9151, 395.1031, 400.121, 401.013, 401.015, 401.018, 401.021, 401.024, 401.027, 401.245, 402.35, 402.50, 403.061, 403.42, 403.518, 403.5365, 403.7065, 403.714, 403.7145, 403.71852, 406.075, 408.039, 408.910, 413.036, 413.051, 414.37, 429.14, 440.2715, 440.45, 445.009, 447.205, 455.32, 471.038, 489.145, 553.995, 570.07, 627.096, 633.382, 650.02, 760.04, 766.302, 768.1326, 943.03, 943.0311, 943.13, 943.61, 943.66, 943.681, 944.02, 944.10, 944.115, 944.713, 944.72, 944.8041, 945.215, 946.504, 946.515, 946.525, 957.04, 957.06, 957.07, 957.08, 957.14, 957.15, 957.16, 1001.27, 1001.42, 1001.705, 1001.706, 1001.74, 1002.36, 1002.37, 1004.58, 1012.33, 1012.34, 1012.61, 1012.796, 1012.865, 1012.875, 1013.03, 1013.23, s. 1013.30, and 1013.38, F.S.; conforming provision to changes made by the act; requiring that the Department of Environmental Protection coordinate the collection of certain information during the 2010-2011 fiscal year; requiring that state agencies submit such information on or before a specified deadline; requiring that the department submit a plan to centralize all real estate leasing and facilities operations and maintenance to the Executive Office of the Governor and Legislature on or before a specified date; requiring that such information be included in each agency's legislative budget request for the 2011-2012 fiscal year as a transfer to the Department of Asset Management; creating s. 20.51, F.S.; establishing the Department of Asset Management; transferring certain divisions and programs in the Department of Environmental Protection to the Department of Asset Management; providing effective dates.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senators Wise and Gaetz—

**CS for CS for SB 1298**—A bill to be entitled An act relating to supervised visitation and exchange monitoring programs; creating s. 753.06, F.S.; adopting state standards for supervised visitation and exchange monitoring programs; providing for modification; requiring the standards to be published on the website of the Clearinghouse on Supervised Visitation; requiring each program to annually affirm compliance with the standards to the court; creating s. 753.07, F.S.; providing factors for the court or child-placing agency to consider when referring cases for supervised visitation or exchange monitoring; specifying training requirements for persons referring to or providing such services; authorizing supervised visitation programs to alert the court to problems with referred cases; creating s. 753.08, F.S.; authorizing supervised visitation or monitored exchange programs to conduct security background checks of employees and volunteers and criminal records checks through the Department of Law Enforcement; providing standards for such background checks; requiring that an employer furnish a copy of the personnel record for the employee or former employee upon request; requiring that such personnel record contain certain information; requiring that all applicants hired or certified by a program after a specified date undergo a level 2 background screening before being hired or certified; providing immunity to employers who provide information for purposes of a background check; providing that certain persons providing services at a supervised visitation or monitored exchange program are presumed to act in good faith and are immune from civil or criminal liability; providing exceptions; creating s. 753.09, F.S.; providing that after a specified date only those supervised visitation programs that adhere to the state standards may receive state funding; providing an effective date.

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

**CS for SB 1382**—A bill to be entitled An act relating to child care facilities; amending s. 402.281, F.S.; providing that certain child care facilities, large family child care homes, and family day care homes that are accredited by a nationally recognized accrediting association may apply to the Department of Children and Family Services to receive a “Gold Seal Quality Care” designation; requiring the department to use certain standards and to consult with specified organizations when developing the Gold Seal Quality Care program standards; requiring the department to notify accrediting associations if the department proposes to revise the Gold Seal Quality Care program standards; requiring each accrediting association to notify the department within a stated time of its intent to revise its accreditation standards or discontinue participation in the Gold Seal Quality Care program; requiring an accrediting association that intends to revise its accreditation standards to do so within 90 days after notification from the department; amending s. 402.305, F.S.; prohibiting a person under the age of 18 from being the operator of a child care facility; requiring the department to address minimum age requirements for before-school and after-school care; providing exceptions; stating the minimum educational standards for child care facility employees; providing exceptions; requiring employees who do not meet the minimum educational standards by a specified date to do so within 1 year; requiring child care staff to possess specified credentials; reenacting s. 1007.23(5), F.S., relating to child development associate credentials, to incorporate the amendment made to s. 402.305, F.S., in a reference thereto; providing an effective date.

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

**CS for SB 1388**—A bill to be entitled An act relating to intellectual disabilities; amending s. 39.502, F.S.; substituting the Arc of Florida for the Association for Retarded Citizens; amending ss. 40.013, 86.041, 92.53, 92.54, and 92.55, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 320.10, F.S.; substituting the Arc of Florida for the Association for Retarded Citizens; amending ss. 383.14, 393.063, 393.11, and 394.455, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 400.960, F.S.; revising definitions relating to intermediate care facilities for the developmentally disabled to delete unused terms; amending s. 408.032, F.S.; conforming a cross-reference; amending s. 409.908, F.S.; substituting the term “intellectually disabled” for the term “mentally retarded”; amending ss. 413.20, 440.49, and 499.0054, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 514.072, F.S.; conforming a cross-reference and deleting obsolete provisions; amending ss. 627.6041, 627.6615, 641.31, 650.05, 765.204, 849.04, 914.16, 914.17, 916.105, and 916.106, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; amending s. 916.107, F.S.; substituting the term “intellectual disability” for the term “retardation”; providing a directive to the Division of Statutory Revision; amending ss. 916.301, 916.3012, 916.302, 916.3025, 916.303, 916.304, 918.16, 921.137, 941.38, 944.602, 945.025, 945.12, 945.42, 947.185, 984.19, 985.14, 985.145, 985.18, 985.19, 985.195, and 985.61, F.S.; substituting the term “intellectual disability” for the term “mental retardation”; expressing legislative intent; providing an effective date.

By the Policy and Steering Committee on Ways and Means; the Committee on Criminal and Civil Justice Appropriations; and Senator Crist—

**CS for CS for SB 1400**—A bill to be entitled An act relating to the state judicial system; amending s. 25.241, F.S.; requiring that \$50 from the Supreme Court filing fee be deposited into the State Courts Revenue Trust Fund; amending s. 25.3844, F.S.; renaming the Operating Trust Fund in the state courts system as the “Administrative Trust Fund”; amending s. 25.386, F.S.; directing that fees from the foreign language court interpreters program be deposited into the Administrative Trust Fund within the state courts system; amending s. 27.40, F.S.; requiring private court-appointed counsel compensated by the state to maintain records and documents in a prescribed manner; providing for waiver of the right to seek fees in excess of prescribed limits if the attorney refuses to allow the Justice Administrative Commission to review the doc-

umentation; providing that the commission's finding of a valid waiver of fees may be overcome by competent and substantial evidence; amending s. 27.425, F.S.; eliminating a requirement for the chief judge of the judicial circuit to recommend and submit compensation rates for state-funded due process service providers; requiring the Justice Administrative Commission to approve forms and procedures governing billings for the provision of due process services; amending s. 27.511, F.S.; providing for the appointment of criminal conflict and civil regional counsel in certain proceedings under the Florida Rules of Criminal Procedure and in certain adoption proceedings; providing for private court-appointed counsel, rather than criminal conflict and civil regional counsel, to have primary responsibility for representing minors in proceedings under the Parental Notice of Abortion Act; amending s. 27.52, F.S.; requiring the clerk of the court to review certain property records in evaluating an application from a criminal defendant for a determination of indigency; providing that the Justice Administrative Commission has standing in a motion seeking to have a person declared indigent for purposes of state payment of due process costs; providing a presumption that a person is not indigent for costs if the person's attorney's fees are being paid from private funds at a specified level; providing that the presumption may be overcome through clear and convincing evidence; providing requirements and rates for reimbursement of due process costs; providing that a person who receives state-funded due process services after being deemed indigent for costs is liable for repayment to the state; requiring the person to submit an accounting to the court of state-paid costs; providing for the court to issue an order determining the amount of the costs; providing for creation and enforcement of a repayment lien; amending s. 27.5304, F.S.; providing for a reduction in the amount paid for an attorney's fees, costs, and related expenses as increased penalties for submitting a bill to the state after prescribed periods; creating s. 27.5305, F.S.; prescribing conditions and requirements related to payment by the state of legal fees and the costs of due process services in certain criminal and civil cases; prescribing conditions and requirements governing electronic funds transfer, transcripts, court reporters and investigators, expert witnesses and mitigation specialists, and discovery; amending s. 28.24, F.S.; clarifying that counties are not required to spend certain funds on court-related technology for the criminal conflict and civil regional counsel; amending s. 28.241, F.S.; increasing the portion of certain filing fees to be deposited into the General Revenue Fund; providing an exception to the imposition of filing fees in certain family law cases; amending s. 28.245, F.S.; requiring that the clerks of the court transmit deposits electronically to the Department of Revenue within a specified time; amending s. 28.36, F.S.; revising the core services for the budget requests for the clerks of the court; revising the procedures for the Florida Clerks of Court Operations Corporation to release appropriations each month; providing a procedure for the corporation to follow if the projected expenditures will exceed the amount appropriated by law; amending s. 29.001, F.S.; eliminating the offices of criminal conflict and civil regional counsel from inclusion in the defined elements of the "offices of public defenders" for purposes of certain state courts system funding; amending s. 29.008, F.S.; removing criminal conflict and civil regional counsel from the definition of the term "public defender offices" in the context of county responsibility for funding court-related functions; eliminating requirements for county funding of criminal conflict and civil regional counsel; repealing s. 29.0095, F.S., relating to a requirement for chief judges, state attorneys, and public defenders to submit budget expenditure reports; amending s. 29.0195, F.S.; providing for moneys from the recovery of expenditures for state-funded services to be deposited into the Administrative Trust Fund within the state courts system; amending s. 34.041, F.S.; specifying that the prescribed filing fee for an action involving claims of not more than \$1,000 filed along with an action for replevin is the total filing fee; amending s. 35.22, F.S.; requiring that \$50 from the District Court of Appeals filing fee be deposited into the State Courts Revenue Trust Fund; amending s. 39.0134, F.S.; providing that certain parents in proceedings related to children are liable for fees and costs after receiving legal representation or due process services funded by the state; authorizing the court to make payment of attorney's fees and costs part of a case plan in dependency proceedings; authorizing and providing for enforcement of a lien upon court-ordered payment of fees and costs; providing for deposit of fees and costs into the Indigent Civil Defense Trust Fund; amending s. 39.821, F.S.; requiring certain background screenings for persons certified as a guardian ad litem; amending s. 57.082, F.S.; prescribing circumstances for payment of an application fee when a person seeks to be determined indigent and eligible for appointment of counsel in proceedings relating to children; providing for the court to order payment of

the fee and the clerk of the court to pursue collection of the fee; amending s. 316.192, F.S.; increasing the minimum fine for reckless driving; amending s. 320.02, F.S.; extending the time within which the owner of a motor vehicle registered within the state is required to notify the Department of Highway Safety and Motor Vehicles of a change of address; amending s. 320.061, F.S.; creating a noncriminal infraction for altering or obscuring a license plate or mobile home sticker; deleting the second-degree misdemeanor penalty imposed for the offense; amending s. 320.131, F.S.; creating a noncriminal traffic infraction for the unlawful use of a temporary tag; deleting the second-degree misdemeanor penalty imposed for the offense; amending s. 320.38, F.S.; extending the time within which a nonresident of the state is required to register his or her motor vehicle with the Department of Highway Safety and Motor Vehicles after commencing employment or education in the state; amending s. 322.03, F.S.; creating a noncriminal traffic infraction for a commercial motor vehicle driver who fails to surrender driver's licenses from other jurisdictions prior to issuance of a license by the Department of Highway Safety and Motor Vehicles; extending the period allowed for operating a motor vehicle following expiration of a driver's license; amending s. 322.16, F.S.; creating a noncriminal traffic infraction for persons who fail to abide by driver's license restrictions; deleting the second-degree misdemeanor penalty imposed for the offense; amending s. 394.4599, F.S., relating to the notice given to various parties upon a person's involuntary admission to a mental health facility; removing reference to the state attorney providing notice; amending s. 394.4615, F.S., relating to clinical records in cases of involuntary placement; removing the state attorney from the list of parties who are entitled to receive clinical records; amending s. 394.4655, F.S., relating to involuntary outpatient placement; removing the requirement for the clerk to provide a copy of the petition for involuntary outpatient placement to the state attorney; removing the requirement for the state attorney for the circuit in which the patient is located to represent the state in the proceeding; removing the requirement for the clerk of the court to provide copies of the certificate and treatment plan to the state attorney; amending s. 394.467, F.S., relating to involuntary inpatient placement; removing the requirement for the clerk of the court to provide a copy of the petition for involuntary inpatient placement to the state attorney; removing the requirement for the state attorney for the circuit in which the patient is located to represent the state at the hearing; amending s. 775.083, F.S.; redirecting revenues from certain criminal fines from the State Courts Revenue Trust Fund into the General Revenue Fund; repealing s. 775.08401, F.S., relating to criteria to be used by state attorneys when pursuing sanctions against habitual felony offenders and habitual violent felony offenders; repealing s. 775.087(5), F.S., relating to a provision requiring each state attorney to place in the court file a report explaining why a defendant did not receive the mandatory minimum prison sentence in cases involving certain specified offenses; amending s. 775.0843, F.S.; removing a cross-reference to conform to the repeal of the referenced statute; amending s. 938.06, F.S.; requiring the assessment of a court cost following conviction of a criminal offense; defining the term "convicted" for purposes of the assessed cost; amending s. 939.08, F.S.; authorizing a designee of the trial court administrator to review, approve, and certify certain bills related to costs, fees, or expenses of the state courts system; amending s. 939.185, F.S.; authorizing the chief judge of the circuit to determine innovations eligible for funding from a county-assessed court cost; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to modify the statewide uniform statute table in its criminal history system; amending s. 943.053, F.S.; providing for a discounted fee for criminal history record checks for the guardian ad litem program; amending s. 943.0585, F.S., relating to court-ordered expunction of criminal history records; removing the requirement for the state attorney or statewide prosecutor to provide written certified documentation to a person seeking a certificate of eligibility to expunge a criminal record; repealing s. 985.557(4), F.S., relating to a requirement for state attorneys to develop direct-file policies and guidelines for juveniles and report to the Governor and Legislature; transferring certain funds from the Operating Trust Fund to the State Courts Revenue Trust Fund and the Administrative Trust Fund within the state courts system; providing effective dates.

By the Committee on Commerce; and Senators Haridopolos, Justice, and Gaetz—

**CS for SB 1430**—A bill to be entitled An act relating to entertainment industry economic development; amending s. 288.1254, F.S.; revising the

entertainment industry financial incentive program to provide corporate income tax and sales and use tax credits to qualified entertainment entities rather than reimbursements from appropriations; revising provisions relating to definitions, creation and scope, application procedures, approval process, eligibility, required documents, qualified and certified productions, and annual reports; providing duties and responsibilities of the Office of Film and Entertainment, the Office of Tourism, Trade, and Economic Development, and the Department of Revenue relating to the tax credits; providing criteria and limitations for awards of tax credits; providing for uses, allocations, election, distributions, and carryforward of the tax credits; providing for withdrawal of tax credit eligibility; providing for use of consolidated returns; providing for partnership and noncorporate distributions of tax credits; providing for succession of tax credits; providing requirements for transfer of tax credits; authorizing the Office of Tourism, Trade, and Economic Development to adopt rules, policies, and procedures; authorizing the Department of Revenue to adopt rules and conduct audits; providing for revocation and forfeiture of tax credits; providing liability for reimbursement of certain costs and fees associated with a fraudulent claim; requiring an annual report to the Governor and the Legislature; providing for future repeal; amending s. 220.02, F.S.; including tax credits enumerated in s. 288.1254, F.S., in the order of application of credits against certain taxes; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide tax credit information to the Office of Film and Entertainment and the Office of Tourism, Trade, and Economic Development; amending s. 212.08, F.S.; limiting application of the entertainment industry tax credits; providing procedures; providing for severability; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Health and Human Services Appropriations; and Senator Peaden—

**CS for CS for SB 1464**—A bill to be entitled An act relating to the Agency for Health Care Administration; amending s. 395.701, F.S.; increasing the assessments imposed on hospital inpatient and outpatient services and deposited into the Public Medical Assistance Trust Fund; amending s. 400.141, F.S.; conforming a cross-reference to changes made by the act; amending s. 400.23, F.S.; providing flexibility for nursing home facilities with respect to meeting minimum staffing requirements; amending s. 409.906, F.S.; requiring the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to phase out certain specified programs and to transfer the Medicaid waiver recipients to other appropriate home and community-based service programs; prohibiting certain programs from accepting new members after a specified date; requiring community-based providers to assist in the transition of enrollees and cease provision of certain waiver services by a specified date; amending s. 409.9082, F.S.; revising requirements for the use of funds from nursing home quality assessments and federal matching funds; amending s. 409.9083, F.S.; revising requirements for the use of funds from quality assessments on privately operated intermediate care facility providers for the developmentally disabled and federal matching funds; amending s. 409.911, F.S.; continuing the requirements for calculating the disproportionate share funds for provider service network hospitals; amending s. 409.9112, F.S.; continuing the prohibition against distributing moneys under the perinatal intensive care centers disproportionate share program; amending s. 409.9113, F.S.; continuing authorization for the distribution of moneys to teaching hospitals under the disproportionate share program; amending s. 409.9117, F.S.; continuing the prohibition against distributing moneys for the primary care disproportionate share program; requiring each Medicaid managed care plan and provider service network to include in its provider network any pharmacy that is located in a rural county and willing to accept the reimbursement terms and conditions established by the managed care plan or provider service agreement; providing a contingent effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Health and Human Services Appropriations; and Senator Peaden—

**CS for CS for SB 1466**—A bill to be entitled An act relating to child welfare services and mental health and substance abuse; limiting state agency contract monitoring to once every 3 years if the contracted provider is subject to accreditation surveys by specified accreditation or-

ganizations; providing exceptions; allowing the establishment of an Internet-based data warehouse to maintain the records of contract providers; requiring state agencies to use the warehouse for document requests; specifying the information that such records must include; amending s. 39.301, F.S.; creating a family needs assistance referral pilot program; providing that the program be funded by existing resources; requiring that the Department of Children and Family Services and each community-based care lead agency maintain up-to-date documentation; requiring that such documentation contain specified information; requiring that the department submit a report to the Legislature by a specified date; amending s. 402.7305, F.S.; limiting the Department of Children and Family Services to one contract monitoring of a child-caring or child-placing contract provider per year; amending s. 409.1671, F.S.; providing funding requirements for contracts for foster care and related services; authorizing a community-based care lead agency to carry forward certain unexpended state funds; authorizing certain advance payments to a lead agency; authorizing the department to outsource certain oversight duties; specifying certain allowable expenses; prohibiting certain expenditures; repealing s. 394.655, F.S., relating to the Florida Substance Abuse and Mental Health Corporation; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Health and Human Services Appropriations; and Senator Peaden—

**CS for CS for SB 1468**—A bill to be entitled An act relating to home and community-based services; amending s. 393.0661, F.S.; reducing the annual maximum expenditure to each client assigned by the Agency for Persons With Disabilities to tier one, tier two, tier three, and tier four level services; eliminating behavior assistant services in certain group homes as a deliverable service to eligible clients; creating s. 393.0662, F.S.; establishing the iBudget program for the delivery of home and community-based services; providing for amendment of current contracts to implement the iBudget system; providing for the phasing in of the program; requiring clients to use certain resources before using funds from their iBudget; requiring the agency to provide training for clients and evaluate and adopt rules with respect to the iBudget system; providing a contingent effective date.

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By the Committee on Commerce; and Senator Detert—

**CS for SB 1472**—A bill to be entitled An act relating to the Florida Research Commercialization Matching Grant Program; creating s. 288.9552, F.S.; providing legislative findings and intent; creating the program; specifying procedures for processing program applications; providing eligibility guidelines for applicants; providing for a program administrator; providing responsibilities of the program administrator; providing for certain contracts; providing for program administrative costs; providing for grant awards up to a specified amount; requiring the Institute for the Commercialization of Public Research to submit an annual progress report of the program to the Governor and Legislature; providing for expiration of the grant program; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on Health and Human Services Appropriations; and Senator Peaden—

**CS for CS for SB 1484**—A bill to be entitled An act relating to Medicaid; amending s. 409.912, F.S.; authorizing the Agency for Health Care Administration to contract with an entity for the provision of comprehensive behavioral health care services to certain Medicaid recipients who are not enrolled in a Medicaid managed care plan or a Medicaid provider service network under certain circumstances; requiring the agency to impose a fine against a person under contract with the agency who violates certain provisions; requiring an entity that contracts with the agency as a managed care plan to post a surety bond with the agency or maintain an account of a specified sum; requiring the agency to pursue the entity if the entity terminates the contract with the agency before the end date of the contract; amending s. 409.91211, F.S.; extending by 3 years the statewide implementation of an enhanced service delivery system for the Florida Medicaid program; providing for the expansion of the pilot project into counties that have two or more

plans and the capacity to serve the designated population; requiring that the agency provide certain specified data to the recipient when selecting a capitated managed care plan; revising certain requirements for entities performing choice counseling for recipients; requiring the agency to provide behavioral health care services to Medicaid-eligible children; extending a date by which the behavioral health care services will be delivered to children; deleting a provision under which certain Medicaid recipients who are not currently enrolled in a capitated managed care plan upon implementation are not eligible for specified services for the amount of time that the recipients do not enroll in a capitated managed care network; authorizing the agency to extend the time to continue operation of the pilot program; requiring that the agency seek public input on extending and expanding the managed care pilot program and post certain information on its website; amending s. 409.9122, F.S.; providing that time allotted to any Medicaid recipient for the selection of, enrollment in, or disenrollment from a managed care plan or Medi-Pass is tolled throughout any month in which the enrollment broker or choice counseling provider adversely affects a beneficiary's ability to access choice counseling or enrollment broker services by its failure to comply with the terms and conditions of its contract with the agency or has otherwise acted or failed to act in a manner that the agency deems likely to jeopardize its ability to perform certain assigned responsibilities; requiring the agency to incorporate certain provisions after a specified date in its contracts related to sanctions or fines for any action or the failure to act on the part of an enrollment broker or choice counselor provider; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; the Committee on General Government Appropriations; and Senator Baker—

**CS for CS for SB 1516**—A bill to be entitled An act relating to state-owned lands; amending s. 193.023, F.S.; requiring the property appraiser to physically inspect any parcel of taxable or state-owned real property upon the request of the taxpayer or owner; amending s. 193.085, F.S.; removing provisions requiring the Department of Revenue to notify property appraisers of state ownership of real property; requiring local governments to notify property appraisers of lands owned by the local government; amending s. 213.053, F.S.; authorizing the Department of Revenue to disclose certain information to the Department of Environmental Protection regarding state-owned lands; amending s. 216.0152, F.S.; requiring the Division of State Lands in the Department of Environmental Protection rather than the Department of Management Services to develop and maintain an automated inventory of all facilities owned, leased, rented, or otherwise occupied or maintained by any agency of the state; requiring that the facilities inventory data be provided to the department on or before a specified date each year by the owning or operating state agency; requiring the division to adopt rules; directing the department to update its inventory with information concerning the physical condition of facilities that have 3,000 square feet or more of usable space; requiring the department to submit an annual report to the Governor and Legislature which lists the state-owned real property recommended for disposition; amending s. 253.03, F.S.; requiring the Department of Revenue to furnish, in electronic form, annual current tax roll data for public lands to the Board of Trustees of the Internal Improvement Trust Fund to be used in compiling the inventory of public lands; requiring the board to use tax roll data from the Department of Revenue to assist in the identification and confirmation of publicly held lands; amending s. 253.034, F.S.; removing provisions relating to an inventory of public lands, including federal lands, within the state; requiring that a building or parcel of land be offered for lease to state agencies, state universities, and community colleges before being offered for lease, sublease, or sale to a local or federal unit of government or a private party; requiring that priority consideration for such a lease be given to state universities and community colleges; requiring that a state university or community college submit a plan regarding the intended use of such building or parcel of land for review and approval by the Board of Trustees of the Internal Improvement Trust Fund before approval of a lease; providing that priority consideration be given to the University of South Florida Polytechnic for the lease of vacant land and buildings located at the G. Pierce Wood facility in DeSoto County; providing for future expiration; creating the comprehensive state-owned real property system; directing the Department of Environmental Protection to create, administer, operate, and maintain a comprehensive system for all state lands and real property leased,

owned, rented, or otherwise occupied or maintained by any state agency or the judicial branch; providing for a database of all real property owned or leased by the state; requiring all state agencies to enter required real property information into the comprehensive state-owned real property system; describing the principal objectives of the comprehensive state-owned real property system; setting forth the timeframes in which the department must complete the comprehensive state-owned real property system; requiring the department to report to the Governor and Legislature by a specified date; providing for an executive steering committee for management of the comprehensive state-owned real property system; describing the composition of the executive steering committee; setting forth the responsibilities of the executive steering committee; creating a project management team to work under the direction of the executive steering committee; requiring the project management team to be headed by a full-time project manager and to consist of senior managers and personnel appointed by members of the executive steering committee; setting forth the responsibilities of the project management team; providing an effective date.

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By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senator Storms—

**CS for CS for SB 1520**—A bill to be entitled An act relating to background screening; amending s. 39.001, F.S.; revising an exemption from screening requirements for volunteers who assist providers under contract with the Department of Children and Family Services; amending s. 39.821, F.S.; revising background screening requirements for the Guardian Ad Litem Program; amending s. 215.5586, F.S.; removing reference to ch. 435, F.S., for background screening of hurricane mitigation inspectors; amending s. 393.0655, F.S.; revising an exemption from screening requirements for volunteers; removing a temporary exemption from screening requirements for direct service providers awaiting completion of a background screening; adding additional disqualifying offenses for the screening of direct service providers for persons with developmental disabilities; amending s. 394.4572, F.S.; revising background screening requirements for mental health personnel; amending s. 400.215, F.S.; revising background screening requirements for nursing home personnel; amending s. 400.506, F.S.; conforming provisions to changes made by the act; amending s. 400.512, F.S.; revising background screening requirements for home health agency personnel, nurse registry personnel, and companions and homemakers; amending s. 400.6065, F.S.; revising background screening requirements for hospice personnel; amending s. 400.801, F.S.; revising background screening requirements for personnel at homes for special services; amending s. 400.805, F.S.; revising background screening requirements for transitional living facility personnel; creating s. 400.9065, F.S.; providing background screening requirements for prescribed pediatric extended care center personnel; amending s. 400.934, F.S.; revising minimum standards for home medical equipment providers; amending s. 400.953, F.S.; revising background screening requirements for home medical equipment provider personnel; repealing s. 400.955, F.S., relating to the procedures for screening of home medical equipment provider personnel; amending s. 400.964, F.S.; revising background screening requirements for personnel at intermediate care facilities for developmentally disabled persons; amending s. 400.980, F.S.; revising background screening requirements for personnel at health care services pools; amending s. 400.991, F.S.; revising background screening requirements for applicants and personnel at health care clinics; amending s. 408.806, F.S.; adding a requirement for an affidavit relating to background screening to the license application process under the Agency for Health Care Administration; amending s. 408.808, F.S.; conforming provisions to changes made by the act; amending s. 408.809, F.S.; revising background screening requirements under the Agency for Health Care Administration; requiring electronic submission of fingerprints; amending s. 402.302, F.S.; revising exemptions from screening requirements for volunteers and students; amending s. 409.175, F.S.; revising an exemption from screening requirements for volunteers; revising background screening requirements for employees and volunteers in summer day camps and summer 24-hour camps; requiring periodic drug testing for licensed foster parents; requiring payment by the foster parent; amending s. 409.221, F.S.; revising background screening requirements for persons who render consumer-directed care; amending s. 409.907, F.S.; revising background screening requirements for Medicaid providers; amending s. 411.01, F.S.; requiring school districts to make a list of eligible substitute teachers available to early learning coalitions;

amending s. 429.14, F.S.; revising administrative penalty provisions relating to assisted living facilities; amending s. 429.174, F.S.; revising background screening requirements for assisted living facility personnel; amending s. 429.67, F.S.; revising licensure requirements for adult family-care home personnel and household members; amending s. 429.69, F.S.; revising background screening requirements for adult family-care home personnel; amending s. 429.911, F.S.; revising administrative penalty provisions relating to adult day care centers; amending s. 429.919, F.S.; revising background screening requirements for adult day care center personnel; creating s. 430.0402, F.S.; providing background screening requirements for direct service providers under the Department of Elderly Affairs; amending s. 435.01, F.S.; revising provisions related to the applicability of ch. 435, F.S., statutory references to the chapter, and rulemaking; providing construction with respect to the doctrine of incorporation by reference; amending s. 435.02, F.S.; revising and adding definitions; amending s. 435.03, F.S.; revising level 1 screening standards; adding disqualifying offenses; amending s. 435.04, F.S.; revising level 2 screening standards; requiring electronic submission of fingerprints after a certain date; authorizing agencies to contract for electronic fingerprinting; adding disqualifying offenses; amending s. 435.05, F.S.; revising background check requirements for covered employees and employers; amending s. 435.06, F.S.; revising provisions relating to exclusion from employment; providing that an employer may not hire, select, or otherwise allow an employee contact with any vulnerable person until the screening process is completed; requiring removal of an employee arrested for disqualifying offenses from roles requiring background screening until the employee's eligibility for employment is determined; amending s. 435.07, F.S.; revising provisions relating to exemptions from disqualification; amending s. 435.08, F.S.; revising provisions relating to the payment for processing of fingerprints and criminal history records checks; amending s. 464.203, F.S.; conforming provisions to changes made by the act; amending s. 489.115, F.S.; removing reference to ch. 435, F.S., for background screening of construction contractors; amending s. 943.05, F.S.; revising provisions relating to the Criminal Justice Information Program under the Department of Law Enforcement; authorizing agencies to request the retention of certain fingerprints by the department; providing for rulemaking to require employers to keep the agencies informed of any change in the affiliation, employment, or contractual status of each person whose fingerprints are retained in certain circumstances; providing departmental duties upon notification that a federal fingerprint retention program is in effect; amending s. 943.053, F.S.; removing obsolete references relating to the dissemination of criminal justice information; amending s. 984.01, F.S.; revising an exemption from screening requirements for volunteers who assist with programs for children; amending s. 985.644, F.S.; revising background screening requirements for the Department of Juvenile Justice; authorizing rulemaking; amending ss. 381.60225, 409.912, 464.018, 468.3101, 744.309, 744.474, and 985.04, F.S.; conforming provisions to changes made to ch. 435, F.S., by the act; repealing s. 409.1758, F.S., relating to screening of summer camp personnel; repealing s. 456.039(4)(d), F.S., relating to information required for licensure of designated health care professionals; providing for prospective application of the act; providing an effective date.

By the Committee on Judiciary; and Senator Joyner—

**CS for SB 1544**—A bill to be entitled An act relating to probate procedures; amending s. 655.934, F.S.; updating terminology relating to a durable power of attorney; amending s. 655.935, F.S.; imposing additional duties on the lessor of a safe-deposit box relating to the contents of the box when the lessee has died; authorizing the lessor to charge fees for performing such duties; amending s. 731.110, F.S.; revising requirements relating to filing a caveat; providing that a caveat may be filed before or after a person's death; providing for the expiration of the caveat; amending s. 731.201, F.S.; revising the definitions of "formal notice" and "informal notice"; amending s. 731.301, F.S.; clarifying provisions relating to notice; amending s. 732.2125, F.S.; clarifying a provision relating to the right of election; amending s. 732.401, F.S.; providing that a decedent's spouse may elect to take an interest in a homestead as a tenant in common rather than a life estate; providing procedures and forms for filing notice of such election; providing that such election is irrevocable; providing for the allocation of expenses relating to the homestead; specifying that the interests of the decedent's descendants in the homestead may not be divested if the spouse's in-

terest is disclaimed; amending s. 732.4015, F.S.; providing that if a spouse's interest in a homestead has been disclaimed, the disclaimed interest passes in accordance with ch. 739, F.S.; creating s. 732.4017, F.S.; providing for the inter vivos transfer of homestead property; providing limitations; amending s. 732.608, F.S.; clarifying provisions relating to which laws apply when determining intestate succession in certain circumstances; creating s. 732.805, F.S.; denying certain rights or benefits to a surviving spouse who procured a marriage by fraud, duress, or undue influence; providing procedures for challenging a surviving spouse; providing for the award of costs and fees; providing for notice to obligors; providing a time limitation on bringing such actions; creating s. 733.1051, F.S.; providing for the temporary construction of the terms of a will that has specified provisions with respect to federal tax; authorizing the court to define respective shares or determine beneficiaries during a specified period if the will contains certain provisions; providing that such provision is remedial in nature and operates retroactively to January 1, 2010; amending s. 733.107, F.S.; providing that, in a will contest, certain affidavits and oaths are prima facie evidence relating to execution and attestation of a will; amending s. 733.2123, F.S.; deleting the requirement for attaching a copy of a will to a notice of a petition for administration; amending s. 733.608, F.S.; specifying the manner for serving notice of the personal representative's lien for expenditures and obligations incurred; amending s. 735.203, F.S.; revising provisions relating to providing notice for a petition for summary administration; amending s. 736.1102, F.S.; clarifying provisions relating to which laws apply when determining intestate succession in certain circumstances; amending s. 744.444, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committees on Judiciary; and Community Affairs; and Senator Dockery—

**CS for CS for SB 1598**—A bill to be entitled An act relating to public records and public meetings; creating s. 119.001, F.S.; creating the "Sunshine in Government Act"; creating s. 119.002, F.S.; requiring all elected and appointed public officials to undergo education and training on the requirements of the Sunshine in Government Act; creating s. 119.003, F.S.; defining terms; amending s. 119.01, F.S.; requiring that an agency consider a recordkeeping system's capabilities of redacting exempt or confidential information when designing, acquiring, or upgrading such a system; amending s. 119.07, F.S.; conforming a cross-reference; requiring that the custodian of a public record furnish a copy or certified copy of the record to the person requesting the record after payment of a designated fee; providing that if the nature or volume of the public record requested to be inspected or copied requires more than 30 minutes, the agency may charge a fee for the agency resources incurred; providing for payment of the actual cost to duplicate a public record stored in an electronic format; authorizing an agency to charge a fee for converting a record into an electronic format; limiting the clerical cost of duplication of a record to the base hourly rate of the lowest paid personnel capable of providing such clerical or supervisory assistance; authorizing an agency to reduce or waive a fee pursuant to consistent policies; prohibiting an agency from charging a fee for the costs associated with redacting information from the record which the agency maintains is not subject to public-records requirements; amending s. 119.071, F.S.; removing the definitions for the terms "security system plan," "commercial activity," and "commercial entity"; creating s. 119.13, F.S.; directing the Division of Library and Information Services of the Department of State to adopt a rule to establish a model policy for providing public access to public records; amending s. 119.15, F.S.; providing that in the 10th year after reenactment of a statutory exemption, the exemption shall be repealed on October 2nd of that year, unless the Legislature acts to reenact the exemption; creating s. 119.20, F.S.; providing that all meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision at which official acts are to be taken are declared to be public meetings that are open to the public at all times; requiring that the minutes of a meeting of any board or commission or any state agency or authority be promptly recorded and open to the public; prohibiting a person or entity subject to the open-meetings requirements from holding meetings at any facility or location that discriminates on the basis of sex, age, race, creed, color, origin, or economic status or that operates in such a manner as to unreasonably restrict public access to such a facility; creating s. 119.201, F.S.; providing for certain specified exemptions from open-meetings requirements; set-

ting forth the procedures by which the closed meeting must proceed; providing for future repeal of the exemption and review under the Open Government Sunset Review Act; creating s. 119.202, F.S.; prohibiting a member of a state, county, or municipal governmental board, commission, or agency who is present at a meeting at which an official decision, ruling, or other official act is to be taken or adopted from abstaining from voting in regard to any such decision; providing for procedures with respect to a possible conflict of interest of the member; creating s. 119.30, F.S.; providing penalties for violations of the Sunshine in Government; creating s. 119.31, F.S.; authorizing the circuit courts of this state to issue injunctions to enforce the act; authorizing any person to petition the court for an injunction; creating s. 119.32, F.S.; providing for attorney's fees under certain circumstances; repealing ss. 119.011, 119.10, 119.12, 286.011, 286.0113, and 286.012, F.S., relating to definitions, violations and penalties of public-records requirements, attorney's fees, public meetings, general exemptions from public-meetings requirements, and voting requirements at meetings of governmental bodies, respectively; reenacting s. 27.02(2), F.S., relating to the duties of the state attorney before the circuit court; reenacting s. 119.01(2)(f), F.S., relating to state policy on public records; reenacting s. 119.0712(1)(d), F.S., relating to specific exemptions from inspection or copying of public records for executive branch agencies; reenacting s. 119.084(2)(a), F.S., relating to the copyright of data processing software created by governmental agencies; reenacting s. 455.219(6), F.S., relating to licensure fees charged by professional boards; reenacting s. 456.025(11), F.S., relating to costs of regulating health care professions and practitioners; reenacting ss. 458.3193(1)(c) and 459.0083(1)(c), F.S., relating to confidentiality of certain information contained in physician workforce surveys; reenacting s. 472.011(16), F.S., relating to fees the surveyors and mappers board may charge for application, examination, reexamination, and licensing; reenacting s. 1012.31(2)(e), F.S., relating to public school system employee personnel files, to incorporate the amendments made to s. 119.071, F.S., in references thereto; reenacting s. 17.076(5), F.S., relating to the direct deposit of funds for a person who is drawing a salary or retirement benefits from the state; reenacting s. 119.0714, F.S., relating to court files and court records; reenacting s. 1007.35(8)(b), F.S., relating to the Florida Partnership for Minority and Underrepresented Student Achievement Act, to incorporate the amendments made to s. 119.071, F.S., in references thereto; amending ss. 11.0431, 28.001, 28.24, 73.0155, 97.0585, 112.3188, 163.61, 257.34, 257.35, 281.301, 364.107, 382.0085, 383.402, 550.0251, 607.0505, 617.0503, 636.064, 668.50, 668.6076, 713.313, 787.03, 817.568, 817.569, 893.0551, 914.27, 943.031, 943.0313, 943.0314, and 943.032, F.S.; conforming cross-references; providing an effective date.

By the Committee on Transportation; and Senator Smith—

**CS for SB 1604**—A bill to be entitled An act relating to penalties for violation of traffic laws; amending s. 318.14, F.S.; providing for a person charged with a noncriminal traffic infraction to make periodic payments when paying civil penalties and fees; providing for certain persons cited for specified offenses to submit proof of compliance to a designated official; providing alternative citation disposition procedures for the offense of operating a motor vehicle with a license that has been suspended for failure to pay certain financial obligations; amending s. 318.15, F.S.; providing for suspension of a driver's license for failure to enter into or comply with the terms of a penalty payment plan; providing for reinstatement of the suspended license; amending s. 322.331, F.S.; providing for the removal of the designation as a habitual traffic offender upon proof of compliance with certain statutory provisions; amending s. 322.34, F.S.; authorizing certain persons cited for specified offenses to enter a plea of nolo contendere and submit proof of compliance to the clerk of the court, a designated official, or an authorized operator of a traffic violations bureau; providing an effective date.

By the Committee on Criminal Justice; and Senators Crist and Bullard—

**CS for SB 1708**—A bill to be entitled An act relating to the unlawful slaughter of horses; providing a short title; amending s. 500.451, F.S.; prohibiting specified acts relating to horsemeat for human consumption; providing penalties; increasing the classification of offenses relating to horsemeat for human consumption; providing for suspension of licenses of certain businesses for offenses relating to horsemeat; providing mandatory minimum penalties; amending s. 828.125, F.S.; revising

provisions prohibiting certain acts relating to horses to apply to all horses regardless of breed; providing mandatory minimum penalties; providing an effective date.

By the Committee on Judiciary; and Senator Negron—

**CS for SB 1974**—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 790.065, F.S.; requiring certain reports to be submitted in an automated format; deleting provisions relating to automatic deletion of mental health records under specified conditions from the Department of Law Enforcement's database of such records kept for purposes of sale and delivery of firearms and substituting a procedure for petition to obtain judicial relief from firearm disabilities and, upon obtaining such relief, the removal of the individual mental health records from the department's database; amending s. 943.05, F.S.; revising who may request retention of fingerprints submitted to the Department of Law Enforcement; authorizing retention of fingerprints in certain circumstances; amending s. 943.12, F.S.; requiring the Criminal Justice Standards and Training Commission to adopt rules relating to the maintenance of officers who engage in those specialized areas found to present a high risk of harm to the officer or the public at large; requiring the commission to adopt rules requiring the demonstration of proficiency in firearms for all law enforcement officers; amending s. 943.131, F.S.; revising provisions relating to exemptions from completing a commission-approved basic recruit training program; amending s. 943.1395, F.S.; revising provisions relating to qualifications for certified law enforcement officers separated from employment for more than a certain period of time; amending s. 943.17, F.S.; deleting a requirement that correctional probation officers pass a specified basic skills examination and assessment instrument before entrance into the basic recruit training program; amending s. 943.1755, F.S.; authorizing fees for criminal justice executive training from the Florida Criminal Justice Executive Institute; providing for the deposit and use of such fees; amending s. 943.32, F.S.; deleting state funding eligibility for a locally funded crime laboratory in Monroe County; providing an effective date.

By the Committee on Commerce; and Senator Lynn—

**CS for SB 2006**—A bill to be entitled An act relating to the admissions tax; amending s. 212.04, F.S.; exempting from the tax admission charges to certain educational events; providing an effective date.

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

**CS for CS for SB 2008**—A bill to be entitled An act relating to automated external defibrillators in assisted living facilities; amending s. 429.255, F.S.; requiring certain assisted living facilities to possess a functioning automated external defibrillator; encouraging an assisted living facility to register the location of the automated external defibrillator with a local emergency medical services medical director; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Department of Elderly Affairs to adopt rules relating to the use of automated external defibrillators; providing an effective date.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2020**—A bill to be entitled An act relating to information technology; amending s. 14.204, F.S.; revising the duties and responsibilities of the Agency for Enterprise Information Technology; amending s. 282.201, F.S.; requiring the Agency for Enterprise Information Technology to make annual recommendations to the Legislature regarding the migration to a statewide e-mail service and the consolidation of purchasing certain commodities and services; amending s. 282.203, F.S.; specifying the contents of financial statements that must be provided by primary data centers; establishing a quorum for a data center board of trustees; providing additional duties for the board of trustees; amending s. 282.204, F.S.; deleting obsolete provisions relating to the Northwood Shared Resource Center; amending s. 282.315, F.S.; providing an additional duty for the Agency Chief Information Officers Council relating to

the consolidated purchase of information technology products; amending s. 282.34, F.S.; revising provisions relating to statewide e-mail services; providing the primary goals for the service; providing for the establishment of a multiagency team to solicit proposals for a statewide service by a certain date; specifying the requirements for competitive solicitation; requiring the Agency for Enterprise Information Technology to submit a business plan for the services; requiring the plan to include agency lifecycle costs; requiring all state agencies to have migrated to the statewide service by a certain date; providing for agency exceptions to the schedule; requiring the Agency for Enterprise Information Technology to submit an implementation plan to the Governor and Legislature by a certain date; directing the agency to adopt rules; repealing s. 408.0615, F.S., relating to the establishment of a secure facility protecting data held by the Agency for Health Care Administration; amending s. 17 of chapter 2008-116, Laws of Florida; revising the date for transferring data center functions to a primary data center; amending s. 282.0041, F.S.; defining the terms "SUNCOM Network" and "telecommunications"; amending s. 282.702, F.S.; revising the powers and duties of the Department of Management Services with respect to telecommunications services; requiring that the department establish policies with respect to financial accounting and submit an annual report to the Governor and Legislature; amending s. 282.703, F.S.; revising provisions relating to the SUNCOM Network; authorizing the department to establish standards for addresses and numbers and to maintain a directory; requiring a state primary data center to use SUNCOM services; amending s. 282.707, F.S.; requiring customers served by the department to review the qualifications of subscribers using the SUNCOM Network; authorizing additional positions and providing an appropriation; providing an effective date.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2022**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.011, F.S.; deleting a provision ensuring certain rights of members of the system; providing for employee and employer contributions; providing that the rights of members are of a contractual nature; amending s. 121.021, F.S.; redefining the terms "prior service," "termination," "benefit," and "payee"; amending s. 121.051, F.S.; requiring that a local governmental entity or the governing body of a charter school or charter technical career center make certain elections regarding benefits at the time the entity or governing body joins the Florida Retirement System; providing that employer-paid employee contributions are subject to certain taxes; amending s. 121.0515, F.S.; providing for employee contributions to be used, if applicable, when purchasing credit for past service; amending s. 121.052, F.S., relating to the membership class of elected officers; conforming provisions to changes made by the act; providing for a refund of contributions under certain circumstances for an officer who leaves office; providing that a member who obtains a refund of contributions waives certain rights under the Florida Retirement System; amending s. 121.053, F.S.; clarifying the contributions required for a member in the Elected Officers' Class who participates in the Deferred Retirement Option Program; amending s. 121.055, F.S., relating to the Senior Management Service Class; conforming provisions to changes made by the act; providing for a refund of contributions under certain circumstances for a member who terminates employment; providing that a member who obtains a refund of contributions waives certain rights under the Florida Retirement System; requiring employee and employer contributions for participants in the Senior Management Service Optional Annuity Program, effective January 1, 2011, and thereafter; limiting the payment of benefits prior to a participant's termination of employment; amending s. 121.071, F.S.; requiring employee and employer contributions to the retirement system effective January 1, 2011; providing for a refund of contributions under certain circumstances following termination of employment; prohibiting such refund if an approved qualified domestic relations order is filed against the participant's retirement account; requiring repayment plus interest of an invalid refund; amending s. 121.081, F.S.; providing requirements for contributions for prior service performed on or after January 1, 2011; amending s. 121.091, F.S.; providing for the refund of accumulated contributions if a member's employment is terminated for any reason other than death or retirement; amending s. 121.121, F.S., relating to the purchase of creditable service following an authorized leave of absence; requiring that service credit be purchased at the employee and

employer contribution rates in effect during the leave of absence; amending s. 121.125, F.S.; requiring that the employer make the required employee and employer retirement contributions following an employee's workers' compensation injury or illness; requiring that a penalty be assessed against an employer that fails to pay the required contributions; amending s. 121.35, F.S., relating to the optional retirement program for the State University System; requiring employee and employer contributions for participants in the optional retirement program, effective January 1, 2011, and thereafter; deleting certain requirements governing employer contributions to conform to changes made by the act; limiting the payment of benefits prior to a participant's termination of employment; amending s. 121.4501, F.S.; requiring that participants in the Public Employee Optional Retirement Program make certain contributions to the program trust fund based on the employee's membership class; redefining the term "retiree" and defining the term "participant contributions"; providing for contribution adjustments as a result of errors or corrections; requiring an employer to receive a credit for excess contributions and to reimburse an employee for excess contributions, subject to certain limitations; providing for a participant to retain his or her prior plan choice following a return to employment; excluding certain retirees from renewed membership in the Florida Retirement System; limiting certain refunds of contributions which exceed the amount that would have accrued had the member remained in the defined benefit program; providing certain requirements and limitations with respect to contributions; clarifying that participant and employer contributions are earmarked for specified purposes; providing duties of the third-party administrator; providing that a participant is vested immediately with respect to employee contributions paid by the participant; providing for the forfeiture of nonvested employer contributions and service credit under certain circumstances; amending s. 121.4503, F.S.; providing for the deposit of participant contributions into the Florida Retirement System Contributions Clearing Trust Fund; amending s. 121.571, F.S.; providing requirements for submitting participant contributions; amending s. 121.591, F.S.; limiting the payment of benefits prior to a participant's termination of employment; providing for the forfeiture of nonvested accumulations upon payment of certain vested benefits; providing that the distribution payment method selected by the participant or beneficiary is irrevocable at the time of distribution; prohibiting a distribution of employee contributions if an qualified domestic relations order is filed against the participant's account; amending s. 121.70, F.S.; revising legislative intent; amending s. 121.71, F.S.; requiring that employee contributions be deducted from the employee's monthly salary, beginning on a specified date, and treated as employer contributions under certain provisions of federal law; clarifying that an employee may not receive such contributions directly; specifying the required employee contribution rates for the membership of each membership class and subclass of the Florida Retirement System; specifying the required employer retirement contribution rates for each membership class and subclass of the system in order to address unfunded actuarial liabilities of the system; requiring an assessment to be imposed if the employee contributions remitted are less than the amount required; providing for the employer to receive a credit for excess contributions remitted; amending s. 121.72, F.S.; revising certain requirements governing allocations to optional retirement program participant accounts; amending s. 121.73, F.S., relating to disability coverage for participants in the optional retirement program; conforming provisions to changes made by the act; amending s. 121.74, F.S.; revising the amount that employers are required to contribute for administrative and educational expenses; amending s. 121.76, F.S.; providing that employer-paid employee contributions are subject to certain taxes; amending s. 121.78, F.S.; revising certain requirements for administering the payment and distribution of contributions; requiring that certain fees be imposed for delinquent payment; providing that an employer is responsible for recovering any refund provided to an employee in error; revising the terms of an authorized waiver of delinquency; requiring an employer to receive a credit for excess contributions and to reimburse an employee for excess contributions, subject to certain limitations; amending s. 1012.875, F.S.; requiring employee and employer contributions for participants in the State Community College System Optional Retirement Program, effective January 1, 2011, and thereafter; providing that the act fulfills an important state interest; providing appropriations to and authorizing additional positions for the Division of Retirement within the Department of Management Services; providing an effective date.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2024**—A bill to be entitled An act relating to the tax on communications and utility services; amending s. 202.12, F.S.; decreasing the rate at which the sales price of certain communications services are taxed; amending s. 202.125, F.S., relating to exemptions from the tax; inserting a cross-reference to conform to changes made by the act; amending s. 203.01, F.S.; imposing an additional tax on certain communications services at a specified rate; providing for an exemption to apply to such tax; requiring that the tax on communications services be included on bills dated on or after a specified date; amending s. 215.61, F.S.; requiring that the State Board of Education make specified adjustments to the figures used by the board in determining the amount of bond debt that can be serviced by revenues derived from the gross receipts tax on utility services; requiring that such adjustment be based on a specified assumption; deleting a provision requiring the deduction of amounts used for debt service when determining fiscal sufficiency; providing an effective date.

By the Committee on Health Regulation; and Senator Crist—

**CS for SB 2038**—A bill to be entitled An act relating to the Medicaid buy-in program for persons with disabilities; amending s. 409.904, F.S.; providing for Medicaid eligibility for certain persons with disabilities under a Medicaid buy-in program, subject to specific federal authorization; requiring the Department of Children and Family Services to adopt rules for determining program eligibility; directing the Department of Health to perform all disability determinations; requiring the Agency for Health Care Administration to establish and administer the buy-in program and to seek amendments to specified Medicaid waivers for certain persons with disabilities; providing an effective date.

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

**CS for SB 2046**—A bill to be entitled An act relating to employee leasing companies; amending s. 468.5245, F.S.; deleting the requirement that an employee leasing company obtain approval of the Board of Employee Leasing Companies before changing the name or location of a company; providing that board approval is not required before the purchase or acquisition of a company if a controlling person in the company is licensed; deleting provisions requiring board approval prior to existing stockholder or partners of a company acquiring control of a company; amending s. 468.528, F.S.; providing that failure to timely pay a license renewal fee subjects the licensee to disciplinary action; amending s. 468.534, F.S.; specifying that the regulatory requirements applicable to employee leasing companies do not affect the eligibility of such companies, their clients, or leased employees for any local or state tax credit, economic incentive, or other benefit; providing an effective date.

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

**CS for SB 2086**—A bill to be entitled An act relating to consumer debt collection; reordering and amending s. 559.55, F.S.; revising definitions relating to the regulation of debt collection practices; amending s. 559.551, F.S.; conforming cross-references; amending s. 559.552, F.S.; revising provisions relating to the relationship between state and federal law; creating s. 559.5522, F.S.; providing the powers of the Office of Financial Regulation; creating s. 559.5524, F.S.; authorizing the Financial Services Commission to adopt rules; amending s. 559.553, F.S.; deleting all exemptions from registration as a consumer collection agency; amending s. 559.555, F.S.; revising procedures for registering as a consumer collection agency; increasing the registration fee; requiring background screening of applicants and control persons; providing grounds for registration issuance or denial; requiring annual renewal; creating s. 559.5551, F.S.; providing for registration renewal; creating s. 559.5554, F.S.; requiring a licensee to obtain a surety bond and provide proof of such bond to the office; creating s. 559.5556, F.S.; requiring a consumer collection agency to maintain records; repealing s. 559.563, F.S., relating to void registrations; amending s. 559.565, F.S.; increasing the fine against an unregistered consumer collection agency and adding a fine against certain debt collectors; providing that a violation of provisions relating to consumer protection agencies and debt collectors is actionable by the Attorney General under the Florida Deceptive and

Unfair Trade Practices Act; providing for attorney's fees and costs; creating s. 559.566, F.S.; specifying how a debt collector may communicate with a consumer; amending s. 559.715, F.S.; conforming provisions to changes made by the act; amending s. 559.72, F.S.; revising prohibited acts, including violations of communication procedures; specifying acts of harassment; prohibiting a debt collector from acting as a debt collector unless such person is an employee or control person of a registered agency; adding violations relating to prior criminal acts and failure to conform with registration requirements; amending s. 559.725, F.S.; revising provisions relating to consumer complaints about a consumer collection agency; creating s. 559.726, F.S.; providing for the issuance of subpoenas by the office; creating s. 559.727, F.S.; authorizing the office to issue cease and desist orders; amending s. 559.730, F.S.; revising provisions relating to administrative remedies; increasing the maximum penalty; authorizing the office to adopt rules relating to penalty guidelines; deleting the 2-year limitation on bringing an administrative action; amending s. 559.77, F.S.; revising provisions relating to civil remedies; revising the beginning date for a statute of limitation; amending s. 559.78, F.S.; revising provisions relating to judicial enforcement; amending s. 559.785, F.S.; providing criminal penalties for failure to obtain licensure; delaying the expiration of certain registrations of consumer collection agencies; providing effective dates.

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

**CS for CS for SB 2138**—A bill to be entitled An act relating to health care; repealing s. 112.0455(10)(e), F.S., relating to a prohibition against applying the Drug-Free Workplace Act retroactively; repealing s. 383.325, F.S., relating to the requirement of a licensed facility under s. 383.305, F.S., to maintain inspection reports; repealing s. 395.1046, F.S., relating to the investigation of complaints regarding hospitals; repealing s. 395.3037, F.S.; deleting definitions relating to obsolete provisions governing primary and comprehensive stroke centers; amending s. 400.0239, F.S.; deleting an obsolete provision; repealing s. 400.147(10), F.S., relating to a requirement that a nursing home facility report any notice of a filing of a claim for a violation of a resident's rights or a claim of negligence; repealing s. 400.148, F.S., relating to the Medicaid "Up-or-Out" Quality of Care Contract Management Program; repealing s. 400.195, F.S., relating to reporting requirements for the Agency for Health Care Administration; amending s. 400.476, F.S.; providing requirements for an alternative administrator of a home health agency; revising the duties of the administrator; revising the requirements for a director of nursing for a specified number of home health agencies; prohibiting a home health agency from using an individual as a home health aide unless the person has completed training and an evaluation program; requiring a home health aide to meet certain standards in order to be competent in performing certain tasks; requiring a home health agency and staff to comply with accepted professional standards; providing certain requirements for a written contract between certain personnel and the agency; requiring a home health agency to provide certain services through its employees; authorizing a home health agency to provide additional services with another organization; providing responsibilities of a home health agency when it provides home health aide services through another organization; requiring the home health agency to coordinate personnel who provide home health services; requiring personnel to communicate with the home health agency; amending s. 400.487, F.S.; requiring a home health agency to provide a copy of the agreement between the agency and a patient which specifies the home health services to be provided; providing the rights that are protected by the home health agency; requiring the home health agency to furnish nursing services by or under the supervision of a registered nurse; requiring the home health agency to provide therapy services through a qualified therapist or therapy assistant; providing the duties and qualifications of a therapist and therapy assistant; requiring supervision by a physical therapist or occupational therapist of a physical therapist assistant or occupational therapist assistant; providing duties of a physical therapist assistant or occupational therapist assistant; providing for speech therapy services to be provided by a qualified speech pathologist or audiologist; providing for a plan of care; providing that only the staff of a home health agency may administer drugs and treatments as ordered by certain health professionals; providing requirements for verbal orders; providing duties of a registered nurse, licensed practical nurse, home health aide, and certified nursing assistant who work for a home health agency; providing for supervisory visits

of services provided by a home health agency; repealing s. 408.802(11), F.S., relating to the applicability of the Health Care Licensing Procedures Act to private review agents; repealing s. 409.912(15)(e), (f), and (g), F.S., relating to a requirement for the Agency for Health Care Administration to submit a report to the Legislature regarding the operations of the CARE program; repealing s. 429.12(2), F.S., relating to the sale or transfer of ownership of an assisted living facility; repealing s. 429.23(5), F.S., relating to each assisted living facility's requirement to submit a report to the agency regarding liability claims filed against it; repealing s. 429.911(2)(a), F.S., relating to grounds for which the agency may take action against the owner of an adult day care center or its operator or employee; providing an effective date.

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By the Committee on Health Regulation; and Senators Fasano, Aronberg, Gaetz, and Gelber—

**CS for SB 2272**—A bill to be entitled An act relating to pain management; amending s. 456.037, F.S.; providing that pain-management clinics are business establishments subject to licensure by the Department of Health; requiring a health professional licensee who works at a pain-management clinic that prescribes controlled substances to be responsible for maintaining control and security over his or her blank prescription pads and any other method used to prescribe controlled substance pain medication; requiring the health professional licensee to notify the department within a specified time after the theft or loss of blank prescription pads; requiring a health professional licensee to give written notice to the applicable board within a specified period after the health professional licensee's termination of employment at the pain-management clinic; amending s. 456.057, F.S.; providing that the Department of Health is not required to attempt to obtain authorization from a patient for the release of the patient's medical records under certain circumstances; amending s. 456.069, F.S.; authorizing the Department of Health to inspect a pain-management clinic in a lawful manner at all reasonable hours for the purpose of determining if any provision of ch. 456, F.S., or any rule adopted by the department has been violated; authorizing the department to obtain patient records without authorization or subpoena if the department has probable cause to believe that a violation of s. 456.072, F.S., has occurred or is occurring; amending s. 456.071, F.S.; providing venue for judicial challenges to any subpoena or order issued by the Department of Health during its investigations; amending s. 456.072, F.S.; providing additional acts that constitute grounds for disciplinary actions against health professional licensees; amending s. 458.309, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the Department of Health within a specified time; providing an exception; authorizing the department to deny an application for registering a pain-management clinic or to revoke or suspend the current registration certificate of a pain-management clinic for certain reasons; authorizing the department to impose fines for certain violations of law; requiring the department to consider certain factors when calculating the amount of the fine; providing that each day a violation continues constitutes a separate violation; requiring the pain-management clinic to document in writing all efforts undertaken by the pain-management clinic to correct a violation; providing that the owner or designated physician of a pain-management clinic is subject to an administrative fine; providing that the owner of a pain-management clinic who does not apply for a change-of-ownership license and who operates the clinic under a new ownership is subject to a fine; requiring the department to discuss each violation with the owner or designated physician of the pain-management clinic before a formal written notification; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; prohibiting any person acting as an individual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing for disposition of drugs at a former pain-management clinic; providing that certain clinics, facilities, and offices that advertise any type of pain-management services are exempt from the registration provisions under certain conditions; requiring the department and the Boards of Medicine and Osteopathic Medicine to adopt rules; creating ss. 458.3265 and 459.0137, F.S.; providing for require-

ments for the registration of pain-management clinics; prohibiting a physician or an osteopathic physician from practicing medicine in a pain-management clinic under certain conditions; requiring each location of a pain-management clinic to be registered separately regardless of whether the clinic is operated under the same business name or management as another clinic; prohibiting a pain-management clinic from being owned by or having any contractual relationship with certain specified persons; providing that if the department finds that a privately owned pain-management clinic is owned by a person possessing disqualifying criteria, the department shall refuse to register the pain-management clinic or revoke a previously issued certificate of registration; prohibiting a person from dispensing medication on the premises of a registered pain-management clinic unless he or she is a physician licensed under ch. 458 or ch. 459, F.S.; requiring a physician to document in the patient's record why the physician is prescribing or dispensing more than a specified amount of a controlled substance for the treatment of chronic nonmalignant pain; amending s. 458.327, F.S.; providing that the commission of certain specified acts while managing a pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; amending s. 459.005, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications or that employ a physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the Department of Health within a specified time; providing an exception; providing that certain clinics, facilities, and offices that advertise any type of pain-management services are exempt from the registration provisions under certain conditions; authorizing the department to deny an application for registering a pain-management clinic or to revoke or suspend the current registration certificate of a pain-management clinic for certain reasons; authorizing the department to impose fines for certain violations of law; requiring the department to consider certain factors when calculating the amount of the fine; providing that each day a violation continues constitutes a separate violation; requiring the pain-management clinic to document in writing all efforts undertaken by the pain-management clinic to correct a violation; providing that the owner or designated physician of a pain-management clinic is subject to an administrative fine; providing that the owner of a pain-management clinic who does not apply for a change-of-ownership license and who operates the clinic under a new ownership is subject to a fine; requiring the department to discuss each violation with the owner or designated physician of the pain-management clinic before a formal written notification; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; prohibiting any person acting as an individual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing for disposition of drugs at a former pain-management clinic; requiring the department and the Boards of Medicine and Osteopathic Medicine to adopt rules; amending s. 459.013, F.S.; providing that the commission of certain specified acts while managing a pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; providing an effective date.

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By the Committees on Commerce; and Commerce—

**CS for SB 2330**—A bill to be entitled An act relating to a review of the Department of State under the Florida Government Accountability Act; reenacting s. 20.10(2)(c), F.S., relating to the Division of Corporations within the department; amending s. 117.01, F.S.; assigning various duties of the Executive Office of the Governor relating to notaries public to the department; revising the application requirements for notaries public; requiring notary public applicants to complete certain interactive or classroom instruction; authorizing certain persons or entities to offer courses for the required instruction; revising provisions for the deposit and use of funds from the notary public surcharge; providing penalties for applicants who submit applications containing certain statements; requiring the department to provide notice on notary application forms of criminal penalties for providing false information; providing for the filing and investigation of complaints against notaries public; requiring the department to submit investigative findings to the Executive Office of the Governor; deleting obsolete provisions relating to notary bonds; requiring entities issuing notary bonds to submit annual reports to the

department; requiring the department to refuse bonding certificates from such entity that does not submit its annual report by a specified date; conforming provisions; amending ss. 117.021, 117.05, and 117.103, F.S.; deleting an obsolete provision relating to notary public seals; conforming provisions; amending s. 117.107, F.S.; prohibiting a notary public from using a signature stamp except under certain circumstances; providing penalties; specifying that notaries public are subject to suspension under certain circumstances; transferring the administration of certain provisions relating to notaries public from the Executive Office of the Governor to the department; amending s. 668.50, F.S.; deleting requirements for certain interactive or classroom instruction for notaries public, to conform; providing an appropriation and authorizing additional positions; providing effective dates.

By the Committee on Criminal Justice; and Senator Dockery—

**CS for SB 2350**—A bill to be entitled An act relating to criminal justice; repealing s. 16.07, F.S., relating to a prohibition on the Attorney General collecting any fee for defending any supposed offender; repealing s. 30.11, F.S., relating to a sheriff's or deputy's required place of residence; amending ss. 384.34 and 796.08, F.S.; removing references to conform to changes made by the act; amending s. 775.0877, F.S.; removing penalty provisions relating to criminal transmission of HIV; amending s. 893.13, F.S.; removing penalty provisions relating to obsolete community residential drug punishment centers; amending s. 921.187, F.S.; removing sentencing provisions relating to community residential drug punishment centers and quarantine of offenders convicted of criminal transmission of HIV; repealing s. 944.293, F.S., relating to initiation of restoration of civil rights; amending s. 948.001, F.S.; removing the definition of the term "criminal quarantine community control"; repealing s. 948.034, F.S., relating to community residential drug punishment centers; repealing s. 948.0345, F.S., relating to community service alternative to fines; amending s. 948.04, F.S.; removing a reference to conform to changes made by the act; amending ss. 948.101 and 948.11, F.S.; removing references to criminal quarantine community control; repealing s. 957.125, F.S., relating to authorization for the Correctional Privatization Commission to contract for youthful offender correctional facilities; repealing s. 985.4891, F.S., relating to sheriff's training and respect programs; amending ss. 958.046, 985.445, 985.47, 985.483, 985.494, and 985.645, F.S.; conforming provisions to the repeal of s. 985.4891, F.S.; providing an effective date.

By the Committee on Transportation; and Senator Gardiner—

**CS for SB 2362**—A bill to be entitled An act relating to transportation; amending s. 316.1001, F.S.; clarifying the method to be used in providing notice following the issuance of a citation for failure to pay a toll; providing that receipt of the citation rather than its mailing constitutes notification; authorizing any governmental entity, including the clerk of court, to provide specified data to the Department of Highway Safety and Motor Vehicles regarding outstanding violations for failure to pay tolls; amending s. 316.545, F.S.; providing for a reduction in the gross weight of certain vehicles equipped with idle-reduction technologies when calculating a penalty for exceeding maximum weight limits; requiring that an operator provide certification of the weight of the idle-reduction technology and demonstrate or certify that the idle-reduction technology is fully functional at all times; amending s. 318.18, F.S.; authorizing a court to direct the department to suspend a person's driver's license for violations involving the failure to pay tolls; amending s. 320.03, F.S.; clarifying provisions requiring that the tax collector withhold issuance of a license plate or revalidation sticker if certain fines are outstanding; amending s. 322.27, F.S.; providing that failure to pay a toll does not result in the assessment of points against a person's driving record; amending s. 337.14, F.S.; clarifying provisions relating to the submission of interim financial statements to the department along with applications for contractor qualification; amending s. 337.401, F.S.; providing for the placement of and access to transmission lines that are adjacent to and within the right-of-way of any public road controlled by the Department of Transportation; amending s. 338.155, F.S.; authorizing the Department of Transportation to adopt rules related to the payment, collection, and enforcement of tolls; amending s. 343.64, F.S.; authorizing the Central Florida Regional Transportation Authority to borrow funds under certain circumstances; amending s. 348.51, F.S.; setting forth the limited nature of the obligations issued by the Tampa-Hillsborough County Expressway Authority; amending s. 348.545, F.S.;

clarifying authorization for the authority to issue bonds to finance improvements; amending s. 348.56, F.S.; prescribing additional authorization for the authority to issue bonds by or on behalf of the authority; authorizing the public or negotiated sale of bonds by the authority; amending s. 348.565, F.S.; revising revenue bond-issuance authority with respect to specific legislatively approved projects; amending s. 348.57, F.S.; prescribing additional authorization for the authority to issue refunding bonds; amending s. 348.70, F.S.; exempting the authority from certain provisions relating to issuance of bonds by state agencies; creating part XI of ch. 348, F.S.; creating s. 348.9950, F.S.; providing a short title; creating s. 348.9951, F.S.; providing that certain terms have the same meaning as in the Florida Expressway Authority Act for certain purposes; creating s. 348.9952, F.S.; creating the Osceola County Expressway Authority as an agency of the state; providing for a governing body of the authority; providing for membership, terms, organization, personnel, and administration; authorizing payment of travel and other expenses; directing the authority to cooperate with and participate in any efforts to establish a regional expressway authority; creating s. 348.9953, F.S.; providing purposes and powers of the authority; creating s. 348.9954, F.S.; authorizing the issuance of bonds to pay or secure certain obligations; creating s. 348.9955, F.S.; authorizing the authority to enter into certain agreements; creating s. 348.9956, F.S.; authorizing the department to act as the authority's appointed agent under certain circumstances; creating s. 348.9957, F.S.; authorizing the authority to acquire certain lands and property; authorizing the authority to exercise eminent domain; creating s. 348.9958, F.S.; authorizing certain entities to enter into agreements with the authority; creating s. 348.9959, F.S.; providing legislative intent and a pledge of the state to bondholders; creating s. 348.9960, F.S.; exempting the authority from taxation; creating s. 348.9961, F.S.; providing for dissolution of the authority under certain circumstances; designating parts I and II of ch. 479, F.S.; amending s. 479.01, F.S.; clarifying the definition of "commercial or industrial zone"; defining the terms "allowable uses," "commercial use," "industrial use," and "zoning category" for specified purposes; creating part III of ch. 479, F.S.; creating s. 479.310, F.S.; providing legislative intent; creating s. 479.311, F.S.; providing that the county court and circuit court have concurrent jurisdiction; creating ss. 479.312, 479.313, and 479.314, F.S.; requiring that all costs incurred by the department to remove signs in certain locations on the interstate highway system, the federal-aid primary highway system, or the state highway system to be assessed and collected from certain persons under certain conditions; amending s. 705.18, F.S.; deleting provisions relating to public-use airports or its directors, as well as the required disposition of moneys from sale of property abandoned at a public-use airport; creating s. 705.182, F.S.; providing an eligibility period for personal property found on public-use airports to be claimed; providing options for disposing of personal property; providing procedures for selling abandoned personal property; providing for the notice of sale; authorizing an airport tenant to establish its own lost and found procedures; providing that a purchaser of certain property holds title to such property; creating s. 705.183, F.S.; creating procedures for the disposal of derelict or abandoned aircraft on the premises of a public-use airport; requiring that the director of an airport or the director's designee keep a record of such aircraft found at an airport; defining the terms "derelict aircraft" and "abandoned aircraft"; requiring that the director of an airport or the director's designee make a determination of the identity of an aircraft owner and persons having legal interest in the aircraft; requiring notification of the aircraft owner and all persons having an equitable or legal interest in the aircraft; requiring that certain items be included in the notice; providing an exception; providing for notice if the owner of the aircraft is unknown or cannot be found; providing the form of such notice; providing for the placement of the notice; providing procedures for failure to remove an aircraft and pay fees; requiring that any sale of aircraft be made at a public auction; providing notice requirements for such public auction; providing procedures for disposing of an aircraft; providing for liability if the sale price is less than the charges and costs related to the aircraft; providing that a lien in favor of the airport exists under certain circumstances; providing for the payment of fees and charges related to the aircraft; requiring notice of any such lien; requiring the filing of a claim of lien; providing a form of the claim of lien; providing for service of the claim of lien; providing that the purchaser of the aircraft takes the property free of rights of persons holding legal or equitable interest in the aircraft; requiring that the purchaser or recipient notify the Federal Aviation Administration of the change in ownership; providing for the deduction of costs if an aircraft is sold at a public sale; requiring that the balance be deposited into an interest-

bearing account; providing a deadline for the owner to claim the funds; authorizing the airport to retain the balance under certain circumstances; authorizing an airport to issue documents relating to the aircraft disposal; creating s. 705.184, F.S.; creating procedures for the disposal of derelict or abandoned motor vehicles on public-use airports; defining the terms “derelict motor vehicle” and “abandoned motor vehicle”; authorizing the removal of such a vehicle from the airport premises; requiring that the director of an airport or the director’s designee make a determination of the identity of the owner of the motor vehicle and the insurance company insuring the motor vehicle; requiring notification of the owner, insurer, and lienholder; requiring that certain information be included in the notice; providing an exception; providing a form for the notice; providing for the placement of such notice; authorizing an airport to take certain action if the owner or lienholder fails to remove the motor vehicle and pay applicable fees; requiring that any sale of a motor vehicle be made at a public auction; providing notice requirements for such auction; providing procedures for disposing of the motor vehicle; providing for liability if the sale price is less than the charges and costs related to the motor vehicle; providing for a lien in favor of the airport for all fees and charges related to the motor vehicle under certain circumstances; providing for notice of such lien; requiring the filing of a claim of lien; providing a form for the claim of such lien; specifying requirements for service of a claim of lien; providing that a purchaser of a motor vehicle takes the property free of rights of persons holding legal or equitable interest in the motor vehicle; providing an effective date.

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By the Committee on Criminal Justice; and Senator Dockery—

**CS for SB 2364**—A bill to be entitled An act relating to criminal justice; amending s. 775.0877, F.S.; revising obsolete references; amending s. 775.25, F.S.; clarifying a reference to a repealed section; amending s. 784.07, F.S.; removing an outdated reference to certain employees in relation to assault and battery of specified persons; amending s. 831.16, F.S.; clarifying a cross-reference; clarifying that it is a third-degree felony for a person to knowingly have in his or her possession fewer than 10 counterfeit coins with the intent to utter or pass such coins; amending s. 831.17, F.S.; clarifying a cross-reference; clarifying that certain subsequent violations of s. 831.16, F.S., are punishable as a second-degree felony; amending s. 831.18, F.S.; clarifying that the offense of making or possessing instruments for forging bills is punishable as a third-degree felony; amending s. 831.21, F.S.; clarifying that the offense of forging or counterfeiting a doctor’s certificate of examination is punishable as a third-degree felony; amending s. 831.27, F.S.; correcting a reference relating to the offense of issuing notes; amending s. 838.021, F.S.; correcting grammatical errors; reenacting s. 847.0125, F.S., relating to retail display of materials harmful to minors; amending s. 860.13, F.S.; correcting an obsolete reference; amending s. 865.09, F.S.; correcting a reference; amending s. 893.10, F.S.; removing obsolete language relating to evidence in possession of controlled substances cases; reenacting s. 914.24(2)(a), F.S., relating to victim and witness protection orders; amending ss. 916.12 and 916.3012, F.S.; revising and clarifying provisions; amending s. 918.0155, F.S.; deleting obsolete language directing the Legislature to request the Supreme Court to adopt emergency rules; amending s. 921.0022, F.S.; correcting references in the offense severity ranking chart; reenacting s. 921.141(5)(a), F.S., relating to sentence of death or life imprisonment for capital felonies; amending s. 932.704, F.S.; deleting an obsolete provision relating to the deadline for certifying compliance with the Contraband Forfeiture Act; amending s. 933.18, F.S.; correcting a reference in relation to when a warrant may be issued to search a dwelling; amending s. 933.40, F.S.; replacing obsolete references to “magistrate” with references to “trial court judge”; amending s. 934.03, F.S.; deleting an obsolete cross-reference; defining the term “public utility”; amending s. 938.15, F.S.; clarifying that the term “commission” refers to the Criminal Justice Standards and Training Commission; amending s. 943.051, F.S.; clarifying a reference to a repealed section; amending s. 943.053, F.S.; removing an obsolete reference; amending s. 943.0581, F.S.; clarifying provisions; reenacting s. 943.0582(3)(a) and (5), F.S., relating to pre-arrest, postarrest, or teen court diversion program expunction; reenacting s. 943.135(4)(b), F.S., relating to requirements for continued employment; amending s. 944.053, F.S.; updating obsolete provisions; reenacting s. 944.28(1), F.S., relating to gain-time; amending ss. 944.708, 944.801, and 945.10, F.S.; replacing obsolete references to the Department of Labor and Employment Security with references to the Agency

for Workforce Innovation; reenacting s. 947.06, F.S., relating to when the Florida Parole Commission may meet and act; amending s. 949.071, F.S.; correcting a federal statutory citation; amending s. 957.07, F.S.; replacing an obsolete reference to the Correctional Privatization Commission with a reference to the Department of Management Services; amending s. 985.486, F.S.; correcting references concerning intensive residential treatment programs for offenders less than 13 years of age; amending s. 985.632, F.S.; removing a reference to a repealed provision; removing obsolete provisions; reenacting s. 985.686(2)(b), F.S., relating to county and state responsibility for juvenile detention; amending ss. 815.03, 817.554, 828.17, 831.30, 877.22, 893.02, 921.20, 944.023, 944.474, 947.16, 951.23, 951.231, 960.003, and 984.225, F.S.; correcting cross-references; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2374**—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; establishing the state’s monthly contributions for employees who have individual coverage and for employees who have family coverage; requiring that the Division of State Group Insurance within the Department of Management Services establish a state employee health clinic pilot program; requiring the division to select a vendor to establish and manage at least one full-scope health and wellness clinic that will provide specified services to members of the State Group Health Insurance Program; requiring that the vendor provide the start-up costs associated with the pilot program; requiring that the vendor staff and manage the clinic, subvendors, and integrated services providers; requiring that the pilot program commence by a specified date; requiring that the Department of Management Services submit an evaluation of the pilot program to the Governor and the Legislature by a specified date; providing that the term of the contract be for only the 2011 plan year; requiring the Division of State Group Insurance to contract for postpayment claims review services for the State Group Insurance Program; requiring that all payments made under the contract be paid from overpayment amounts identified and recovered by the vendor; directing the Division of State Group Insurance to contract for dependent eligibility verification services for the State Group Insurance Program; providing a limitation on compensation to the contract vendor; requiring subscribers of the State Group Insurance Program to provide documentation validating eligibility of dependents; authorizing a grace period to document eligibility; authorizing the division to seek indemnification from subscribers having ineligible dependents; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2384**—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2386**—A bill to be entitled An act relating to state financial matters; amending s. 17.29, F.S.; authorizing the Chief Financial Officer to adopt rules requiring that payments made by the state for goods, services, or anything of value be made by electronic means; requiring that the rules include methods for accommodating persons who may not be able to receive payment by electronic means; authorizing the Chief Financial Officer to make payments by warrant if administratively necessary; amending s. 43.16, F.S.; conforming a cross-reference; amending s. 215.322, F.S.; conforming provisions to changes made by the act to authorize state agencies, local governments, and the judicial branch to accept payments by electronic funds transfers; providing for the adoption of rules to facilitate such payments and to accommodate persons who may not be able to make payments by electronic means; authorizing the Chief Financial Officer to adopt rules establishing uniform security safeguards for cardholder data; creating s. 215.971, F.S.; requiring that the Chief Financial Officer adopt and disseminate uniform minimum procedures to state agencies for agreements that provide state or federal financial assistance to a recipient or subrecipient; amending s. 216.3475,

F.S.; requiring an agency that is awarded funding on a noncompetitive basis for certain services as specified in the General Appropriations Act to maintain specified documentation supporting a cost analysis; amending s. 287.056, F.S.; specifying the provisions to be included in state agency purchasing agreements; amending s. 287.057, F.S.; removing certain types of services from an exception to the competitive bid requirements for the purchase of contractual services; providing that certain types of health care services are except from competitive bid requirements for the purchase of contractual services; requiring that an agency document compliance with s. 216.3475, F.S., if the purchase of contractual services exceeds a certain amount and the services are not competitively procured; requiring that an agency's contract manager attend training regarding accountability in contracts and grant management; providing for uniform procedures that the Chief Financial Officer must establish and disseminate to state agencies; subjecting users of certain state term contracts to a transaction or user fee; amending s. 287.0571, F.S.; conforming a cross-reference; amending s. 287.058, F.S.; revising provisions regarding contracts for services; specifying provisions to be included in such contracts; amending ss. 295.187, 394.47865, 402.40, 402.7305, 408.045, 427.0135, and 570.07, F.S.; conforming cross-references; requiring state agencies to provide specified information to the Department of Financial Services relating to the purchase of commodities or services; requiring state agencies to review and renegotiate contract renewals and reprocurements in an effort to reduce contract payments; requiring the Executive Office of the Governor to place savings from the renegotiation of contract renewals or reprocurements in reserve; restricting funding for travel by state employees; requiring that certain travel be approved in writing by the agency head; providing exceptions; requiring each state agency to review its contracts to ensure that contractors comply with applicable preferred-pricing clauses; requiring certain contracts containing a preferred-pricing clause to require that the contractor submit an affidavit attesting to the contractor's compliance with the clause; defining the term "preferred-pricing clause"; providing an appropriation to the Department of Financial Services and authorizing additional full-time equivalent positions; providing an effective date.

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By the Policy and Steering Committee on Ways and Means; and Senators Alexander and Haridopolos—

**CS for SB 2408**—A bill to be entitled An act relating to state financial information; amending s. 11.45, F.S.; requiring the Auditor General to annually provide to the Legislature a list of school districts that have failed to comply with certain financial transparency requirements, as identified pursuant to audit; amending s. 215.985, F.S., relating to the Transparency Florida Act; redefining the term "governmental entity" to include public schools rather than public school districts; requiring the Legislative Auditing Committee to recommend a format for school districts, charter schools, and charter technical career centers to use in collecting and displaying financial information; revising the schedule for adding additional information to the state's official website for displaying financial information; revising provisions exempting certain municipalities and special districts from the Transparency Florida Act; requiring the Office of Policy and Budget within the Executive Office of the Governor to maintain the state's financial data on the state website for a specified period; requiring any certified public accountant conducting an audit of a unit of local government to report compliance with the Transparency Florida Act; requiring the Legislative Auditing Committee to adopt guidelines for administering the Transparency Florida Act; providing an effective date.

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By the Committee on Higher Education; and Senator Lynn—

**CS for SB 2442**—A bill to be entitled An act relating to the state university system; amending s. 1001.706, F.S.; revising the powers and duties of the Board of Governors relating to accountability; requiring that the board align the missions of each constituent university; authorizing the board and the Legislature to assign specific projects, missions, exemptions, and other responsibilities to institutions that are nationally recognized and ranked and that have a global perspective and impact; amending s. 1004.226, F.S.; revising the legislative findings and intent relating to the 21st Century Technology, Research, and Scholarship Enhancement Act to conform to changes made by the act; amending s. 1007.33, F.S.; revising provisions that require a Florida college to

provide notice of its intent to propose a baccalaureate degree program; providing an effective date.

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By the Committee on Commerce; and Senator Altman—

**CS for SB 2476**—A bill to be entitled An act relating to trust funds; creating the Space Business Investment and Financial Services Trust Fund within the Office of Tourism, Trade, and Economic Development in the Executive Office of the Governor; providing the purpose of the fund; providing sources of funds; providing uses for the fund; providing for the balance in the trust fund to be carried forward at the end of each fiscal year; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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By the Committee on Commerce; and Senator Altman—

**CS for SB 2500**—A bill to be entitled An act relating to space and aerospace infrastructure; providing a short title; creating s. 212.0502, F.S.; requiring that certain sales tax collections be deposited into the Space Business Investment and Financial Services Trust Fund and used for specified purposes; exempting certain taxes; requiring returns to be filed with the Department of Revenue; providing for future expiration; amending s. 288.1088, F.S.; providing legislative findings; authorizing the use of a specified amount of resources for projects to retain or create high-technology jobs directly associated with developing a more diverse aerospace economy in the state; authorizing Enterprise Florida, Inc., to waive eligibility criteria for projects receiving funds from the Quick Action Closing Fund which would mitigate the impact of the conclusion of the space shuttle program; creating s. 331.370, F.S.; providing legislative findings; specifying use of funds in the Space Business Investment and Financial Services Trust Fund; requiring the president of Space Florida to develop a strategy and plan for the management and goals for the Space Business Investment and Financial Services Trust Fund; providing requirements for the strategy and plan; requiring Space Florida's board of directors to adopt procedures for the approval of all proposed expenditures and investments from the fund; requiring the president of Space Florida to submit a quarterly financial report on the use and status of the fund to the Office of Tourism, Trade, and Economic Development within the Executive Office of the Governor; requiring Space Florida to submit an annual report to the Governor and the Legislature; revising authorized uses of specified Space Florida appropriations; providing appropriations; providing a contingent effective date.

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By the Committee on Commerce; and Senator Constantine—

**CS for SB 2606**—A bill to be entitled An act relating to Space Florida; creating s. 331.3081, F.S.; revising provisions governing the board of directors of Space Florida; terminating the existing board and replacing it with a new board meeting the requirements of the act; providing for membership; providing for appointment of certain voting members by the Governor, subject to confirmation by the Senate; providing for appointment of nonvoting members by the President of the Senate and the Speaker of the House of Representatives; providing for terms of the members and organization of the board; providing for reappointment or removal of members; providing for meetings and actions of the board; providing for reimbursement of expenses incurred by members and staff of the board; requiring members to file disclosure of financial interests; repealing s. 331.308, F.S., relating to the board of directors of Space Florida; providing an effective date.

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By the Committee on Health Regulation; and Senators Gardiner, Aronberg, and Gelber—

**CS for SB 2722**—A bill to be entitled An act relating to pain management; amending s. 456.037, F.S.; providing that pain-management clinics are business establishments that are required to be registered with the Department of Health; amending s. 456.057, F.S.; providing that the Department of Health is not required to attempt to obtain authorization from a patient for the release of the patient's medical records under certain circumstances; authorizing the department to obtain patient records without authorization or subpoena if the department has probable cause to believe that certain violations have occurred or are

occurring; amending s. 456.071, F.S.; providing for venue of judicial challenges to any subpoena or order issued by the Department of Health during its investigations; repealing s. 458.309(5), (6), and (7), F.S., relating to pain-management clinics; creating s. 458.3265, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications or by employing a physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the Department of Health by a specified date; providing exceptions; requiring each location of a pain-management clinic to register separately; requiring a clinic to designate a physician who is responsible for complying with requirements related to registration of the clinic; requiring the department to deny registration or revoke the registration of a pain-management clinic for certain conditions; authorizing the department to revoke a clinic's certificate of registration and prohibit physicians associated with the clinic from practicing at the clinic's office location; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; requiring a pain-management clinic that has had its registration revoked or suspended to advise the department of the disposition of the medicinal drugs located on the premises; providing that medicinal drugs that are purchased or held by a pain-management clinic that is not registered may be deemed adulterated; prohibiting any person acting as an individual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing that a change of ownership of a registered pain-management clinic requires submission of a new registration application; providing the responsibilities of a physician who provides professional services at a pain-management clinic; prohibiting certain practitioners from dispensing a specified dosage of certain controlled substances to patients who pay by cash, check, or credit card; providing an exception; providing a criminal penalty; providing for nonapplication; requiring the department to inspect pain-management clinics and its patient records; requiring the department and the Board of Medicine to adopt rules; authorizing the department to impose fines, deny a clinic's registration, or revoke a clinic's registration; amending s. 458.327, F.S.; providing that the commission of certain specified acts involving a nonregistered pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; amending s. 458.331, F.S.; providing additional acts that constitute grounds for disciplinary actions against health professional licensees; repealing s. 459.005(3), (4), and (5), F.S., relating to pain-management clinics; creating s. 459.0137, F.S.; requiring all privately owned pain-management clinics, or offices that primarily engage in the treatment of pain by prescribing or dispensing controlled substance medications or by employing an osteopathic physician who is primarily engaged in the treatment of pain by prescribing or dispensing controlled substance medications, to register with the department by a specified date; providing exceptions; requiring each location of a pain-management clinic to register separately; requiring a clinic to designate an osteopathic physician who is responsible for complying with requirements related to registration of the clinic; requiring the department to deny registration or revoke the registration of a pain-management clinic for certain conditions; authorizing the department to revoke a clinic's certificate of registration and prohibit osteopathic physicians associated with the clinic from practicing at the clinic's office location; requiring a pain-management clinic to cease operating if its registration certificate is revoked or suspended; requiring certain named persons to remove all signs and symbols identifying the premises as a pain-management clinic; requiring a pain-management clinic that has had its registration revoked or suspended to advise the department of the disposition of the medicinal drugs located on the premises; providing that medicinal drugs that are purchased or held by a pain-management clinic that is not registered may be deemed adulterated; prohibiting any person acting as an individual or as part of a group from applying for a certificate to operate a pain-management clinic for a certain period after the date the person's registration certificate is revoked; providing that a change of ownership of a registered pain-management clinic requires submission of a new registration application; providing the responsibilities of an osteopathic physician who provides professional services at a pain-management clinic; prohibiting certain practitioners from dispensing a specified dosage of certain controlled substances to patients who pay by cash, check, or credit card; providing an exception; providing a criminal penalty; providing for nonapplication; requiring the department to in-

spect pain-management clinics and its patient records; requiring the department and the Board of Osteopathic Medicine to adopt rules; authorizing the department to impose fines, deny a clinic's registration, or revoke a clinic's registration; amending s. 459.013, F.S.; providing that the commission of certain specified acts involving a nonregistered pain-management clinic constitutes a felony of the third degree or a misdemeanor of the first degree; amending s. 459.015, F.S.; providing additional acts that constitute grounds for disciplinary actions against health professional licensees; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Health Regulation; and Senator Joyner—

**CS for SB 966**—A bill to be entitled An act relating to massage services; creating s. 480.054, F.S.; requiring a person who provides or offers to provide massage services to possess a license and certain identifying documents; requiring a person who provides or offers to provide massage services to present a license and an identifying document to a law enforcement officer upon request; prohibiting a person from providing or offering to provide massage services without possessing certain documents; requiring any person who operates a massage establishment to maintain certain valid work authorization documents on the premises for certain employees; requiring any person who operates a massage establishment to present certain valid work authorization documents to a law enforcement officer upon request; prohibiting a person from operating or managing a massage establishment without maintaining valid work authorization documents on the premises of the massage establishment for certain employees; prohibiting a person from using a massage establishment license for the purpose of lewdness, assignation, or prostitution; providing penalties; providing an effective date.

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

By the Committee on Criminal and Civil Justice Appropriations; and Senator Crist—

**CS for SB 1392**—A bill to be entitled An act relating to the Parole Commission; amending s. 20.32, F.S.; renaming the Parole Commission as the "Florida Offender Review and Transition Commission"; requesting assistance during the interim of the Division of Statutory Revision in preparing conforming legislation for the 2011 Regular Session; providing an effective date.

—was referred to the Committee on Criminal Justice; and the Policy and Steering Committee on Ways and Means.

By the Committee on Criminal and Civil Justice Appropriations; and Senator Crist—

**CS for SB 1394**—A bill to be entitled An act relating to the Correctional Policy Advisory Council; amending s. 921.0019, F.S.; requiring the council to evaluate, among other issues, the sentencing policies and sentencing practices of the state, including consideration of the Criminal Punishment Code, the degree and offense severity level ranking of offenses, mandatory sentences, enhanced penalties, felony and misdemeanor reclassifications, and gain-time and early release mechanisms for the purpose of making findings and recommendations on changes to those policies; requiring the council to meet at least once by a specified date; requiring the Secretary of Corrections to convene an initial meeting of the council as soon as practicable after a specified date; requiring the council to report to the Governor, the Legislature, and the Supreme Court its findings and recommendations by answering certain specified questions; requiring that the council give priority to answering the questions; requiring the council to submit preliminary findings and recommendations if it is unable to answer a question or questions; amending s. 2 of chapter 2008-54, Laws of Florida; delaying the date that the council is abolished; providing an effective date.

—was referred to the Committee on Criminal Justice; and the Policy and Steering Committee on Ways and Means.

By the Committee on Criminal and Civil Justice Appropriations; and Senator Crist—

**CS for SB 1398**—A bill to be entitled An act relating to Capital Collateral Regional Counsel; amending s. 27.701, F.S.; requiring that the Governor appoint each capital collateral regional counsel to a term of 4 years; removing a provision that prohibited a person appointed as a capital collateral regional counsel from running for or accepting an appointment to any state office for a specified period after leaving that office; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ethics and Elections; and the Policy and Steering Committee on Ways and Means.

By the Committee on General Government Appropriations; and Senator Baker—

**CS for SB 1594**—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S., relating to emergency assessments to fund the obligations, costs, and expenses of the Florida Hurricane Catastrophe Fund; delaying the repeal of an exemption from such assessments which is provided for medical malpractice insurance premiums; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Policy and Steering Committee on Ways and Means; and the Committee on Rules.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2020**—A bill to be entitled An act relating to information technology; amending s. 14.204, F.S.; revising the duties and responsibilities of the Agency for Enterprise Information Technology; amending s. 282.201, F.S.; requiring the Agency for Enterprise Information Technology to make annual recommendations to the Legislature regarding the migration to a statewide e-mail service and the consolidation of purchasing certain commodities and services; amending s. 282.203, F.S.; specifying the contents of financial statements that must be provided by primary data centers; establishing a quorum for a data center board of trustees; providing additional duties for the board of trustees; amending s. 282.204, F.S.; deleting obsolete provisions relating to the Northwood Shared Resource Center; amending s. 282.315, F.S.; providing an additional duty for the Agency Chief Information Officers Council relating to the consolidated purchase of information technology products; amending s. 282.34, F.S.; revising provisions relating to statewide e-mail services; providing the primary goals for the service; providing for the establishment of a multiagency team to solicit proposals for a statewide service by a certain date; specifying the requirements for competitive solicitation; requiring the Agency for Enterprise Information Technology to submit a business plan for the services; requiring the plan to include agency lifecycle costs; requiring all state agencies to have migrated to the statewide service by a certain date; providing for agency exceptions to the schedule; requiring the Agency for Enterprise Information Technology to submit an implementation plan to the Governor and Legislature by a certain date; directing the agency to adopt rules; repealing s. 408.0615, F.S., relating to the establishment of a secure facility protecting data held by the Agency for Health Care Administration; amending s. 17 of chapter 2008-116, Laws of Florida; revising the date for transferring data center functions to a primary data center; amending s. 282.0041, F.S.; defining the terms “SUNCOM Network” and “telecommunications”; amending s. 282.702, F.S.; revising the powers and duties of the Department of Management Services with respect to telecommunications services; requiring that the department establish policies with respect to financial accounting and submit an annual report to the Governor and Legislature; amending s. 282.703, F.S.; revising provisions relating to the SUNCOM Network; authorizing the department to establish standards for addresses and numbers and to maintain a directory; requiring a state primary data center to use SUNCOM services; amending s. 282.707, F.S.; requiring customers served by the department to review the qualifications of subscribers using the SUNCOM Network; authorizing additional positions and providing an appropriation; providing an effective date.

—was placed on the Calendar.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2022**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.011, F.S.; deleting a provision ensuring certain rights of members of the system; providing for employee and employer contributions; providing that the rights of members are of a contractual nature; amending s. 121.021, F.S.; redefining the terms “prior service,” “termination,” “benefit,” and “payee”; amending s. 121.051, F.S.; requiring that a local governmental entity or the governing body of a charter school or charter technical career center make certain elections regarding benefits at the time the entity or governing body joins the Florida Retirement System; providing that employer-paid employee contributions are subject to certain taxes; amending s. 121.0515, F.S.; providing for employee contributions to be used, if applicable, when purchasing credit for past service; amending s. 121.052, F.S., relating to the membership class of elected officers; conforming provisions to changes made by the act; providing for a refund of contributions under certain circumstances for an officer who leaves office; providing that a member who obtains a refund of contributions waives certain rights under the Florida Retirement System; amending s. 121.053, F.S.; clarifying the contributions required for a member in the Elected Officers’ Class who participates in the Deferred Retirement Option Program; amending s. 121.055, F.S., relating to the Senior Management Service Class; conforming provisions to changes made by the act; providing for a refund of contributions under certain circumstances for a member who terminates employment; providing that a member who obtains a refund of contributions waives certain rights under the Florida Retirement System; requiring employee and employer contributions for participants in the Senior Management Service Optional Annuity Program, effective January 1, 2011, and thereafter; limiting the payment of benefits prior to a participant’s termination of employment; amending s. 121.071, F.S.; requiring employee and employer contributions to the retirement system effective January 1, 2011; providing for a refund of contributions under certain circumstances following termination of employment; prohibiting such refund if an approved qualified domestic relations order is filed against the participant’s retirement account; requiring repayment plus interest of an invalid refund; amending s. 121.081, F.S.; providing requirements for contributions for prior service performed on or after January 1, 2011; amending s. 121.091, F.S.; providing for the refund of accumulated contributions if a member’s employment is terminated for any reason other than death or retirement; amending s. 121.121, F.S., relating to the purchase of creditable service following an authorized leave of absence; requiring that service credit be purchased at the employee and employer contribution rates in effect during the leave of absence; amending s. 121.125, F.S.; requiring that the employer make the required employee and employer retirement contributions following an employee’s workers’ compensation injury or illness; requiring that a penalty be assessed against an employer that fails to pay the required contributions; amending s. 121.35, F.S., relating to the optional retirement program for the State University System; requiring employee and employer contributions for participants in the optional retirement program, effective January 1, 2011, and thereafter; deleting certain requirements governing employer contributions to conform to changes made by the act; limiting the payment of benefits prior to a participant’s termination of employment; amending s. 121.4501, F.S.; requiring that participants in the Public Employee Optional Retirement Program make certain contributions to the program trust fund based on the employee’s membership class; redefining the term “retiree” and defining the term “participant contributions”; providing for contribution adjustments as a result of errors or corrections; requiring an employer to receive a credit for excess contributions and to reimburse an employee for excess contributions, subject to certain limitations; providing for a participant to retain his or her prior plan choice following a return to employment; excluding certain retirees from renewed membership in the Florida Retirement System; limiting certain refunds of contributions which exceed the amount that would have accrued had the member remained in the defined benefit program; providing certain requirements and limitations with respect to contributions; clarifying that participant and employer contributions are earmarked for specified purposes; providing duties of the third-party administrator; providing that a participant is vested immediately with respect to employee contributions paid by the

participant; providing for the forfeiture of nonvested employer contributions and service credit under certain circumstances; amending s. 121.4503, F.S.; providing for the deposit of participant contributions into the Florida Retirement System Contributions Clearing Trust Fund; amending s. 121.571, F.S.; providing requirements for submitting participant contributions; amending s. 121.591, F.S.; limiting the payment of benefits prior to a participant's termination of employment; providing for the forfeiture of nonvested accumulations upon payment of certain vested benefits; providing that the distribution payment method selected by the participant or beneficiary is irrevocable at the time of distribution; prohibiting a distribution of employee contributions if an qualified domestic relations order is filed against the participant's account; amending s. 121.70, F.S.; revising legislative intent; amending s. 121.71, F.S.; requiring that employee contributions be deducted from the employee's monthly salary, beginning on a specified date, and treated as employer contributions under certain provisions of federal law; clarifying that an employee may not receive such contributions directly; specifying the required employee contribution rates for the membership of each membership class and subclass of the Florida Retirement System; specifying the required employer retirement contribution rates for each membership class and subclass of the system in order to address unfunded actuarial liabilities of the system; requiring an assessment to be imposed if the employee contributions remitted are less than the amount required; providing for the employer to receive a credit for excess contributions remitted; amending s. 121.72, F.S.; revising certain requirements governing allocations to optional retirement program participant accounts; amending s. 121.73, F.S., relating to disability coverage for participants in the optional retirement program; conforming provisions to changes made by the act; amending s. 121.74, F.S.; revising the amount that employers are required to contribute for administrative and educational expenses; amending s. 121.76, F.S.; providing that employer-paid employee contributions are subject to certain taxes; amending s. 121.78, F.S.; revising certain requirements for administering the payment and distribution of contributions; requiring that certain fees be imposed for delinquent payment; providing that an employer is responsible for recovering any refund provided to an employee in error; revising the terms of an authorized waiver of delinquency; requiring an employer to receive a credit for excess contributions and to reimburse an employee for excess contributions, subject to certain limitations; amending s. 1012.875, F.S.; requiring employee and employer contributions for participants in the State Community College System Optional Retirement Program, effective January 1, 2011, and thereafter; providing that the act fulfills an important state interest; providing appropriations to and authorizing additional positions for the Division of Retirement within the Department of Management Services; providing an effective date.

—was placed on the Calendar.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2024**—A bill to be entitled An act relating to the tax on communications and utility services; amending s. 202.12, F.S.; decreasing the rate at which the sales price of certain communications services are taxed; amending s. 202.125, F.S., relating to exemptions from the tax; inserting a cross-reference to conform to changes made by the act; amending s. 203.01, F.S.; imposing an additional tax on certain communications services at a specified rate; providing for an exemption to apply to such tax; requiring that the tax on communications services be included on bills dated on or after a specified date; amending s. 215.61, F.S.; requiring that the State Board of Education make specified adjustments to the figures used by the board in determining the amount of bond debt that can be serviced by revenues derived from the gross receipts tax on utility services; requiring that such adjustment be based on a specified assumption; deleting a provision requiring the deduction of amounts used for debt service when determining fiscal sufficiency; providing an effective date.

—was placed on the Calendar.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2384**—A bill to be entitled An act relating to state employees; providing for the resolution of collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

—was placed on the Calendar.

By the Policy and Steering Committee on Ways and Means; and Senator Alexander—

**CS for SB 2386**—A bill to be entitled An act relating to state financial matters; amending s. 17.29, F.S.; authorizing the Chief Financial Officer to adopt rules requiring that payments made by the state for goods, services, or anything of value be made by electronic means; requiring that the rules include methods for accommodating persons who may not be able to receive payment by electronic means; authorizing the Chief Financial Officer to make payments by warrant if administratively necessary; amending s. 43.16, F.S.; conforming a cross-reference; amending s. 215.322, F.S.; conforming provisions to changes made by the act to authorize state agencies, local governments, and the judicial branch to accept payments by electronic funds transfers; providing for the adoption of rules to facilitate such payments and to accommodate persons who may not be able to make payments by electronic means; authorizing the Chief Financial Officer to adopt rules establishing uniform security safeguards for cardholder data; creating s. 215.971, F.S.; requiring that the Chief Financial Officer adopt and disseminate uniform minimum procedures to state agencies for agreements that provide state or federal financial assistance to a recipient or subrecipient; amending s. 216.3475, F.S.; requiring an agency that is awarded funding on a noncompetitive basis for certain services as specified in the General Appropriations Act to maintain specified documentation supporting a cost analysis; amending s. 287.056, F.S.; specifying the provisions to be included in state agency purchasing agreements; amending s. 287.057, F.S.; removing certain types of services from an exception to the competitive bid requirements for the purchase of contractual services; providing that certain types of health care services are except from competitive bid requirements for the purchase of contractual services; requiring that an agency document compliance with s. 216.3475, F.S., if the purchase of contractual services exceeds a certain amount and the services are not competitively procured; requiring that an agency's contract manager attend training regarding accountability in contracts and grant management; providing for uniform procedures that the Chief Financial Officer must establish and disseminate to state agencies; subjecting users of certain state term contracts to a transaction or user fee; amending s. 287.0571, F.S.; conforming a cross-reference; amending s. 287.058, F.S.; revising provisions regarding contracts for services; specifying provisions to be included in such contracts; amending ss. 295.187, 394.47865, 402.40, 402.7305, 408.045, 427.0135, and 570.07, F.S.; conforming cross-references; requiring state agencies to provide specified information to the Department of Financial Services relating to the purchase of commodities or services; requiring state agencies to review and renegotiate contract renewals and reprocurements in an effort to reduce contract payments; requiring the Executive Office of the Governor to place savings from the renegotiation of contract renewals or reprocurements in reserve; restricting funding for travel by state employees; requiring that certain travel be approved in writing by the agency head; providing exceptions; requiring each state agency to review its contracts to ensure that contractors comply with applicable preferred-pricing clauses; requiring certain contracts containing a preferred-pricing clause to require that the contractor submit an affidavit attesting to the contractor's compliance with the clause; defining the term "preferred-pricing clause"; providing an appropriation to the Department of Financial Services and authorizing additional full-time equivalent positions; providing an effective date.

—was placed on the Calendar.

By Senator Altman—

**SB 2578**—A bill to be entitled An act relating to the advanced clean energy development tax credit; creating s. 220.194, F.S.; defining terms; authorizing a business to receive the advanced clean energy develop-

ment tax credit for a project to conduct clean energy research in development within the territory of the John F. Kennedy Space Center; specifying amounts of the credit; requiring a business to apply to Space Florida for eligibility to receive the tax credit; requiring the applicant that is qualified to receive the credit to execute and deliver a written agreement to Space Florida which includes a binding commitment to complete an advanced clean energy research and development project; providing that only one business may receive the tax credit; specifying requirements for the application to Space Florida; providing for Space Florida to issue an order certifying that the business is qualified to receive the tax credit; specifying requirements that an application must satisfy in order to qualify to enter into an agreement with Space Florida to establish an advanced clean energy research and development project; authorizing the Department of Revenue to conduct reviews and investigations to verify the proper application of credits taken in a tax return; authorizing Space Florida to order the forfeiture of all or part of any previously claimed tax credits or credits available to be taken under certain circumstances; requiring Space Florida to notify the Department of Revenue of any order affecting a previously authorized tax credit; authorizing the Department of Revenue to issue a notice of deficiency to the certified business under certain circumstances; authorizing the Department of Revenue and Space Florida to adopt rules relating to the tax credit; providing an effective date.

—was referred to the Committee on General Government Appropriations; and the Policy and Steering Committee on Ways and Means.

## VOTES RECORDED

Senator Rich was recorded as voting “nay” on the following bills which were considered March 24: **CS for CS for SB 4** and **CS for CS for HB 1207**; recorded as voting “yea” on the following bills considered March 25: **CS for CS for SB 850, HB 689, CS for SB 2060** and **CS for SB 2440**; recorded as voting “nay” on the following bills which were considered March 25: **SJR 2** and **CS for HB 437**; and recorded as voting “yea” on the following amendment considered March 25: **Amendment 1 (631236)** to **CS for SB 712**.

## ENROLLING REPORTS

SB 176, CS for CS for SB 1158, SB 1780, SB 1782 and SB 1784 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 29, 2010.

*R. Philip Twogood, Secretary*

## CO-INTRODUCERS

Senators Dockery—CS for SB 448; Gaetz—CS for SB 1050, CS for SB 1436, CS for SB 1514; Haridopolos—SB 2408; Lynn—CS for SB 1752; Smith—SB 1186; Sobel—SCR 1192; Wilson—SB 896