



# The Journal OF THE House of Representatives

Number 28

Monday, April 27, 1998

The House was called to order by the Speaker at 1:30 p.m.

Wallace                      Wasserman Schultz Wiles                      Ziebarth  
Warner                      Westbrook                      Wise

(A list of excused Members appears at the end of the *Journal*.)

A quorum was present.

## Prayer

The following prayer was offered by Pastor C. David Trimmier of the First Presbyterian Church of Frostproof, upon invitation of Rep. Alexander:

Most gracious God, we humbly beseech you, as for the people of this great state and nation, so especially for these Representatives in this state House assembled, that you would be pleased to direct and prosper all their consultations to the advancement of your glory, the good of your church, the safety, honor, and welfare of the people; that all things may be so ordered and settled by their endeavors upon the best and surest foundations that peace and happiness, truth and justice, virtue and piety, may be established among us. These, and all other necessities, for them, for us, and for the whole state of Florida, we humbly ask in the name that is above every name. Amen.

The following Members were recorded present:

The Chair	Crady	Heyman	Prewitt, D.
Albright	Crist	Hill	Pruitt, K.
Alexander	Crow	Horan	Putnam
Andrews	Culp	Jones	Rayson
Argenziano	Dawson-White	Kelly	Reddick
Arnall	Dennis	King	Ritchie
Arnold	Diaz de la Portilla	Kosmas	Ritter
Bainter	Dockery	Lacasa	Safley
Ball	Edwards	Lawson	Sanderson
Betancourt	Effman	Littlefield	Saunders
Bitner	Eggelletion	Livingston	Sembler
Bloom	Fasano	Logan	Silver
Boyd	Feeney	Lynn	Sindler
Bradley	Fischer	Mackenzie	Smith
Brennan	Flanagan	Mackey	Spratt
Bronson	Frankel	Maygarden	Stabins
Brooks	Fuller	Melvin	Stafford
Brown	Futch	Merchant	Starks
Bullard	Garcia	Miller	Sublette
Burroughs	Gay	Minton	Tamargo
Byrd	Goode	Morroni	Thrasher
Carlton	Gottlieb	Morse	Tobin
Casey	Greene	Murman	Trovillion
Chestnut	Hafner	Ogles	Turnbull
Clemons	Harrington	Peaden	Valdes
Constantine	Healey	Posey	Villalobos

## Pledge

The Members, led by Kristina Argo, Rachel Brigham, Scott Effman, Remington Ross Frow, and Sally Green, pledged allegiance to the Flag. Kristina Argo of Palm Beach Gardens served at the invitation of Rep. Andrews. Rachel Brigham and Sally Green of Orlando and Remington Ross Frow of South Miami served at the invitation of the Speaker. Scott Effman of Sunrise served at the invitation of Rep. Effman.

## House Physician

The Speaker presented the Honorable Bob Brooks, M.D., who served as Doctor of the Day.

## Correction of the *Journal*

The *Journal* of April 24 was corrected and approved as follows: On page 1256, column 2, lines 6-7 from the top, after Amendment 1 to HB 4225, delete "Rep. Carlton moved the adoption of the amendment, which was adopted." and insert in lieu thereof:

The Committee on Finance & Taxation offered the following:

### Amendment 2 (with title amendment)—

Remove from the bill: Everything after the enacting clause

and insert in lieu thereof:

Section 1. Effective January 1, 1999, paragraph (b) of subsection (3) of section 197.122, Florida Statutes, is amended to read:

197.122 Lien of taxes; dates; application.—

(3) A property appraiser may also correct a material mistake of fact relating to an essential condition of the subject property to reduce an assessment if to do so requires only the exercise of judgment as to the effect on assessed or taxable value of that mistake of fact.

(b) The material mistake of fact may be corrected by the property appraiser, in like manner as provided by law for performing the act in the first place only within 1 year after the approval of the tax roll pursuant to s. 193.1142 ~~60 days after the property appraiser's certification of the tax roll pursuant to s. 193.122(2)~~, and, when so corrected, the act becomes valid ab initio and in no way affects any process by law for the enforcement of the collection of any tax. *If such a correction results in a refund of taxes paid on the basis of an erroneous assessment contained on the current year's tax roll for years beginning January 1, 1999, or later, the property appraiser, at his or her option,*

may request that the department pass upon the refund request pursuant to s. 197.182 or may submit the correction and refund order directly to the tax collector for action. Corrections to tax rolls for prior years which would result in refunds must be made pursuant to s. 197.182.

Section 2. Section 197.4155, Florida Statutes, is created to read:

197.4155 *Delinquent personal property taxes; installment payment program.*—

(1) A county tax collector may implement an installment payment program for the payment of delinquent personal property taxes. If implemented, the program must be available, upon application to the tax collector, to each delinquent personal property taxpayer whose delinquent personal property taxes exceed \$1,000. The tax collector shall require each taxpayer who requests to participate in the program to submit an application on a form prescribed by the tax collector which, at a minimum, must include the name and address of the taxpayer, a description of the property subject to personal property taxes, and the amount of the personal property taxes owed by the taxpayer.

(2) Within 10 days after a taxpayer who owes delinquent personal property taxes submits the required application, the tax collector shall prescribe an installment payment plan for the full payment of the taxpayer's delinquent personal property taxes, including any delinquency charges, interest, and costs allowed by this chapter. The plan must be in writing and must be delivered to the taxpayer after it is prescribed. At the time the plan is developed, the tax collector may consider a taxpayer's current and anticipated future ability to pay over the time period of a potential installment payment plan. The plan must provide that if the taxpayer does not follow the payment terms or fails to timely file returns or pay current obligations after the date of the payment plan, the taxpayer will be considered delinquent under the terms of the plan, and any unpaid balance of tax, penalty, or interest scheduled in the payment plan will be due and payable immediately. The plan must also provide that unpaid tax amounts bear interest as provided by law. In prescribing such an installment payment plan, the tax collector may exercise flexibility as to the dates, amounts, and number of payments to collect all delinquent personal property taxes owed by the taxpayer, except that the plan must provide for the full satisfaction of all amounts owed by the taxpayer by no later than 3 years after the due date of the first payment under the plan.

(3) If a tax warrant is issued under s. 197.413 against a delinquent taxpayer who is participating in an installment payment plan under this section, the tax warrant is unenforceable as long as the taxpayer is neither delinquent under the terms of the installment payment plan nor attempting to remove or dispose of the personal property that is subject to the tax warrant.

(4) If the amounts due under the installment payment plan are not paid in full in accordance with the terms of the plan, the tax collector may use all enforcement methods available under the law.

Section 3. Subsection (10) of section 197.432, Florida Statutes, is amended, and subsection (14) is added to said section, to read:

197.432 *Sale of tax certificates for unpaid taxes.*—

(10) Any tax certificates issued pursuant to this section after January 1, 1977, which are void due to an error of the property appraiser, the tax collector, any other county official, or any municipal official and which are subsequently canceled, or which are corrected, pursuant to this chapter or chapter 196 shall earn interest at the rate of 8 percent per year, simple interest, or the rate of interest bid at the tax certificate sale, whichever is less, calculated from the date the certificate was purchased until the date the refund is ordered. Refunds made on tax certificates that are corrected or void shall be processed in accordance with the procedure set forth in s. 197.182, except that the 4-year time period provided for in s. 197.182(1)(c) does not apply to or bar refunds resulting from correction or cancellation of certificates and release of tax deeds as authorized herein.

(14)(a) The holder of a tax certificate may not directly, through an agent, or otherwise initiate contact with the owner of property upon which he or she holds a tax certificate to encourage or demand payment.

(b) Any holder of a tax certificate who initiates, or whose agent initiates, contact with the property owner upon which he or she holds a certificate encouraging or demanding payment may be barred by the tax collector from bidding at a tax certificate sale. Unfair or deceptive contact by the holder of a tax certificate to a property owner to obtain payment is an unfair and deceptive trade practice, as referenced in s. 501.204(1), regardless of whether the holder of the tax certificate redeems the tax certificate. Such unfair or deceptive contact is actionable under ss. 501.2075-501.211. If the holder of the tax certificate later redeems the certificate in reliance on the deceptive or unfair practice, the unfair or deceptive contact is actionable under applicable laws prohibiting fraud.

Section 4. Effective upon this act becoming a law, subsection (13) of section 200.069, Florida Statutes, is amended to read:

200.069 Notice of proposed property taxes and ~~adopted~~ non-ad valorem assessments.—Pursuant to s. 200.065(2)(b), the property appraiser, in the name of the taxing authorities and local governing boards levying non-ad valorem assessments within his or her jurisdiction and at the expense of the county, shall prepare and deliver by first-class mail to each taxpayer to be listed on the current year's assessment roll a notice of proposed property taxes, which notice shall be in substantially the following form. Notwithstanding the provisions of s. 195.022, no county officer shall use a form other than that provided by the department for this purpose, except as provided in subsection (11) and s. 200.065(13).

(13)(a) If requested by the local governing board levying non-ad valorem assessments and agreed to by the property appraiser, the notice specified in this section may contain a notice of *proposed* or adopted non-ad valorem assessments. If so agreed, the notice shall be titled:

NOTICE OF PROPOSED PROPERTY TAXES AND *PROPOSED* OR  
ADOPTED NON-AD VALOREM ASSESSMENTS  
DO NOT PAY—THIS IS NOT A BILL

There must be a clear partition between the notice of proposed property taxes and the notice of *proposed* or adopted non-ad valorem assessments. The partition must be a bold, horizontal line approximately 1/8-inch thick. By rule, the department shall provide a format for the form of the notice of *proposed* or adopted non-ad valorem assessments which meets the following minimum requirements:

1. There must be subheading for columns listing the levying local governing board, with corresponding assessment rates expressed in dollars and cents per unit of assessment, and the associated assessment amount.

2. The purpose of each assessment must also be listed in the column listing the levying local governing board if the purpose is not clearly indicated by the name of the board.

3. Each non-ad valorem assessment for each levying local governing board must be listed separately.

4. If a county has too many municipal service benefit units or assessments to be listed separately, it shall combine them by function.

5. A brief statement outlining the responsibility of the tax collector and each levying local governing board as to any non-ad valorem assessment must be provided on the form, accompanied by directions as to which office to contact for particular questions or problems.

(b) If the notice includes all *proposed* or adopted non-ad valorem assessments, the provisions contained in subsection (12) shall not be placed on the notice.

Section 5. Subsection (2) of section 170.201, Florida Statutes, is amended to read:

170.201 *Special assessments.*—

(2) Property owned or occupied by a religious institution and used as a place of worship or education; or by a public or private elementary, middle, or high school; or by a governmentally financed, insured, or subsidized housing facility that is used primarily for persons who are elderly or disabled shall be exempt from any special assessment levied

by a municipality to fund emergency medical services if the municipality so desires. As used in this subsection, "religious institution" means any church, synagogue, or other established physical place for worship at which nonprofit religious services and activities are regularly conducted and carried on, and "governmentally financed, insured, or subsidized housing facility" means a facility that is financed by a mortgage loan made or insured by the United States Department of Housing and Urban Development under s. 8, s. 202, s. 221(d)(3) or (4), s. 232, or s. 236 of the National Housing Act and that is owned or operated by an entity that qualifies as an exempt charitable organization under s. 501(c)(3) of the Internal Revenue Code.

Section 6. Section 213.68, Florida Statutes, is created to read:

*213.68 Garnishment; collecting entity of counties which self-administer collection of tourist development tax.—The collecting entity of a county which self-administers the collection of the tourist development tax under s. 125.0104 shall have the same authority and use the same procedure as described in s. 213.67.*

Section 7. Except as otherwise provided herein, this act shall take effect October 1, 1998.

And the title is amended as follows:

remove from the title of the bill: the entire title

and insert in lieu thereof: A bill to be entitled An act relating to taxation; amending s. 197.122, F.S.; revising the time period within which the property appraiser may correct a material mistake of fact in an appraisal; allowing the property appraiser to submit a correction and refund order directly to the tax collector; creating s. 197.4155, F.S.; authorizing county tax collectors to implement an installment payment program for delinquent personal property taxes; providing conditions for participation in the program by taxpayers; providing application requirements; authorizing the tax collector to prescribe an installment payment plan and providing requirements with respect thereto; providing that tax warrants against a taxpayer participating in a plan are unenforceable if specified conditions are met; authorizing the tax collector to use all legally available enforcement methods if taxes due under an installment plan are not paid in full; amending s. 197.432, F.S.; revising requirements for calculating the rate of interest on void tax certificates; prohibiting holders of tax certificates from contacting property owners and encouraging or demanding payment; providing that the holder of a tax certificate who makes such contact may be barred from bidding at a certificate sale; providing that unfair or deceptive contact is an unfair or deceptive trade practice and providing for enforcement; amending s. 200.069, F.S.; providing that the notice of proposed property taxes may include a notice of proposed non-ad valorem assessments, if requested by the local governing board levying the assessments and agreed to by the property appraiser; amending s. 170.201, F.S.; allowing municipalities to exempt certain government financed or insured housing facilities from special assessments for emergency medical services; creating s. 213.68, F.S.; specifying the garnishment authority and procedures applicable to counties which self-administer the local option tourist development tax; providing effective dates.

Rep. Carlton moved the adoption of the committee amendments, which were adopted *en bloc*.

And on page 1195, column 1, between lines 14 and 15 from the bottom, after the disposition of Amendment 6 to CS/HB 3895, insert: Under Rule 127, the bill was referred to the Engrossing Clerk.

And on page 1326, column 2, line 5 from the bottom, after HCR 2047, delete "Under Rule 127, the bill was referred to the Engrossing Clerk." and insert in lieu thereof: On motion by Rep. Warner, the concurrent resolution was adopted and, under the rule, immediately certified to the Senate.

## Communications

Dear Mr. Speaker:

April 27, 1998

I am happy to inform you and the Clerk of the House of Representatives that as of Monday, April 27, 1998, I have officially

changed parties and am now registered as a Republican. Please make this change to all records pertaining to my duties and let it be known that there are now 66 Republican Members of the House of Representatives.

Sincerely,  
Harry Goode (R)  
Representative, District 31

## Messages from the Senate

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 150, as amended; passed CS for SB 368 by the required Constitutional three-fifths vote of the membership; passed CS for SB 418; passed CS for SB 752, as amended; passed SB 1010, as amended, by the required Constitutional three-fifths vote of the membership; passed CS for SB 1088 and CS for SB 1458, as amended; passed SB 1462; passed SB 2276 by the required Constitutional three-fifths vote of the membership and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By Senator Sullivan—

**SB 150**—A bill to be entitled An act relating to journalism; creating s. 90.5015, F.S.; creating a privilege for professional journalists to refuse to be a witness or to disclose specified information; providing definitions; authorizing courts to order disclosure of certain information; providing for nonwaiver of the privilege; providing for an affidavit of authenticity; providing severability; providing an effective date.

—was read the first time by title and placed in the Justice Council.

By the Committee on Transportation and Senator Kurth—

**CS for SB 368**—A bill to be entitled An act relating to motorcycle safety education; amending s. 215.22, F.S.; providing an exemption from a required deduction for that portion of the Highway Safety Operating Trust Fund funded by the motorcycle safety education fee; amending s. 322.0255, F.S.; deleting a limitation on the reimbursement of certain fees; providing an effective date.

—was read the first time by title and placed in the Economic Impact Council.

By the Committee on Judiciary and Senator Bronson—

**CS for SB 418**—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.29, F.S.; deleting requirement for appointment based upon race or gender and requiring consideration of those factors in making appointments; providing for the judicial nominating commission of a judicial circuit to include among its members and electors at least one resident from each county within the judicial circuit; providing an effective date.

—was read the first time by title and placed in the Justice Council.

By the Committee on Education and Senator Klein—

**CS for SB 752**—A bill to be entitled An act relating to the designation of buildings and programs; designating the tennis court complex at the University of West Florida the "Harold 'Skeeter' Carson Tennis Complex"; designating the Lifelong Learning Center on the Boca Raton Campus of Florida Atlantic University the "Barry and Florence Friedberg Lifelong Learning Center"; designating the swim/dive office and training facility at the University of Florida the "Wayne and Jimmie Carse Swimming and Diving Complex"; renaming Flint Hall at the University of Florida as "Keene-Flint Hall"; designating the residence hall known as 2nd Court, Pei Residence Halls, located at New College of the University of South Florida the "Peggy Bates Residence Hall"; designating the library tower on the campus of Florida International University the "Steven and Dorothea Green Library"; designating the recording facility donated to Florida State University as "Critchfield Hall"; authorizing the respective universities to erect suitable markers; amending s. 240.605, F.S.; renaming the Florida Resident Access Grant

Program as the William L. Boyd, IV, Florida Resident Access Grant Program; designating the Children's Medical Services Clinic of St. Lucie County as the "Dr. William R. Dannahower Building"; authorizing the Department of Health to erect suitable markers; designating the Regional Office of the Florida Game and Fresh Water Fish Commission in West Palm Beach as the "Woodrow 'Woody' Darden Building"; authorizing the commission to erect suitable markers; providing an effective date.

—was read the first time by title and placed in the Academic Excellence Council.

By Senator Bronson—

**SB 1010**—A bill to be entitled An act relating to agriculture; creating s. 570.191, F.S.; creating the Agricultural Emergency Eradication Trust Fund; prescribing its uses; defining what constitutes an "agricultural emergency"; transferring moneys from the Agricultural Emergency Eradication Trust Fund to the Plant Industry Trust Fund for specified purposes; providing an effective date.

—was read the first time by title and placed in the Governmental Responsibility Council.

By the Committee on Agriculture and Senator Bronson—

**CS for SB 1088**—A bill to be entitled An act relating to agriculture emergencies; amending s. 206.606, F.S.; distributing fuel sales tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; amending s. 206.608, F.S.; distributing State Comprehensive Enhanced Transportation System Tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; creating s. 206.609, F.S.; providing restrictions on the transfer of moneys to the Agricultural Emergency Eradication Trust Fund; requiring the Commissioner of Agriculture to give notice concerning the use of trust fund moneys; providing appropriations; providing a contingent effective date.

—was read the first time by title and placed in the Governmental Responsibility Council.

By the Committee on Community Affairs and Senator Latvala and others—

**CS for SB 1458**—A bill to be entitled An act relating to coastal redevelopment; amending s. 163.335, F.S.; providing legislative intent for the scope of activities included in community redevelopment; amending s. 163.340, F.S.; redefining the terms "blighted area," "community redevelopment," and "community redevelopment area"; amending s. 163.360, F.S.; requiring additional findings before approval of certain community redevelopment plans; creating s. 163.336, F.S.; providing legislative intent; providing for the geographical location of a pilot project; providing for pilot project administration; providing exemptions to certain coastal construction requirements; providing for the scheduled expiration of these provisions; providing an effective date.

—was read the first time by title and placed in the Governmental Responsibility Council.

By Senator Gutman—

**SB 1462**—A bill to be entitled An act relating to retirement funds; amending and revising the provisions of ss. 175.071, 185.06, F.S.; revising investment provisions to permit municipalities greater investment latitude to make foreign investments; providing for general powers and duties of the board of trustees; providing an effective date.

—was read the first time by title and placed in the Governmental Responsibility Council.

By Senator Diaz-Balart—

**SB 2276**—A bill to be entitled An act relating to Florida School Improvement and Academic Achievement Trust Fund grants; amending s. 236.1229, F.S.; revising funding, allocation, and district-level administration; providing an effective date.

—was read the first time by title and placed in the Academic Excellence Council.

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed SB 2504 and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Ways and Means—

**SB 2504**—A bill to be entitled An act making supplemental appropriations providing moneys from the annual periods beginning July 1, 1997 and ending June 30, 1998; to pay salaries, and other expenses, capital outlay - buildings and other improvements, and for other specified purposes of the various agencies of State government; supplementing appropriations as provided in Chapter 97-152, Laws of Florida; providing an effective date.

—was read the first time by title. On motion by Rep. Garcia, the rules were suspended and the bill was read the second time by title and the third time by title. On passage, the vote was:

Yeas—105

The Chair	Crow	King	Ritter
Albright	Culp	Kosmas	Safley
Alexander	Dawson-White	Lacasa	Sanderson
Andrews	Dennis	Lawson	Saunders
Argenziano	Diaz de la Portilla	Littlefield	Sembler
Arnall	Dockery	Livingston	Sindler
Arnold	Edwards	Logan	Smith
Bainter	Effman	Lynn	Spratt
Ball	Eggelletion	Mackenzie	Stabins
Bitner	Fasano	Mackey	Stafford
Bloom	Feeney	Maygarden	Starks
Boyd	Fischer	Melvin	Sublette
Bradley	Flanagan	Merchant	Tamargo
Brennan	Frankel	Miller	Thrasher
Bronson	Fuller	Minton	Trovillion
Brooks	Futch	Morrioni	Valdes
Brown	Garcia	Morse	Villalobos
Bullard	Gay	Murman	Wallace
Burroughs	Goode	Ogles	Warner
Byrd	Gottlieb	Peaden	Wasserman Schultz
Carlton	Hafner	Posey	Westbrook
Casey	Harrington	Prewitt, D.	Wiles
Clemons	Healey	Pruitt, K.	Wise
Constantine	Heyman	Putnam	Ziebarth
Cosgrove	Hill	Rayson	
Crady	Jones	Reddick	
Crist	Kelly	Ritchie	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Bush, Meek, Rodriguez-Chomat, Silver, Tobin

Nays—Betancourt

Yeas to Nays—Wallace

So the bill passed and was immediately certified to the Senate.

**Motion**

On motion by Rep. Thrasher, the rules were suspended and ceremonial resolutions were taken up later in the day.

**Daily Folder**

**Academic Excellence Council Calendar**

**Bills and Joint Resolutions on Third Reading**

On motion by Rep. Andrews, **CS/CS/HB 1751** was temporarily postponed under Rule 147, the third reading nullified, and its position on the Calendar retained.

**HB 4397**—A bill to be entitled An act relating to general requirements for high school graduation; amending s. 232.246, F.S.; providing for the award of credit toward graduation for students who act as tutors; specifying requirements for student tutors and evaluation procedures; correcting cross references; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—90

The Chair	Crady	Kelly	Saunders
Alexander	Crist	King	Sembler
Andrews	Crow	Lacasa	Sindler
Argenziano	Culp	Lawson	Smith
Arnall	Dawson-White	Littlefield	Spratt
Arnold	Dennis	Livingston	Stabins
Bainter	Diaz de la Portilla	Logan	Stafford
Ball	Dockery	Lynn	Starks
Betancourt	Edwards	Mackey	Tamargo
Bitner	Eggelletion	Maygarden	Thrasher
Boyd	Fasano	Melvin	Tobin
Bradley	Feeney	Merchant	Trovillion
Bronson	Flanagan	Minton	Turnbull
Brooks	Fuller	Morrioni	Valdes
Bullard	Futch	Morse	Villalobos
Burroughs	Garcia	Murman	Wallace
Byrd	Gay	Ogles	Warner
Carlton	Goode	Peaden	Westbrook
Casey	Greene	Posey	Wiles
Chestnut	Hafner	Pruitt, K.	Wise
Clemons	Harrington	Putnam	Ziebarth
Constantine	Hill	Reddick	
Cosgrove	Jones	Safley	

Nays—18

Bloom	Fischer	Kosmas	Ritchie
Brennan	Gottlieb	Mackenzie	Ritter
Brown	Healey	Miller	Wasserman Schultz
Bush	Heyman	Prewitt, D.	
Effman	Horan	Rayson	

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat, Sublette  
Nays—Meek  
Nays to Yeas—Bush

So the bill passed and was immediately certified to the Senate.

On motion by Rep. Murman, **CS/HB 3939** was temporarily postponed under Rule 147 and the third reading nullified.

**HB 4159** was taken up. On motion by Rep. Casey, the rules were suspended and—

**CS for SB 752**—A bill to be entitled An act relating to the designation of buildings and programs; designating the tennis court complex at the University of West Florida the “Harold ‘Skeeter’ Carson Tennis Complex”; designating the Lifelong Learning Center on the Boca Raton Campus of Florida Atlantic University the “Barry and Florence Friedberg Lifelong Learning Center”; designating the swim/dive office

and training facility at the University of Florida the “Wayne and Jimmie Carse Swimming and Diving Complex”; renaming Flint Hall at the University of Florida as “Keene-Flint Hall”; designating the residence hall known as 2nd Court, Pei Residence Halls, located at New College of the University of South Florida the “Peggy Bates Residence Hall”; designating the library tower on the campus of Florida International University the “Steven and Dorothea Green Library”; designating the recording facility donated to Florida State University as “Critchfield Hall”; authorizing the respective universities to erect suitable markers; amending s. 240.605, F.S.; renaming the Florida Resident Access Grant Program as the William L. Boyd, IV, Florida Resident Access Grant Program; designating the Children’s Medical Services Clinic of St. Lucie County as the “Dr. William R. Dannahower Building”; authorizing the Department of Health to erect suitable markers; designating the Regional Office of the Florida Game and Fresh Water Fish Commission in West Palm Beach as the “Woodrow ‘Woody’ Darden Building”; authorizing the commission to erect suitable markers; providing an effective date.

—was substituted for HB 4159 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Casey, the rules were suspended and CS for SB 752 was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crist	Kelly	Rojas
Albright	Crow	King	Safley
Alexander	Culp	Kosmas	Sanderson
Andrews	Dawson-White	Lacasa	Saunders
Argenziano	Dennis	Lawson	Sembler
Arnall	Diaz de la Portilla	Littlefield	Silver
Arnold	Dockery	Livingston	Sindler
Bainter	Edwards	Logan	Smith
Ball	Effman	Lynn	Spratt
Betancourt	Eggelletion	Mackenzie	Stabins
Bitner	Fasano	Mackey	Stafford
Bloom	Feeney	Maygarden	Starks
Boyd	Fischer	Melvin	Sublette
Bradley	Flanagan	Merchant	Tamargo
Brennan	Frankel	Miller	Thrasher
Bronson	Fuller	Minton	Tobin
Brooks	Futch	Morrioni	Trovillion
Brown	Garcia	Morse	Turnbull
Bullard	Gay	Murman	Valdes
Burroughs	Goode	Ogles	Villalobos
Bush	Gottlieb	Peaden	Wallace
Byrd	Greene	Posey	Warner
Carlton	Hafner	Prewitt, D.	Wasserman Schultz
Casey	Harrington	Pruitt, K.	Westbrook
Chestnut	Healey	Putnam	Wiles
Clemons	Heyman	Rayson	Wise
Constantine	Hill	Reddick	Ziebarth
Cosgrove	Horan	Ritchie	
Crady	Jones	Ritter	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Meek, Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

**CS/HB 4101**—A bill to be entitled An act relating to education; amending s. 232.246, F.S.; revising credit requirements for high school graduation; creating s. 233.0616, F.S.; encouraging elementary schools and middle schools to implement personal fitness programs and providing for the allocation of funds; providing for the allocation of funds

for upgrading a physical education specialist position in the Department of Education; providing effective dates.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Crist	Kelly	Safley
Albright	Crow	King	Sanderson
Alexander	Culp	Kosmas	Saunders
Andrews	Dawson-White	Lacasa	Sembler
Argenziano	Dennis	Lawson	Silver
Arnall	Diaz de la Portilla	Littlefield	Sindler
Arnold	Dockery	Livingston	Smith
Bainter	Edwards	Logan	Spratt
Ball	Effman	Mackenzie	Stabins
Betancourt	Eggelletion	Mackey	Stafford
Bitner	Fasano	Maygarden	Starks
Bloom	Feeney	Melvin	Sublette
Boyd	Fischer	Merchant	Tamargo
Bradley	Flanagan	Miller	Thrasher
Brennan	Frankel	Minton	Tobin
Bronson	Fuller	Morrone	Trovillion
Brooks	Futch	Morse	Turnbull
Brown	Garcia	Murman	Valdes
Bullard	Gay	Ogles	Villalobos
Burroughs	Goode	Peaden	Wallace
Bush	Gottlieb	Posey	Warner
Byrd	Greene	Prewitt, D.	Wasserman Schultz
Carlton	Hafner	Pruitt, K.	Westbrook
Casey	Harrington	Putnam	Wiles
Chestnut	Healey	Rayson	Wise
Clemons	Heyman	Reddick	Ziebarth
Constantine	Hill	Ritchie	
Cosgrove	Horan	Ritter	
Crady	Jones	Rojas	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Meek, Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

**HB 4111** was taken up. On motion by Rep. Dockery, the rules were suspended and—

**SB 2276**—A bill to be entitled An act relating to Florida School Improvement and Academic Achievement Trust Fund grants; amending s. 236.1229, F.S.; revising funding, allocation, and district-level administration; providing an effective date.

—was substituted for HB 4111 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Dockery, the rules were suspended and SB 2276 was read the third time by title. On passage, the vote was:

Yeas—112

The Chair	Bitner	Bush	Culp
Albright	Bloom	Carlton	Dennis
Alexander	Boyd	Casey	Diaz de la Portilla
Andrews	Bradley	Chestnut	Dockery
Argenziano	Brennan	Clemons	Edwards
Arnall	Bronson	Constantine	Effman
Arnold	Brooks	Cosgrove	Eggelletion
Bainter	Brown	Crady	Fasano
Ball	Bullard	Crist	Feeney
Betancourt	Burroughs	Crow	Fischer

Flanagan	Kosmas	Peaden	Stabins
Frankel	Lacasa	Posey	Stafford
Fuller	Lawson	Prewitt, D.	Starks
Futch	Littlefield	Pruitt, K.	Sublette
Garcia	Livingston	Putnam	Tamargo
Gay	Logan	Rayson	Thrasher
Goode	Lynn	Reddick	Tobin
Gottlieb	Mackenzie	Ritchie	Trovillion
Greene	Mackey	Ritter	Turnbull
Hafner	Maygarden	Rojas	Valdes
Harrington	Melvin	Safley	Villalobos
Healey	Merchant	Sanderson	Wallace
Heyman	Miller	Saunders	Warner
Hill	Minton	Sembler	Wasserman Schultz
Horan	Morrone	Silver	Westbrook
Jones	Morse	Sindler	Wiles
Kelly	Murman	Smith	Wise
King	Ogles	Spratt	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Dawson-White, Meek, Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

**HB 3309**—A bill to be entitled An act relating to education; amending s. 229.58, F.S.; revising provisions relating to membership of school advisory councils; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—63

Argenziano	Dawson-White	Lawson	Ritchie
Arnold	Dennis	Livingston	Ritter
Betancourt	Edwards	Logan	Rojas
Bloom	Effman	Lynn	Safley
Boyd	Eggelletion	Mackenzie	Saunders
Bradley	Fischer	Mackey	Silver
Brennan	Frankel	Meek	Sindler
Bronson	Gay	Miller	Smith
Bullard	Gottlieb	Minton	Spratt
Bush	Greene	Morrone	Stabins
Carlton	Hafner	Morse	Stafford
Chestnut	Healey	Murman	Tobin
Clemons	Heyman	Ogles	Warner
Cosgrove	Hill	Prewitt, D.	Wasserman Schultz
Crow	Horan	Rayson	Wiles
Culp	Kosmas	Reddick	

Nays—48

The Chair	Constantine	Jones	Sanderson
Albright	Crady	Kelly	Sembler
Alexander	Crist	King	Starks
Andrews	Dockery	Lacasa	Tamargo
Arnall	Fasano	Littlefield	Thrasher
Bainter	Feeney	Maygarden	Trovillion
Ball	Flanagan	Melvin	Valdes
Bitner	Fuller	Merchant	Villalobos
Brooks	Futch	Peaden	Wallace
Burroughs	Garcia	Posey	Westbrook
Byrd	Goode	Pruitt, K.	Wise
Casey	Harrington	Putnam	Ziebarth

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Brown

Nays—Sublette

Yeas to Nays—Gay

Nays to Yeas—Jones, Westbrook

So the bill passed, as amended, and was immediately certified to the Senate.

## Governmental Responsibility Council Calendar

### Bills and Joint Resolutions on Third Reading

**CS/HB 3771**—A bill to be entitled An act relating to greenways and trails; providing purposes; amending s. 110.501, F.S.; revising the definition of “volunteer” to include persons who consent to certain use of real property; amending s. 260.012, F.S.; revising declaration of policy and legislative intent relating to the “Florida Greenways and Trails Act”; creating s. 260.0125, F.S.; providing rights and benefits of landowners whose lands are designated as greenways or trails; requiring the Department of Environmental Protection to post certain notices of trespass; providing for penalties; amending s. 260.013, F.S.; revising definitions; amending s. 260.014, F.S.; requiring the landowner’s specific written consent for designation of lands as a part of the statewide system of greenways and trails; amending ss. 260.0141 and 260.018, F.S.; restricting certain construction or use of planning materials; amending s. 260.016, F.S., relating to powers of the department; providing for rules; providing penalties; providing for fees; providing for a process for designation of lands as a part of the state system of greenways and trails; authorizing negotiations with private landowners; authorizing incentives for certain landowners; directing the Department of Environmental Protection to erect a suitable memorial to Marjorie Harris Carr on the Cross Florida Greenways State Recreation Area; amending s. 259.041, F.S.; authorizing the Division of State Lands to use appraisals provided by a public agency or nonprofit organization; amending s. 259.101, F.S.; revising the date that certain unencumbered funds in the Preservation 2000 Trust Fund will be redistributed; providing for the sale of specified lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for the deposit of funds from the sale; providing an effective date.

—was read the third time by title.

Representative(s) Eggelton offered the following:

**Amendment 4**—On page 19, line 21  
remove from the bill: “may”

and insert in lieu thereof: *shall*

Rep. Eggelton moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Boyd offered the following:

**Amendment 5 (with title amendment)**—On page 19, between lines 18 and 19;

insert:

Section 14. Paragraph (b) of subsection (4) of section 372.57, Florida Statutes, is amended to read:

372.57 Licenses and permits; exemptions; fees.—No person, except as provided herein, shall take game, freshwater fish, or fur-bearing animals within this state without having first obtained a license, permit, or authorization and paid the fees hereinafter set forth, unless such license is issued without fee as provided in s. 372.561. Such license, permit, or authorization shall authorize the person to whom it is issued to take game, freshwater fish, or fur-bearing animals in accordance with law and commission rules. Such license, permit, or authorization is not transferable. Each license or permit must bear on its face in indelible ink the name of the person to whom it is issued and other information requested by the commission. Such license, permit, or authorization issued by the commission or any agent must be in the personal possession of the person to whom issued while taking game, freshwater

fish, or fur-bearing animals. The failure of such person to exhibit such license, permit, or authorization to the commission or its wildlife officers, when such person is found taking game, freshwater fish, or fur-bearing animals, is a violation of law. A positive form of identification is required when using an authorization, a lifetime license, a 5-year license, or when otherwise required by the license or permit. The lifetime licenses and 5-year licenses provided herein shall be embossed with the name, date of birth, the date of issuance, and other pertinent information as deemed necessary by the commission. A certified copy of the applicant’s birth certificate shall accompany all applications for a lifetime license for residents 12 years of age and younger.

(4) In addition to any license required by this chapter, the following permits and fees for certain hunting, fishing, and recreational uses, and the activities authorized thereby, are:

(b)1. Management area permits to hunt, fish, or otherwise use for outdoor recreational purposes, land owned, leased, or managed by the commission or the State of Florida for the use and benefit of the commission, up to \$25 annually. Permits, and fees thereof, for short-term use of land which is owned, leased, or managed by the commission may be established by rule of the commission for any activity on such lands. Such permits and fees may be in lieu of or in addition to the annual management area permit. Other than for hunting or fishing, the provisions of this paragraph shall not apply on any lands not owned by the commission, unless the commission shall have obtained the written consent of the owner or primary custodian of such lands.

2. *A recreational user permit fee to hunt, fish, or otherwise use for outdoor recreational purposes, land leased by the commission from private nongovernmental owners, except for those lands located directly north of the Apalachicola National Forest, east of the Ochlockonee River until the point the river meets the dam forming Lake Talquin, and south of the closest federal highway. The fee for this permit shall be based upon economic compensation desired by the landowner, game population levels, desired hunter density, and administrative costs. The permit fee shall be set by commission rule on a per-acre basis. On property currently in the private landowner payment program, the prior year’s landowner payment shall be used to augment the landowner lease fee so as to decrease the permit fee for the users of that property. The spouse and dependent children of a permittee are exempt from the permit fee when engaged in outdoor recreational activities other than hunting in the company of the permittee. Notwithstanding any other provision of this chapter, there are no other exclusions, exceptions, or exemptions from this permit fee. The landowner lease fee, less an administrative permit fee of up to \$25 per permit, shall be permitted to the landowner as provided in the lease agreement for each area.*

And the title is amended as follows:

On page 1, line 2 through page 2, line 12;  
remove from the title of the bill: all of said lines

and insert in lieu thereof: An act relating to recreational lands; providing purposes; amending s. 110.501, F.S.; revising the definition of “volunteer” to include persons who consent to certain use of real property; amending s. 260.012, F.S.; revising declaration of policy and legislative intent relating to the “Florida Greenways and Trails Act”; creating s. 260.0125, F.S.; providing rights and benefits of landowners whose lands are designated as greenways or trails; requiring the Department of Environmental Protection to post certain notices of trespass; providing for penalties; amending s. 260.013, F.S.; revising definitions; amending s. 260.014, F.S.; requiring the landowner’s specific written consent for designation of lands as a part of the statewide system of greenways and trails; amending ss. 260.0141 and 260.018, F.S.; restricting certain construction or use of planning materials; amending s. 260.016, F.S., relating to powers of the department; providing for rules; providing penalties; providing for fees; providing for a process for designation of lands as a part of the state system of greenways and trails; authorizing negotiations with private landowners; authorizing incentives for certain landowners; directing the Department of Environmental Protection to erect a suitable memorial to Marjorie Harris Carr on the Cross Florida Greenways State Recreation Area; amending s. 259.041, F.S.; authorizing the Division of

State Lands to use appraisals provided by a public agency or nonprofit organization; amending s. 259.101, F.S.; revising the date that certain unencumbered funds in the Preservation 2000 Trust Fund will be redistributed; amending s. 372.57, F.S.; providing for a recreational user permit fee to hunt, fish, or otherwise use for outdoor recreational purposes, land leased by Game and Fresh Water Fish Commission from private nongovernmental owners; providing for the sale of specified lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for the deposit of funds from the sale; providing an effective date.

Rep. Boyd moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS/HB 3771. The vote was:

Yeas—113

The Chair	Crist	Kosmas	Safley
Albright	Crow	Lacasa	Sanderson
Alexander	Culp	Lawson	Saunders
Andrews	Dawson-White	Littlefield	Semler
Argenziano	Dennis	Livingston	Silver
Arnall	Diaz de la Portilla	Logan	Sindler
Arnold	Dockery	Lynn	Smith
Bainter	Effman	Mackenzie	Spratt
Ball	Eggelletion	Mackey	Stabins
Betancourt	Fasano	Maygarden	Stafford
Bitner	Feeney	Meek	Starks
Bloom	Fischer	Melvin	Sublette
Boyd	Flanagan	Merchant	Tamargo
Bradley	Fuller	Miller	Thrasher
Brennan	Futch	Minton	Tobin
Bronson	Garcia	Morrioni	Trovillion
Brooks	Gay	Morse	Turnbull
Brown	Goode	Murman	Valdes
Bullard	Gottlieb	Ogles	Villalobos
Burroughs	Greene	Peaden	Wallace
Bush	Hafner	Posey	Warner
Byrd	Harrington	Prewitt, D.	Wasserman Schultz
Carlton	Healey	Pruitt, K.	Westbrook
Casey	Heyman	Putnam	Wiles
Chestnut	Hill	Rayson	Wise
Clemons	Horan	Reddick	Ziebarth
Constantine	Jones	Ritchie	
Cosgrove	Kelly	Ritter	
Crady	King	Rojas	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Frankel, Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**CS/HB 3479** was taken up. On motion by Rep. Bronson, the rules were suspended and—

**CS for SB 1088**—A bill to be entitled An act relating to agriculture emergencies; amending s. 206.606, F.S.; distributing fuel sales tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; amending s. 206.608, F.S.; distributing State Comprehensive Enhanced Transportation System Tax deposited in the Fuel Tax Collection Trust Fund to the Agricultural Emergency Eradication Trust Fund; creating s. 206.609, F.S.; providing restrictions on the transfer of moneys to the Agricultural Emergency Eradication Trust Fund; requiring the Commissioner of Agriculture to give notice concerning the use of trust fund moneys; providing appropriations; providing a contingent effective date.

—was substituted for CS/HB 3479 and read the second time by title. Under Rule 99, the House bill was laid on the table.

Representative(s) Bronson offered the following:

**Amendment 1**—On page 1, between lines 20 and 21 of the bill,

insert:

Section 1. Notwithstanding any other legislation passed and either signed by the Governor or allowed to become law without signature to the contrary, the Legislature intends that this bill be its full and total intent, regardless of when it is presented to the Secretary of State.

Rep. Bronson moved the adoption of the amendment, which was adopted.

Representative(s) K. Pruitt offered the following:

**Amendment 2**—On page 5, line 16  
remove from the bill: *\$4,000,000*

and insert in lieu thereof: *\$1,000,000*

Rep. Bronson moved the adoption of the amendment, which was adopted.

On motion by Rep. Bronson, the rules were suspended and CS for SB 1088, as amended, was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Crist	King	Safley
Albright	Crow	Kosmas	Sanderson
Alexander	Culp	Lacasa	Saunders
Andrews	Dawson-White	Lawson	Semler
Argenziano	Dennis	Littlefield	Silver
Arnall	Diaz de la Portilla	Livingston	Sindler
Arnold	Dockery	Logan	Smith
Bainter	Edwards	Lynn	Spratt
Ball	Effman	Mackenzie	Stabins
Betancourt	Eggelletion	Mackey	Stafford
Bitner	Fasano	Maygarden	Starks
Bloom	Feeney	Meek	Sublette
Boyd	Fischer	Melvin	Tamargo
Bradley	Flanagan	Merchant	Thrasher
Brennan	Frankel	Miller	Tobin
Bronson	Futch	Minton	Trovillion
Brooks	Garcia	Morrioni	Turnbull
Brown	Gay	Morse	Valdes
Bullard	Goode	Murman	Villalobos
Burroughs	Gottlieb	Ogles	Wallace
Bush	Greene	Peaden	Warner
Byrd	Hafner	Posey	Wasserman Schultz
Carlton	Harrington	Prewitt, D.	Westbrook
Casey	Healey	Pruitt, K.	Wiles
Chestnut	Heyman	Putnam	Wise
Clemons	Hill	Rayson	Ziebarth
Constantine	Horan	Reddick	
Cosgrove	Jones	Ritchie	
Crady	Kelly	Ritter	

Nays—1

Fuller

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**CS/CS/HB 1847** was taken up. On motion by Rep. Bronson, the rules were suspended and—

**SB 1010**—A bill to be entitled An act relating to agriculture; creating s. 570.191, F.S.; creating the Agricultural Emergency Eradication Trust Fund; prescribing its uses; defining what constitutes an “agricultural emergency”; transferring moneys from the Agricultural Emergency Eradication Trust Fund to the Plant Industry Trust Fund for specified purposes; providing an effective date.

—was substituted for CS/CS/HB 1847 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Bronson, the rules were suspended and SB 1010 was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crist	King	Rojas
Albright	Crow	Kosmas	Safley
Alexander	Culp	Lacasa	Sanderson
Andrews	Dawson-White	Lawson	Saunders
Argenziano	Dennis	Littlefield	Semler
Arnall	Diaz de la Portilla	Livingston	Silver
Arnold	Dockery	Logan	Sindler
Bainter	Edwards	Lynn	Smith
Ball	Effman	Mackenzie	Spratt
Betancourt	Eggelation	Mackey	Stabins
Bitner	Fasano	Maygarden	Stafford
Bloom	Feeney	Meek	Starks
Boyd	Fischer	Melvin	Sublette
Bradley	Flanagan	Merchant	Tamargo
Brennan	Frankel	Miller	Thrasher
Bronson	Futch	Minton	Tobin
Brooks	Garcia	Morrone	Trovillion
Brown	Gay	Morse	Turnbull
Bullard	Goode	Murman	Valdes
Burroughs	Gottlieb	Ogles	Villalobos
Bush	Greene	Peaden	Wallace
Byrd	Hafner	Posey	Warner
Carlton	Harrington	Prewitt, D.	Wasserman Schultz
Casey	Healey	Pruitt, K.	Westbrook
Chestnut	Heyman	Putnam	Wiles
Clemons	Hill	Rayson	Wise
Constantine	Horan	Reddick	Ziebarth
Cosgrove	Jones	Ritchie	
Crady	Kelly	Ritter	

Nays—1

Fuller

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

**CS/CS/HB 4141**—A bill to be entitled An act relating to water resources; creating s. 373.45923, F.S.; providing legislative findings and intent; authorizing the South Florida Water Management District to participate as local sponsor for the Restudy of the Central and Southern Florida Project; providing duties of the Joint Legislative Committee on Everglades Oversight; providing for public hearings; providing reporting requirements; providing for project cooperation agreements; providing for legislative authorization; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—100

The Chair	Alexander	Argenziano	Arnold
Albright	Andrews	Arnall	Bainter

Ball	Diaz de la Portilla	Livingston	Ritter
Betancourt	Dockery	Logan	Safley
Bitner	Eggelation	Lynn	Sanderson
Bloom	Fasano	Mackenzie	Saunders
Boyd	Feeney	Mackey	Semler
Bradley	Fischer	Maygarden	Sindler
Brennan	Flanagan	Meek	Smith
Bronson	Fuller	Melvin	Spratt
Brooks	Futch	Merchant	Stabins
Bullard	Garcia	Miller	Starks
Burroughs	Gay	Minton	Sublette
Bush	Goode	Morrone	Tamargo
Byrd	Greene	Morse	Thrasher
Carlton	Harrington	Murman	Trovillion
Casey	Healey	Ogles	Turnbull
Chestnut	Heyman	Peaden	Valdes
Clemons	Jones	Posey	Villalobos
Constantine	Kelly	Prewitt, D.	Wallace
Cosgrove	King	Pruitt, K.	Warner
Crady	Kosmas	Putnam	Westbrook
Crist	Lacasa	Rayson	Wiles
Crow	Lawson	Reddick	Wise
Culp	Littlefield	Ritchie	Ziebarth

Nays—13

Brown	Effman	Hill	Stafford
Dawson-White	Gottlieb	Horan	Tobin
Dennis	Hafner	Silver	Wasserman Schultz

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

Nays—Frankel

So the bill passed and was immediately certified to the Senate.

**CS/HB 4107** was taken up. On motion by Rep. Wiles, the rules were suspended and—

**CS for SB 1458**—A bill to be entitled An act relating to coastal redevelopment; amending s. 163.335, F.S.; providing legislative intent for the scope of activities included in community redevelopment; amending s. 163.340, F.S.; redefining the terms “blighted area,” “community redevelopment,” and “community redevelopment area”; amending s. 163.360, F.S.; requiring additional findings before approval of certain community redevelopment plans; creating s. 163.336, F.S.; providing legislative intent; providing for the geographical location of a pilot project; providing for pilot project administration; providing exemptions to certain coastal construction requirements; providing for the scheduled expiration of these provisions; providing an effective date.

—was substituted for CS/HB 4107 and read the second time by title. Under Rule 99, the House bill was laid on the table.

Further consideration of **CS for SB 1458** was temporarily postponed under Rule 147.

**CS/HB 3173** was taken up. On motion by Rep. Posey, the rules were suspended and—

**SB 1462**—A bill to be entitled An act relating to retirement funds; amending and revising the provisions of ss. 175.071, 185.06, F.S.; revising investment provisions to permit municipalities greater investment latitude to make foreign investments; providing for general powers and duties of the board of trustees; providing an effective date.

—was substituted for CS/HB 3173 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Posey, further consideration of **SB 1462** was temporarily postponed under Rule 147.

**Ceremonial Resolutions Calendar**

**HR 9485** was temporarily postponed under Rule 147.

**HR 9487** was temporarily postponed under Rule 147.

**HR 9489**—A resolution commemorating the 150th anniversary of Stiefel Laboratories of Coral Gables.

WHEREAS, in 1847 the Stiefel Family of Germany, makers of soap and candles, began making specialty products for the skin, and

WHEREAS, in 1945 August C. Stiefel and his sons, Werner and Herbert, opened their first manufacturing facility in this country, in Oak Hill, New York, and

WHEREAS, expanding internationally, Stiefel Laboratories established its first offshore venture in Puerto Rico in 1962, followed by other subsidiaries worldwide, and

WHEREAS, with headquarters in Coral Gables, the company is now a significant global manufacturing and distribution organization, providing products to more than 100 countries, and

WHEREAS, Stiefel Laboratories is recognized for its innovative technology in the development of products for the treatment of skin conditions, and

WHEREAS, this technology has led to many "firsts," including the introduction of benzoyl peroxide, the first effective treatment for acne, and

WHEREAS, a focus on the biology of skin has helped make Stiefel Laboratories the largest dermatology specialty company in the world, with over 100 products, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives hereby honors and congratulates Stiefel Laboratories for 150 years of outstanding service and commitment to the skin and its health, and accords this expression in recognition of its invaluable endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Chief Executive Officer of Stiefel Laboratories, as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Lacasa, the resolution was adopted.

**HR 9491**—A resolution commending the National Association of Stock Car Auto Racing on its 50th anniversary.

WHEREAS, motorsports are America's fastest growing and most exciting sports venue in the closing days of the 20th Century, and

WHEREAS, motorsports events have become the largest sporting events in Florida in terms of consistent fan interest and support, both in terms of actual gate ticket sales and mass media audiences, and

WHEREAS, stock car racing was created and fostered as a unique Florida sport by the entrepreneurship of William H.G. France, Sr., on the hard sands of Daytona Beach, and

WHEREAS, the necessity for a firm and responsible authority to self-regulate this complex and popular sport led to the creation by William H.G. France, Sr., in 1948 of the National Association for Stock Car Auto Racing (NASCAR), and

WHEREAS, NASCAR now regulates a major American sport on a par with the National Football League, the National Basketball Association, the National Hockey League, Major League Baseball, and the Professional Golfers' Association, and

WHEREAS, NASCAR has through its effective regulation achieved an image for its drivers, teams, and sponsors of clean living, honesty, family values, and fan appreciation unparalleled by the athletes in any other sport, and

WHEREAS, NASCAR events provide a significant and growing contribution to the Florida tourist industry, entirely through sound management, creative promotion, and strategic planning without benefit of public moneys, and

WHEREAS, the officials of NASCAR have a firm and resolute commitment to the highest ideals of American sports ethics, and an everlasting dedication to the satisfaction of the fans of motorsports, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That this uniquely Floridian and especially American organization be recognized and applauded during this, the 50th anniversary year of its founding, and that the individual members of the family of William H.G. France, Sr., who carry on his high ideals and lofty purposes in the maintenance of the great sport of stock car auto racing be congratulated and encouraged for their continuing devotion to his legacy.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to William H.G. France, Jr., as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Lynn, the resolution was adopted.

**HR 9495**—A resolution recognizing Mary Ann Diggs as the 1998 Ida S. Baker Distinguished Minority Educator.

WHEREAS, Mary Ann Diggs earned her Bachelor of Science degree in elementary education in 1967, and

WHEREAS, Mary Ann Diggs has been a teacher at Dover Elementary School in Dover, Florida, since 1970 and currently teaches fourth grade at that school, and

WHEREAS, in 1992, Mary Ann Diggs was awarded the EDDIE Award as Outstanding Graduate of Hillsborough County Public Schools and in 1993 won the Teacher of the Year Award at Dover Elementary School, and

WHEREAS, Mary Ann Diggs, as a language arts teacher, with diligence and refinement, draws out the excellence she knows lies within each of her students, and

WHEREAS, the students of Mary Ann Diggs have consistently won numerous awards and achievements in local, regional, and statewide competitions, contests, and fairs, and

WHEREAS, Mary Ann Diggs makes a profound difference in the lives of her students, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives recognizes Mary Ann Diggs as the Hillsborough Education Foundation's 1998 Ida S. Baker Distinguished Minority Educator and salutes her singular efforts in elementary education.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mary Ann Diggs as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Byrd, the resolution was adopted.

**Continuation of Daily Folder****Continuation of Governmental Responsibility Council Calendar****Bills and Joint Resolutions on Third Reading**

**CS for SB 1458**—A bill to be entitled An act relating to coastal redevelopment; amending s. 163.335, F.S.; providing legislative intent for the scope of activities included in community redevelopment; amending s. 163.340, F.S.; redefining the terms "blighted area,"

“community redevelopment,” and “community redevelopment area”; amending s. 163.360, F.S.; requiring additional findings before approval of certain community redevelopment plans; creating s. 163.336, F.S.; providing legislative intent; providing for the geographical location of a pilot project; providing for pilot project administration; providing exemptions to certain coastal construction requirements; providing for the scheduled expiration of these provisions; providing an effective date.

—was taken up, having been read the second time earlier today.

Representative(s) Merchant and Garcia offered the following:

**Amendment 1 (with title amendment)**—On page 11, between lines 9 & 10

insert:

Section 5. *Effective July 1, 1998, there is hereby appropriated an additional \$500,000 from the Grants and Donations Trust Fund for the purposes contained in Specific Appropriation 1258 of the Conference Report on HB 4201, 1998. Effective July 1, 1998, an additional \$2,000,000 is appropriated from the Grants and Donations Trust Fund for the purposes contained in Specific Appropriation 1230 of the Conference Report on HB 4201, 1998. The \$2,000,000 reflects the transfer of mitigation funds from the Florida Hurricane Catastrophe Fund pursuant to s. 215.555(7)(c), Florida Statutes.*

And the title is amended as follows:

On page 1, line 17, after the semicolon

insert: providing appropriations;

Rep. Garcia moved the adoption of the amendment, which was adopted.

Further consideration of **CS for SB 1458** was temporarily postponed under Rule 147.

**SB 1462**—A bill to be entitled An act relating to retirement funds; amending and revising the provisions of ss. 175.071, 185.06, F.S.; revising investment provisions to permit municipalities greater investment latitude to make foreign investments; providing for general powers and duties of the board of trustees; providing an effective date.

—was taken up, having been read the second time earlier today.

Further consideration of **SB 1462** was temporarily postponed under Rule 147.

### Continuation of Ceremonial Resolutions Calendar

**HR 9501**—A resolution commending the Bloomingdale High School soccer team.

WHEREAS, each year there is a state championship to determine which soccer team in the state is the best in its division, and in 1998, the Bloomingdale High School soccer team won the 6A State Soccer Championship by defeating Fort Lauderdale Western at Gene Cox/Capital Stadium in Tallahassee, and

WHEREAS, the Bloomingdale High School Bulls have won three championships in the past 6 years by winning the state crown in 1993, 1995, and again this year, and

WHEREAS, the team, consisting of Kevin MacKiewicz, Hani Abdel-Aziz, John Gustafson, Justin Dethier, Josh Garbee, Marcus Dean, Casey Stump, Ryan Schreier, John Hillock, Mohamed Abdel-Aziz, Isak Schnell, Chaz Richard, Chris Kennedy, Paul Sanders, Mike Kohlbecker, Seth Mills, Bobby Anderson, Matt Lepley, Chris Gatlyn, Steve Foglesong, Drew Emery, and Brandon Hancock, and coached by Head Coach Dave Tennian assisted by Robert Woodward have consistently demonstrated the ability to work together to accomplish this team's goals, and

WHEREAS, it is fitting and appropriate that the House of Representatives of the State of Florida commend the Bloomingdale High School soccer team for their accomplishments, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to commend the Bloomingdale High School soccer team for winning the 6A State Soccer Championship.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Coach Dave Tennian and each member of the team as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Byrd, the resolution was adopted.

**HR 9503**—A resolution commending the 1997-1998 Bloomingdale High School varsity cheerleaders for winning the title of first “Western Conference Cheerleading Champions.”

WHEREAS, on Saturday, February 28, 1998, the Bloomingdale High School varsity cheerleaders, coached by Michelle Schwartz, captured the first Western Conference Cheerleading Title, and

WHEREAS, for the previous 6 years, high school cheerleading squads from Hillsborough County had competed only within their assigned divisions, the American, National, and Federal, and

WHEREAS, divisional preliminaries for the 17 squads competing for the new Western Conference title were held at Armwood High School on Thursday, February 26, with the top three finishers in each division advancing to the conference final, and

WHEREAS, top honors in the divisional preliminaries went to Bloomingdale High School in the American Division, Robinson High School in the National Division, and East Bay High School in the Federal Division, and

WHEREAS, the following Saturday night the conference final was held, again at Armwood High School, and the Bloomingdale Bulls squad bested their competition with a routine filled with high-level stunts and tumbling and walked away with the prestigious title of first “Western Conference Cheerleading Champions,” NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the 1997-1998 Bloomingdale High School varsity cheerleaders, coached by Michelle Schwartz and consisting of captains Kristen Fisher and Becky Kraus, co-captains Kimberly Turnbow and Lindsey Tatum, and members Jillian Thompson, Jennifer Turnbow, Krista Anderson, Jennifer Guggino, Jennifer Durham, Heather Bellerose, Tracey Padilla, Jennifer Hopkins, Katie Morgan, Amanda Harris, and Kristen Wiechert, are hereby commended for winning the title of first “Western Conference Cheerleading Champions.”

—was read the second time by title. On motion by Rep. Byrd, the resolution was adopted.

**HR 9505**—A resolution honoring Curtis L. Johnson, Jacksonville Sheriff's Office 1997 Citizen of the Year.

WHEREAS, a lifelong resident of the Sweetwater community in Jacksonville, where his family has lived since 1868, Curtis L. Johnson watched his despairing community deteriorate over the years until 1990 found it to be one in which no less than 90 percent of its residents were affected by illicit drug activity, with its resulting social, family, and individual devastation, and

WHEREAS, where others in the community saw a hopeless situation, Curtis L. Johnson saw a problem that could be solved and set about unifying his neighbors in his refusal to lose another generation of children, and

WHEREAS, despite neighborhood fear and apathy, Curtis L. Johnson persuaded a small band of concerned residents to come together to discuss the degradation that was engulfing them, an event that led the group to rally others in their crusade to save their children and their community, and

WHEREAS, adopting the acronym SOCK, for Save Our Community and Kids, the Sweetwater and Concerned Citizens Community

Association, under the energizing leadership of Curtis L. Johnson, began its fight, starting out by offering neighborhood youth a modest after-school and summer program and organizing a Crime Watch effort, each of which began to flourish and prove successful, leading the residents to understand that they had the power to make a difference, and

WHEREAS, encouraged and led by Curtis L. Johnson, community volunteers quickly learned to make use of grants and collaborate with others to support and expand their efforts and, today, the Sweetwater community is proud and grateful to be designated a drug-free zone, and

WHEREAS, neighborhood leader, role model, and mentor, Curtis L. Johnson is an outstanding example of how one citizen who cares enough to become involved can be instrumental in turning a troubled neighborhood into one of hope, where crime is down, children are participating in wholesome activities, city services are better, and residents are taking pride in their community and working together, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to honor Curtis L. Johnson for his outstanding accomplishments and congratulate him on being named the Jacksonville Sheriff's Office 1997 Citizen of the Year.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Curtis L. Johnson as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Hill, the resolution was adopted.

**HR 9485**—A resolution honoring Jacques and Yvette Laroche.

WHEREAS, Jacques and Yvette Laroche, a Haitian American husband and wife team noted for their persistence, creativity, and commitment to excellence, are the owners of the only African American full-service interior design team in South Dade, and

WHEREAS, Jacques and Yvette Laroche have been setting the standard in home design since 1972, when they founded their business, Unique Home Design, Inc., in Montreal, Canada, and

WHEREAS, Jacques and Yvette Laroche relocated in Miami in 1985, where today their one-stop decorating center showcases hand-painted items exhibiting craftsmanship rarely seen in department stores, and

WHEREAS, recognized for their perseverance despite the destruction of their business by Hurricane Andrew in 1992, Jacques and Yvette Laroche renewed their operation, using their entire home as a factory for three years, and

WHEREAS, after much hard work and with a determination to succeed, Jacques and Yvette Laroche purchased and repaired a hurricane-damaged building and have expanded their business into an eight-member staff with over \$1 million in gross sales annually, and

WHEREAS, having firmly established their operation as a global competitor, with sales representatives in the Dominican Republic, Jamaica, and the Bahamas, Jacques and Yvette Laroche have opened a store in Phoenix, Arizona, and have plans to open franchises nationwide, and

WHEREAS, no strangers to awards and honors, Jacques and Yvette Laroche have received accolades from local and national entities, lauding them for their outstanding contributions to the economy of the community, their commitment to service, and their extraordinary professional accomplishments, and, on February 3, 1998, the mayor of Miami-Dade County bestowed one further honor by proclaiming that day Unique Home Design Day, and

WHEREAS, having already garnered six local, state, and out-of-state awards during 1997, on November 22, 1997, Jacques and Yvette Laroche were in attendance at the 15th Annual National Minority Enterprise Development Week Conference when their firm was named

National Minority Retail Firm of the Year by the United States Department of Commerce, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives hereby commends Jacques and Yvette Laroche for their remarkable entrepreneurial acumen, commitment to excellence, and service to their community and state.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Jacques and Yvette Laroche as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Cosgrove, the resolution was adopted.

## Continuation of Daily Folder

### Justice Council Calendar

### Bills and Joint Resolutions on Third Reading

**CS/CS/HB 71** was taken up. On motion by Rep. Rojas, the rules were suspended and—

**SB 150**—A bill to be entitled An act relating to journalism; creating s. 90.5015, F.S.; creating a privilege for professional journalists to refuse to be a witness or to disclose specified information; providing definitions; authorizing courts to order disclosure of certain information; providing for nonwaiver of the privilege; providing for an affidavit of authenticity; providing severability; providing an effective date.

—was substituted for CS/CS/HB 71 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Rojas, the rules were suspended and SB 150 was read the third time by title. On passage, the vote was:

Yeas—105

The Chair	Crow	Kelly	Rojas
Albright	Culp	King	Sanderson
Andrews	Dawson-White	Kosmas	Saunders
Argenziano	Dennis	Lawson	Sembler
Arnall	Diaz de la Portilla	Livingston	Silver
Bainter	Dockery	Logan	Sindler
Betancourt	Edwards	Lynn	Smith
Bitner	Effman	Mackenzie	Spratt
Bloom	Eggelletion	Mackey	Stabins
Boyd	Fasano	Maygarden	Stafford
Bradley	Feeny	Meek	Starks
Brennan	Fischer	Melvin	Tamargo
Bronson	Flanagan	Miller	Thrasher
Brooks	Frankel	Minton	Tobin
Brown	Fuller	Morrioni	Trovillion
Bullard	Futch	Morse	Turnbull
Burroughs	Gay	Murman	Valdes
Bush	Goode	Ogles	Wallace
Byrd	Gottlieb	Peaden	Warner
Carlton	Greene	Posey	Wasserman Schultz
Casey	Hafner	Prewitt, D.	Westbrook
Chestnut	Harrington	Pruitt, K.	Wiles
Clemons	Healey	Putnam	Wise
Constantine	Heyman	Rayson	Ziebarth
Cosgrove	Hill	Reddick	
Crady	Horan	Ritchie	
Crist	Jones	Ritter	

Nays—7

Alexander	Ball	Littlefield	Villalobos
Arnold	Lacasa	Merchant	

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat, Sublette

So the bill passed and was immediately certified to the Senate.

CS/HB 3367 was taken up. On motion by Rep. Bronson, the rules were suspended and—

CS for SB 418—A bill to be entitled An act relating to judicial nominating commissions; amending s. 43.29, F.S.; deleting requirement for appointment based upon race or gender and requiring consideration of those factors in making appointments; providing for the judicial nominating commission of a judicial circuit to include among its members and electors at least one resident from each county within the judicial circuit; providing an effective date.

—was substituted for CS/HB 3367 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Bronson, the rules were suspended and CS for SB 418 was read the third time by title. On passage, the vote was:

Yeas—110

Table listing names of representatives who voted 'Yeas' for CS for SB 418, including The Chair, Albright, Alexander, Andrews, Argenziano, Arnall, Bainter, Ball, Betancourt, Bitner, Bloom, Boyd, Bradley, Brennan, Bronson, Brooks, Brown, Bullard, Burroughs, Bush, Byrd, Carlton, Casey, Chestnut, Clemons, Constantine, Crady, and Crist.

Nays—3

Table listing names of representatives who voted 'Nays' for CS for SB 418: Arnold, Cosgrove, Healey.

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat, Wiles

So the bill passed and was immediately certified to the Senate.

CS/HB 3581—A bill to be entitled An act relating to child care facilities; creating the "Jeremy Fiedelholz Safe Day Care Act"; amending s. 402.319, F.S.; increasing a penalty for violations relating to licensure or operation of a child care facility or family day care home; providing a penalty for making other misrepresentations to certain persons regarding such licensure or operation; providing a penalty for negligence or intentional act and the parent or guardian relied on a misrepresentation; amending s. 921.0022, F.S.; providing for ranking of violations on the offense severity ranking chart; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

Table listing names of representatives who voted 'Yeas' for CS/HB 3367, including The Chair, Albright, Alexander, Andrews, Argenziano, Arnall, Arnold, Bainter, Ball, Betancourt, Bitner, Bloom, Boyd, Bradley, Brennan, Bronson, Brooks, Brown, Bullard, Burroughs, Bush, Byrd, Carlton, Casey, Chestnut, Clemons, Constantine, Cosgrove, and Crady.

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

HB 3139—A bill to be entitled An act relating to offenses that evidence prejudice; amending s. 775.085, F.S.; providing enhanced penalties for offenses that show evidence of prejudice against the victim, based on the victim's mental or physical disability or advanced age; providing definitions; providing that certain offenses shall not be deemed as evidencing prejudice under certain circumstances; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

Table listing names of representatives who voted 'Yeas' for HB 3139, including The Chair, Albright, Alexander, Andrews, Argenziano, Arnall, Arnold, Bainter, Ball, Betancourt, Bitner, Bloom, Boyd, Bradley, Brennan, Bronson, Brooks, Brown, Bullard, Burroughs, Bush, Byrd, Carlton, Casey, Chestnut, Clemons, Constantine, Cosgrove, Crady, Crist, Crow, and Culp.

Livingston	Murman	Saunders	Trovillion
Logan	Ogles	Sembler	Turnbull
Lynn	Peaden	Silver	Valdes
Mackenzie	Posey	Sindler	Villalobos
Mackey	Prewitt, D.	Smith	Wallace
Maygarden	Pruitt, K.	Spratt	Warner
Meek	Rayson	Stabins	Wasserman Schultz
Melvin	Reddick	Stafford	Westbrook
Merchant	Ritchie	Starks	Wiles
Miller	Ritter	Sublette	Wise
Minton	Rojas	Tamargo	Ziebarth
Morrone	Safley	Thrasher	
Morse	Sanderson	Tobin	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**CS/HB 3883**—A bill to be entitled An act relating to protection of children; reorganizing and revising ch. 39, F.S.; providing for pt. I of said chapter, entitled “General Provisions”; amending ss. 39.001, 39.002, and 415.501, F.S.; revising purposes and intent; providing for personnel standards and screening and for drug testing; amending s. 39.01, F.S.; revising definitions; renumbering and amending s. 39.455, F.S., relating to immunity from liability for agents of the Department of Children and Family Services or a social service agency; amending s. 39.012, F.S., and creating s. 39.0121, F.S.; providing authority and requirements for department rules; renumbering and amending s. 39.40, F.S., relating to procedures and jurisdiction; providing for right to counsel; renumbering s. 39.4057, F.S., relating to permanent mailing address designation; renumbering and amending s. 39.411, F.S., relating to oaths, records, and confidential information; renumbering s. 39.414, F.S., relating to court and witness fees; renumbering and amending ss. 39.415 and 39.474, F.S., relating to compensation of appointed counsel; renumbering and amending s. 39.418, F.S., relating to the Operations and Maintenance Trust Fund; renumbering and amending s. 415.5015, F.S., relating to child abuse prevention training in the district school system; providing for pt. II of ch. 39, F.S., entitled “Reporting Child Abuse”; renumbering and amending s. 415.504, F.S., relating to mandatory reports of child abuse, abandonment, or neglect; renumbering and amending s. 415.511, F.S., relating to immunity from liability in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.512, F.S., relating to abrogation of privileged communications in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.513, F.S.; providing penalties relating to reporting of child abuse, abandonment, or neglect; deleting the requirement for the Department of Children and Family Services to provide information to the state attorney; providing for the Department of Children and Family Services to report annually to the Legislature the number of reports referred to law enforcement agencies; providing for investigation by local law enforcement agencies of possible false reports; providing for law enforcement agencies to refer certain reports to the state attorney for prosecution; providing for law enforcement entities to handle certain reports of abuse or neglect during the pendency of such an investigation; providing procedures; specifying the penalty for knowingly and willfully making, or advising another to make, a false report; providing for state attorneys to report annually to the Legislature the number of complaints that have resulted in informations or indictments and the disposition of those complaints; renumbering and amending s. 415.5131, F.S., increasing an administrative fine for false reporting; providing for pt. III of ch. 39, F.S., entitled “Protective Investigations”; creating s. 39.301, F.S.; providing for child protective investigations; creating s. 39.302, F.S.; providing for protective investigations of institutional child abuse, abandonment, or neglect; renumbering and amending s. 415.5055, F.S.,

relating to child protection teams and services and eligible cases; creating s. 39.3035, F.S.; providing standards for child advocacy centers eligible for state funding; renumbering and amending s. 415.507, F.S., relating to photographs, medical examinations, X rays, and medical treatment of an abused, abandoned, or neglected child; renumbering and amending s. 415.5095, F.S., relating to a model plan for intervention and treatment in sexual abuse cases; creating s. 39.306, F.S.; providing for working agreements with local law enforcement to perform criminal investigations; renumbering and amending s. 415.50171, F.S., relating to reports of child-on-child sexual abuse; providing for pt. IV of ch. 39, F.S., entitled “Family Builders Program”; renumbering and amending s. 415.515, F.S., relating to establishment of the program; renumbering and amending s. 415.516, F.S., relating to goals of the program; renumbering and amending s. 415.517, F.S., relating to contracts for services; renumbering and amending s. 415.518, F.S., relating to family eligibility; renumbering s. 415.519, F.S., relating to delivery of services; renumbering and amending s. 415.520, F.S., relating to qualifications of program workers; renumbering s. 415.521, F.S., relating to outcome evaluation; renumbering and amending s. 415.522, F.S., relating to funding; providing for pt. V of ch. 39, F.S., entitled “Taking Children into Custody and Shelter Hearings”; creating s. 39.395, F.S.; providing for medical or hospital personnel taking a child into protective custody; amending s. 39.401, F.S.; providing for law enforcement officers or authorized agents of the department taking a child alleged to be dependent into custody; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.407, F.S., relating to physical and mental examination and treatment of a child and physical or mental examination of a person requesting custody; renumbering and amending s. 39.4033, F.S., relating to referral of a dependency case to mediation; providing for pt. VI of ch. 39, F.S., entitled “Petition, Arraignment, Adjudication, and Disposition”; renumbering and amending s. 39.404, F.S., relating to petition for dependency; renumbering and amending s. 39.405, F.S., relating to notice, process, and service; renumbering and amending s. 39.4051, F.S., relating to procedures when the identity or location of the parent, legal custodian, or caregiver is unknown; renumbering and amending s. 39.4055, F.S., relating to injunction pending disposition of a petition for detention or dependency; renumbering and amending s. 39.406, F.S., relating to answers to petitions or other pleadings; renumbering and amending s. 39.408(1), F.S., relating to arraignment hearings; renumbering and amending ss. 39.408(2) and 39.409, F.S., relating to adjudicatory hearings and orders; renumbering and amending ss. 39.408(3) and (4) and 39.41, F.S., relating to disposition hearings and powers of disposition; creating s. 39.5085, F.S.; establishing the Relative Caregiver Program; directing the Department of Children and Family Services to establish and operate the Relative-Caregiver Program; providing financial assistance within available resources to relatives caring for children; providing for financial assistance and support services to relatives caring for children placed with them by the child protection system; providing for rules establishing eligibility guidelines, caregiver benefits, and payment schedule; renumbering and amending s. 39.4105, F.S., relating to grandparents rights; renumbering and amending s. 39.413, F.S., relating to appeals; providing for pt. VII of ch. 39, F.S., entitled “Case Plans”; renumbering and amending ss. 39.4031 and 39.451, F.S., relating to case plan requirements and case planning for children in out-of-home care; renumbering and amending s. 39.452(1)-(4), F.S., relating to case planning for children in out-of-home care when the parents, legal custodians, or caregivers do not participate; renumbering and amending s. 39.452(5), F.S., relating to court approvals of case planning; providing for pt. VIII of ch. 39, F.S., entitled “Judicial Reviews”; renumbering and amending s. 39.453, F.S., relating to judicial review of the status of a child; renumbering and amending s. 39.4531, F.S., relating to citizen review panels; renumbering and amending s. 39.454, F.S., relating to initiation of proceedings for termination of parental rights; renumbering and amending s. 39.456, F.S.; revising exemptions from judicial review; providing for pt. IX of ch. 39, F.S., entitled “Termination of Parental Rights”; renumbering and amending ss. 39.46 and 39.462, F.S., relating to procedures, jurisdiction, and service of process; renumbering and amending ss. 39.461 and 39.4611, F.S., relating to petition for termination of parental rights, and filing and elements thereof; creating s. 39.803, F.S.; providing procedures when the identity or location of the parent is unknown after

filing a petition for termination of parental rights; renumbering s. 39.4627, F.S., relating to penalties for false statements of paternity; renumbering and amending s. 39.463, F.S., relating to petitions and pleadings for which no answer is required; renumbering and amending s. 39.464, F.S., relating to grounds for termination of paternal rights; renumbering and amending s. 39.465, F.S., relating to right to counsel and appointment of a guardian ad litem; renumbering and amending s. 39.466, F.S., relating to advisory hearings; renumbering and amending s. 39.467, F.S., relating to adjudicatory hearings; renumbering and amending s. 39.4612, F.S., relating to the manifest best interests of the child; renumbering and amending s. 39.469, F.S., relating to powers of disposition and order of disposition; renumbering and amending s. 39.47, F.S., relating to post disposition relief; creating s. 39.813, F.S.; providing for continuing jurisdiction of the court which terminates parental rights over all matters pertaining to the child's adoption; renumbering s. 39.471, F.S., relating to oaths, records, and confidential information; renumbering and amending s. 39.473, F.S., relating to appeal; creating s. 39.816, F.S.; authorizing certain pilot and demonstration projects contingent on receipt of federal grants or contracts; creating s. 39.817, F.S.; providing for a foster care demonstration pilot project; providing for pt. X of ch. 39, F.S., entitled "Guardians Ad Litem and Guardian Advocates"; creating s. 39.820, F.S.; providing definitions; renumbering s. 415.5077, F.S., relating to qualifications of guardians ad litem; renumbering and amending s. 415.508, F.S., relating to appointment of a guardian ad litem for an abused, abandoned, or neglected child; renumbering and amending s. 415.5082, F.S., relating to guardian advocates for drug dependent newborns; renumbering and amending s. 415.5083, F.S., relating to procedures and jurisdiction; renumbering s. 415.5084, F.S., relating to petition for appointment of a guardian advocate; renumbering s. 415.5085, F.S., relating to process and service; renumbering and amending s. 415.5086, F.S., relating to hearing for appointment of a guardian advocate; renumbering and amending s. 415.5087, F.S., relating to grounds for appointment of a guardian advocate; renumbering s. 415.5088, F.S., relating to powers and duties of the guardian advocate; renumbering and amending s. 415.5089, F.S., relating to review and removal of a guardian advocate; providing for pt. XI of ch. 39, F.S., entitled "Domestic Violence"; renumbering s. 415.601, F.S., relating to legislative intent regarding treatment and rehabilitation of victims and perpetrators; renumbering and amending s. 415.602, F.S., relating to definitions; renumbering and amending s. 415.603, F.S., relating to duties and functions of the department; renumbering and amending s. 415.604, F.S., relating to an annual report to the Legislature; renumbering and amending s. 415.605, F.S., relating to domestic violence centers; renumbering s. 415.606, F.S., relating to referral to such centers and notice of rights; renumbering s. 415.608, F.S., relating to confidentiality of information received by the department or a center; amending ss. 20.43, 61.13, 61.401, 61.402, 63.052, 63.092, 90.5036, 154.067, 216.136, 232.50, 318.21, 384.29, 392.65, 393.063, 395.1023, 400.4174, 400.556, 402.165, 402.166, 409.1672, 409.176, 409.2554, 409.912, 409.9126, 414.065, 447.401, 464.018, 490.014, 491.014, 741.30, 744.309, 784.075, 933.18, 944.401, 944.705, 984.03, 984.10, 984.15, 984.24, 985.03, and 985.303, F.S.; correcting cross references; conforming related provisions and references; amending s. 20.19, F.S.; providing for certification programs for family safety and preservation employees of the department; providing for rules; amending ss. 213.053 and 409.2577, F.S.; authorizing disclosure of certain confidential taxpayer and parent locator information for diligent search activities under ch. 39, F.S.; creating s. 435.045, F.S.; providing background screening requirements for prospective foster or adoptive parents; amending s. 943.045, F.S.; providing that the Department of Children and Family Services is a "criminal justice agency" for purposes of the criminal justice information system; providing an appropriation; repealing s. 39.0195, F.S., relating to sheltering unmarried minors and aiding unmarried runaways; repealing s. 39.0196, F.S., relating to children locked out of the home; repealing ss. 39.39, 39.449, and 39.459, F.S., relating to definition of "department"; repealing s. 39.403, F.S., relating to protective investigation; repealing s. 39.4032, F.S., relating to multidisciplinary case staffing; repealing s. 39.4052, F.S., relating to affirmative duty of written notice to adult relatives; repealing s. 39.4053, F.S., relating to diligent search after taking a child into custody; repealing s. 39.45, F.S.,

relating to legislative intent regarding foster care; repealing s. 39.457, F.S., relating to a pilot program in Leon County to provide additional benefits to children in foster care; repealing s. 39.4625, F.S., relating to identity or location of parent unknown after filing of petition for termination of parental rights; repealing s. 39.472, F.S., relating to court and witness fees; repealing s. 39.475, F.S., relating to rights of grandparents; repealing ss. 415.5016, 415.50165, 415.5017, 415.50175, 415.5018, 415.50185, and 415.5019, F.S., relating to purpose and legislative intent, definitions, procedures, confidentiality of records, district authority and responsibilities, outcome evaluation, and rules for the family services response system; repealing s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused or neglected children; repealing s. 415.503, F.S., relating to definitions; repealing s. 415.505, F.S., relating to child protective investigations and investigations of institutional child abuse or neglect; repealing s. 415.506, F.S., relating to taking a child into protective custody; repealing s. 415.5075, F.S., relating to rules for medical screening and treatment of children; repealing s. 415.509, F.S., relating to public agencies' responsibilities for prevention, identification, and treatment of child abuse and neglect; repealing s. 415.514, F.S., relating to rules for protective services; providing effective dates.

—was read the third time by title.

The Committee on Rules, Resolutions, & Ethics offered the following:

**Technical Amendment 19**—On page 57, lines 29 & 30, remove from the bill: all of said lines

and insert in lieu thereof:

Parents who are unable to afford counsel ~~and who are threatened with criminal charges based on the facts underlying the dependency petition or a permanent loss of custody of their children~~ must be appointed counsel.

On page 104, lines 25-28,

remove from the bill: all of said lines

and insert in lieu thereof:

court; or

3. That the child has no parent, legal custodian, *caregiver*, or responsible adult relative immediately known and available to provide supervision and care; or:

On page 129, line 15,

remove from the bill: all of said lines

and insert in lieu thereof:

petition for ~~detention or~~ dependency; penalty.—

On page 133, lines 19-20,

remove from the bill: all of said lines

and insert in lieu thereof:

but *no later than 30 days after the arraignment*. ~~reasonable delay for the purpose of investigation, discovery, or procuring counsel or witnesses shall, whenever practicable, be granted. If the child~~ On page 141, line 31,

remove from the bill: all of said line

and insert in lieu thereof:

court shall determine at *every review hearing* ~~hearings held every 6 months~~ which parent, if

Reps. Thrasher and Crady moved the adoption of the amendment, which was adopted.

Representative(s) Lynn offered the following:

**Amendment 20**—On page 103, lines 4 through 29, remove from the bill: all of said lines,

and insert in lieu thereof: *39.395 Detaining a child; medical or hospital personnel.-- Any person in charge of a hospital or similar institution, or any physician or licensed health care professional treating a child may detain that child without the consent of the parents, caregiver, or legal custodian, whether or not additional medical treatment is required, if the circumstances are such, or if the condition of the child is such that*

returning the child to the child's place of residence or the care or custody of the parents, caregiver, or legal custodian presents an imminent danger to the child's life or physical or mental health. Any such person detaining a child shall immediately notify the department, whereupon the department shall immediately begin a child protective investigation in accordance with the provisions of this chapter and shall make every reasonable effort to immediately notify the parents, caregiver, or legal custodian that such child has been detained. If the department determines, according to the criteria set forth in this chapter, that the child should be detained longer than 24 hours, it shall petition the court as quickly as possible and not to exceed 24 hours, for an order authorizing such custody in the same manner as if the child were placed in a shelter. The department shall attempt to avoid the placement of a child in an institution whenever possible.

Rep. Lynn moved the adoption of the amendment.

Representative(s) Wise offered the following:

**Amendment 1 to Amendment 20**—On page 1, line 20, of the amendment

after "may" insert:

, after receiving oral or written authorization from a court of competent jurisdiction.

Rep. Wise moved the adoption of the amendment to the amendment.

Further consideration of **CS/HB 3883**, with pending amendments, was temporarily postponed under Rule 147.

REPRESENTATIVE CRADY IN THE CHAIR

**HB 4143**—A bill to be entitled An act relating to emergency telephone number "911" services; amending s. 365.171, F.S.; providing for indemnification and limitation of liability for wireless telecommunications service providers that provide 911 service; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—112

The Chair	Crist	Jones	Ritchie
Albright	Crow	Kelly	Ritter
Alexander	Culp	King	Rojas
Andrews	Dawson-White	Kosmas	Safley
Argenziano	Dennis	Lacasa	Sanderson
Arnall	Diaz de la Portilla	Lawson	Saunders
Arnold	Dockery	Littlefield	Sembler
Bainter	Edwards	Livingston	Silver
Ball	Effman	Logan	Sindler
Betancourt	Eggelletion	Lynn	Smith
Bitner	Fasano	Mackenzie	Spratt
Bloom	Feeney	Mackey	Stabins
Boyd	Fischer	Maygarden	Stafford
Bradley	Flanagan	Meek	Starks
Brennan	Frankel	Melvin	Sublette
Bronson	Fuller	Merchant	Tamargo
Brooks	Futch	Miller	Thrasher
Brown	Garcia	Minton	Tobin
Bullard	Gay	Morrone	Trovillion
Burroughs	Goode	Murman	Turnbull
Bush	Gottlieb	Ogles	Valdes
Byrd	Greene	Peaden	Villalobos
Carlton	Hafner	Posey	Wallace
Casey	Harrington	Prewitt, D.	Wasserman Schultz
Chestnut	Healey	Pruitt, K.	Westbrook
Clemons	Heyman	Putnam	Wiles
Constantine	Hill	Rayson	Wise
Cosgrove	Horan	Reddick	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**CS/HB 3495**—A bill to be entitled An act relating to guidelines for fair treatment of victims and witnesses in the justice system; amending s. 960.001, F.S.; allowing specified state agencies to participate in crime prevention and educational activities; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Culp	Kosmas	Safley
Albright	Dawson-White	Lacasa	Sanderson
Alexander	Dennis	Lawson	Saunders
Andrews	Diaz de la Portilla	Littlefield	Sembler
Argenziano	Dockery	Livingston	Silver
Arnall	Edwards	Logan	Sindler
Arnold	Effman	Lynn	Smith
Bainter	Eggelletion	Mackenzie	Spratt
Ball	Fasano	Mackey	Stabins
Betancourt	Feeney	Maygarden	Stafford
Bitner	Fischer	Meek	Starks
Bloom	Flanagan	Melvin	Sublette
Boyd	Frankel	Merchant	Tamargo
Bradley	Fuller	Miller	Thrasher
Brennan	Futch	Minton	Tobin
Bronson	Garcia	Morrone	Trovillion
Brooks	Gay	Morse	Turnbull
Brown	Goode	Murman	Valdes
Bullard	Gottlieb	Ogles	Villalobos
Burroughs	Greene	Peaden	Wallace
Bush	Hafner	Posey	Warner
Byrd	Harrington	Prewitt, D.	Wasserman Schultz
Carlton	Healey	Pruitt, K.	Westbrook
Casey	Heyman	Putnam	Wiles
Chestnut	Hill	Rayson	Wise
Constantine	Horan	Reddick	Ziebarth
Cosgrove	Jones	Ritchie	
Crist	Kelly	Ritter	
Crow	King	Rojas	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**HB 4311**—A bill to be entitled An act relating to debtors and creditors; amending s. 222.21, F.S.; providing an exemption from legal process; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Arnold	Boyd	Bullard
Albright	Bainter	Bradley	Burroughs
Alexander	Ball	Brennan	Bush
Andrews	Betancourt	Bronson	Byrd
Argenziano	Bitner	Brooks	Carlton
Arnall	Bloom	Brown	Casey

Chestnut	Gottlieb	Merchant	Smith
Clemons	Greene	Miller	Spratt
Constantine	Hafner	Minton	Stabins
Cosgrove	Harrington	Morrone	Stafford
Crist	Healey	Morse	Starks
Crow	Heyman	Murman	Sublette
Culp	Hill	Ogles	Tamargo
Dawson-White	Horan	Peaden	Thrasher
Dennis	Jones	Posey	Tobin
Diaz de la Portilla	Kelly	Prewitt, D.	Trovillion
Dockery	King	Pruitt, K.	Turnbull
Edwards	Kosmas	Putnam	Valdes
Effman	Lacasa	Rayson	Villalobos
Eggelletion	Lawson	Reddick	Wallace
Fasano	Littlefield	Ritchie	Warner
Feeney	Livingston	Ritter	Wasserman Schultz
Fischer	Logan	Rojas	Westbrook
Flanagan	Lynn	Safley	Wiles
Fuller	Mackenzie	Sanderson	Wise
Futch	Mackey	Saunders	Ziebarth
Garcia	Maygarden	Sembler	
Gay	Meek	Silver	
Goode	Melvin	Sindler	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**CS/HB 3709**—A bill to be entitled An act relating to voyeurism; creating s. 810.14, F.S., relating to the offense of voyeurism; prohibiting a person, with lewd, lascivious, or indecent intent, from secretly observing, photographing, filming, videotaping, or recording another person located in a dwelling, structure, or conveyance providing a reasonable expectation of privacy; providing for conviction and sentencing of the offense separately from other offenses; providing penalties; providing third degree felony penalties upon conviction of a second or subsequent offense of voyeurism; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—111

The Chair	Casey	Goode	Meek
Albright	Chestnut	Gottlieb	Melvin
Alexander	Clemons	Greene	Merchant
Andrews	Constantine	Hafner	Miller
Argenziano	Cosgrove	Harrington	Minton
Arnall	Crist	Healey	Morrone
Arnold	Crow	Heyman	Morse
Ball	Culp	Hill	Murman
Betancourt	Dawson-White	Horan	Ogles
Bitner	Dennis	Jones	Peaden
Bloom	Diaz de la Portilla	Kelly	Posey
Boyd	Dockery	King	Prewitt, D.
Bradley	Edwards	Kosmas	Pruitt, K.
Brennan	Effman	Lacasa	Putnam
Bronson	Eggelletion	Lawson	Rayson
Brooks	Fasano	Littlefield	Reddick
Brown	Feeney	Livingston	Ritchie
Bullard	Fischer	Logan	Ritter
Burroughs	Flanagan	Lynn	Rojas
Bush	Fuller	Mackenzie	Safley
Byrd	Futch	Mackey	Sanderson
Carlton	Gay	Maygarden	Saunders

Sembler	Stafford	Trovillion	Wasserman Schultz
Silver	Starks	Turnbull	Westbrook
Sindler	Sublette	Valdes	Wiles
Smith	Tamargo	Villalobos	Wise
Spratt	Thrasher	Wallace	Ziebarth
Stabins	Tobin	Warner	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Bainter, Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate.

**CS for SB 1070** was temporarily postponed under Rule 147 and the third reading nullified.

**CS/HB 3257**—A bill to be entitled An act relating to liabilities for driving offenses; amending s. 316.193, F.S., relating to the offense of driving under the influence and penalties; providing third degree felony penalties for a third or subsequent conviction for driving under the influence; conforming provisions with respect to fine amounts and prison terms; removing surplusage to improve clarity and facilitate correct interpretation; reenacting s. 318.143(1), (4), and (5), F.S., relating to sanctions for infractions by minors, s. 318.17(3) and (8), F.S., relating to excepted offenses, s. 322.03(2), F.S., relating to driver's license requirement and penalties for violation of requirement, s. 322.0602(2)(a), F.S., relating to Youthful Drunk Driver Visitation Program, s. 322.12(2), F.S., relating to examination of driver's license applicants, s. 322.25(5), F.S., relating to forwarding of surrendered licenses and reporting of certain convictions, s. 322.2615(1), (2), (7), (8)(b), (10)(b), and (14), F.S., relating to suspension of license and right to review, s. 322.2616(1)(a), (15), and (18), F.S., relating to suspension of license of person under 21 years of age and right to review, s. 322.264(1)(b), F.S., relating to definition of "habitual traffic offender," s. 322.271(2)(a) and (c) and (4), F.S., relating to authority to modify revocation, cancellation, or suspension order, s. 322.282(2)(a), F.S., relating to procedure when court revokes or suspends license or driving privilege and orders reinstatement, s. 322.291, F.S., relating to driver improvement school course requirements for certain violators, s. 322.44, F.S., relating to Driver License Compact, s. 322.62(3), F.S., relating to driving-under-the-influence violations by commercial motor vehicle operators, s. 322.63(2)(d) and (6), F.S., relating to alcohol or drug testing of commercial motor vehicle operators, s. 322.64(1), (2), (7)(a), (8)(b), (14), and (15), F.S., relating to driving with unlawful blood-alcohol level and refusal to submit to breath, urine, or blood test by holder of commercial driver's license, s. 327.35(6), F.S., relating to boating-under-the-influence offenses and penalties, s. 397.405(10), F.S., relating to certain licensure exemptions, s. 440.09(7)(b), F.S., relating to worker's compensation coverage, s. 493.6101(1)(d), F.S., relating to certain license requirements, s. 627.758(4), F.S., relating to conditions and limit for surety on auto club traffic arrest bond and bail bond; s. 790.06(2)(f) and (10)(f), F.S., relating to license to carry concealed weapon or firearm, s. 903.36(2), F.S., relating to guaranteed arrest bond certificates as cash bail, s. 921.0022(3), (g), (h), and (i), F.S., relating to the Criminal Punishment Code offense severity ranking chart, s. 938.07, F.S., relating to court costs for the offense of driving under the influence, s. 938.21, F.S., relating to alcohol and drug abuse programs, s. 938.23(1), F.S., relating to assistance grants for alcohol and other drug abuse programs, and s. 960.03(3)(b), F.S., relating to certain definitions with respect to crimes compensation, to incorporate said amendment in references; amending s. 921.0022, F.S.; conforming provisions in the Criminal Punishment Code offense severity ranking chart; amending s. 318.1451, F.S.; revising language with respect to driver improvement schools; providing for the distribution of certain pamphlets; providing an effective date.

—was read the third time by title.

Representative(s) Albright and Arnall offered the following:

**Amendment 5 (with directory language amendment)**—On page 55, line 26,

insert before the period: *and driving instruction*

And the directory language is amended as follows:

On page 55, line 16,  
remove: all of said line

and insert in lieu thereof:

Section 1. Effective January 1, 1999, subsection (6) is added to section

Rep. Arnall moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS/HB 3257. The vote was:

Yeas—112

The Chair	Crist	Kelly	Ritchie
Albright	Crow	King	Ritter
Alexander	Culp	Kosmas	Rojas
Andrews	Dawson-White	Lacasa	Safley
Argenziano	Dennis	Lawson	Sanderson
Arnall	Diaz de la Portilla	Littlefield	Saunders
Arnold	Dockery	Livingston	Sembler
Bainter	Edwards	Logan	Silver
Ball	Effman	Lynn	Sindler
Betancourt	Eggelletion	Mackenzie	Smith
Bitner	Fasano	Mackey	Spratt
Bloom	Feeney	Maygarden	Stabins
Boyd	Fischer	Meek	Stafford
Bradley	Flanagan	Melvin	Sublette
Brennan	Fuller	Merchant	Tamargo
Bronson	Futch	Miller	Thrasher
Brooks	Garcia	Minton	Tobin
Brown	Gay	Morrioni	Trovillion
Bullard	Goode	Morse	Turnbull
Burroughs	Gottlieb	Murman	Valdes
Bush	Greene	Ogles	Villalobos
Byrd	Hafner	Peaden	Wallace
Carlton	Harrington	Posey	Warner
Casey	Healey	Prewitt, D.	Wasserman Schultz
Chestnut	Heyman	Pruitt, K.	Westbrook
Clemons	Hill	Putnam	Wiles
Constantine	Horan	Rayson	Wise
Cosgrove	Jones	Reddick	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

#### THE SPEAKER IN THE CHAIR

**CS/HB 3883**—A bill to be entitled An act relating to protection of children; reorganizing and revising ch. 39, F.S.; providing for pt. I of said chapter, entitled “General Provisions”; amending ss. 39.001, 39.002, and 415.501, F.S.; revising purposes and intent; providing for personnel standards and screening and for drug testing; amending s. 39.01, F.S.; revising definitions; renumbering and amending s. 39.455, F.S., relating to immunity from liability for agents of the Department of Children and Family Services or a social service agency; amending s. 39.012, F.S., and creating s. 39.0121, F.S.; providing authority and requirements for

department rules; renumbering and amending s. 39.40, F.S., relating to procedures and jurisdiction; providing for right to counsel; renumbering s. 39.4057, F.S., relating to permanent mailing address designation; renumbering and amending s. 39.411, F.S., relating to oaths, records, and confidential information; renumbering s. 39.414, F.S., relating to court and witness fees; renumbering and amending ss. 39.415 and 39.474, F.S., relating to compensation of appointed counsel; renumbering and amending s. 39.418, F.S., relating to the Operations and Maintenance Trust Fund; renumbering and amending s. 415.5015, F.S., relating to child abuse prevention training in the district school system; providing for pt. II of ch. 39, F.S., entitled “Reporting Child Abuse”; renumbering and amending s. 415.504, F.S., relating to mandatory reports of child abuse, abandonment, or neglect; renumbering and amending s. 415.511, F.S., relating to immunity from liability in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.512, F.S., relating to abrogation of privileged communications in cases of child abuse, abandonment, or neglect; renumbering and amending s. 415.513, F.S.; providing penalties relating to reporting of child abuse, abandonment, or neglect; deleting the requirement for the Department of Children and Family Services to provide information to the state attorney; providing for the Department of Children and Family Services to report annually to the Legislature the number of reports referred to law enforcement agencies; providing for investigation by local law enforcement agencies of possible false reports; providing for law enforcement agencies to refer certain reports to the state attorney for prosecution; providing for law enforcement entities to handle certain reports of abuse or neglect during the pendency of such an investigation; providing procedures; specifying the penalty for knowingly and willfully making, or advising another to make, a false report; providing for state attorneys to report annually to the Legislature the number of complaints that have resulted in informations or indictments and the disposition of those complaints; renumbering and amending s. 415.5131, F.S., increasing an administrative fine for false reporting; providing for pt. III of ch. 39, F.S., entitled “Protective Investigations”; creating s. 39.301, F.S.; providing for child protective investigations; creating s. 39.302, F.S.; providing for protective investigations of institutional child abuse, abandonment, or neglect; renumbering and amending s. 415.5055, F.S., relating to child protection teams and services and eligible cases; creating s. 39.3035, F.S.; providing standards for child advocacy centers eligible for state funding; renumbering and amending s. 415.507, F.S., relating to photographs, medical examinations, X rays, and medical treatment of an abused, abandoned, or neglected child; renumbering and amending s. 415.5095, F.S., relating to a model plan for intervention and treatment in sexual abuse cases; creating s. 39.306, F.S.; providing for working agreements with local law enforcement to perform criminal investigations; renumbering and amending s. 415.50171, F.S., relating to reports of child-on-child sexual abuse; providing for pt. IV of ch. 39, F.S., entitled “Family Builders Program”; renumbering and amending s. 415.515, F.S., relating to establishment of the program; renumbering and amending s. 415.516, F.S., relating to goals of the program; renumbering and amending s. 415.517, F.S., relating to contracts for services; renumbering and amending s. 415.518, F.S., relating to family eligibility; renumbering s. 415.519, F.S., relating to delivery of services; renumbering and amending s. 415.520, F.S., relating to qualifications of program workers; renumbering s. 415.521, F.S., relating to outcome evaluation; renumbering and amending s. 415.522, F.S., relating to funding; providing for pt. V of ch. 39, F.S., entitled “Taking Children into Custody and Shelter Hearings”; creating s. 39.395, F.S.; providing for medical or hospital personnel taking a child into protective custody; amending s. 39.401, F.S.; providing for law enforcement officers or authorized agents of the department taking a child alleged to be dependent into custody; amending s. 39.402, F.S., relating to placement in a shelter; amending s. 39.407, F.S., relating to physical and mental examination and treatment of a child and physical or mental examination of a person requesting custody; renumbering and amending s. 39.4033, F.S., relating to referral of a dependency case to mediation; providing for pt. VI of ch. 39, F.S., entitled “Petition, Arraignment, Adjudication, and Disposition”; renumbering and amending s. 39.404, F.S., relating to petition for dependency; renumbering and amending s. 39.405, F.S., relating to notice, process, and service; renumbering and amending s. 39.4051, F.S., relating to

procedures when the identity or location of the parent, legal custodian, or caregiver is unknown; renumbering and amending s. 39.4055, F.S., relating to injunction pending disposition of a petition for detention or dependency; renumbering and amending s. 39.406, F.S., relating to answers to petitions or other pleadings; renumbering and amending s. 39.408(1), F.S., relating to arraignment hearings; renumbering and amending ss. 39.408(2) and 39.409, F.S., relating to adjudicatory hearings and orders; renumbering and amending ss. 39.408(3) and (4) and 39.41, F.S., relating to disposition hearings and powers of disposition; creating s. 39.5085, F.S.; establishing the Relative Caregiver Program; directing the Department of Children and Family Services to establish and operate the Relative-Caregiver Program; providing financial assistance within available resources to relatives caring for children; providing for financial assistance and support services to relatives caring for children placed with them by the child protection system; providing for rules establishing eligibility guidelines, caregiver benefits, and payment schedule; renumbering and amending s. 39.4105, F.S., relating to grandparents rights; renumbering and amending s. 39.413, F.S., relating to appeals; providing for pt. VII of ch. 39, F.S., entitled "Case Plans"; renumbering and amending ss. 39.4031 and 39.451, F.S., relating to case plan requirements and case planning for children in out-of-home care; renumbering and amending s. 39.452(1)-(4), F.S., relating to case planning for children in out-of-home care when the parents, legal custodians, or caregivers do not participate; renumbering and amending s. 39.452(5), F.S., relating to court approvals of case planning; providing for pt. VIII of ch. 39, F.S., entitled "Judicial Reviews"; renumbering and amending s. 39.453, F.S., relating to judicial review of the status of a child; renumbering and amending s. 39.4531, F.S., relating to citizen review panels; renumbering and amending s. 39.454, F.S., relating to initiation of proceedings for termination of parental rights; renumbering and amending s. 39.456, F.S.; revising exemptions from judicial review; providing for pt. IX of ch. 39, F.S., entitled "Termination of Parental Rights"; renumbering and amending ss. 39.46 and 39.462, F.S., relating to procedures, jurisdiction, and service of process; renumbering and amending ss. 39.461 and 39.4611, F.S., relating to petition for termination of parental rights, and filing and elements thereof; creating s. 39.803, F.S.; providing procedures when the identity or location of the parent is unknown after filing a petition for termination of parental rights; renumbering s. 39.4627, F.S., relating to penalties for false statements of paternity; renumbering and amending s. 39.463, F.S., relating to petitions and pleadings for which no answer is required; renumbering and amending s. 39.464, F.S., relating to grounds for termination of paternal rights; renumbering and amending s. 39.465, F.S., relating to right to counsel and appointment of a guardian ad litem; renumbering and amending s. 39.466, F.S., relating to advisory hearings; renumbering and amending s. 39.467, F.S., relating to adjudicatory hearings; renumbering and amending s. 39.4612, F.S., relating to the manifest best interests of the child; renumbering and amending s. 39.469, F.S., relating to powers of disposition and order of disposition; renumbering and amending s. 39.47, F.S., relating to post disposition relief; creating s. 39.813, F.S.; providing for continuing jurisdiction of the court which terminates parental rights over all matters pertaining to the child's adoption; renumbering s. 39.471, F.S., relating to oaths, records, and confidential information; renumbering and amending s. 39.473, F.S., relating to appeal; creating s. 39.816, F.S.; authorizing certain pilot and demonstration projects contingent on receipt of federal grants or contracts; creating s. 39.817, F.S.; providing for a foster care demonstration pilot project; providing for pt. X of ch. 39, F.S., entitled "Guardians Ad Litem and Guardian Advocates"; creating s. 39.820, F.S.; providing definitions; renumbering s. 415.5077, F.S., relating to qualifications of guardians ad litem; renumbering and amending s. 415.508, F.S., relating to appointment of a guardian ad litem for an abused, abandoned, or neglected child; renumbering and amending s. 415.5082, F.S., relating to guardian advocates for drug dependent newborns; renumbering and amending s. 415.5083, F.S., relating to procedures and jurisdiction; renumbering s. 415.5084, F.S., relating to petition for appointment of a guardian advocate; renumbering s. 415.5085, F.S., relating to process and service; renumbering and amending s. 415.5086, F.S., relating to hearing for appointment of a guardian advocate; renumbering and amending s. 415.5087, F.S., relating to grounds for appointment of a guardian advocate;

renumbering s. 415.5088, F.S., relating to powers and duties of the guardian advocate; renumbering and amending s. 415.5089, F.S., relating to review and removal of a guardian advocate; providing for pt. XI of ch. 39, F.S., entitled "Domestic Violence"; renumbering s. 415.601, F.S., relating to legislative intent regarding treatment and rehabilitation of victims and perpetrators; renumbering and amending s. 415.602, F.S., relating to definitions; renumbering and amending s. 415.603, F.S., relating to duties and functions of the department; renumbering and amending s. 415.604, F.S., relating to an annual report to the Legislature; renumbering and amending s. 415.605, F.S., relating to domestic violence centers; renumbering s. 415.606, F.S., relating to referral to such centers and notice of rights; renumbering s. 415.608, F.S., relating to confidentiality of information received by the department or a center; amending ss. 20.43, 61.13, 61.401, 61.402, 63.052, 63.092, 90.5036, 154.067, 216.136, 232.50, 318.21, 384.29, 392.65, 393.063, 395.1023, 400.4174, 400.556, 402.165, 402.166, 409.1672, 409.176, 409.2554, 409.912, 409.9126, 414.065, 447.401, 464.018, 490.014, 491.014, 741.30, 744.309, 784.075, 933.18, 944.401, 944.705, 984.03, 984.10, 984.15, 984.24, 985.03, and 985.303, F.S.; correcting cross references; conforming related provisions and references; amending s. 20.19, F.S.; providing for certification programs for family safety and preservation employees of the department; providing for rules; amending ss. 213.053 and 409.2577, F.S.; authorizing disclosure of certain confidential taxpayer and parent locator information for diligent search activities under ch. 39, F.S.; creating s. 435.045, F.S.; providing background screening requirements for prospective foster or adoptive parents; amending s. 943.045, F.S.; providing that the Department of Children and Family Services is a "criminal justice agency" for purposes of the criminal justice information system; providing an appropriation; repealing s. 39.0195, F.S., relating to sheltering unmarried minors and aiding unmarried runaways; repealing s. 39.0196, F.S., relating to children locked out of the home; repealing ss. 39.39, 39.449, and 39.459, F.S., relating to definition of "department"; repealing s. 39.403, F.S., relating to protective investigation; repealing s. 39.4032, F.S., relating to multidisciplinary case staffing; repealing s. 39.4052, F.S., relating to affirmative duty of written notice to adult relatives; repealing s. 39.4053, F.S., relating to diligent search after taking a child into custody; repealing s. 39.45, F.S., relating to legislative intent regarding foster care; repealing s. 39.457, F.S., relating to a pilot program in Leon County to provide additional benefits to children in foster care; repealing s. 39.4625, F.S., relating to identity or location of parent unknown after filing of petition for termination of parental rights; repealing s. 39.472, F.S., relating to court and witness fees; repealing s. 39.475, F.S., relating to rights of grandparents; repealing ss. 415.5016, 415.50165, 415.5017, 415.50175, 415.5018, 415.50185, and 415.5019, F.S., relating to purpose and legislative intent, definitions, procedures, confidentiality of records, district authority and responsibilities, outcome evaluation, and rules for the family services response system; repealing s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused or neglected children; repealing s. 415.503, F.S., relating to definitions; repealing s. 415.505, F.S., relating to child protective investigations and investigations of institutional child abuse or neglect; repealing s. 415.506, F.S., relating to taking a child into protective custody; repealing s. 415.5075, F.S., relating to rules for medical screening and treatment of children; repealing s. 415.509, F.S., relating to public agencies' responsibilities for prevention, identification, and treatment of child abuse and neglect; repealing s. 415.514, F.S., relating to rules for protective services; providing effective dates.

—was taken up, having been read the third time, and amended, earlier today; now pending on motion by Rep. Wise to adopt Amendment 1 to Amendment 20.

The question recurred on the adoption of **Amendment 1 to Amendment 20**, which was withdrawn.

The question recurred on the adoption of **Amendment 20**, which failed to receive the necessary two-thirds vote for adoption. The vote was:

Yeas—50

Argenziano	Culp	Heyman	Ritchie
Betancourt	Dawson-White	Horan	Ritter
Bloom	Diaz de la Portilla	Kosmas	Sanderson
Boyd	Dockery	Lawson	Saunders
Brennan	Edwards	Livingston	Silver
Brown	Effman	Logan	Stafford
Bullard	Eggelletion	Lynn	Tobin
Bush	Fischer	Mackenzie	Trovillion
Casey	Frankel	Meek	Turnbull
Chestnut	Gottlieb	Miller	Wasserman Schultz
Clemons	Greene	Prewitt, D.	Wiles
Cosgrove	Hafner	Rayson	
Crow	Healey	Reddick	

Nays—61

The Chair	Crady	Maygarden	Spratt
Albright	Crist	Melvin	Stabins
Alexander	Dennis	Merchant	Starks
Andrews	Feeney	Minton	Sublette
Arnall	Flanagan	Morrioni	Tamargo
Arnold	Fuller	Morse	Thrasher
Bainter	Futch	Murman	Valdes
Ball	Garcia	Ogles	Villalobos
Bitner	Gay	Peaden	Wallace
Bradley	Goode	Posey	Warner
Bronson	Harrington	Pruitt, K.	Westbrook
Brooks	Hill	Putnam	Wise
Burroughs	Jones	Safley	Ziebarth
Byrd	Kelly	Sembler	
Carlton	Lacasa	Sindler	
Constantine	Littlefield	Smith	

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Fasano

Representative(s) Lynn offered the following:

**Amendment 21**—On page 104, line 4, through page 106, line 31, remove from the bill: all of said lines,

and insert in lieu thereof: 39.401 Taking a child alleged to be dependent into custody; law enforcement officers and authorized agents of the department.--

(1) A child may only be taken into custody:

(a) Pursuant to the provisions of this part, based upon sworn testimony, either before or after a petition is filed; or:

(b) By a law enforcement officer, or an authorized agent of the department, if the officer or *authorized* agent has probable cause to support a finding or reasonable grounds for removal and that removal is necessary to protect the child. Reasonable grounds for removal are as follows:

1. That the child has been abused, neglected, or abandoned, or is suffering from or is in imminent danger of illness or injury as a result of abuse, neglect, or abandonment;

2. That the *parent, legal custodian, caregiver, or responsible adult relative* ~~custodian~~ of the child has materially violated a condition of placement imposed by the court; or

3. That the child has no parent, legal custodian, *caregiver*, or responsible adult relative immediately known and available to provide supervision and care.

(2) If the *law enforcement officer* takes ~~person taking~~ the child into custody is ~~not an authorized agent of the department~~, that ~~officer~~ ~~person~~ shall:

(a) Release the child to:

1. The parent, *caregiver*, or ~~guardian~~, legal custodian of the child;:
2. A responsible adult approved by the court when limited to temporary emergency situations;:
3. A responsible adult relative who shall be given priority consideration over a nonrelative placement *when this is in the best interests of the child*;:
4. A responsible adult approved by the department; ~~within 3 days following such release, the person taking the child into custody shall make a full written report to the department for cases involving allegations of abandonment, abuse, or neglect or other dependency cases, or~~

(b) Deliver the child to an authorized agent of the department, stating the facts by reason of which the child was taken into custody and sufficient information to establish probable cause that the child is abandoned, abused, or neglected, or otherwise dependent ~~and make a full written report to the department within 3 days.~~

*For cases involving allegations of abandonment, abuse, or neglect, or other dependency cases, within 3 days after such release or within 3 days after delivering the child to an authorized agent of the department, the law enforcement officer who took the child into custody shall make a full written report to the department.*

(3) If the child is taken into custody by, or is delivered to, an authorized agent of the department, the authorized agent shall review the facts supporting the removal with an *attorney representing the department legal staff* ~~prior to the emergency shelter hearing~~. The purpose of this review shall be to determine whether probable cause exists for the filing of a ~~an emergency shelter petition pursuant to s. 39.402(1)~~. If the facts are not sufficient to support the filing of a *shelter* petition, the child shall immediately be returned to the custody of the parent, *caregiver*, or legal custodian. If the facts are sufficient to support the filing of the *shelter* hearing ~~the attorney representing the Department of Children and Family Services shall request pursuant to s. 39.402(1)~~, such hearing to be held *as quickly as possible and not to exceed within* 24 hours after the removal of the child. While awaiting the ~~emergency~~ shelter hearing, the authorized agent of the department may place the child in licensed shelter care or may release the child to a parent, ~~guardian~~, legal custodian, *caregiver*, or responsible adult relative who shall be given priority consideration over a ~~licensed nonrelative~~ placement, or responsible adult approved by the department *when this is in the best interests of the child*. Any placement of a child which is not in a licensed shelter must be preceded by a local and state criminal records check, as well as a search of the department's automated abuse information system, on all members of the household, to assess the child's safety within the home. In addition, the department may authorize placement of a housekeeper/homemaker in the home of a child alleged to be dependent until the parent or legal custodian assumes care of the child.

Rep. Lynn moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Lynn offered the following:

**Amendment 22**—On page 103, lines 4 through 29, remove from the bill: all of said lines,

and insert in lieu thereof: 39.395 *Detaining a child; medical or hospital personnel.-- Any person in charge of a hospital or similar institution, or any physician or licensed health care professional treating a child may detain that child without the consent of the parents, caregiver, or legal custodian, whether or not additional medical treatment is required, if the circumstances are such, or if the condition of the child is such that returning the child to the care or custody of the parents, caregiver, or legal custodian presents an imminent danger to the child's life or physical or mental health. Any such person detaining a child shall immediately notify the department, whereupon the department shall immediately begin a child protective investigation in accordance with the*

provisions of this chapter and shall make every reasonable effort to immediately notify the parents, caregiver, or legal custodian that such child has been detained. If the department determines, according to the criteria set forth in this chapter, that the child should be detained longer than 24 hours, it shall petition the court through the attorney representing the Department of Children and Family Services as quickly as possible and not to exceed 24 hours, for an order authorizing such custody in the same manner as if the child were placed in a shelter. The department shall attempt to avoid the placement of a child in an institution whenever possible.

Rep. Lynn moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS/HB 3883. The vote was:

Yeas—93

The Chair	Craday	Lacasa	Saunders
Albright	Crist	Lawson	Sembler
Alexander	Crow	Littlefield	Sindler
Andrews	Culp	Livingston	Smith
Argenziano	Dawson-White	Logan	Spratt
Arnall	Dennis	Lynn	Stabins
Arnold	Diaz de la Portilla	Maygarden	Stafford
Bainter	Dockery	Meek	Starks
Ball	Fasano	Melvin	Sublette
Betancourt	Feeney	Merchant	Tamargo
Bitner	Fischer	Minton	Thrasher
Bloom	Flanagan	Morrone	Tobin
Boyd	Fuller	Morse	Trovillion
Bradley	Futch	Murman	Turnbull
Bronson	Garcia	Ogles	Valdes
Brooks	Gay	Peaden	Villalobos
Bullard	Goode	Posey	Wallace
Burroughs	Harrington	Prewitt, D.	Westbrook
Bush	Heyman	Pruitt, K.	Wiles
Byrd	Hill	Putnam	Wise
Carlton	Jones	Rayson	Ziebarth
Casey	Kelly	Rojas	
Constantine	King	Safley	
Cosgrove	Kosmas	Sanderson	

Nays—19

Brennan	Eggelletion	Healey	Ritchie
Brown	Frankel	Horan	Ritter
Clemons	Gottlieb	Mackenzie	Silver
Edwards	Greene	Miller	Wasserman Schultz
Effman	Hafner	Reddick	

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Chestnut, Rodriguez-Chomat  
 Nays to Yeas—Edwards, Effman, Eggelletion, Frankel, Gottlieb, Hafner, Ritter, Wasserman Schultz

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**CS for SB 1070**—A bill to be entitled An act relating to medical malpractice insurance; amending s. 766.301, F.S.; clarifying legislative intent; amending s. 766.304, F.S.; providing exclusive jurisdiction of administrative law judges in claims filed under ss. 766.301-766.316, F.S.; providing a limitation on bringing a civil action under certain circumstances; amending s. 766.315, F.S.; authorizing the association to invest plan funds only in investments and securities described in s. 215.47, F.S.; amending s. 766.316, F.S.; providing hospitals and physicians with alternative means of providing notices to obstetrical patients relating to the no-fault alternative for birth-related neurological injuries; prescribing conditions; providing for applicability

of amendments; requiring the Auditor General to conduct a study of the effects of expanding eligibility for compensation under the plan; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—111

The Chair	Crist	King	Ritter
Albright	Crow	Kosmas	Rojas
Alexander	Culp	Lacasa	Safley
Andrews	Dawson-White	Lawson	Sanderson
Argenziano	Dennis	Littlefield	Saunders
Arnall	Diaz de la Portilla	Livingston	Sembler
Arnold	Dockery	Logan	Silver
Bainter	Effman	Lynn	Sindler
Ball	Eggelletion	Mackenzie	Smith
Betancourt	Fasano	Mackey	Spratt
Bitner	Feeney	Maygarden	Stabins
Bloom	Fischer	Meek	Stafford
Boyd	Flanagan	Melvin	Starks
Bradley	Frankel	Merchant	Tamargo
Brennan	Fuller	Miller	Thrasher
Bronson	Futch	Minton	Tobin
Brooks	Garcia	Morrone	Trovillion
Brown	Gay	Morse	Turnbull
Bullard	Goode	Murman	Valdes
Burroughs	Gottlieb	Ogles	Villalobos
Bush	Hafner	Peaden	Wallace
Byrd	Harrington	Posey	Warner
Carlton	Healey	Prewitt, D.	Wasserman Schultz
Casey	Heyman	Pruitt, K.	Westbrook
Chestnut	Hill	Putnam	Wiles
Constantine	Horan	Rayson	Wise
Cosgrove	Jones	Reddick	Ziebarth
Craday	Kelly	Ritchie	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Rodriguez-Chomat

So the bill passed and was immediately certified to the Senate.

**Continuation of Governmental Responsibility Council Calendar**

**Bills and Joint Resolutions on Third Reading**

**CS for SB 1458**—A bill to be entitled An act relating to coastal redevelopment; amending s. 163.335, F.S.; providing legislative intent for the scope of activities included in community redevelopment; amending s. 163.340, F.S.; redefining the terms “blighted area,” “community redevelopment,” and “community redevelopment area”; amending s. 163.360, F.S.; requiring additional findings before approval of certain community redevelopment plans; creating s. 163.336, F.S.; providing legislative intent; providing for the geographical location of a pilot project; providing for pilot project administration; providing exemptions to certain coastal construction requirements; providing for the scheduled expiration of these provisions; providing an effective date.

—was taken up, having been read the second time, and amended, earlier today.

Representative(s) Melvin offered the following:

**Amendment 2**—On page 7, line 27, after the word *Inlet*

insert: *and the coastal areas of Florida’s Gulf of Mexico between St. Andrews Bay and Perdido Bay*

Rep. Melvin moved the adoption of the amendment, which failed of adoption.

Rep. Wiles moved to suspend the rules and read **CS for SB 1458** the third time by title, which was not agreed to.

Under Rule 127, the bill was referred to the Engrossing Clerk.

### Continuation of Ceremonial Resolutions Calendar

**HR 9507**—A resolution commending Mr. Tom Joyner for his efforts in making sure that his audience is up-to-date on all breaking news stories as well as other human interest stories.

WHEREAS, Tom Joyner, who is also known as the “Fly Jock” and the “Hardest Working Man in Radio” is the host of The Tom Joyner Morning Show on radio, and

WHEREAS, his live, syndicated national urban morning program treats listeners to an on-air team that reports and comments on the latest news and sports of interest to the audience, and

WHEREAS, Mr. Joyner also peppers his broadcasts with what he calls “Little Known Black History Facts” to educate his listeners on various facets of history which have been ignored in the past, and

WHEREAS, Tom Joyner took his show to Africa, during the same time as President Clinton’s trip to that country and interviewed the President live while in Africa, and

WHEREAS, in addition to many other features and community service programs conducted on his show, Tom Joyner has participated in many voter registration efforts, has broadcast his show from Robben Island where the now South African President Nelson Mandela was jailed for 27 years, and on Thursday mornings he provides an award to a Thursday Morning Mom and on Tuesday provides an award to Real Fathers, Real Men, and

WHEREAS, the Tom Joyner Dollar for Scholars Foundation has been organized to award scholarships throughout the school year to college students as determined by financial need, academic records and circumstances involving the student’s application, and

WHEREAS, Mr. Tom Joyner has won numerous awards for his success in his chosen profession, including being a four-time Billboard Magazine award winner, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby commends Mr. Tom Joyner for his efforts as a radio personality in making sure that his audience is up-to-date on all breaking news and other stories of interest.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mr. Tom Joyner as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Hill, the resolution was adopted.

**HR 9509**—A resolution honoring Edward Vilella.

WHEREAS, Edward Vilella, one of America’s most celebrated dancers, has helped popularize dance both onstage and off through his supreme artistry and professional achievements, and

WHEREAS, born in 1936 in Bayside, New York, Edward Vilella entered the School of American Ballet at the age of ten, and

WHEREAS, he established his leadership position in dance when the New York City Ballet promoted him to first soloist in 1958 and to principal dancer in 1960, and

WHEREAS, during the Ballet’s golden age, Vilella worked with three of the 20th century’s artistic geniuses, George Balanchine, Jerome Robbins, and Igor Stravinsky, and

WHEREAS, Edward Vilella had the distinction of being the first American male dancer to perform with the Royal Danish Ballet, and the only American ever asked to perform an encore at the Bolshoi Theater in Moscow, and

WHEREAS, Vilella danced for President Kennedy’s inauguration and also performed for Presidents Johnson, Nixon, and Ford, and

WHEREAS, among Edward Vilella’s many honors are the 38th annual Capezio Dance Award, an Emmy Award for his television production of “Harlequin,” and the National Society of Arts & Letters Award for Lifetime Achievement, and

WHEREAS, since 1985, he has been the Artistic Director of the Miami City Ballet, helping the company reach worldwide acclaim in little more than a decade, and

WHEREAS, in 1997, this success was marked by his induction into the Florida Artists Hall of Fame, the state’s most prestigious cultural honor, and

WHEREAS, Edward Vilella is recognized nationally and internationally for his contributions to the field of classical dance and arts-in-education, and

WHEREAS, he serves on the Board of the School of American Ballet and is Heritage Chairman of Arts and Cultural Criticism at George Mason University in Virginia, and

WHEREAS, previously he was chairman of the New York City’s Commission for Cultural Affairs, served on the National Endowment of the Arts dance panels, the National Council on the Arts, and the Wolf Trap Foundation Board, and

WHEREAS, on September 29, 1997, President Clinton presented Edward Vilella with a 1997 Medal of Arts, and

WHEREAS, established in 1984, the Medal of Arts honors individuals and organizations “who in the President’s judgment are deserving of special recognition by reason of their outstanding contributions to the excellence, growth, support, and availability of the arts in the United States,” and

WHEREAS, Vilella returned to the White House on December 7, 1997, as a recipient of a 1997 Kennedy Center Honor, being recognized for his lifetime contribution to American culture through the performing arts, and

WHEREAS, in receiving these awards, Edward Vilella became only the sixth artist to receive both the Kennedy Center and the Medal of Arts honors in the same year, and

WHEREAS, an athlete and a poet, as well as an extraordinarily persuasive performer and teacher, Edward Vilella is, after having the most spectacular career of any American male dancer, exerting perhaps his strongest influence by shaping the future of American dance as Artistic Director of the Miami City Ballet, and

WHEREAS, the State of Florida, as the adopted state of Edward Vilella, feels a great sense of pride and gratitude for the contributions Edward Vilella has made to the world of dance and the arts, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby honors Edward Vilella, American artist.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Edward Vilella as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Bloom, the resolution was adopted.

**HR 9511**—A resolution commending Chief Apostle Bishop Moses Baker for his many years of service as the Presiding Prelate of the Holy Churches of the Living God, Inc.

WHEREAS, this year marks the 80th anniversary of the founding of the Holy Churches of the Living God, Inc., which maintains its current headquarters in Jacksonville, Florida, and

WHEREAS, the Holy Churches of the Living God, Inc., is one of the first Sabbath-keeping churches in the United States, and

WHEREAS, Bishop Moses Baker joined his wife, who later became the First Lady-Elect, Lucille Dobson Baker, as a member of the Holy Church of The Living God, Inc., in Jacksonville during the early 1940's under the then-Pastor Mother Daisy Larkins and served faithfully under the leadership of Mother Larkins and was later ordained an Elder in the church, and

WHEREAS, Bishop Moses Baker was appointed Pastor in 1945, and

WHEREAS, the church had several locations; namely, Blanch & Union Streets, 27th & Stuart Street, 1575 W. 6th Street, before settling into its existing location at 1598 West 14th Street in Jacksonville, and the first service was held in the new church April 25, 1949, and the church was later to become the National Headquarters of the Holy Churches of The Living God, Inc., and

WHEREAS, Bishop Baker was ordained to the Bishopric August 28, 1949, during the Annual Holy Convocation held in New York City by Chief Apostle and Presiding Prelate Bishop Alaska Augusta Smith, and upon the death of Bishop Smith following the Annual Holy Convocation of 1949, Bishop Moses Baker was appointed by the board as his successor at the next Annual Holy Convocation held August 20-27, 1950, in Jacksonville, Florida, and

WHEREAS, as Presiding Prelate of the Holy Churches of the Living God, Inc., Chief Apostle Bishop Moses Baker has guided the church through many changes in over four decades of spiritual service, and

WHEREAS, it is fitting and appropriate that the House of Representatives of the State of Florida commend Chief Apostle Bishop Moses Baker for his many years of service as the Presiding Prelate of the Holy Churches of the Living God, Inc., NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby commends Chief Apostle Bishop Moses Baker for his many years of service as the Presiding Prelate of the Holy Churches of the Living God, Inc., and wishes him continued health and good fortune in all his future endeavors.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Chief Apostle Bishop Moses Baker as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Dennis, the resolution was adopted.

**HR 9513**—A resolution paying tribute to the memory of John Edward “Zeke” Bagley.

WHEREAS, John Edward “Zeke” Bagley, born in Cottdale on September 25, 1923, the son of George E. and Margaret Jarvis Bagley, demonstrated leadership ability and a winning spirit early in life, and

WHEREAS, an excellent student, John Bagley was salutatorian of his graduating high school class, where he was president of the student body and a member of the Beta Club and the 4-H Club, and

WHEREAS, entering the University of Florida on a full academic scholarship, John Bagley left the university shortly after the bombing of Pearl Harbor to volunteer as an aviation cadet in what was then the United States Army Air Corps, completing preflight training at Maxwell Training Center in Montgomery, Alabama, and finishing flight training as a navigator at the top of his class at Selman Field in Monroe, Louisiana, and

WHEREAS, after serving a short stint in the Mediterranean Theater, John Bagley was transferred to England on special assignment for missions support to the Normandy invasion, from where, on June 7,

1944, he embarked on an exceedingly dangerous mission to deliver vital ammunition to allied troops who had advanced from the beach and were engaged in heavy combat, and

WHEREAS, before the crew could complete its mission, the C-47 aircraft was hit by enemy fire, and John Edward Bagley lost his life that day in the service of his country, and

WHEREAS, although over 50 years have passed, those who knew “Zeke” Bagley still remember him as a bright, gifted, well-liked young man with a promising future before him, who gave his all for the nation he served so willingly and so well, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to pay tribute to the memory of a remarkable young man and to express its gratitude for the ultimate sacrifice made by John Edward “Zeke” Bagley on behalf of his country.

—was read the second time by title. On motion by Rep. Westbrook, the resolution was adopted.

**HR 9515**—A resolution recognizing the 150th anniversary of The Irish Famine.

WHEREAS, a historic man-made tragedy occurred in Ireland 153 years ago, the year of the potato blight, and

WHEREAS, between 1845 and 1850 in “The Great Famine,” also known as “The Irish Holocaust,” more than 1.5 million people died from starvation, fever, cold, and execution for food theft, and

WHEREAS, the potato crop failure was an Act of God, the systematic acts of men through the enforcement of the inhumane Penal Laws, the withholding of education, and the use of a value system which favored pocketbooks over people and thus compounded the tragedy, resulting in the devastating loss of life, and

WHEREAS, British Prime Minister Tony Blair said last year, “That one million people should have died in what was then part of the richest and most powerful nation in the world is something that still causes pain as we reflect on it today,” and

WHEREAS, as Blair also said, “Let us therefore today not only remember those who died but also celebrate the resilience and courage of those Irish men and women who were able to forge another life outside Ireland, and the rich culture and vitality they brought with them. Britain, the United States, and many Commonwealth countries are richer for their presence,” NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives recognizes the 150th anniversary of The Irish Famine.

On motion by Rep. Brennan, the rules were suspended and the resolution was read the second time in full and adopted.

**HR 9517**—A resolution celebrating the 80th anniversary of the Holy Church of the Living God, Inc.

WHEREAS, after his coming into the knowledge of the seventh day Sabbath, Bishop Rufus Abraham Reid Johnson began a ministry known as the “Commandment Keepers Church,” later founded and organized The House of God, Holy Church of the Living God, Pillar and Ground of The Truth, The House of Prayer For All People, Inc., on March 10, 1918, and the church was incorporated in Washington, D.C., on April 4, 1918, and

WHEREAS, the Holy Church of the Living God, Inc., is one of the first Sabbath-keeping churches in the United States, and

WHEREAS, the founder of the church, Bishop Rufus Abraham Reid Johnson, was born on January 1, 1863, the son of slaves, and

WHEREAS, the father of Bishop Johnson was born a slave in New Bern, North Carolina, was owned by the Crawfords and was known as

Bill Crawford, was later sold to a Mr. Johnson of Crawfordville, Georgia, and was known as Bill Johnson until he and his wife were given to Mr. Johnson's daughter, Eliza, upon her marriage to Mr. Ben Reid, at which time the couple became known as the Reids, thus explaining how Bishop Reid acquired his name, Rufus Abraham Reid Johnson, and

WHEREAS, Bishop Johnson presided for 22 years, until his death on August 21, 1940, at the age of 77, and was succeeded by Bishop Alaska Augusta Smith, and

WHEREAS, the national headquarters was moved from Washington, D.C., to New York City where Bishop Smith presided for nine years until his sudden untimely death following the 13th Annual Holy Convocation in 1949, and

WHEREAS, Bishop Smith was succeeded by Bishop Moses Baker of Jacksonville, Florida, who was ordained to the Bishopric August 28, 1949, during the 13th Annual Holy Convocation held in New York City, and was appointed by the board to succeed Bishop Smith as Chief Apostle during the 14th Annual Holy Convocation held August 20-27, 1950, in Jacksonville, Florida, and

WHEREAS, it is fitting and appropriate that the House of Representatives of the State of Florida celebrate the 80th anniversary of the founding of the Holy Church of the Living God, Inc., NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida joins the residents of Jacksonville in commemorating the 80th anniversary of the founding of the Holy Church of the Living God, Inc.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Holy Church of the Living God, Inc., located in Jacksonville, Florida, as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Dennis, the resolution was adopted.

**HR 9519**—A resolution honoring Thomas Paul Corr.

WHEREAS, in the 1960's Thomas Paul Corr pioneered the development of the community of Apollo Beach on approximately 6,000 acres of land located in Hillsborough County, south of Tampa Bay, and

WHEREAS, the State of Florida encourages new community development that emphasizes the establishment and sustainability of civic infrastructure which, in turn, leads to a higher quality of life for families who make Florida their home, and

WHEREAS, today Apollo Beach is a thriving community of approximately 10,000 people, and

WHEREAS, Thomas Paul Corr was the co-managing partner of Frandorson Properties, the company responsible for the master planning and development of the community of Apollo Beach, and

WHEREAS, Thomas Paul Corr was a leader and visionary in community development, and

WHEREAS, Thomas Paul Corr's achievements in the area of community development emphasized a personal investment in promoting forward-thinking, planning, and quality development which led to a higher quality of life, and

WHEREAS, Thomas Paul Corr's commitment to high-quality community development was exemplified by numerous activities and initiatives which include dedicating more than 1,000 acres of wetland and natural habitat for permanent protection as an environmental preserve, leading the completion of one of the first and largest development of regional impact studies in Florida, dedicating land for the establishment of the Apollo Beach Elementary School and Maddux Private School, dedicating land for community parks and recreational areas including the Apollo Beach Park and the Tampa Sailing

Squadron, and dedicating land for, and helping to establish, the Apollo Beach Rescue Squad, and

WHEREAS, Thomas Paul Corr dedicated his life to enhancing and promoting the business, economic, and civic growth and development of South Hillsborough County, and

WHEREAS, this dedication was exemplified by his founding and serving as President of the Apollo Beach Chamber of Commerce and the Ruskin/Apollo Beach Rotary Club, founding and serving as Chairman of the Big Bend Area Group and the South Hillsborough County Economic Development Council, and founding and serving as Chairman of the Board of the South Hillsborough Community Bank, and

WHEREAS, Thomas Paul Corr made Apollo Beach his home for more than 30 years, raising a family of four children and working tirelessly to create a better future for everyone who lives, works, and plays in Apollo Beach and South Hillsborough County, and

WHEREAS, Thomas Paul Corr, a pioneer in Hillsborough County and one of its best known and most widely respected residents passed away on February 7, 1998, and

WHEREAS, it is fitting and appropriate that the House of Representatives honor Thomas Paul Corr for his many contributions to the citizens of Apollo Beach and South Hillsborough County, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives hereby recognizes the many contributions made by Thomas Paul Corr to the betterment of his community and expresses its sorrow on his death.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Florida House of Representatives affixed, be presented to the family of Thomas Paul Corr as a tangible token of the sentiments of the Florida House of Representatives.

—was read the second time by title. On motion by Rep. Feeney, the resolution was adopted.

**HR 9523**—A resolution honoring the life of Thomas Joseph "Tommy" Lawrence.

WHEREAS, Thomas "Tommy" Lawrence was born February 26, 1938, in DeLand, Florida, and graduated from DeLand High School in 1956 and from the University of Florida in 1960 with a bachelor of science degree in agriculture, and

WHEREAS, after college, Tommy Lawrence returned to the family farm where he and his brother bought his family's citrus and fern farming interests and Tommy became president and general manager of Lawrence Farms, and

WHEREAS, Tommy Lawrence served on the Volusia County Farm Bureau's board of directors from 1961 until his death in 1998 and served as treasurer of the Florida Farm Bureau board for 12 years, and

WHEREAS, Tommy Lawrence, who improved the fern growing industry with his vision, was an active member of the Florida Fern Grower's Association, which association he was largely responsible for establishing and promoting and for which he served as president for many years, and

WHEREAS, Tommy Lawrence was a member of Volusia County's Agribusiness Interrelations Committee, was a past president of the Volusia Poultryman's Association, had served as a director of the Volusia County Fair, and

WHEREAS, Tommy Lawrence was twice named Outstanding Young Farmer by the Jaycees and named an Outstanding Young Man by the Jaycees in 1971, and

WHEREAS, Tommy Lawrence was well known and active in many community organizations and was most noted for his promotion of Volusia County's agribusiness industry, being very influential in getting

a number of policies and programs passed to help ensure the success of agriculture in Volusia County, and

WHEREAS, Tommy Lawrence was also known for his kindness and concern for others and his willingness to serve his community, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives recognizes Thomas Joseph "Tommy" Lawrence for his contributions to his family, community, and the agribusiness of Volusia County and the State of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the family of Thomas Joseph "Tommy" Lawrence as a token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Ziebarth, the resolution was adopted.

**HR 9525**—A resolution recognizing April 20, 1998, as Personal Watercraft Education and Safety Day.

WHEREAS, with its hundreds of miles of coastline and its many pristine lakes and water bodies, Florida is a favorite state for thousands who enjoy water sports of all kinds, and

WHEREAS, the Personal Watercraft Industry Association, composed of leading manufacturers of personal watercraft and jet boats, is committed to the promotion of safe and responsible boating and the protection of Florida's environment, and

WHEREAS, the Personal Watercraft Industry Association worked with the Florida Boating Advisory Council in drafting recommendations for reducing personal watercraft accidents and user conflicts on the state's waterways, and its international safety campaign, Ride Smart from the Start, was applauded by the National Association of State Boating Law Administrators, and

WHEREAS, in a partnership with the Florida Marine Patrol, the Bombardier Motor Corporation of America, one of the members of the Personal Watercraft Industry Association, contributed toward the reduction in production costs of Florida's safety course, How to Boat Smart, and members were presented certificates of appreciation by the Department of Environmental Protection for continued support of safe boating in Florida, and

WHEREAS, the Bombardier Motor Corporation of America provides loaner watercraft and training to the Florida Marine Patrol, the Florida Game and Fresh Water Fish Commission, and other governmental agencies in the state responsible for marine law enforcement and rescue and education programs, and has demonstrated its commitment to Indian River dolphin and manatee by providing support and loaner watercraft to groups involved in research and protection of these species, and

WHEREAS, because of the aggressive stance of the Personal Watercraft Industry Association and its affiliated members in promoting water safety and the protection of the environment, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives hereby expresses its gratitude to the Personal Watercraft Industry Association and Bombardier Motor Corporation of America for their commitment to water safety and the environment and joins in recognizing April 20, 1998, as Personal Watercraft Education and Safety Day.

—was read the second time by title. On motion by Rep. King, the resolution was adopted.

**HR 9529**—A resolution honoring Isadore Billy Reed.

WHEREAS, Isadore Billy Reed was a star athlete throughout his high school and college careers, having played football, baseball, and basketball in both high school and college, and

WHEREAS, upon graduating from Florida A&M University, Billy Reed, as he is called by most who know him, became a teacher and coach in the Hillsborough County School System, a career to which he devoted his life for more than 40 years, and

WHEREAS, Billy Reed was instrumental in organizing the Belmont Heights Little League, a program that not only has produced outstanding young men, but has achieved international fame, and

WHEREAS, such notable athletes as Dwight Gooden, Gary Sheffield, Carl Everette, Frank Romano, Vance Lovelace, and many others are the product of Billy Reed's commitment to his chosen profession, and

WHEREAS, Billy Reed won more than 400 games as a baseball coach alone and has been inducted into the Walk of Fame, the Florida A&M University Hall of Fame, and the West Coast Rattlers Booster Club's Hillsborough County Wall of Fame, and

WHEREAS, Billy Reed, devoted husband and father, has received many awards, honors, and commendations for his leadership ability, his service to the Tampa Bay community, his dedication to youth, and his contributions to education and sports, and

WHEREAS, though retired from his profession, Billy Reed is still active in his community, with an emphasis on youth sports, and it is fitting that he be recognized as an individual who has done much to benefit the children of Hillsborough and bring honor to the State of Florida, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to recognize Isadore Billy Reed for his dedication to his profession and to honor him for the positive influence he has had on the lives he has touched.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Isadore Billy Reed as a token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Miller, the resolution was adopted.

**HR 9531**—A resolution commending the retirees of the State of Florida.

WHEREAS, retirees living full time in Florida spent nearly \$37 billion in 1997, based on a recent report, second only in the state to the \$42 billion spent in the tourism industry, and

WHEREAS, the taxes Florida's retirees pay each year not only cover the costs of their living here, but also result in an annual surplus of \$1.3 billion, more than a billion of which goes to support the state's public school systems, and

WHEREAS, these tax contributions by retirees lower the per-household tax obligations of the state's nonretiree residents by \$260 every year, and

WHEREAS, the popularity of Florida as a home of preference for so many retirees has generated an entire industry that accounts for 20 percent of all jobs in the state, and

WHEREAS, between retiree spending and the revenues from the industry that has grown around them, Florida's economy realizes a positive annual impact of \$70 billion, and

WHEREAS, these retiree citizens make an even more valuable contribution to all of Florida in bringing with them their collective wisdom, experience, and values, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives hereby proclaims its appreciation and gratitude to the state's retired citizens for all of their contributions and declares said retirees one of Florida's most valued resources.

—was read the second time by title. On motion by Rep. Kelly, the resolution was adopted.

**HR 9533**—A resolution urging a recommitment to Florida's system of school improvement and accountability.

WHEREAS, legislation specifying state education goals, which passed with bipartisan support, required the development of a system of school improvement and accountability including standards, measures, reports, definitions of adequate progress, rewards, and guidelines for action, and

WHEREAS, thousands of parents, business people, and community members actively participate in the school improvement process required by the system, which received approval by the State Board of Education in June 1995 and is now viewed as one of the most comprehensive and far reaching in the nation, and

WHEREAS, the Florida Comprehensive Assessment Test was implemented in January 1998, and the Sunshine State Standards, Florida's new kindergarten through grade 12 curriculum guides, are being established in every public school in Florida and include skills that prepare students for success in higher education and in their professional lives, and

WHEREAS, the system already has begun to positively impact the achievement of millions of Florida's public school children and, during the summer of 1998, the State Board of Education will determine action to improve schools consistently identified as low performing, and

WHEREAS, the success of the system requires a steadfast commitment to the principle that all children can and must be successful learners, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to applaud the efforts of all those whose responsibility it is to successfully educate Florida's children and to recommit themselves to the full implementation and maintenance of the state's system of school improvement and accountability.

—was read the second time by title. On motion by Rep. Murman, the resolution was adopted.

**HR 9535**—A resolution recognizing the 50th anniversary of the Florida Academy of Family Physicians.

WHEREAS, in Florida, family physicians have a long history of dedication to the health and well-being of the citizens of the state, and

WHEREAS, the scope of the family physician's practice is not limited by the patient's age or sex or by a particular organ system or disease entity, and

WHEREAS, the goal of the family physician is to provide high-quality, comprehensive, and continuing medical care at reasonable costs, and

WHEREAS, family physicians are filling an increasingly important role in the health-care system, providing and coordinating the care of all patients, and

WHEREAS, there is a continuing commitment from the specialty of family practice to upgrade the quality of medical care available for all of Florida's citizens, and

WHEREAS, the Florida Academy of Family Physicians was chartered on May 24, 1948, as a constituent chapter of the American Academy of Family Physicians, to advance and represent the specialty of family practice, and

WHEREAS, the 3,400 members of the Florida Academy of Family Physicians, affiliated with the 85,000-member American Academy, are commemorating their "50 years of caring" on May 24, 1998, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives does hereby congratulate the Florida Academy of Family Physicians on its 50th anniversary and proclaims May 24, 1998, as Family Physician Day in Florida.

—was read the second time by title. On motion by Rep. Peaden, the resolution was adopted.

**HR 9537** was temporarily postponed under Rule 147 and the second reading nullified.

**HR 9545**—A resolution honoring Sergeant William Rousseau and the Tampa Police Department.

WHEREAS, Sergeant Rousseau, the Domestic Violence coordinator for the Tampa Police Department, is recognized as an expert on domestic violence by the United States Department of Justice, the Florida Governor's Domestic and Sexual Violence Task Force, and the James Harrell Center for Domestic Violence at the University of South Florida, and

WHEREAS, Sergeant Rousseau created and administers a three-day Domestic Violence Investigator School in Tampa for law enforcement, victim advocates, and social service providers, which school has trained over 600 domestic violence investigators throughout the state, and

WHEREAS, an active member of the Hillsborough County Domestic Violence Council, Sergeant Rousseau has coordinated a three-day training conference in Tampa for the United States Department of Justice, has spoken on domestic violence issues at C.O.P.S. seminars in Boston, Phoenix, and San Diego, and has lectured at the Maine Criminal Justice Academy in Bar Harbor, Maine, and

WHEREAS, Sergeant Rousseau, in conjunction with the Florida Law Enforcement Research Coalition of Florida State University, participated in the development of the model law enforcement policies for domestic and sexual violence and, in 1997, was awarded a S.T.O.P. grant to teach the model policies to law enforcement officers throughout the state, and

WHEREAS, Sergeant Rousseau was honored by the Hillsborough County Bar Association in 1997 as its "Law Enforcement Officer of the Year," and, in 1998, he and the Tampa Police Department received the Governor's "Peace At Home" Award from Governor Lawton Chiles for their outstanding work in the field of domestic violence, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to express its appreciation to Sergeant William Rousseau and the Tampa Police Department for their accomplishments in the field of domestic violence.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Sergeant William Rousseau and to the Tampa Police Department as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Tamargo, the resolution was adopted.

**HR 9547** was temporarily postponed under Rule 147 and the second reading nullified.

**HR 9551**—A resolution in recognition of Josue Rodriguez, Broward County Teacher of the Year.

WHEREAS, Josue Rodriguez, an accomplished musician who wanted to share his love of music with children with special needs, has been teaching music to exceptional students at Bright Horizons School in Pompano Beach for the past nine years, and

WHEREAS, from the age of ten, Mr. Rodriguez worked toward becoming a successful musician, and

WHEREAS, through hard work and dedication he attained that goal, traveling with some of the greatest Latin American artists to Europe, South America, and the Caribbean, and

WHEREAS, after receiving a Master of Arts degree in music education from Ohio State University and becoming certified in music therapy at Florida State University, Mr. Rodriguez focused his attention to teaching, and

WHEREAS, as a music teacher, Mr. Rodriguez has a first-hand understanding of the power music has over people and the benefits that can be derived from using music as a therapeutic tool, and

WHEREAS, besides the academic achievement of his students, Mr. Rodriguez stresses the development of character and personality, teaches the value of discipline, dedication, and determination, and nurtures his students' self esteem by creating a healthy learning environment where everyone can succeed, and

WHEREAS, his colleagues and principal praise him for his innate ability to communicate and assess the special needs of his students in order to meet their challenges, and

WHEREAS, Mr. Rodriguez inspires students and staff alike with his dedication, energy, and creative approaches to instruction, and

WHEREAS, not only is Mr. Rodriguez superior in his subject area, but his classroom is a model for the Sunshine State Standards, and

WHEREAS, Mr. Rodriguez exactly fits the profile of what educators, parents, and policymakers believe the teacher of the 21st Century must be - one who understands the changing role of the classroom teacher and accepts and respects the diversity of all students, and

WHEREAS, he is an outstanding ambassador for the teaching profession and for education in the State of Florida, and

WHEREAS, in being named Broward County Teacher of the Year, Josue Rodriguez becomes Broward County's candidate for Florida Teacher of the Year for 1999, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby recognizes and commends Josue Rodriguez, Broward County Teacher of the Year.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Josue Rodriguez as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Rayson, the resolution was adopted.

**HR 9553**—A resolution in memory of Dick Joslin.

WHEREAS, Dick Joslin followed his childhood friend Glenn "Fireball" Roberts to racetracks until he started his own racing career, competing at such local racetracks as the Orlando Raceway, Sunbrook Speedway, and the DeLand Fairgrounds, and

WHEREAS, by the early 1950's, Dick Joslin was one of the most recognized drivers in Central Florida, including as a driver of O.H. Howard's #17 and #71 sportsman modified entries, in which he won many track titles and was a two-time Florida State Dirt Track Champion, and

WHEREAS, Dick Joslin ran his first Daytona Beach Road Race in 1952 and became Promoter M.L. Vaughan's "hired gun," using his winning ability to stop too-frequent winners at Vaughan's Jacksonville and Oglethorpe (Savannah) Speedways, and

WHEREAS, after winning the prestigious Daytona 100-mile Sportsman Race and then placing fifth the next day in the modified race with the same car, Dick Joslin relocated to drive George Miller's #356 cars formerly driven by NASCAR champ Jack Choquette, and

WHEREAS, Dick Joslin continued winning both sportsman and modified races with the sportsman car, including the Tournament of Champions at Memorial Stadium in Daytona, the Palmetto Speedway in Columbia, South Carolina, one of the toughest tracks to win in the country in 1954, and many other races in the Carolinas, and

WHEREAS, when he was not winning, Dick Joslin was a top five or ten finisher, including at the first Grand National (now the Winston Cup), driving J.C. VanLandingham's new Buick Century, and during the 1956 NASCAR Convertible circuit season against highly financed factory teams, and

WHEREAS, Dick Joslin drove in the first two Daytona 500's and was a charter member of the Darlington Record Club, whose first-year members included Richard Petty, Fireball Roberts, Marvin Panch, and Cotton Owens, and

WHEREAS, Dick Joslin won many short track circuit races and finished tenth in the Daytona Convertible during 1957, ran the first and second Daytona 500 and Firecracker 250 races beginning in 1959, and became a charter member of the Unocal Record Club at Darlington in 1960, and

WHEREAS, Dick Joslin raced locally during 1961 and 1962 and, after winning his last race in a late model built by Dumont Smith, he became pit manager at Orlando Raceway and then promoter and owner promoter at Orlando Raceway, where he remained until his death in 1972, and

WHEREAS, in addition to his winning career, Dick Joslin will be remembered for forming the Southeastern Promoter's Auto Club (SEPAC), which brought all area tracks under standardized rules, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives pauses in its deliberations to honor the achievements of Dick Joslin.

—was read the second time by title. On motion by Rep. Posey, the resolution was adopted.

**HR 9557**—A resolution honoring H.M. (Mack) Lewis.

WHEREAS, born in Dothan, Alabama, and moved to Millville, Florida, when he was two, H.M. (Mack) Lewis lived a life dedicated to community service, business, and local economic development until his demise on February 24, 1998, at 81 years of age, and

WHEREAS, as economic pioneers in Bay County, Mack Lewis and his father, with an initial investment of \$12,000, founded a small business in 1940, West Florida Gas Company, which, under Mack's guidance, would enjoy substantial growth and success until its sale in 1985 for \$40 million, and

WHEREAS, as the first chairman of the Panama City Housing Authority, Mack Lewis, with incredible foresight, capitalized on the sale of surplus federal housing units to, in part, create much of what is Panama City's park system, also using the proceeds to purchase the present sites of Gulf Coast Community College and Tommy Oliver Stadium, and

WHEREAS, the first chairman of the Port Authority, Mack Lewis negotiated the purchase of the United States Navy's Wainwright Shipyard, which was developed into the Panama City Port, and, while serving until his death as the only chairman of the Panama City Downtown Improvement Board, he helped in transforming the old City Hall into a Visual Arts Center, renovating the Martin Theater into a meeting hall and performing arts center, and reviving McKenzie Park, the centerpiece of downtown Panama City, and

WHEREAS, his selfless devotion to his wife of more than 50 years, Eleanor Watson Lewis, and his daughter, Nancy Lewis Moore, exemplifies his commitment to family, and his untiring service in and avid support of numerous local organizations are a testament to his hard work, honesty, and integrity, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives hereby honors and commemorates the life and good works of H.M. (Mack) Lewis for his political, economic, and community leadership in Panama City and Bay County.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Eleanor Watson Lewis and to Nancy Lewis Moore as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Clemons, the resolution was adopted.

**HR 9559** was temporarily postponed under Rule 147 and the second reading nullified.

**HR 9561**—A resolution congratulating the Brandon High School Future Farmers of America Horticulture Team.

WHEREAS, the Brandon High School Future Farmers of America Horticulture Team walked away with first place in the state Ornamental Horticulture Contest held on March 2, 1998, at the Central Florida Fairgrounds in Orlando, and

WHEREAS, the team, led by its teacher and advisor, Dennis Mayo, was among 51 competing teams from schools throughout the state, and

WHEREAS, the competition consisted of identifying plants and grading them for quality, identifying insects, and taking a written test, and

WHEREAS, the team, made up of Emily Baxter, Lori Carter, Laurie Ranneklev, and Emily Williams, identified 300 out of over 400 plants displayed, including trees, shrubs, flowers, and foliage plants, and

WHEREAS, the team will represent Florida in competition at the National Future Farmers of America Convention in Kansas City, Missouri, on November 12-14, 1998, and

WHEREAS, inasmuch as the format of the national competition will center on the floriculture industry, necessitating a change in the focus of the team to another area of expertise, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives hereby pauses in its deliberations to congratulate the Brandon High School Future Farmers of America Horticulture Team for its victory in the state Ornamental Horticulture Contest and to extend its best wishes and encouragement as the members prepare for and participate in the national competition in November.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Brandon High School Future Farmers of America Horticulture Team as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Byrd, the resolution was adopted.

**HR 9565**—A resolution honoring the Manatee East Little League 11-12-Year-Old All-Stars.

WHEREAS, a crowd of more than 600 fans and well-wishers were on hand to welcome home 14 Bradenton boys who had captured the nation's attention as they battled for the 1997 Little League national championship, and

WHEREAS, on July 15, 1997, the Manatee East Little League All-Stars, consisting of players Ryan Kennedy, Lastings Milledge, Joel Cocciolone, Michael Cucci, Josh Hall, Larry Cobb, Rod Harper, Trevor Blair, Brandon Noel, Rocky Schwartz, Kevin Owens, Jonathan Cassidy, Scottie Ellis, and Shawn Sullivan, with their manager, Michael Kennedy, and Coaches Harold Floyd and Geary Hall, won the District 16 baseball championship for 11-12 year olds in an 11-1 five-inning blowout against East Central Sarasota at Twin Lakes Park, and

WHEREAS, continuing a streak which would land them in the national playoffs, on Saturday, July 19, the Manatee "Beasts from the East" devoured the North Fort Myers American team to become the Section 4 champions, and

WHEREAS, the Manatee East All-Stars won the state championship in the 11-12-year-old division when they bested Fort Pierce Northside at

Dade City Little League Complex, making it the second state Little League title in three years for essentially the same group, their having won the prize as 9-10 year olds in 1995, and

WHEREAS, on August 14, the Manatee East All-Stars won the Southeastern Regional Championship Game against College Station, Texas, advancing the team to the Little League World Series, and

WHEREAS, at the United States Pool Championship Game of the Little League World Series in Williamsport, Pennsylvania, the Manatee East Little League 11-12-Year-Old All-Stars finished their season as second in the nation and third in the world among the 8,500 participating teams, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives hereby congratulates the Manatee East Little League 11-12-Year-Old All-Stars champions for their outstanding 1997 season.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to each member of the team, Manager Mike Kennedy, and Coaches Harold Floyd and Geary Hall as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Flanagan, the resolution was adopted.

**HR 9563**—A resolution designating October 1998 as Breast Cancer Awareness Month.

WHEREAS, breast cancer is the leading type of cancer among women in Florida and is the second highest cause of cancer deaths among the state's female population, and

WHEREAS, of the 178,700 women in the United States that are projected to be diagnosed with breast cancer during 1998, 11,800 are expected to be citizens of Florida, and

WHEREAS, of the women in Florida who will learn they have breast cancer, 2,900 are expected to die in 1998, and

WHEREAS, the National Association of Breast Cancer Organizations has designated October as Breast Cancer Awareness Month across the nation, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives hereby declares October 1998 as Breast Cancer Awareness Month in Florida and urges all women to recognize the risks associated with breast cancer and take preventive steps to minimize those risks and engage in early detection methods such as mammography.

—was read the second time by title. On motion by Rep. Sanderson, the resolution was adopted.

On motion by Rep. Sanderson, the board was opened and the following Members were recorded as cosponsors of the resolution, along with Reps. Sanderson, K. Pruitt, Feeney, Merchant, Peaden, Goode, Spratt, Lynn, Alexander, Flanagan, Byrd, Clemons, Edwards, Jacobs, Bloom, Healey, Casey, Bainter, Wise, Jones, Brennan, Gay, Horan, Hafner, Ritter, Mackenzie, King, Gottlieb, Lippman, Fischer, Effman, Boyd, Eggelton, Wiles, Turnbull, Dennis, Wallace, Andrews, Greene, Carlton, Tobin, Bush, Bullard, Frankel, and Miller: Reps. Argenziano, Arnall, Arnold, Ball, Betancourt, Bitner, Bradley, Bronson, Brooks, Brown, Burroughs, Chestnut, Constantine, Cosgrove, Crady, Crist, Crow, Culp, Dawson-White, Diaz de la Portilla, Dockery, Fasano, Fuller, Futch, Garcia, Harrington, Heyman, Hill, Kelly, Kosmas, Lacasa, Lawson, Littlefield, Livingston, Logan, Maygarden, Meek, Melvin, Minton, Morroni, Morse, Murman, Ogles, Posey, D. Prewitt, Putnam, Rayson, Reddick, Ritchie, Rodriguez-Chomat, Safley, Saunders, Sembler, Silver, Sindler, Smith, Stabins, Stafford, Starks, Sublette, Tamargo, Thrasher, Trovillion, Valdes, Villalobos, Warner, Wasserman Schultz, Webster, Westbrook, and Ziebarth.

**Motion**

On motion by Rep. Bloom, the rules were suspended and **HR 9567** was allowed for introduction.

By Representative Bloom—

**HR 9567**—A resolution in memory of Polly Lux de Hirsch Meyer.

WHEREAS, Polly Lux de Hirsch Meyer (1900-1998), a native of Pittsburgh and resident of Miami Beach since 1934, enjoyed a lifetime of inspiring achievements, which she shared with other citizens of this state, and

WHEREAS, throughout her trailblazing, multifaceted career, she was a woman of action who fully participated in the American experience of this century, first making her mark artistically as an Atlantic City beauty queen, New York model, and Ziegfield Follies showgirl and actress, and then becoming known as a successful business entrepreneur, with such diverse enterprises as a Broadway boutique and a Miami Beach apartment house, and

WHEREAS, when she moved to Florida with her family in the Thirties' "Boom" era, she once again showed her dynamic pioneering spirit by forming Lux Construction, thus becoming the first woman licensed as a building contractor in this state and the second in the nation, and thereby contributing much to state's development, and

WHEREAS, in addition to being known for her beauty, wit, and accomplishments, she displayed a devotion to her family and her husband of 24 years, the late Miami banker, attorney, and former city commissioner Baron de Hirsch Meyer, and

WHEREAS, she is remembered not only as a blithe spirit and gracious lady, but also as a great philanthropist and humanitarian, who together with her husband left an incredible legacy of generosity to many worthy institutions in South Florida, including her \$10 million gift to Mount Sinai Medical Center and major contributions to Jackson Memorial Hospital, the Miami Jewish Home and Hospital for the Aged, the University of Miami, St. Patrick's Catholic Church, Camillus House, the Animal Welfare Society, the Diabetes Research Institute, as its first million-dollar contributor, and many cultural organizations in her community, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives take this opportunity to honor the memory of Polly Lux de Hirsch Meyer as one of the state's most distinguished citizens, and to express the hope that her greatest legacy will be that others may follow in her selfless path of generosity.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Martin Steadman, president of the family charitable foundation and a loving, attentive grandnephew, on behalf of her nieces, nephews, and other family members, as a tangible token of the sentiments expressed herein.

—was read the first time by title and the second time by title. On motion by Rep. Bloom, the resolution was adopted.

**HR 9487**—A resolution honoring Judge Thomas K. Petersen of the Dade County Circuit Court upon the occasion of his retirement.

WHEREAS, in March 1998, Judge Thomas K. Petersen, of the Eleventh Judicial Circuit in Dade County, will retire, bringing to a close a long and distinguished career, and

WHEREAS, born on September 17, 1941, Thomas K. Petersen began his career of service to the citizens of Dade County in 1966, when he organized and administered the Dade County VISTA Criminal Court pretrial release program while living in the Liberty City area, where he worked as a community organizer, and

WHEREAS, Thomas K. Petersen served as an Assistant Public Defender, a court attorney for the Dade County Juvenile Court, and then as Director of Pretrial Services for the Eleventh Judicial Circuit and Administrator of Dade County's Pretrial Intervention Program, and

WHEREAS, from 1978 to 1985, Thomas K. Petersen served as Chief Assistant State Attorney to then-State Attorney Janet Reno, and

WHEREAS, in July 1985, Thomas K. Petersen took a leave of absence from his position as Chief Assistant State Attorney to serve as Coordinator of the Dade Schools and Neighborhoods Consortium, a joint effort by the Dade County State Attorney, the Dade County School Board, and Metropolitan Dade County to design programs which would have an impact on crime, delinquency, and declining standardized test scores in low-income inner-city communities, and

WHEREAS, Judge Petersen also founded Teaching and Rehabilitation of our Youth (TROY), Inc., a juvenile justice advocacy organization, and the TROY Academy, an alternative school and entrepreneurial program for youths at risk in the educational and juvenile delinquency systems, and

WHEREAS, the TROY Academy was selected as one of eleven national correctional educational model programs funded by the U.S. Department of Education, and

WHEREAS, in March 1989, Thomas K. Petersen was appointed to the bench by Governor Bob Martinez, and was reelected to a six-year term without opposition in 1990, and

WHEREAS, among the numerous awards and honors bestowed upon Judge Petersen are the 1988 Miami Herald Spirit of Excellence Award, the Sargent Shriver Award for 1990, the Gerald Kogan Judicial Distinction Award for 1993, the Hannah G. Solomon Award for 1993, the 1994 Champion of Children Award, the 1989 Marge Pearlson Award for Dade County Public Schools, the 1985 National Member of the Year Award of the National Association of Pretrial Services Agencies, the Five Year Award of the Dade Big Brothers and Big Sisters in 1976, the Ronald MacDonald House Twelve Good Men Award for 1994, the Citizen of the Year Award for 1994 from the King of Clubs of Greater Miami, Inc., and the Zeta Phi Beta Sorority Citizenship of the Year Award for 1993, and

WHEREAS, Judge Petersen was also a cofounder and a board member from 1984 to 1991 of the Dade Women's Welfare Coalition, a Dade Partner of Martin Luther King Elementary School from 1987 to the present, a board member of the South Florida Perinatal Network from 1985 to 1990, a Planning Committee Member of the Greater Miami Urban League Partners in Education Program in 1987, a board member of Transition, Inc., from 1982 to 1986, a board member of the Coconut Grove Community Health Clinic from 1981 to 1983, a board member of Passageways, Inc., from 1981 to 1984, a committee member of the Metro-Miami Action Plan Criminal Justice and Housing Committee from 1983 to 1986, and cofounder and member from 1980 to 1983 of the Dade County Child Abuse Task Force, and

WHEREAS, it is fitting and appropriate that the Florida House of Representatives recognize and honor Judge Thomas K. Petersen for his many accomplishments and his years of service to the citizens of the State of Florida and Dade County, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby recognizes and honors Judge Thomas K. Petersen on the occasion of his retirement from the bench.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Judge Thomas K. Petersen as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Meek, the resolution was adopted.

**HR 9537**—A resolution commemorating the 75th anniversary of the George Merrick Troop 7 of Coral Gables.

WHEREAS, George Merrick introduced scouting to the City of Coral Gables on March 15, 1922, when he organized Boy Scout Troop 7, and

WHEREAS, since its beginning, George Merrick Troop 7 has been an integral part of the history of Coral Gables, providing the city with

outstanding youths, many of whom have distinguished themselves in leadership roles, both locally and nationally, and

WHEREAS, more than 3,000 area boys have benefited from the lessons that scouting has afforded, and more than 160 have attained the rank of Eagle Scout, the ultimate rank in boy scouting, and

WHEREAS, members, past and present, of George Merrick Troop 7 of Coral Gables, Inc., have participated in such civic activities as cleaning up the Miami River and the Coral Gables waterways, restoration of local churches, distribution of Goodwill bags and literature on drug prevention, fundraising for mentally and physically disabled persons, and food and clothing drives, safety promotions, and historic-flag presentations, and

WHEREAS, the history of this troop was highlighted on March 15, 1998, when 75 years of scouting in Coral Gables was commemorated by the national organization, Boy Scouts of America, and George Merrick Troop 7 was recognized for its uninterrupted service to its community and its nation, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the Florida House of Representatives joins the City of Coral Gables in recognizing the accomplishments of George Merrick Troop 7 of Coral Gables, Inc., on the occasion of its 75th anniversary and commending the troop for its strong commitment to public service.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to George Merrick Troop 7 of Coral Gables, Inc., as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Lacasa, the resolution was adopted.

**HR 9559**—A resolution in recognition of Munroe Regional Medical Center of Ocala on its 100th anniversary.

WHEREAS, Munroe Regional Medical Center in Ocala, a 323-bed not-for-profit acute care hospital, was founded through the efforts of business people and physicians in 1898, and

WHEREAS, originally the Marion Surgical Hospital, the Munroe Regional Medical Center is the fourth oldest hospital in Florida, and

WHEREAS, Munroe Regional Medical Center began as and continues to be a community-owned and community-supported hospital that receives no direct tax funding, and

WHEREAS, the hospital has grown from two rooms on the third floor of a newspaper building into the major medical complex it is today, providing medical care to patients without regard to race, religion, national origin, or financial status, and

WHEREAS, Munroe Regional Medical Center has been involved in community projects which include providing nurses to Marion County public schools, being a major supporter of Community Health Services, an episodic health care provider for the financially disadvantaged, and other community health education and treatment programs, and

WHEREAS, the hospital was instrumental in bringing a major cardiac surgery and invasive cardiology program to the North Central Florida area, and

WHEREAS, Munroe Regional Medical Center established the Neuroscience Center, which is listed by the National Stroke Association as one of the top 25 stroke treatment centers in the nation, and

WHEREAS, through its ambulance service and emergency department, Munroe Regional Medical Center is one of the major providers of emergency care in the Ocala area, and

WHEREAS, it is fitting and appropriate that the Florida House of Representatives honor Munroe Regional Medical Center on the occasion of its 100th anniversary, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives of the State of Florida hereby commends Munroe Regional Medical Center for providing the citizens of North Central Florida with a century of high-quality health care, and congratulates Munroe Regional Medical Center on its 100th anniversary.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Munroe Regional Medical Center as a tangible token of the sentiments expressed herein.

—was read the second time by title. On motion by Rep. Albright, the resolution was adopted.

## Continuation of Daily Folder

## Economic Impact Council Calendar

## Bills and Joint Resolutions on Third Reading

**HB 4703**—A bill to be entitled An act relating to the workers' compensation joint underwriting plan; amending s. 627.311, F.S., relating to joint underwriters and joint reinsurers; revising the composition of the board of governors of the workers' compensation joint underwriting plan; prohibiting insurers from providing workers' compensation insurance to persons under certain circumstances; deleting an obsolete provision; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crist	King	Rodriguez-Chomat
Albright	Crow	Kosmas	Rojas
Alexander	Culp	Lacasa	Safley
Andrews	Dawson-White	Lawson	Sanderson
Argenziano	Dennis	Lippman	Saunders
Arnall	Diaz de la Portilla	Littlefield	Sembler
Arnold	Dockery	Livingston	Sindler
Bainter	Edwards	Logan	Smith
Ball	Effman	Lynn	Spratt
Betancourt	Eggelletion	Mackenzie	Stabins
Bitner	Fasano	Maygarden	Stafford
Bloom	Feeney	Meek	Starks
Boyd	Fischer	Melvin	Sublette
Bradley	Flanagan	Merchant	Tamargo
Brennan	Fuller	Miller	Thrasher
Bronson	Futch	Minton	Tobin
Brooks	Garcia	Morrioni	Trovillion
Brown	Gay	Morse	Turnbull
Bullard	Goode	Murman	Valdes
Burrroughs	Gottlieb	Ogles	Villalobos
Bush	Greene	Peaden	Wallace
Byrd	Hafner	Posey	Warner
Carlton	Harrington	Prewitt, D.	Wasserman Schultz
Casey	Healey	Pruitt, K.	Westbrook
Chestnut	Heyman	Putnam	Wiles
Clemons	Hill	Rayson	Wise
Constantine	Horan	Reddick	Ziebarth
Cosgrove	Jones	Ritchie	
Crady	Kelly	Ritter	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS for SB 1092**—A bill to be entitled An act relating to workers' compensation; amending s. 440.15, F.S.; revising eligibility requirements for supplemental payments; providing a method for calculating workers' compensation benefits based on the aggregate amount of those benefits and other specified benefits payable to the

employee; providing that certain supplemental payments are not workers' compensation benefits; providing an effective date.

—was read the third time by title.

**Reconsideration**

On motion by Rep. Safley, by the required two-thirds vote, the House reconsidered the vote by which **Amendment 1** was adopted (shown in the *Journal* on April 22, pp. 982-988). The question recurred on the adoption of the amendment.

Representative(s) Safley and Lippman offered the following:

**Amendment 1 to Amendment 1**—On page 23, line 12 of the amendment

after the period, insert: *The investment of proceeds of debt obligations or other funds of the corporation and contracts of funds held in trust by the State Board of Administration, whether directly or indirectly related to the investments or contracts, are exempt from the provisions of chapter 287.*

Rep. Lippman moved the adoption of the amendment to the amendment, which was adopted.

Representative(s) Safley and Lippman offered the following:

**Amendment 2 to Amendment 1 (with title amendment)**—On page 18, lines 18-30

remove from the amendment: all of said lines

and insert in lieu thereof:

*(13)(a) The Special Disability Trust Fund Privatization Commission is created to evaluate and determine the feasibility of privatizing the Special Disability Trust Fund. The commission shall determine the liabilities of the fund and the costs to presently administer the Special Disability Trust Fund. The commission may develop and issue a request for proposal to transfer the liabilities of the Special Disability Trust Fund to an admitted insurer. The commission is authorized to select and contract with an admitted insurer, only if the commission determines that such an arrangement would substantially reduce the costs and be more effective than the current administration of the Special Disability Trust Fund. The commission may adopt rules necessary for the performance of its assigned duties and responsibilities.*

And the title is amended as follows:

On page 27, line 11 of the amendment

after the semicolon, insert: providing for adoption of rules;

Rep. Lippman moved the adoption of the amendment to the amendment, which was adopted.

Representative(s) Safley and Lippman offered the following:

**Amendment 3 to Amendment 1 (with title amendment)**—On page 18, line 25, On page 18, line 27, On page 19, line 6, On page 19, line 11, On page 19, line 30, On page 25, lines 26 & 27, On page 26, line 1, On page 26, lines 2 & 3, and On page 26, line 8, remove from the amendment: *"admitted insurer"*

and insert in lieu thereof: *qualified entity*

And the title is amended as follows:

On page 27, line 31 of the amendment remove: *"admitted insurer"*

and insert in lieu thereof: *qualified entity*

Rep. Lippman moved the adoption of the amendment to the amendment, which was adopted.

The question recurred on the adoption of **Amendment 1**, as amended, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS for SB 1092. The vote was:

Yeas—116

The Chair	Crady	Kelly	Ritter
Albright	Crist	King	Rodriguez-Chomat
Alexander	Crow	Kosmas	Rojas
Andrews	Culp	Lacasa	Safley
Argenziano	Dawson-White	Lawson	Sanderson
Arnall	Dennis	Lippman	Saunders
Arnold	Diaz de la Portilla	Littlefield	Sembler
Bainter	Dockery	Livingston	Silver
Ball	Edwards	Logan	Sindler
Barreiro	Effman	Lynn	Smith
Betancourt	Eggelletion	Mackenzie	Spratt
Bitner	Fasano	Maygarden	Stabins
Bloom	Feeney	Meek	Stafford
Boyd	Fischer	Melvin	Starks
Bradley	Flanagan	Merchant	Sublette
Brennan	Fuller	Miller	Tamargo
Bronson	Futch	Minton	Thrasher
Brooks	Garcia	Morrioni	Tobin
Brown	Gay	Morse	Trovillion
Bullard	Goode	Murman	Turnbull
Burroughs	Gottlieb	Ogles	Valdes
Bush	Greene	Peaden	Villalobos
Byrd	Hafner	Posey	Wallace
Carlton	Harrington	Prewitt, D.	Warner
Casey	Healey	Pruitt, K.	Wasserman Schultz
Chestnut	Heyman	Putnam	Westbrook
Clemons	Hill	Rayson	Wiles
Constantine	Horan	Reddick	Wise
Cosgrove	Jones	Ritchie	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed, as amended, and was immediately certified to the Senate.

**HB 3975**—A bill to be entitled An act relating to title loan transactions; creating the "Florida Title Loan Act"; providing definitions; providing legislative intent; requiring licensure by the Department of Banking and Finance to be in the business as a title loan lender; providing for eligibility for licensure; providing for application; providing for suspension or revocation of license; providing for a title loan transaction form; providing for recordkeeping and reporting and safekeeping of property; providing for title loan charges; providing a holding period when there is a failure to redeem; providing for the disposal of pledged property; providing for disposition of excess proceeds; prohibiting certain acts; providing for the right to redeem; providing for lost title loan transaction forms; providing for a title loan lenders lien; providing for criminal penalties; providing for certain records from the Department of Law Enforcement; providing for subpoenas, enforcement of actions, and rules; providing a fine; providing for investigations and complaints; amending ss. 538.03 and 538.16, F.S.; deleting provisions relating to title loan transactions; providing an appropriation; repealing ss. 538.03(1)(i), 538.06(5), and 538.15(4) and (5), F.S., relating to title loan transactions by secondhand dealers; providing effective dates.

—was read the third time by title.

Representative(s) Sublette offered the following:

**Amendment 2**—On page 8, lines 9-11, remove from the bill: all of said lines,

and insert in lieu thereof: *indictment or information for, a felony or crime.*

Rep. Sublette moved the adoption of the amendment, which was adopted by the required two-thirds vote.

Representative(s) Sublette offered the following:

**Amendment 3**—On page 11, lines 12 and 13, remove from the bill: *in the course of a person's business as* and insert in lieu thereof: *by*

Rep. Sublette moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 3975. The vote was:

Yeas—115

The Chair	Crady	Kelly	Rodriguez-Chomat
Albright	Crow	King	Rojas
Alexander	Culp	Kosmas	Safley
Andrews	Dawson-White	Lacasa	Sanderson
Argenziano	Dennis	Lawson	Saunders
Arnall	Diaz de la Portilla	Lippman	Sembler
Arnold	Dockery	Littlefield	Silver
Bainter	Edwards	Livingston	Sindler
Ball	Effman	Logan	Smith
Barreiro	Eggelletion	Lynn	Spratt
Betancourt	Fasano	Mackenzie	Stabins
Bitner	Feeney	Maygarden	Stafford
Bloom	Fischer	Meek	Starks
Boyd	Flanagan	Melvin	Sublette
Bradley	Frankel	Merchant	Tamargo
Brennan	Fuller	Minton	Thrasher
Bronson	Futch	Morrioni	Tobin
Brooks	Garcia	Morse	Trovillion
Brown	Gay	Murman	Turnbull
Bullard	Goode	Ogles	Valdes
Burroughs	Gottlieb	Peaden	Villalobos
Bush	Greene	Posey	Wallace
Byrd	Hafner	Prewitt, D.	Warner
Carlton	Harrington	Pruitt, K.	Wasserman Schultz
Casey	Healey	Putnam	Westbrook
Chestnut	Heyman	Rayson	Wiles
Clemons	Hill	Reddick	Wise
Constantine	Horan	Ritchie	Ziebarth
Cosgrove	Jones	Ritter	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**CS/HB 3927**—A bill to be entitled An act relating to telephonic solicitations; amending s. 501.059, F.S.; providing legislative intent; revising provisions relating to telephonic solicitations; revising definitions; revising procedures for limiting or prohibiting telephonic solicitations; revising certain fees; providing for an affirmative defense; providing for notification of candidates for public office; revising requirements regulating telephonic solicitations; requiring the Department of Agriculture and Consumer Services to provide certain notice of violations; providing for legislative review of certain fees; amending s. 98.097, F.S.; providing that the central voter file shall indicate voters on "no telephonic solicitation" list; providing appropriations; providing effective dates.

—was read the third time by title.

Representative(s) Ogles offered the following:

**Amendment 7**—On page 4, line 31 remove from the bill: *subscriber*

Rep. Ogles moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of CS/HB 3927. The vote was:

Yeas—114

The Chair	Crady	King	Rojas
Albright	Crist	Kosmas	Safley
Alexander	Crow	Lacasa	Sanderson
Andrews	Culp	Lawson	Saunders
Argenziano	Dawson-White	Lippman	Sembler
Arnall	Dennis	Littlefield	Silver
Arnold	Diaz de la Portilla	Livingston	Sindler
Bainter	Dockery	Logan	Smith
Ball	Edwards	Lynn	Spratt
Barreiro	Effman	Mackenzie	Stabins
Betancourt	Eggelletion	Maygarden	Stafford
Bitner	Fasano	Meek	Starks
Bloom	Feeney	Melvin	Sublette
Boyd	Fischer	Merchant	Tamargo
Bradley	Flanagan	Miller	Thrasher
Brennan	Frankel	Minton	Tobin
Bronson	Fuller	Morrioni	Trovillion
Brooks	Futch	Morse	Turnbull
Brown	Garcia	Murman	Valdes
Bullard	Gay	Ogles	Villalobos
Burroughs	Goode	Posey	Wallace
Bush	Gottlieb	Prewitt, D.	Warner
Byrd	Hafner	Pruitt, K.	Wasserman Schultz
Carlton	Harrington	Putnam	Westbrook
Casey	Healey	Rayson	Wiles
Chestnut	Heyman	Reddick	Wise
Clemons	Horan	Ritchie	Ziebarth
Constantine	Jones	Ritter	
Cosgrove	Kelly	Rodriguez-Chomat	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Greene

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**CS for SB 776**—A bill to be entitled An act relating to physician assistants; amending ss. 39.01, 154.04, 232.465, 240.4067, 395.0191, 458.347, 459.022, 627.351, 627.357, 766.105, 766.1115, 984.03, 985.03, F.S.; providing for licensure of physician assistants rather than certification; prescribing qualifications for licensure and revising provisions governing examinations; conforming statutory provisions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Boyd	Clemons	Eggelletion
Albright	Bradley	Constantine	Fasano
Alexander	Brennan	Cosgrove	Feeney
Andrews	Bronson	Crady	Fischer
Argenziano	Brooks	Crist	Flanagan
Arnall	Brown	Crow	Frankel
Arnold	Bullard	Culp	Fuller
Bainter	Burroughs	Dawson-White	Futch
Ball	Bush	Dennis	Garcia
Barreiro	Byrd	Diaz de la Portilla	Gay
Betancourt	Carlton	Dockery	Goode
Bitner	Casey	Edwards	Gottlieb
Bloom	Chestnut	Effman	Greene

Hafner	Mackenzie	Rayson	Tamargo
Harrington	Maygarden	Reddick	Thrasher
Healey	Meek	Ritchie	Tobin
Heyman	Melvin	Ritter	Trovillion
Hill	Merchant	Rodriguez-Chomat	Turnbull
Horan	Miller	Rojas	Valdes
Jones	Minton	Safley	Villalobos
Kelly	Morrone	Saunders	Wallace
King	Morse	Semler	Wasserman Schultz
Kosmas	Murman	Silver	Westbrook
Lacasa	Ogles	Sindler	Wiles
Lawson	Peaden	Spratt	Wise
Lippman	Posey	Stabins	Ziebarth
Livingston	Prewitt, D.	Stafford	
Logan	Pruitt, K.	Starks	
Lynn	Putnam	Sublette	

Nays—3

Littlefield	Sanderson	Smith
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Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS/HB 4267**—A bill to be entitled An act relating to employee leasing; creating s. 627.192, F.S.; providing purposes; providing definitions; authorizing certain lessors to secure workers' compensation insurance coverage on leased employees under certain circumstances; providing procedures; requiring such lessors to provide certain information to insurers for certain purposes; providing for cancellation or nonrenewal of such insurance under certain circumstances; providing for notice; providing an exception; providing for assigning an experience modification factor to lessees under a terminated employee leasing arrangement; requiring notice; providing application; prohibiting lessees from entering into employee leasing relationships or from being eligible for certain workers' compensation coverage under certain circumstances; requiring insurers to conduct audits of employee leasing companies for certain purposes; specifying procedures; requiring the insured to pay additional premiums if the lessor or lessee fails to provide certain audit access; providing an exception; providing application; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Chestnut	Goode	Merchant
Albright	Clemons	Gottlieb	Miller
Alexander	Constantine	Greene	Minton
Andrews	Cosgrove	Hafner	Morrone
Argenziano	Crady	Harrington	Morse
Arnall	Crist	Healey	Murman
Arnold	Crow	Heyman	Ogles
Bainter	Culp	Hill	Peaden
Ball	Dawson-White	Horan	Posey
Barreiro	Dennis	Jones	Prewitt, D.
Betancourt	Diaz de la Portilla	Kelly	Pruitt, K.
Bitner	Dockery	King	Putnam
Bloom	Edwards	Kosmas	Rayson
Bradley	Effman	Lacasa	Reddick
Brennan	Eggelletion	Lawson	Ritchie
Bronson	Fasano	Lippman	Ritter
Brooks	Feeney	Littlefield	Rodriguez-Chomat
Brown	Fischer	Livingston	Rojas
Bullard	Flanagan	Logan	Safley
Burroughs	Frankel	Lynn	Saunders
Bush	Fuller	Mackenzie	Semler
Byrd	Futch	Maygarden	Silver
Carlton	Garcia	Meek	Sindler
Casey	Gay	Melvin	Smith

Spratt	Thrasher	Villalobos	Wiles
Stabins	Tobin	Wallace	Wise
Stafford	Trovillion	Warner	Ziebarth
Starks	Turnbull	Wasserman Schultz	
Tamargo	Valdes	Westbrook	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed, as amended, and was immediately certified to the Senate.

**CS for SB 1708**—A bill to be entitled An act relating to rulemaking authority with respect to the Department of Labor and Employment Security (RAB); amending s. 370.0805, F.S.; correcting cross-reference; amending s. 413.011, F.S.; authorizing rulemaking for vocational rehabilitation programs and forms; amending s. 413.051, F.S.; authorizing rulemaking for a vending facility program; amending ss. 443.036, 443.091, 443.121, 443.131, 443.141, 443.151, F.S.; defining and modifying specific terms; correcting cross-references; allowing the Division of Unemployment Compensation to adopt rules to determine a claimant's ability to work and availability for work; allowing the division to prescribe by rule training criteria; clarifying types of contracts; allowing the division to adopt rules regarding total succession, procedures for changing methods of reporting, the application of partial payments and monetary and nonmonetary determinations and investigations of eligibility; amending s. 450.121, F.S.; authorizing the Division of Jobs and Benefits to adopt rules that define terms, prescribe documentation for proof of age, prescribe procedure with respect to removal of disability of nonage, require certain safety equipment and a safe workplace for minors, prescribe deadlines for responses to records requests, and state an official address; amending s. 450.30, F.S.; authorizing the division to adopt rules prescribing procedures for registering as a farm labor contractor; amending s. 450.33, F.S.; requiring insurance carriers to notify the division of impending cancellation of insurance on vehicles that transport farm workers; amending s. 450.38, F.S.; authorizing the division to adopt rules containing criteria for determining the amount of civil penalties; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Constantine	Healey	Peaden
Albright	Cosgrove	Heyman	Posey
Alexander	Crady	Hill	Prewitt, D.
Andrews	Crist	Horan	Pruitt, K.
Argenziano	Crow	Jones	Putnam
Arnall	Culp	Kelly	Rayson
Arnold	Dawson-White	King	Reddick
Bainter	Dennis	Kosmas	Ritchie
Ball	Diaz de la Portilla	Lacasa	Ritter
Barreiro	Dockery	Lawson	Rodriguez-Chomat
Bitner	Edwards	Lippman	Rojas
Bloom	Effman	Littlefield	Safley
Boyd	Eggelletion	Livingston	Saunders
Bradley	Fasano	Logan	Semler
Brennan	Feeney	Lynn	Silver
Bronson	Fischer	Mackenzie	Sindler
Brooks	Flanagan	Maygarden	Smith
Brown	Frankel	Meek	Spratt
Bullard	Fuller	Melvin	Stabins
Burroughs	Futch	Merchant	Stafford
Bush	Garcia	Miller	Starks
Byrd	Gay	Minton	Sublette
Carlton	Goode	Morrone	Tamargo
Casey	Gottlieb	Morse	Thrasher
Chestnut	Hafner	Murman	Tobin
Clemons	Harrington	Ogles	Trovillion

Turnbull	Wallace	Westbrook	Wise
Valdes	Warner	Wiles	Ziebarth
Villalobos	Wasserman Schultz		

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS for CS for SB 1704**—A bill to be entitled An act relating to use of rights-of-way by telecommunications companies; amending s. 337.401, F.S.; limiting taxes, fees, or charges imposed by municipalities for use of rights-of-way; limiting local government authority to regulate certain matters within the jurisdiction of the Florida Public Service Commission or the Federal Communications Commission; prohibiting requiring telecommunications companies from obtaining additional consent to use certain rights-of-way under certain circumstances; providing construction; providing application; providing a definition; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Crist	Kosmas	Rojas
Albright	Crow	Lacasa	Safley
Alexander	Culp	Lawson	Sanderson
Argenziano	Dawson-White	Lippman	Saunders
Arnall	Dennis	Littlefield	Sembler
Arnold	Diaz de la Portilla	Livingston	Silver
Bainter	Dockery	Logan	Sindler
Ball	Edwards	Lynn	Smith
Barreiro	Effman	Mackenzie	Spratt
Betancourt	Eggelation	Maygarden	Stabins
Bitner	Fasano	Meek	Stafford
Bloom	Feeney	Melvin	Starks
Boyd	Fischer	Merchant	Sublette
Bradley	Flanagan	Miller	Tamargo
Brennan	Frankel	Minton	Thrasher
Bronson	Fuller	Morrioni	Tobin
Brooks	Futch	Morse	Trovillion
Brown	Garcia	Murman	Turnbull
Bullard	Gay	Ogles	Valdes
Burroughs	Goode	Peaden	Villalobos
Bush	Gottlieb	Posey	Wallace
Byrd	Greene	Prewitt, D.	Wasserman Schultz
Carlton	Hafner	Pruitt, K.	Westbrook
Casey	Harrington	Putnam	Wiles
Chestnut	Heyman	Rayson	Wise
Clemons	Horan	Reddick	Ziebarth
Constantine	Jones	Ritchie	
Cosgrove	Kelly	Ritter	
Crady	King	Rodriguez-Chomat	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Hill

So the bill passed and was immediately certified to the Senate.

On motion by Rep. Arnall, **HB 3907** was temporarily postponed under Rule 147 and the third reading nullified.

**CS/HB 4125**—A bill to be entitled An act relating to public records; amending s. 288.1254, F.S.; providing an exemption from public records requirements for information held by the Office of Entertainment Industry Commissioner relating to specified information with respect to

the business activities of private persons, partnerships, or corporations in the entertainment industry, when such confidentiality is requested; providing a penalty for violation of the act; providing for future review and appeal; providing a finding of public necessity; providing a contingent effective date.

—was read the third time by title. On passage, the vote was:

Yeas—117

The Chair	Crist	King	Rojas
Albright	Crow	Kosmas	Safley
Alexander	Culp	Lacasa	Sanderson
Andrews	Dawson-White	Lawson	Saunders
Argenziano	Dennis	Lippman	Sembler
Arnall	Diaz de la Portilla	Littlefield	Silver
Arnold	Dockery	Livingston	Sindler
Bainter	Edwards	Logan	Smith
Ball	Effman	Lynn	Spratt
Barreiro	Eggelation	Mackenzie	Stabins
Betancourt	Fasano	Maygarden	Stafford
Bitner	Feeney	Meek	Starks
Bloom	Fischer	Melvin	Sublette
Boyd	Flanagan	Merchant	Tamargo
Bradley	Frankel	Miller	Thrasher
Brennan	Fuller	Minton	Tobin
Bronson	Futch	Morrioni	Trovillion
Brooks	Garcia	Morse	Turnbull
Brown	Gay	Murman	Valdes
Bullard	Goode	Ogles	Villalobos
Burroughs	Gottlieb	Peaden	Wallace
Bush	Greene	Posey	Warner
Byrd	Hafner	Prewitt, D.	Wasserman Schultz
Carlton	Harrington	Pruitt, K.	Westbrook
Casey	Healey	Putnam	Wiles
Chestnut	Heyman	Rayson	Wise
Clemons	Hill	Reddick	Ziebarth
Constantine	Horan	Ritchie	
Cosgrove	Jones	Ritter	
Crady	Kelly	Rodriguez-Chomat	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS/HB 3663**—A bill to be entitled An act relating to jai alai permitholders; amending s. 550.01215, F.S.; allowing any jai alai permitholder to apply, during a specified period, for licensure to conduct performances in fiscal year 1998-1999; requiring the Division of Pari-mutuel Wagering to issue the license within a specified period of time; amending s. 550.09511, F.S.; qualifying the provision that jai alai permitholders should pay their fair share of taxes on pari-mutuel wagering; providing that the amount of taxes on handle and admissions which is imposed on such a permitholder should not exceed the permitholder's operating earnings and that permitholders may apply any excess amount against future taxes due; defining the term "operating earnings"; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—113

The Chair	Ball	Brennan	Carlton
Albright	Barreiro	Bronson	Casey
Andrews	Betancourt	Brown	Chestnut
Argenziano	Bitner	Bullard	Clemons
Arnall	Bloom	Burroughs	Constantine
Arnold	Boyd	Bush	Cosgrove
Bainter	Bradley	Byrd	Crady

Crist	Hafner	Minton	Spratt
Crow	Harrington	Morrone	Stabins
Culp	Healey	Morse	Stafford
Dawson-White	Heyman	Murman	Starks
Dennis	Hill	Ogles	Sublette
Diaz de la Portilla	Horan	Peaden	Tamargo
Dockery	Jones	Posey	Thrasher
Edwards	Kelly	Prewitt, D.	Tobin
Effman	King	Pruitt, K.	Trovillion
Eggelletion	Kosmas	Putnam	Turnbull
Fasano	Lacasa	Rayson	Valdes
Feeney	Lawson	Reddick	Villalobos
Fischer	Lippman	Ritchie	Wallace
Flanagan	Livingston	Ritter	Warner
Frankel	Logan	Rodriguez-Chomat	Wasserman Schultz
Fuller	Lynn	Rojas	Westbrook
Futch	Mackenzie	Sanderson	Wiles
Garcia	Maygarden	Saunders	Wise
Gay	Meek	Semler	Ziebarth
Goode	Melvin	Silver	
Gottlieb	Merchant	Sindler	
Greene	Miller	Smith	

Nays—1

Brooks

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS/HB 73**—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.04, F.S.; exempting admissions to certain collegiate tournament games, baseball all-star games, and postseason collegiate football games from the tax on admissions; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—110

The Chair	Crist	Kelly	Ritter
Albright	Crow	King	Rodriguez-Chomat
Alexander	Culp	Kosmas	Rojas
Andrews	Dawson-White	Lacasa	Safley
Argenziano	Dennis	Lawson	Sanderson
Arnall	Diaz de la Portilla	Lippman	Saunders
Arnold	Dockery	Littlefield	Semler
Bainter	Edwards	Livingston	Sindler
Barreiro	Effman	Logan	Smith
Betancourt	Eggelletion	Lynn	Spratt
Bitner	Fasano	Mackenzie	Stabins
Bloom	Feeney	Maygarden	Stafford
Bradley	Fischer	Meek	Starks
Brennan	Flanagan	Melvin	Sublette
Bronson	Frankel	Merchant	Tamargo
Brooks	Fuller	Minton	Thrasher
Brown	Futch	Morrone	Tobin
Bullard	Garcia	Morse	Trovillion
Burroughs	Gay	Murman	Valdes
Bush	Goode	Ogles	Villalobos
Byrd	Gottlieb	Peaden	Wallace
Carlton	Greene	Posey	Warner
Casey	Hafner	Prewitt, D.	Wasserman Schultz
Chestnut	Harrington	Pruitt, K.	Westbrook
Clemons	Heyman	Putnam	Wise
Constantine	Hill	Rayson	Ziebarth
Cosgrove	Horan	Reddick	
Crady	Jones	Ritchie	

Nays—6

Boyd	Miller	Turnbull	Wiles
Healey	Silver		

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas to Nays—Brown, Dockery

So the bill passed and was immediately certified to the Senate.

**CS for SB 846**—A bill to be entitled An act relating to the Department of Transportation (RAB); amending s. 334.044, F.S.; authorizing the department to regulate the transfer of storm water to the right-of-way as a result of changes to adjacent property; amending s. 337.105, F.S.; authorizing the department to suspend a consultant from awards of department contracts for specified good cause; amending s. 337.18, F.S.; providing incentives or damages for contractors for early completion of projects that provide substantial benefits to the public; amending s. 339.0805, F.S.; authorizing the department to suspend or revoke the certification of a disadvantaged business enterprise for specified good cause; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—114

The Chair	Crady	Kelly	Rojas
Albright	Crist	Kosmas	Safley
Alexander	Crow	Lacasa	Sanderson
Andrews	Culp	Lawson	Saunders
Argenziano	Dawson-White	Littlefield	Semler
Arnall	Diaz de la Portilla	Livingston	Silver
Arnold	Dockery	Logan	Sindler
Bainter	Edwards	Lynn	Smith
Ball	Effman	Mackenzie	Spratt
Barreiro	Eggelletion	Maygarden	Stabins
Betancourt	Fasano	Meek	Stafford
Bitner	Feeney	Melvin	Starks
Bloom	Fischer	Merchant	Sublette
Boyd	Flanagan	Miller	Tamargo
Bradley	Frankel	Minton	Thrasher
Brennan	Fuller	Morrone	Tobin
Bronson	Futch	Morse	Trovillion
Brooks	Garcia	Murman	Turnbull
Brown	Gay	Ogles	Valdes
Bullard	Goode	Peaden	Villalobos
Burroughs	Gottlieb	Posey	Wallace
Bush	Greene	Prewitt, D.	Warner
Byrd	Hafner	Pruitt, K.	Wasserman Schultz
Carlton	Harrington	Putnam	Westbrook
Casey	Healey	Rayson	Wiles
Chestnut	Heyman	Reddick	Wise
Clemons	Hill	Ritchie	Ziebarth
Constantine	Horan	Ritter	
Cosgrove	Jones	Rodriguez-Chomat	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS/CS/HB 667** was taken up. On motion by Rep. Kelly, the rules were suspended and—

**CS for SB 368**—A bill to be entitled An act relating to motorcycle safety education; amending s. 215.22, F.S.; providing an exemption from a required deduction for that portion of the Highway Safety Operating Trust Fund funded by the motorcycle safety education fee; amending s.

322.0255, F.S.; deleting a limitation on the reimbursement of certain fees; providing an effective date.

—was substituted for CS/CS/HB 667 and read the second time by title. Under Rule 99, the House bill was laid on the table.

On motion by Rep. Kelly, the rules were suspended and CS for SB 368 was read the third time by title. On passage, the vote was:

Yeas—116

The Chair	Crist	Kelly	Ritter
Albright	Crow	King	Rodriguez-Chomat
Alexander	Culp	Kosmas	Rojas
Andrews	Dawson-White	Lacasa	Safley
Argenziano	Dennis	Lawson	Sanderson
Arnall	Diaz de la Portilla	Lippman	Saunders
Arnold	Dockery	Littlefield	Semler
Bainter	Edwards	Livingston	Silver
Ball	Effman	Logan	Sindler
Barreiro	Eggelletion	Lynn	Smith
Betancourt	Fasano	Mackenzie	Spratt
Bitner	Feeney	Maygarden	Stabins
Bloom	Fischer	Meek	Stafford
Boyd	Flanagan	Melvin	Starks
Bradley	Frankel	Merchant	Sublette
Bronson	Fuller	Miller	Tamargo
Brooks	Futch	Minton	Thrasher
Brown	Garcia	Morrone	Tobin
Bullard	Gay	Morse	Trovillion
Burroughs	Goode	Murman	Turnbull
Bush	Gottlieb	Ogles	Valdes
Byrd	Greene	Peaden	Villalobos
Carlton	Hafner	Posey	Wallace
Casey	Harrington	Prewitt, D.	Warner
Chestnut	Healey	Pruitt, K.	Wasserman Schultz
Clemons	Heyman	Putnam	Westbrook
Constantine	Hill	Rayson	Wiles
Cosgrove	Horan	Reddick	Wise
Cradley	Jones	Ritchie	Ziebarth

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed and was immediately certified to the Senate.

**CS/HB 117**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for the Gasparilla Distance Classic Association, Inc., in specified circumstances; providing an effective date.

—was read the third time by title. On passage, the vote was:

Yeas—115

The Chair	Brennan	Crist	Fuller
Albright	Bronson	Crow	Futch
Alexander	Brooks	Culp	Garcia
Andrews	Brown	Dawson-White	Gay
Argenziano	Bullard	Dennis	Goode
Arnall	Burroughs	Diaz de la Portilla	Gottlieb
Arnold	Bush	Dockery	Greene
Bainter	Byrd	Edwards	Hafner
Ball	Carlton	Effman	Harrington
Barreiro	Casey	Eggelletion	Heyman
Betancourt	Chestnut	Fasano	Hill
Bitner	Clemons	Feeney	Horan
Bloom	Constantine	Fischer	Jones
Boyd	Cosgrove	Flanagan	Kelly
Bradley	Cradley	Frankel	King

Kosmas	Minton	Rodriguez-Chomat	Thrasher
Lacasa	Morrone	Rojas	Tobin
Lawson	Morse	Safley	Trovillion
Lippman	Murman	Sanderson	Turnbull
Littlefield	Ogles	Saunders	Valdes
Livingston	Peaden	Semler	Villalobos
Logan	Posey	Silver	Wallace
Lynn	Prewitt, D.	Sindler	Warner
Mackenzie	Pruitt, K.	Smith	Wasserman Schultz
Maygarden	Putnam	Spratt	Westbrook
Meek	Rayson	Stabins	Wiles
Melvin	Reddick	Stafford	Wise
Merchant	Ritchie	Starks	Ziebarth
Miller	Ritter	Tamargo	

Nays—1

Healey

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas to Nays—Silver

So the bill passed, as amended, and was immediately certified to the Senate.

**HB 4179**—A bill to be entitled An act relating to workers' compensation; amending s. 440.092, F.S.; revising provisions relating to special requirements for compensability under Workers' Compensation Law to provide that certain injuries suffered by specified law enforcement and correctional officers shall be deemed to be injuries arising out of and in the course of employment; providing an effective date.

—was read the third time by title.

Representative(s) Fasano offered the following:

**Amendment 1 (with title amendment)**—On page 1, lines 24 through 28,  
remove from the bill: all of said lines

and insert in lieu thereof:

*employer. Notwithstanding any provision of law to the contrary, a law enforcement officer, as defined in s. 943.10(1), who is going to or coming from work in an official law enforcement vehicle shall be deemed to be engaged in a special errand or mission for the employer.*

And the title is amended as follows:

On page 1, line 7,  
remove from the title of the bill: all of said line

and insert in lieu thereof: law enforcement

Rep. Fasano moved the adoption of the amendment, which was adopted by the required two-thirds vote.

The question recurred on the passage of HB 4179. The vote was:

Yeas—117

The Chair	Bitner	Byrd	Dawson-White
Albright	Bloom	Carlton	Dennis
Alexander	Boyd	Casey	Diaz de la Portilla
Andrews	Bradley	Chestnut	Dockery
Argenziano	Brennan	Clemons	Edwards
Arnall	Bronson	Constantine	Effman
Arnold	Brooks	Cosgrove	Eggelletion
Bainter	Brown	Cradley	Fasano
Ball	Bullard	Crist	Feeney
Barreiro	Burroughs	Crow	Fischer
Betancourt	Bush	Culp	Flanagan

Frankel	Lawson	Prewitt, D.	Starks
Fuller	Lippman	Pruitt, K.	Sublette
Futch	Littlefield	Putnam	Tamargo
Garcia	Livingston	Rayson	Thrasher
Gay	Logan	Reddick	Tobin
Goode	Lynn	Ritchie	Trovillion
Gottlieb	Mackenzie	Ritter	Turnbull
Greene	Maygarden	Rodriguez-Chomat	Valdes
Hafner	Meek	Rojas	Villalobos
Harrington	Melvin	Safley	Wallace
Healey	Merchant	Sanderson	Warner
Heyman	Miller	Saunders	Wasserman Schultz
Hill	Minton	Sembler	Westbrook
Horan	Morrone	Silver	Wiles
Jones	Morse	Sindler	Wise
Kelly	Murman	Smith	Ziebarth
King	Ogles	Spratt	
Kosmas	Peaden	Stabins	
Lacasa	Posey	Stafford	

Nays—None

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

On motion by Rep. Arnall, the rules were suspended and the House moved to the order of—

**Messages from the Senate**

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS for SB 1626, as amended, and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Commerce and Economic Opportunities—

**CS for SB 1626**—A bill to be entitled An act relating to occupational safety and health; amending s. 442.006, F.S.; limiting investigations and penalties to public-sector employers; amending s. 442.008, F.S.; limiting division authority to public-sector employers; amending s. 442.013, F.S.; limiting penalties to public-sector employers; amending s. 442.019, F.S.; limiting compliance to public-sector employers; creating s. 442.0085, F.S.; providing for safety consultations; repealing s. 442.003, F.S., relating to legislative intent; repealing s. 442.009, F.S., relating to right of entry by division representatives; repealing s. 442.0105, F.S., relating to employers whose employees have a high frequency of work-related injuries; repealing s. 442.015, F.S., relating to cancellation of coverage on certain employers; repealing s. 442.017, F.S., relating to penalties for employers who refuse to admit certain investigators; providing an effective date.

—was read the first time by title. On motion by Rep. Arnall, the rules were suspended and CS for SB 1626 was substituted for HB 3907 and under Rule 99, the House bill was laid on the table. On further motion by Rep. Arnall, the rules were suspended and CS for SB 1626 was read the second time by title and the third time by title. On passage, the vote was:

Yeas—67

The Chair	Barreiro	Casey	Edwards
Albright	Bitner	Constantine	Fasano
Alexander	Bronson	Crady	Feeney
Andrews	Brooks	Crow	Flanagan
Argenziano	Burroughs	Culp	Fuller
Bainter	Byrd	Diaz de la Portilla	Futch
Ball	Carlton	Dockery	Garcia

Gay	Melvin	Rodriguez-Chomat	Tamargo
Goode	Merchant	Rojas	Thrasher
Harrington	Minton	Safley	Trovillion
Jones	Morrone	Sanderson	Valdes
Kelly	Morse	Saunders	Villalobos
Lacasa	Murman	Sembler	Wallace
Littlefield	Ogles	Smith	Warner
Livingston	Peaden	Stabins	Wise
Lynn	Pruitt, K.	Starks	Ziebarth
Maygarden	Putnam	Sublette	

Nays—47

Arnold	Dawson-White	Horan	Ritchie
Betancourt	Dennis	King	Ritter
Bloom	Effman	Kosmas	Roberts-Burke
Boyd	Eggelletion	Lawson	Silver
Brennan	Fischer	Logan	Sindler
Brown	Frankel	Mackenzie	Stafford
Bullard	Gottlieb	Meek	Tobin
Bush	Greene	Miller	Turnbull
Chestnut	Hafner	Posey	Wasserman Schultz
Clemons	Healey	Prewitt, D.	Westbrook
Cosgrove	Heyman	Rayson	Wiles
Crist	Hill	Reddick	

Excused from time to time for Conference Committee—Bitner, Bradley, Byrd, Carlton, Clemons, Lippman, Meek, Morse, Safley, Stabins, Thrasher, Warner

Votes after roll call:

Yeas—Arnall  
Nays to Yeas—Cosgrove

So the bill passed and was immediately certified to the Senate.

**Recognition of the Honorable Jack N. Tobin**

The Speaker recognized Rep. Tobin, who announced that he would not be seeking reelection. The following Members were recognized for brief remarks in response to Rep. Tobin's announcement: Reps. Lippman, Starks, Morrone, Logan, Jones, and Eggelletion.

**Messages from the Senate**

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed HB 887.

*Faye W. Blanton, Secretary*

The above bill was ordered enrolled.

**First Reading by Publication**

*The Honorable Daniel Webster, Speaker*

I am directed to inform the House of Representatives that the Senate has passed CS for SB 290 and SB 564, as amended; passed SB 790, as amended, by the required Constitutional three-fifths vote of the membership; passed SB 884; CS for SB 926; CS for CS for SB 1024; and CS for SB 1294, as amended; passed SB 1306, as amended, by the required Constitutional three-fifths vote of the membership; passed CS for SB 1584 and CS for SB 1722; passed CS for SB 1960 and SB 2222, as amended, and requests the concurrence of the House.

*Faye W. Blanton, Secretary*

By the Committee on Health Care and Senator Klein—

**CS for SB 290**—A bill to be entitled An act relating to emergency medical services; creating s. 401.272, F.S., providing for paramedics and emergency medical technicians to provide health promotion and wellness activities and blood pressure screenings; providing for paramedics to administer immunizations and requiring the verification

and documentation of their qualifications to do so; providing conditions to the provision of such community health care; providing for rulemaking; amending s. 401.265, F.S.; specifying additional liability provisions for medical directors under certain circumstances; providing an effective date.

To the Government Services Council.

By Senator Kurth—

**SB 564**—A bill to be entitled An act relating to higher education; amending s. 240.299, F.S.; providing reporting requirements for university direct-support organizations; amending s. 240.311, F.S., relating to rules of the State Board of Community Colleges; requiring a community college district board of trustees to annually evaluate the college president; amending s. 240.324, F.S.; providing an additional requirement for the accountability plan for community colleges; amending ss. 240.331, 240.3315, F.S.; prescribing membership of boards of directors and executive committees of community college direct-support organizations and statewide community college direct-support organizations; restricting activities of such direct-support organizations; providing reporting requirements for such organizations; amending s. 240.3335, F.S.; removing the authority of a board of directors of a center of technology innovation to acquire, lease, or sublease property; amending s. 240.363, F.S.; providing that a community college is not responsible for the acts, debts, liabilities, or obligations of a direct-support organization; providing an appropriation; providing an effective date.

To the Academic Excellence Council.

By Senators Crist and Latvala—

**SB 790**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating an Everglades River of Grass license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

To the Economic Impact Council.

By Senator Clary—

**SB 884**—A bill to be entitled An act relating to the local option tourist development tax; amending s. 125.0104, F.S.; revising provisions which authorize imposition of an additional tax to pay debt service on bonds issued to finance construction or renovation of a professional sports franchise facility or convention center; removing a condition on use of tax revenues for a convention center; authorizing use of tax revenues for operation and maintenance of a convention center for a specified period; providing an effective date.

To the Economic Impact Council.

By the Committee on Agriculture and Senator Lee—

**CS for SB 926**—A bill to be entitled An act relating to eradication of agricultural pests; prescribing additional duties of the Department of Agriculture and Consumer Services and the Department of Health with respect to programs of emergency aerial application of pesticide for eradication of plant pests; requiring use of certain pesticides; requiring development of a system for informing the public of such programs and requiring public and other notice of certain programs of pest eradication; providing for information to be furnished to health-care providers; providing for health advisory committees; providing an effective date.

To the Governmental Responsibility Council.

By the Committees on Criminal Justice, Children, Families and Seniors and Senator Hargrett—

**CS for CS for SB 1024**—A bill to be entitled An act relating to false reports of abuse or neglect of a child or of abuse, neglect, or exploitation of a disabled adult or elderly person; amending s. 415.107, F.S.; authorizing the Department of Children and Family Services to provide

the identity of a person reporting adult abuse, neglect, or exploitation to a law enforcement agency; amending s. 415.111, F.S.; providing for investigation by local law enforcement agencies of possible false reports; providing for law enforcement entities to handle certain reports of abuse, neglect, or exploitation during the pendency of such an investigation; providing procedures; providing for law enforcement agencies to refer certain reports to the state attorney for prosecution; specifying the penalty for knowingly and willfully making or advising another to make a false report; providing for the Department of Children and Family Services to report annually to the Legislature the number of reports referred to law enforcement agencies for investigation of possible false reports; providing for state attorneys to report annually to the Legislature the number of complaints that have resulted in informations or indictments; amending s. 415.1113, F.S.; increasing the maximum amount of the administrative fine that may be imposed for knowingly and willfully making or counseling another to make a false report; amending s. 415.513, F.S.; deleting the requirement for the Department of Children and Family Services to provide information to the state attorney; providing for the Department of Children and Family Services to report annually to the Legislature the number of reports referred to law enforcement agencies; providing for investigation by local law enforcement agencies of possible false reports; providing for law enforcement agencies to refer certain reports to the state attorney for prosecution; providing for law enforcement entities to handle certain reports of abuse or neglect during the pendency of such an investigation; providing procedures; specifying the penalty for knowingly and willfully making, or advising another to make, a false report; providing for state attorneys to report annually to the Legislature the number of complaints that have resulted in informations or indictments; amending s. 415.5131, F.S.; increasing the maximum amount of the administrative fine that may be imposed for knowingly and willfully making, or counseling another to make, a false report; providing an effective date.

To the Justice Council.

By the Committee on Agriculture and Senator Gutman—

**CS for SB 1294**—A bill to be entitled An act relating to agricultural sales; amending s. 570.55, F.S.; revising the "Florida Avocado, Mango, Lime, and Tomato Sales Law" to the "Florida Tropical or Subtropical Fruit and Vegetables Sales Law"; revising provisions to apply to tropical or subtropical fruit and vegetables; prescribing use of certain containers in shipping or distribution; providing an exception; increasing a penalty; amending s. 603.161, F.S.; revising a definition; increasing a penalty; providing an effective date.

To the Governmental Responsibility Council.

By Senator Kurth—

**SB 1306**—A bill to be entitled An act relating to license plates; amending ss. 320.08056, 320.08058, F.S.; creating a Protect Wild Dolphins license plate; providing for the distribution of annual use fees received from the sale of such plates; providing a contingent effective date.

To the Economic Impact Council.

By the Committee on Banking and Insurance and Senator Campbell and others—

**CS for SB 1584**—A bill to be entitled An act relating to health maintenance organizations; creating s. 641.3155, F.S.; prescribing time for paying claims for services or goods by a provider; providing procedures for denying or contesting a claim; providing time limitations; providing notice; providing method for making payments, denying or contesting a claim, and providing notice; providing interest on overdue payment of claim; providing for a waiver of a health maintenance organization's rights under a provider contract and consequences for failure of an organization to comply with the provisions of the act; providing an effective date.

To the Government Services Council.

By the Committee on Education and Senator McKay—

**CS for SB 1722**—A bill to be entitled An act relating to rulemaking authority of school boards (RAB); amending s. 230.23, F.S.; creating s.

230.23005, F.S.; prescribing the rulemaking authority of school boards; providing an effective date.

To the Academic Excellence Council.

By the Committee on Children, Families and Seniors and Senator Rossin—

**CS for SB 1960**—A bill to be entitled An act relating to assisted living facilities and adult family-care homes; amending s. 400.402, F.S.; revising definitions; amending s. 400.404, F.S.; providing additional exemptions from licensure as an assisted living facility; amending ss. 400.407, 400.408, F.S.; reorganizing and revising provisions relating to unlawful facilities; providing penalties; requiring report of unlicensed facilities; providing for disciplinary actions; revising provisions relating to referral to unlicensed facilities; providing for certain notice to service providers; amending s. 400.4075, F.S.; providing requirements for obtaining a limited mental health license; amending s. 400.411, F.S.; revising requirements for an initial application for license; providing for a fee; amending s. 400.414, F.S.; revising authority and grounds for denial, revocation, or suspension of licenses or imposition of administrative fines; specifying terms for review of proceedings challenging administrative actions; amending s. 400.415, F.S.; requiring a facility to post notice of a moratorium on admissions; providing for rules establishing grounds for imposition of a moratorium; amending s. 400.417, F.S.; providing for coordinated expiration of a facility's license; revising requirements for license renewal; providing for rules; amending s. 400.4174, F.S.; amending an outdated reference to child abuse or neglect; amending s. 400.4176, F.S.; revising time requirement for notice of change of administrator; amending ss. 400.418, 400.422, 400.452, 408.036, F.S., relating to the disposition of fees and fines, receivership proceedings, staff training and education, and the review of certain projects; conforming cross-references to changes made by the act; amending s. 400.419, F.S.; revising procedures relating to violations and penalties; increasing administrative fines for specified classes of violations; providing fines for unlicensed operation of a facility and for failure to apply for a change of ownership license; authorizing a survey fee to cover the cost of certain complaint investigations; providing for corrective action plans to correct violations; expanding dissemination of information regarding facilities sanctioned or fined; amending s. 400.4195, F.S., relating to prohibitions and rebates; creating s. 400.4256, F.S., relating to assistance with the self-administration of medication; amending s. 400.428, F.S.; providing for surveys to determine compliance with facility standards and residents' rights; amending s. 400.474, F.S.; providing for disciplinary action against a home health agency or employee who knowingly provides services in an unlicensed assisted living facility or adult family-care home; amending s. 400.618, F.S.; revising the definition of the term "adult-family care home"; amending s. 394.4574, F.S.; requiring district administrators of the Department of Children and Family Services to develop plans to ensure the provision of mental health and substance abuse treatment services to residents of assisted living facilities that hold a limited mental health license; providing an effective date.

To the Government Services Council.

By Senators McKay and Forman—

**SB 2222**—A bill to be entitled An act relating to taxation; amending s. 197.122, F.S.; specifying the time within which property appraisers may correct a material mistake of fact in an appraisal; allowing the property appraiser to directly submit a correction and refund order to the tax collector; creating s. 197.4155, F.S.; authorizing county tax collectors to implement an installment payment program for delinquent personal property taxes; providing for a tax collector to prescribe an installment payment plan within a specified time period; allowing flexibility; prescribing limitations upon the duration of an installment plan; providing that tax warrants against a taxpayer participating in a plan are unenforceable if specified conditions are met; authorizing the tax collector to use all legally available enforcement methods if taxes due under an installment plan are not paid in full; amending s. 197.432, F.S.; revising requirements for calculating the rate of interest on void tax certificates; prohibiting holders of tax certificates from contacting

property owners and demanding payment; providing for barring the holder of a tax certificate from bidding at a certificate sale; providing that any such contact is an unfair or deceptive trade practice; amending s. 200.069, F.S.; providing for the notice of proposed property taxes to include a notice of proposed non-ad valorem assessments, if requested by the local governing board levying the non-ad valorem assessments and agreed to by the property appraiser; amending s. 170.201, F.S.; allowing municipalities to exempt certain government financed or insured housing facilities from special assessments for emergency medical services; creating s. 213.68, F.S.; specifying the garnishment authority and procedures applicable to counties which self-administer the local option tourist development tax; providing an effective date.

To the Governmental Responsibility Council.

#### Motion to Adjourn

Rep. Thrasher moved that the House adjourn for the purpose of holding committee meetings and conducting other House business, to reconvene at 8:30 a.m., Tuesday, April 28. The motion was agreed to.

#### Recorded Votes

Rep. Alexander:

Yea—CS/HB 1087

Rep. Brooks:

Change from Yea to Nay—Amendment 1 to CS/HB 3201

Rep. Crow:

Yea—HB 4555

Rep. Effman:

Yea—HB 3473; HB 3475; HB 4655; HB 4657; HB 4659; HB 4661; HB 4663; HB 4711; HB 4713; HB 4715; HB 4717; HB 4719; HB 4721; HB 4723; HB 4727; HB 4729; HB 4731; HB 4733; HB 4735; HB 4737; HB 4739; HB 4813

Nay—Amendment 15 to CS/HB 3883

Rep. Garcia:

Yea—CS/CS/HB 69; SB 222; HB 367; CS/CS/HB 679; CS/CS/HB 1021; CS/HB 1151; SB 1350; HB 1719; HB 2023; CS/HB 3179; CS/HB 3369; CS/HB 3439; HB 3473; HB 3475; HB 3559; HB 3777; HB 3825; HB 3933; HB 4039; CS/HB 4047; CS/HB 4051; HB 4655; HB 4657; HB 4659; HB 4661; HB 4663; HB 4711; HB 4713; HB 4715; HB 4717; HB 4719; HB 4723; HB 4727; HB 4731; HB 4733; HB 4737; HB 4739; HB 4813; HR 9087

Nay—Amendment 1 to Amendment 1 to CS/HBs 3743 & 3941; Amendment 3 to Amendment 1 to CS/HBs 3743 & 3941

Rep. Ogles:

Change from Nay to Yea—Amendment 1 to CS/HB 3201

#### Cosponsors

HB 367—Putnam  
 CS/CS/HBs 683 & 2131—Kelly  
 HB 909—Harrington  
 HB 1045—Putnam  
 CS/CS/HB 1093—Wallace  
 CS/HB 1575—Culp  
 HB 1719—Wallace  
 CS/HB 1795—Alexander, Lynn, Villalobos  
 HB 3099—Kelly  
 HB 3137—Westbrook  
 HJR 3151—Mackey, Wallace  
 CS/HB 3173—Wallace  
 CS/HB 3245—Murman  
 HB 3273—Silver

HB 3275—Sindler  
 HB 3309—Murman  
 HB 3341—Carlton, Chestnut, Clemons, Cosgrove, Diaz de la Portilla, Effman, Jones, Posey, Stafford, Starks  
 CS/CS/HB 3387—Bloom  
 HB 3483—Andrews, Carlton, Greene, Healey, Reddick, Turnbull  
 CS/HB 3565—Tamargo  
 CS/HB 3667—Crist  
 HB 3783—Littlefield  
 HB 3871—Putnam  
 HB 3873—Putnam  
 HB 3879—Putnam  
 HB 3881—Putnam  
 CS/HB 3883—Heyman, Kosmas, D. Prewitt  
 CS/HB 3895—Crist  
 CS/CS/HB 3899—Flanagan, Sindler, Valdes, Wallace  
 HB 3907—Livingston  
 HB 3921—Flanagan  
 HB 3923—Frankel, Lynn  
 HB 3975—Sindler  
 HB 4041—Sindler  
 CS/HB 4101—Murman  
 CS/HB 4141—Crow  
 HB 4183—Putnam  
 HB 4225—Stafford  
 HB 4227—Bloom, Brown, Cosgrove, D. Prewitt, Silver  
 HB 4261—Sindler  
 HB 4275—Fuller  
 HB 4335—Peadar  
 HB 4345—Putnam  
 CS/CS/HB 4407—Morse  
 HB 4435—Putnam  
 HB 4453—Putnam  
 HB 4473—Horan  
 HB 4475—Argenziano  
 HB 4489—Sindler, Wiles  
 HB 4513—Wallace  
 HB 4555—Putnam, Silver  
 HB 4679—Putnam  
 HJR 4761—Mackey, Putnam  
 HR 9409—Bush

### Introduction and Reference

By Representative Burroughs—

**HB 4839**—A bill to be entitled An act protecting the right of free expression of candidates for public office; granting all candidates for

public office the right to express their positions on public issues; repealing provisions of the Code of Judicial Conduct which conflict with this right; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

### Daily Folder

Communication was received from the Speaker that under Rule 132, the Daily Folder for Monday, April 27, 1998, beginning at 1:40 p.m., would consist of the following:

1:40 p.m. - 2:40 p.m.	Academic Excellence Council Calendar
2:40 p.m. - 3:10 p.m.	Governmental Responsibility Council Calendar
3:10 p.m. - 4:30 p.m.	Justice Council Calendar
4:30 p.m. - 6:00 p.m.	Economic Impact Council Calendar

### Reports of Councils and Standing Committees

#### Committee Reports

#### Received April 27:

The Committee on Community Affairs (Governmental Responsibility Council) recommends the following not pass:

HB 3283

**The above bill was laid on the table under the rule.**

### Communications

The Governor advised that he had filed in the Office of the Secretary of State HB 1749, which he approved on April 27.

The Governor advised that he had filed in the Office of the Secretary of State CS/HB 1727 and HB 2019, which will become law on April 28 without his signature.

#### Excused

Rep. Barreiro until 4:34 p.m.; Rep. Bush until 2:00 p.m.; Rep. Jacobs; Rep. Lippman until 3:59 p.m.; Rep. Roberts-Burke until 5:07 p.m.

#### Conference Committee Managers Excused

The following Conference Committee Managers were excused from time to time: CS/SB 874 (tort reform): Rep. Warner (Chair), Rep. Clemons, Rep. Thrasher, Rep. Byrd, Rep. Safley, Rep. Bradley, Rep. Bitner, and Rep. Lippman (alternate).

### Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 5:59 p.m., to reconvene at 8:30 a.m., Tuesday, April 28.