Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President King at 10:35 a.m. A quorum present—39:

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Excused: Senator Sebesta

PRAYER

The following prayer was offered by Monsignor John McMahon, St. Joan of Arc Catholic Church, Boca Raton:

Hi God!

As you know, we come in all different sizes, shapes, sounds and colors.

But facts are facts. For some of us, you're as close as the morning sun that kisses our faces, and for others of us you're as distant as the stars in the night. For some of us, your voice is as clear and loud as the surf pounding on the beach, and for others of us you're as silent as the desert.

God, there are a few issues we want to talk over with you. Wherever we are on the spectrum of life, we all have an inherent dignity that comes from you. Now, how should you be nudging us? In the presence of another, is it more important to try to understand them or to have them understand me?

In your eyes, God, we are all equal. Whenever we are making decisions, it is important to ask these two questions: "How does this affect the poor?" and "How does this promote social justice?"

God, we're here because our constituency elected us. But, they're not OUR people; they're YOUR people. We're not owners; we're managers; we're stewards, and there are many different paths that people follow that lead to you. So how do we hear your call to us and at the same time respect these many pathways?

Maybe God, it would help if we followed the example of the former Mayor of New York, Mayor Koch, who used to ask the people, "How am I doing?" Maybe at the end of each day, it would help us if WE asked YOU how we're doing.

You do incredible things in the world, God, and we thank you for giving us the opportunity to be part of your plan. Well, God, that's it for now. Amen.

PLEDGE

Senate Pages Judd Smith of Miami, Sarah Fowler of Belle Isle, Nicole "Niki" Knight of Chipley and Victoria Phillips of Key West, led the Senate in the pledge of allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Eduardo Marichal of Gainesville, sponsored by Senator Smith, as doctor of the day. Dr. Marichal specializes in Obstetrics/Gynecology.

ADOPTION OF RESOLUTIONS

On motion by Senator Miller—

SR 3070—A resolution recognizing Ronald "Winky" Wright.

WHEREAS, Ronald "Winky" Wright was born November 26, 1971, in Washington, D.C., moved to St. Petersburg at the age of sixteen, and began his career as a boxer while still a high school student, when he began working out at the St. Petersburg Boxing Club on 49th Street South, and

WHEREAS, Ronald Wright's talent was spotted and encouraged by the club's owners, Dan and Mike Birmingham, who became his first trainers and remain his coaches to this day, and

WHEREAS, Mr. Wright entered his first amateur fight in 1987 and continued amateur boxing until 1990, when he won a bronze medal in the 1990 USA Boxing Championships, a national Police Athletic Title, and a U.S. Olympic Festival Gold Medal, achieving a 53-4 win-loss record in the Junior Middleweight Class, and

WHEREAS, in the years since 1990, Mr. Wright made a name for himself as a professional boxer in Europe and, following his victory over Bronco McKart in 1996 for his first pro boxing title, established a name and a following here in the United States as well, achieving a professional win-loss record of 47-3, and

WHEREAS, Mr. Wright has kept St. Petersburg as his home, continues to train with Dan and Mike Birmingham with whom he is now coowner of the St. Petersburg Boxing Club, and has a wide following of enthusiastic hometown fans, 200 of whom followed him to Las Vegas on March 13, 2004, where he defeated Shane Mosely to win the International Boxing Federation Junior Middleweight Championship Title, and

WHEREAS, Ronald "Winky" Wright has a reputation for being a dedicated athlete, a fine family man, and a loyal friend, and brings recognition to St. Petersburg and the State of Florida for his achievements in the world of sports, NOW, THEREFORE,

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

That Ronald "Winky" Wright is commended for his success in the sport of boxing and for his example of discipline, excellence, and fine sportsmanship.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Ronald "Winky" Wright as a token of the good will and esteem of the Florida Senate.

—was taken up out of order and read the second time in full. On motion by Senator Miller, **SR 3070** was adopted.

At the request of Senator Bullard—

By Senator Bullard—

SR 2292—A resolution recognizing the historical significance of the Clewiston Inn.

WHEREAS, the Clewiston Inn is a registered National Historic Site, located in Clewiston, Florida, Hendry County, and

WHEREAS, the Inn was built in 1938 by the United States Sugar Corporation to host company executives and visiting dignitaries and is currently used as a major center for social activities and functions in the surrounding area, and

WHEREAS, President Herbert Hoover visited the Inn twice, once while in office and later when he dedicated the levee surrounding Lake Okeechobee, which is named Hoover Dike in his honor, and

WHEREAS, many State Governors, officials, and celebrities have visited and stayed at the Inn through the years, and

WHEREAS, during World War II, British and American Air Force Cadets training at nearby Riddle Field gathered to socialize, sing, and play the piano at the Clewiston Inn, and

WHEREAS, the Inn has in recent years opened its doors as a hurricane storm shelter for local residents, NOW, THEREFORE,

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

That the Senate recognizes the rich and varied history of the Clewiston Inn and commends the owners of the Inn for its many contributions to the surrounding communities.

—**SR 2292** was introduced, read and adopted by publication.

At the request of Senator Bullard—

By Senator Bullard—

SR 2742—A resolution commending Camillus House for its contributions to improving the quality of life for homeless persons.

WHEREAS, Camillus Housing Services addresses the most obvious aspect of homelessness, providing a wide range of assistance to people who speak English, Spanish, and Creole, including emergency, transitional, and permanent housing; comprehensive health care; and social services, and

WHEREAS, the Camillus Emergency Shelter provides a total of 102 beds for adult males, 55 of which are reserved for Camillus Life Center clients who reside onsite during their treatment; 10 of which are reserved for clients in the New Work Program; 7 of which are reserved for use as respite beds by Camillus Health Concern patients who are in need of bed rest; and the remaining 30 of which are reserved for use on a first-come, first-serve basis for homeless persons living on the street, and

WHEREAS, Camillus House provides transitional housing for formerly homeless men and women who have recently completed a substance abuse treatment program, while the Cottages of Naranja provides 6-9 month transitional housing for single, homeless adults, the Airbase Housing Program provides transitional housing in new units built on the former Homestead Air Reserve Base, the St. Jude Center provides transitional supportive housing, and the Somerville Residence program provides permanent affordable housing to 47 families, and

WHEREAS, Camillus House provides many other services to homeless persons, including meals, showers, outpatient treatment for drug and alcohol additions, work programs, case management, community and agency referral information, access to telephone, mail, and a notary public, and social security assistance, and

WHEREAS, Camillus House has implemented an Outreach and Placement Services Program operated by three outreach teams who go into the streets to find homeless persons, annually contacting and offering assistance to approximately 2,500 homeless persons and providing them with access to services offered through Miami-Dade County's continuum of care system together with information on social services and shelter availability, and

WHEREAS, the demonstrated readiness of Camillus House to meet the complex needs of homeless persons identifies their mission as a mission of hope, NOW, THEREFORE,

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

That the Camillus House is commended for its contributions to improving the quality of life for homeless persons, giving meaning to the words "I am my brother's keeper," and exemplifying compassionate caring in ways that truly make a difference.

—**SR 2742** was introduced, read and adopted by publication.

At the request of Senator Jones—

By Senator Jones—

SR 3052—A resolution recognizing April 2004 as Craniosacral Therapy Awareness Month.

WHEREAS, craniosacral therapy was pioneered and developed by osteopathic physician John E. Upledger at Michigan State University, and

WHEREAS, craniosacral therapy is a gentle method of manually evaluating and normalizing the environment of the membranes and cerebrospinal fluid that surround and protect the brain and spinal cord, and

WHEREAS, restrictions or imbalances in the craniosacral system may directly affect all aspects of the central nervous system, and

WHEREAS, these problems can be detected and corrected by a skilled therapist using simple methods of palpation to improve the performance of the central nervous system, and

WHEREAS, by complementing the body's natural healing processes, craniosacral therapy is increasingly used as a preventive health measure for its ability to bolster resistance to disease and to address a wide range of medical problems associated with pain and dysfunction, including migraine headaches, chronic neck and back pain, learning disabilities, post-traumatic stress disorder, chronic fatigue, scoliosis, infantile disorders, motor coordination impairments, and other problems, and

WHEREAS, the Legislature recognizes craniosacral therapy for its use as a preventive health measure, NOW, THEREFORE,

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

That the Florida Senate recognizes April 2004 as "Craniosacral Therapy Awareness Month."

—**SR 3052** was introduced, read and adopted by publication.

At the request of Senator Wilson—

By Senators Wilson, Dawson and Miller—

SR 2338—A resolution recognizing Alpha Kappa Alpha Sorority, Inc.

WHEREAS, Alpha Kappa Alpha Sorority, Inc., was founded at Howard University in Washington, D.C., in 1908, and

WHEREAS, this Greek letter organization is the first sorority established by African-American college women, and

WHEREAS, this sorority is an international organization with approximately 250,000 members in over 900 chapters extending across the United States, the Bahamas, Bermuda, Great Britain, Germany, Korea, and the Virgin Islands, and

WHEREAS, many of these chapters are located in communities and on college and university campuses in the State of Florida, and

WHEREAS, Alpha Kappa Alpha Sorority, Inc., is committed to community service and has made numerous contributions to the educational, civic, and social lives of Florida's citizens, and

WHEREAS, Linda White of Chicago, Illinois, is the National President of this great sisterhood and leads the 250,000 women of this organization in the current international program, "The SPIRIT of AKA," the acronym and concept for Sisterhood, Service, Partnership, Innovation, Respect, Involvement, and Technology, and

WHEREAS, Irene McCollom is the South Atlantic Regional Director of this great sisterhood and leads members of the sorority in Florida, Georgia, and South Carolina, and

WHEREAS, Geraline Gilyard-Ingraham, an outstanding Floridian, is the president of the largest chapter in Florida, Gamma Zeta Omega, located in Miami, and

WHEREAS, Senator Frederica S. Wilson, a past South Atlantic Regional Director, and Senator Mandy Dawson are members of Alpha Kappa Alpha Sorority, and

WHEREAS, members of the Alpha Kappa Alpha Sorority in the State of Florida contribute thousands of volunteer hours implementing service programs in their respective communities, NOW, THEREFORE,

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

That the members of the Florida Senate recognize the commitment of members of Alpha Kappa Alpha Sorority, Inc., to community service and express special appreciation for their service in the State of Florida.

—**SR 2338** was introduced, read and adopted by publication.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Pruitt, by two-thirds vote **SB 1440**, **CS for CS for CS for CS for SB 1316** and **CS for CS for SB 1456** were withdrawn from the Committee on Appropriations.

BILLS ON THIRD READING

CS for CS for SB 44—A bill to be entitled An act relating to DNA evidence; amending s. 925.11, F.S.; extending the period following sentencing during which a petition may be filed or considered by the court to order the testing of criminal DNA evidence; providing an effective date.

—was read the third time by title.

On motion by Senator Villalobos, **CS for CS for SB 44** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cowin	Klein
Alexander	Crist	Lawson
Argenziano	Dawson	Lee
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Bennett	Fasano	Miller
Bullard	Garcia	Peaden
Campbell	Geller	Posey
Carlton	Haridopolos	Pruitt
Clary	Hill	Saunders
Constantine	Jones	Siplin
Smith	Wasserman Schultz	Wilson
Villalobos	Webster	Wise

Nays—None

Consideration of **CS for CS for CS for SB 1104** was deferred.

CS for CS for CS for SB 1624—A bill to be entitled An act relating to banking regulation; amending s. 494.0011, F.S.; authorizing the Financial Services Commission to require electronic submission of forms, documents, or fees; providing for a technological or financial hardship accommodation; providing application; amending s. 494.0016, F.S.; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 494.0029, F.S.; specifying criteria for receipt of certain applications; specifying certain permits as not transferable or assignable; amending s. 494.00295, F.S.; revising provisions to specify continuing education for certain professions; amending s. 494.003, F.S.; clarifying application of an exemption from application of certain mortgage broker licensure requirements to certain entities; amending s. 494.0031, F.S.; requiring licensure of mortgage brokerage businesses; specifying criteria for receipt of certain applications; authorizing the commission or the Office of Financial Regulation to require certain information from certain applicants; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; specifying certain licenses as nontransferable or nonassignable; amending s. 494.0033, F.S.; clarifying mortgage broker licensure requirements; authorizing the commission to waive certain examination requirements under certain circumstances; authorizing the commission to prescribe certain additional testing fees; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; specifying criteria for receipt of certain applications; deleting certain provisions relating to cancellation and reinstatement of licenses; amending s. 494.0034, F.S.; clarifying the commission's authorization to prescribe license renewal forms; amending s. 494.0036, F.S.; clarifying provisions relating to issuance of mortgage brokerage business branch office licenses; specifying criteria for receipt of certain applications; amending s. 494.0041, F.S.; specifying an additional ground for disciplinary action; amending s. 494.006, F.S.; clarifying application of an exemption from application of certain mortgage lender licensure requirements to certain entities; amending s. 494.0061, F.S.; requiring licensure of mortgage lenders; specifying criteria for receipt of certain applications; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive certain examination requirements under certain circumstances; authorizing the commission to prescribe certain additional testing fees; amending s. 494.0062, F.S.; requiring licensure of correspondent mortgage lenders; specifying criteria for receipt of certain applications; authorizing the office to require applicants to provide certain information; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive certain examination requirements under certain circumstances; authorizing the commission to prescribe certain additional testing fees; amending s. 494.0064, F.S.; clarifying a reference to professional continuing education for certain licensees; amending s. 494.0065, F.S.; specifying criteria for receipt of certain applications; specifying certain education and testing requirements for certain principal representatives and for certain applications or transfer applications; authorizing the commission to waive certain examination requirements under certain circumstances; authorizing the commission to prescribe certain additional testing fees; increasing a license transfer fee; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring mortgage lenders to designate a principal representative; providing criteria and requirements; amending s. 494.0066, F.S.; clarifying branch office licensure requirements; amend-

ing s. 494.0067, F.S.; clarifying reference to professional continuing education requirements; amending s. 494.0072, F.S.; providing an additional ground for disciplinary action; amending s. 494.00721, F.S.; correcting cross-references; amending s. 516.03, F.S.; specifying criteria for receipt of certain applications; authorizing the commission to require electronic submission of forms, documents, or fees; providing for a technological or financial hardship accommodation; amending s. 516.07, F.S.; providing an additional ground for disciplinary action; amending s. 516.12, F.S.; authorizing the commission to prescribe certain minimum information in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending s. 517.061, F.S.; revising provisions related to exempt transactions; amending ss. 517.051, 517.081, F.S.; revising standards for accounting principles to be used in preparing certain financial statements; amending s. 517.12, F.S.; revising provisions for taking and submitting fingerprints of dealers, associated persons, and similarly situated persons; revising provisions relating to expiration and renewal of registration of such persons; providing an exemption from registration requirements for a Canadian dealer and an associated person who represents a Canadian dealer under certain conditions; providing for notice filing by a Canadian dealer under certain conditions; authorizing the Office of Financial Regulation of the Financial Services Commission to issue a permit to evidence the effectiveness of a notice filing for a Canadian dealer; providing for the renewal of a notice filing by a Canadian dealer; providing for reinstatement of a notice filing; providing obligations for a Canadian dealer who has given notice of filing; providing obligations for an associated person representing a Canadian dealer who has given notice of filing; providing for the termination of a notice of filing; providing for the collection of fees; amending s. 517.131, F.S.; revising conditions under which recovery can be made from the Securities Guaranty Fund; amending s. 517.141, F.S.; prescribing circumstances under which a claimant must reimburse the fund; amending s. 517.161, F.S.; providing an additional ground for revocation, restriction, or suspension of a registration; amending ss. 520.03, 520.32, 520.52, and 520.63, F.S.; specifying criteria for receipt of certain applications; amending s. 520.994, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for a technological or financial hardship accommodation; amending s. 520.995, F.S.; providing an additional ground for disciplinary action; amending ss. 520.997 and 537.009, F.S.; authorizing the commission to prescribe certain minimum information in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; amending ss. 560.105 and 560.118, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for a technological or financial hardship accommodation; amending s. 560.114, F.S.; providing an additional ground for disciplinary action; amending s. 560.121, F.S.; authorizing the commission to prescribe certain minimum information in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; authorizing the commission to recognize alternative statutes of limitation for such destruction; providing for procedures; decreasing the required time period for the office to retain certain reports, records, applications, and related information; amending s. 560.205, F.S.; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; authorizing the commission to establish procedures for depositing fees and filing documents electronically; deleting a requirement that an applicant provide a list of certain vendors; requiring the reporting of certain changes of registration by written amendment; amending s. 560.207, F.S.; authorizing the commission to establish procedures for depositing fees and filing documents electronically; amending s. 560.210, F.S.; revising permissible investment requirements for certain registrants; amending ss. 560.211 and 560.310, F.S.; requiring notice to the office of the location of certain amended records; amending ss. 560.305 and 560.308, F.S.; authorizing the commission to establish procedures for depositing fees and filing documents electronically; amending s. 560.306, F.S.; revising certain fingerprinting requirements; authorizing the commission to prescribe fees and procedures for processing fingerprints; authorizing the office to contract for certain fingerprinting services; requiring the reporting of certain changes of registration by written amendment; specifying in general that accounting principles are those generally accepted in the United States; specifying commission authority by rules; creating s. 626.565, F.S.; requiring an agent of the Department of Insurance to dispose of records containing personal financial or health information of certain persons after the retention requirement has been met; requiring such disposition to protect the confidentiality of personal financial or health information; authorizing the department to adopt rules for the disposition of personal financial or health information; providing an effective date.

—was read the third time by title.

On motion by Senator Posey, **CS for CS for CS for SB 1624** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 1774—A bill to be entitled An act relating to persons appointed or employed to work with children; requiring that each state or governmental subdivision search the records of sexual predators and sexual offenders maintained by the Department of Law Enforcement before appointing or employing a person to work or volunteer at a park, playground, day care center, or other place where children regularly congregate; authorizing use of the department's Internet site to conduct the search; providing an exception; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Villalobos, **SB 1774** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for SB 1712—A bill to be entitled An act relating to agricultural economic development; creating s. 70.005, F.S.; providing a cause of action for landowners aggrieved by certain changes to agricultural land use; amending s. 163.2514, F.S.; defining the term "agricultural enclave"; amending s. 163.2517, F.S.; providing for amendment to a local government comprehensive plan for an agricultural enclave; amending s. 163.3187, F.S.; providing that a large scale comprehensive plan amendment adopted as a result of informal mediation may be approved without regard to the statutory frequency limits; creating s. 259.047, F.S.; providing requirements relating to purchase of lands for which an agricultural lease exists; amending s. 373.0361, F.S.; providing for a public workshop on the development of regional water supply plans

that include the consideration of population projections; providing for a list of water source options in regional water supply plans; providing for recognition that alternative water source options for agricultural self-suppliers are limited; amending s. 373.236, F.S.; requiring water management districts to inform landowners of the option for a consumptive use permit; creating s. 373.407, F.S.; providing for memoranda of agreement regarding qualification for agricultural related exemptions; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Argenziano, **CS for CS for SB 1712** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for CS for SB 1748—A bill to be entitled An act relating to multiservice senior centers; amending s. 430.203, F.S.; amending a definition; amending s. 403.206, F.S.; encouraging each multiservice senior center to have a functioning automated external defibrillator; requiring training, maintenance, and location registration; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Department of Elderly Affairs to adopt rules; requiring the department to arrange for purchase of such defibrillators; requiring certain entities to reimburse the department for purchased defibrillators under certain circumstances; providing criteria for distribution of such defibrillators; providing an appropriation; providing an effective date.

—was read the third time by title.

MOTION

On motion by Senator Jones, the rules were waived to allow the following amendment to be considered:

Senator Jones moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (832220)—On page 2, line 21, delete "*General Revenue*" and insert: *Administrative Trust*

On motion by Senator Jones, **CS for CS for CS for SB 1748** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cowin	Klein
Alexander	Crist	Lawson
Argenziano	Dawson	Lee
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Bennett	Fasano	Miller
Bullard	Garcia	Peaden
Campbell	Geller	Posey
Carlton	Haridopolos	Pruitt
Clary	Hill	Saunders
Constantine	Jones	Siplin
Smith	Wasserman Schultz	Wilson
Villalobos	Webster	Wise

Nays—None

CS for SB 1934—A bill to be entitled An act relating to state vehicles; amending s. 287.17, F.S.; providing that the term "official state business" shall be construed to permit the use of state vehicles by law enforcement officers for going to and from lunch breaks and incidental stops for personal errands; creating s. 284.311, F.S.; providing reimbursement for certain off-duty use; providing for rules; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **CS for SB 1934** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 2714—A bill to be entitled An act relating to an unauthorized transmission to, or interference with, a public or commercial radio station; creating s. 877.27, F.S.; prohibiting a person from making a radio transmission in this state unless the person obtains a license or an exemption from licensure from the Federal Communications Commission; prohibiting an unlicensed radio transmission that interferes with a licensed public or commercial radio station; providing criminal penalties; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution to investigate and prosecute offenses relating to the unauthorized transmission to, or interference with, a public or commercial radio station; providing an effective date.

—was read the third time by title.

Senators Siplin, Dawson, Hill and Wilson offered the following amendments which were moved by Senator Siplin and failed to receive the required two-thirds vote:

Amendment 1 (181482)(with title amendment)—On page 1, delete line 26 and insert: *(1) An owner or operator of a broadcasting station or an agent or employee of the station may not:*

And the title is amended as follows:

On page 1, lines 5-7, delete those lines and insert: F.S.; prohibiting certain specified persons from making a radio transmission in this state unless the specified persons obtain a license or an exemption from

Amendment 2 (971690)—On page 1, delete line 28 and insert: *this state unless the owner or operator of a broadcasting station or the agents or employees of the station obtains a license or an exemption*

Amendment 3 (090290)—On page 2, lines 6-8, delete those lines and insert: *(2) If an owner or operator of a broadcasting station or an agent or employee of the station violates this section, the owner of the broadcasting station commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. If an owner or operator of a broadcasting station or an agent or employee of the station violates this section a second or subsequent time, the owner of the broadcasting station commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

MOTION

On motion by Senator Smith, the rules were waived to allow the following amendment to be considered:

Senator Smith moved the following amendment which was adopted by two-thirds vote:

Amendment 4 (570610)(with title amendment)—On page 2, line 9 through page 3, line 24, delete section 2 and redesignate subsequent sections.

And the title is amended as follows:

On page 1, lines 12-17, delete those lines and insert: criminal penalties; providing an effective date.

On motion by Senator Villalobos, **SB 2714** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Crist	Margolis
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Smith
Carlton	Haridopolos	Villalobos
Clary	Jones	Wasserman Schultz
Constantine	Klein	Webster
Cowin	Lynn	Wise

Nays—8

Bullard	Hill	Siplin
Campbell	Lawson	Wilson
Dawson	Miller	

Vote after roll call:

Yea to Nay—Webster

Nay to Yea—Campbell

CS for CS for SB 2388—A bill to be entitled An act relating to baccalaureate degree programs at community colleges; amending s. 1000.21, F.S.; redesignating specified community colleges to conform to changes made by the act; amending s. 1001.64, F.S.; providing requirements for the board of trustees of a community college authorized to grant baccalaureate degrees; authorizing the establishment of tuition and out-of-state fees; requiring that the board of trustees of each community college adopt a policy ensuring that faculty who teach upper-division courses that are a component part of a baccalaureate program adhere to specified classroom contact hours as set forth in law; amending s. 1004.65, F.S.; prohibiting a community college from terminating associate degree programs as a result of offering baccalaureate programs; amending s. 1007.33, F.S.; revising requirements for a proposal by a community college to deliver a baccalaureate degree program; requiring the State Board of Education to assess proposals; requiring a joint letter of agreement to implement a proposed program; requiring the State Board of Education to adopt policies and requirements concerning reporting and performance accountability for upper-division and lower-division programs; prohibiting a community college from offering graduate programs; amending s. 1009.23, F.S.; providing requirements for upper-division tuition and fees; revising provisions relating to financial matters for community colleges; amending s. 1011.83, F.S.; providing for funding a community college authorized to grant baccalaureate degrees; amending s. 1013.60, F.S.; revising requirements for the legislative capital outlay budget request submitted by the Commissioner of Education; providing for recommendations for the expenditure of funds for facilities for baccalaureate degree programs at community colleges; amending ss. 288.8175, 1002.35, and 1004.76, F.S.; conforming terminology; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Pruitt, **CS for CS for SB 2388** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Miller
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Geller	Saunders
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	

Nays—None

Vote after roll call:

Yea—Garcia

Consideration of **CS for CS for SB 2520** was deferred.

CS for SB 2646—A bill to be entitled An act relating to trust funds; terminating specified trust funds within the Department of State, the Department of Highway Safety and Motor Vehicles, and the Department of Community Affairs; providing for disposition of balances in and revenues of the trust funds; declaring findings of the Legislature that specified trust funds within the Executive Office of the Governor, the Department of Transportation, the Department of Community Affairs, and the Department of Highway Safety and Motor Vehicles are exempt from the termination requirements of s. 19(f), Art. III of the State Constitution; repealing s. 445.0324(5), F.S.; abrogating provisions relating to the termination of the Welfare Transition Trust Fund within the Agency for Workforce Innovation; amending s. 252.373, F.S.; revising provisions specifying the use of funds in the Emergency Management, Preparedness, and Assistance Trust Fund within the Department of Community Affairs; amending s. 120.55, F.S.; requiring that fees and moneys collected for the publication and distribution of the Florida Administrative Code and Florida Administrative Weekly be deposited in the Records Management Trust Fund of the Department of State; deleting provisions authorizing the Department of State to collect a surcharge for costs relating to publication of the Florida Administrative Weekly; amending s. 443.211, F.S.; requiring that funds collected for certain information services be deposited into the Employment Security Administration Trust Fund; amending ss. 322.08 and 320.02, F.S.; providing that certain contributions received in connection with a driver's license application or motor vehicle registration are not income of a revenue nature for purposes of a service charge imposed on certain trust funds; providing an effective date.

—was read the third time by title.

On motion by Senator Webster, **CS for SB 2646** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cowin	Klein
Alexander	Crist	Lawson
Argenziano	Dawson	Lee
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Bennett	Fasano	Miller
Bullard	Garcia	Peaden
Campbell	Geller	Posey
Carlton	Haridopolos	Pruitt
Clary	Hill	Saunders
Constantine	Jones	Siplin

Smith	Wasserman Schultz	Wilson
Villalobos	Webster	Wise

Nays—None

Consideration of **CS for SB 2736** was deferred.

CS for SB 2772—A bill to be entitled An act relating to the Department of Environmental Protection; creating s. 15.0337, F.S.; designating Ocala Limestone as the state rock; creating s. 15.0338, F.S.; designating calcite as the state mineral; creating s. 15.0339, F.S.; designating the Eocene Heart Urchin as the state fossil; amending s. 376.121, F.S.; authorizing the Department of Environmental Protection to use methods established under federal regulations to calculate compensation for damage to the state's natural resources; providing that if the federal methods are not used, the methods currently specified by law remain applicable; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Clary, **CS for SB 2772** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Villalobos
Carlton	Jones	Wasserman Schultz
Clary	Klein	Webster
Constantine	Lawson	Wilson
Cowin	Lee	Wise
Crist	Lynn	

Nays—None

RECESS

On motion by Senator Lee, the Senate recessed at 11:52 a.m. to reconvene at 1:15 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:40 p.m. A quorum present—39:

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

BILLS ON THIRD READING, continued

On motion by Senator Dockery, by two-thirds vote **HB 293** was withdrawn from the Committees on Natural Resources; Comprehensive Planning; Appropriations Subcommittee on General Government; and Appropriations.

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

HB 293—A bill to be entitled An act relating to water resources; amending s. 163.3167, F.S.; requiring local governments to include projected water use in comprehensive plans; amending s. 163.3177, F.S.; requiring local governments to consider regional water supply plans in their work plans for building water supply facilities; requiring the updating of work plans; providing that amendments to incorporate the work plan do not count toward the limitation on frequency of adoption of amendments to the comprehensive plan; amending s. 373.116, F.S.; providing that local governments may receive electronic notices of applications for consumptive use permits; creating s. 373.2234, F.S.; authorizing the governing board of a water management district to adopt rules identifying certain preferred water supply sources; providing requirements with respect to such rules; providing construction; amending s. 373.250, F.S.; authorizing water management districts to require the use of reclaimed water in lieu of surface or groundwater when the use of uncommitted reclaimed water is environmentally, economically, and technically feasible; providing construction with respect to such authority; creating s. 373.228; F.S.; providing legislative findings and intent with regard to landscape irrigation design; requiring water management districts to develop landscape irrigation and xeriscape design standards; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 1104** and by two-thirds vote read the second time by title.

MOTION

On motion by Senator Dockery, the rules were waived to allow the following amendment to be considered:

Senator Dockery moved the following amendment which was adopted:

Amendment 1 (462288)(with title amendment)—On page 7, between lines 13 and 14, insert:

Section 7. Subsection (5) of section 159.803, Florida Statutes, is amended to read:

159.803 Definitions.—As used in this part, the term:

(5) "Priority project" means a solid waste disposal facility or a sewage facility, as such terms are defined in s. 142 of the Code, *or water facility, as defined in s. 142 of the Code, which is operated by a member-owned, not-for-profit utility,* or any project which is to be located in an area which is an enterprise zone designated pursuant to s. 290.0065.

Section 8. Section 373.227, Florida Statutes, is created to read:

373.227 Water conservation; legislative findings; legislative intent; objectives; comprehensive statewide water conservation program requirements.—

(1) The Legislature recognizes that the proper conservation of water is an important means of achieving the economical and efficient utilization of water necessary, in part, to constitute a reasonable-beneficial use. The overall water conservation goal of the state is to prevent and reduce wasteful, uneconomical, impractical, or unreasonable use of water resources. The Legislature finds that the social, economic, and cultural conditions of the state relating to the use of public water supply vary by service area and that public water supply utilities must have the flexibility to tailor water conservation measures to best suit their individual circumstances. The Legislature encourages the use of efficient, effective, and affordable water conservation measures. Where water is provided by a public water supply utility, the Legislature intends that a variety of conservation measures be made available and used to encourage efficient water use. To achieve these conservation objectives, the state should emphasize goal-based, accountable, tailored, and measurable water conservation programs for public water supply. For purposes of this section, the term "public water supply utility" includes both publicly owned and privately owned public water supply utilities that sell potable water on a retail basis to end users.

(2) To implement the findings in subsection (1), the department, in cooperation with the water management districts and other stakeholders, shall develop a comprehensive statewide water conservation program for public water supply. The program should:

(a) Encourage utilities to implement water conservation programs that are economically efficient, effective, affordable, and appropriate;

(b) Allow no reduction in, and increase where possible, utility-specific water conservation effectiveness over current programs;

(c) Be goal-based, accountable, measurable, and implemented collaboratively with water suppliers, water users, and water management agencies;

(d) Include cost and benefit data on individual water conservation practices to assist in tailoring practices to be effective for the unique characteristics of particular utility service areas, focusing upon cost-effective measures;

(e) Use standardized public water supply conservation definitions and standardized quantitative and qualitative performance measures for an overall system of assessing and benchmarking the effectiveness of water conservation programs and practices;

(f) Create a clearinghouse or inventory for water conservation programs and practices available to public water supply utilities which will provide an integrated statewide database for the collection, evaluation, and dissemination of quantitative and qualitative information on public water supply conservation programs and practices and their effectiveness. The clearinghouse or inventory should have technical assistance capabilities to aid in the design, refinement, and implementation of water conservation programs and practices. The clearinghouse or inventory shall also provide for continual assessment of the effectiveness of water conservation programs and practices;

(g) Develop a standardized water conservation planning process for utilities; and

(h) Develop and maintain a Florida-specific water conservation guidance document containing a menu of affordable and effective water conservation practices to assist public water supply utilities in the design and implementation of goal-based, utility-specific water conservation plans tailored for their individual service areas as provided in subsection (4).

(3) Regarding the use of water conservation or drought rate structures as a conservation practice, a water management district shall afford a public water supply utility wide latitude in selecting a rate structure and shall limit its review to whether the utility has provided reasonable assurance that the rate structure contains a schedule of rates designed to promote efficient use of water by providing economic incentives. A water management district shall not fix or revise rates.

(4) As part of an application for a consumptive use permit, a public water supply utility may propose a goal-based water conservation plan that is tailored to its individual circumstances. Progress towards goals must be measurable. If the utility provides reasonable assurance that the plan will achieve effective water conservation at least as well as the water conservation requirements adopted by the appropriate water management district and is otherwise consistent with s. 373.223, the district must approve the plan which shall satisfy water conservation requirements imposed as a condition of obtaining a consumptive use permit. The conservation measures included in an approved goal-based water conservation plan may be reviewed periodically and updated as needed to ensure efficient water use for the duration of the permit. If the plan fails to meet the water conservation goal or goals by the timeframes specified in the permit, the public water supply utility shall revise the plan to address the deficiency or employ the water conservation requirements that would otherwise apply in the absence of an approved goal-based plan.

(5) By December 1, 2005, the department shall submit a written report to the President of the Senate, the Speaker of the House of Representatives, and the appropriate substantive committees of the Senate and the House of Representatives on the progress made in implementing the comprehensive statewide water conservation program for public water supply required by this section. The report must include any statutory changes and funding requests necessary for the continued development and implementation of the program.

(6) The department or a water management district may adopt rules pursuant to ss. 120.536(1) and 120.54 to carry out the purposes of this section.

Section 9. Subsections (1), (2), (5), and (6) of section 373.0361, Florida Statutes, are amended to read:

373.0361 Regional water supply planning.—

(1) By October 1, 1998, the governing board shall initiate water supply planning for each water supply planning region identified in the district water management plan under s. 373.036, where it determines that sources of water are not adequate for the planning period to supply water for all existing and projected reasonable-beneficial uses and to sustain the water resources and related natural systems. The planning must be conducted in an open public process, in coordination and cooperation with local governments, regional water supply authorities, government-owned and privately owned water utilities, self-suppliers, and other affected and interested parties. *During development but prior to completion of the regional water supply plan, the district must conduct at least one public workshop to discuss the technical data and modeling tools anticipated to be used to support the plan.* A determination by the governing board that initiation of a regional water supply plan for a specific planning region is not needed pursuant to this section shall be subject to s. 120.569. The governing board shall reevaluate such a determination at least once every 5 years and shall initiate a regional water supply plan, if needed, pursuant to this subsection.

(2) Each regional water supply plan shall be based on at least a 20-year planning period and shall include, but not be limited to:

(a) A water supply development component that includes:

1. A quantification of the water supply needs for all existing and reasonably projected future uses within the planning horizon. The level-of-certainty planning goal associated with identifying the water supply needs of existing and future reasonable-beneficial uses shall be based upon meeting those needs for a 1-in-10-year drought event. *Population projections used for determining public water supply needs must be based upon the best available data. In determining the best available data, the district shall consider the University of Florida's Bureau of Economic and Business Research (BEBR) medium population projections and any population projection data and analysis submitted by a local government pursuant to the public workshop described in subsection (1) if the data and analysis support the local government's comprehensive plan. Any adjustment of or deviation from the BEBR projections must be fully described, and the original BEBR data must be presented along with the adjusted data.*

2. A list of water source options ~~for water supply development~~, including traditional and alternative *source options* ~~sources~~, from which local government, government-owned and privately owned utilities, self-suppliers, and others may choose, *for water supply development, the total capacity of* which will*, in conjunction with water conservation and other demand management measures,* exceed the needs identified in subparagraph 1.

3. For each option listed in subparagraph 2., the estimated amount of water available for use and the estimated costs of and potential sources of funding for water supply development.

4. A list of water supply development projects that meet the criteria in s. 373.0831(4).

(b) A water resource development component that includes:

1. A listing of those water resource development projects that support water supply development.

2. For each water resource development project listed:

a. An estimate of the amount of water to become available through the project.

b. The timetable for implementing or constructing the project and the estimated costs for implementing, operating, and maintaining the project.

c. Sources of funding and funding needs.

d. Who will implement the project and how it will be implemented.

(c) The recovery and prevention strategy described in s. 373.0421(2).

(d) A funding strategy for water resource development projects, which shall be reasonable and sufficient to pay the cost of constructing or implementing all of the listed projects.

(e) Consideration of how the options addressed in paragraphs (a) and (b) serve the public interest or save costs overall by preventing the loss of natural resources or avoiding greater future expenditures for water resource development or water supply development. However, unless adopted by rule, these considerations do not constitute final agency action.

(f) The technical data and information applicable to the planning region which are contained in the district water management plan and are necessary to support the regional water supply plan.

(g) The minimum flows and levels established for water resources within the planning region.

(h) Reservations of water adopted by rule pursuant to s. 373.223(4).

(i) An analysis, developed in cooperation with the department, of areas or instances in which the variance provisions of s. 378.212(1)(g) or s. 378.404(9) may be used to create water supply development or water resource development projects.

The water supply development component of a regional water supply plan which deals with or affects public utilities and public water supply for those areas served by a regional water supply authority and its member governments within the boundaries of the Southwest Florida Water Management District shall be developed jointly by the authority and the district.

(5) ~~By November 15, 1997, and~~ Annually *and in conjunction with the reporting requirements of s. 373.536(6)(a)4.* ~~thereafter~~, the department shall submit to the Governor and the Legislature a report on the status of regional water supply planning in each district. The report shall include:

(a) A compilation of the estimated costs of and potential sources of funding for water resource development and water supply development projects, as identified in the water management district regional water supply plans.

(b) A description of each district's progress toward achieving its water resource development objectives, as directed by s. 373.0831(3), including the district's implementation of its 5-year water resource development work program.

(c) An assessment of the overall progress being made to develop water supply that is consistent with regional water supply plans to meet existing and future reasonable-beneficial needs during a 1-in-10-year drought.

(6) Nothing contained in the water supply development component of the district water management plan shall be construed to require local governments, government-owned or privately owned water utilities, self-suppliers, or other water suppliers to select a water supply development option identified in the component merely because it is identified in the plan*, nor may the plan be used in the review of permits under part II unless the plan, or an applicable portion thereof, has been adopted by rule*. However, this subsection *does not prohibit a water management district from employing the data or other information used to establish the plan in reviewing permits under part II, nor does it* ~~shall not be construed to~~ limit the authority of the department or governing board under part II.

Section 10. Subsection (3) of section 373.0831, Florida Statutes, is amended, and paragraph (c) is added to subsection (4) of that section, to read:

373.0831 Water resource development; water supply development.—

(3) The water management districts shall fund and implement water resource development as defined in s. 373.019. *The water management districts are encouraged to implement water resource development as expeditiously as possible in areas subject to regional water supply plans.* Each governing board shall include in its annual budget the amount needed for the fiscal year to implement water resource development projects, as prioritized in its regional water supply plans.

(4)

(c) If a proposed alternative water supply development project is identified in the relevant approved regional water supply plan, the project shall receive:

1. A 20-year consumptive use permit, if it otherwise meets the permit requirements under ss. 373.223 and 373.236 and rules adopted thereunder.

2. Consideration for priority funding pursuant to s. 373.1961(2) if the project meets one of the criteria in this subsection.

Section 11. Subsection (2) of section 373.1961, Florida Statutes, is amended to read:

373.1961 Water production.—

(2) The Legislature finds that, due to a combination of factors, vastly increased demands have been placed on natural supplies of fresh water, and that, absent increased development of alternative water supplies, such demands may increase in the future. The Legislature also finds that potential exists in the state for the production of significant quantities of alternative water supplies, including reclaimed water, and that water production includes the development of alternative water supplies, including reclaimed water, for appropriate uses. It is the intent of the Legislature that utilities develop reclaimed water systems, where reclaimed water is the most appropriate alternative water supply option, to deliver reclaimed water to as many users as possible through the most cost-effective means, and to construct reclaimed water system infrastructure to their owned or operated properties and facilities where they have reclamation capability. It is also the intent of the Legislature that the water management districts which levy ad valorem taxes for water management purposes should share a percentage of those tax revenues with water providers and users, including local governments, water, wastewater, and reuse utilities, municipal, industrial, and agricultural water users, and other public and private water users, to be used to supplement other funding sources in the development of alternative water supplies. The Legislature finds that public moneys or services provided to private entities for such uses constitute public purposes which are in the public interest. In order to further the development and use of alternative water supply systems, including reclaimed water systems, the Legislature provides the following:

(a) The governing boards of the water management districts where water resource caution areas have been designated shall include in their annual budgets an amount for the development of alternative water supply systems, including reclaimed water systems, pursuant to the requirements of this subsection. Beginning in 1996, such amounts shall be made available to water providers and users no later than December 31 of each year, through grants, matching grants, revolving loans, or the use of district lands or facilities pursuant to the requirements of this subsection and guidelines established by the districts. *In making grants or loans, funding priority must be given to projects in accordance with s. 373.0831(4). Without diminishing amounts available through other means described in this paragraph, the governing boards are encouraged to consider establishing revolving loan funds to expand the total funds available to accomplish the objectives of this section. A revolving loan fund created under this paragraph must be a nonlapsing fund from which the water management district may make loans with interest rates below prevailing market rates to public or private entities for the purposes described in this section. The governing board may adopt resolutions to establish revolving loan funds which must specify the details of the administration of the fund, the procedures for applying for loans from the fund, the criteria for awarding loans from the fund, the initial capitalization of the fund, and the goals for future capitalization of the fund in subsequent budget years. Revolving loan funds created under this paragraph must be used to expand the total sums and sources of cooperative funding available for the development of alternative water supplies. The Legislature does not intend for the creation of revolving loan funds to supplant or otherwise reduce existing sources or amounts of funds currently available through other means.*

(b) It is the intent of the Legislature that for each reclaimed water utility, or any other utility, which receives funds pursuant to this subsection, the appropriate rate-setting authorities should develop rate structures for all water, wastewater, and reclaimed water and other alternative water supply utilities in the service area of the funded utility, which accomplish the following:

1. Provide meaningful progress toward the development and implementation of alternative water supply systems, including reclaimed water systems;

2. Promote the conservation of fresh water withdrawn from natural systems;

3. Provide for an appropriate distribution of costs for all water, wastewater, and alternative water supply utilities, including reclaimed water utilities, among all of the users of those utilities; and

4. Prohibit rate discrimination within classes of utility users.

(c) Funding assistance provided by the water management districts for a water reuse system project may include the following grant or loan conditions for that project if the water management district determines that such conditions will encourage water use efficiency:

1. Metering of reclaimed water use for the following activities: residential irrigation, agricultural irrigation, industrial uses except for electric utilities as defined in s. 366.02(2), landscape irrigation, irrigation of other public access areas, commercial and institutional uses such as toilet flushing, and transfers to other reclaimed water utilities.

2. Implementation of reclaimed water rate structures based on actual use of reclaimed water for the types of reuse activities listed in subparagraph 1.

3. Implementation of education programs to inform the public about water issues, water conservation, and the importance and proper use of reclaimed water.

4. Development of location data for key reuse facilities.

(d)~~(c)~~ In order to be eligible for funding pursuant to this subsection, a project must be consistent with a local government comprehensive plan and the governing body of the local government must require all appropriate new facilities within the project's service area to connect to and use the project's alternative water supplies. The appropriate local government must provide written notification to the appropriate district that the proposed project is consistent with the local government comprehensive plan.

(e)~~(d)~~ Any and all revenues disbursed pursuant to this subsection shall be applied only for the payment of capital or infrastructure costs for the construction of alternative water supply systems that provide alternative water supplies.

(f)~~(e)~~ By January 1 of each year, the governing boards shall make available written guidelines for the disbursal of revenues pursuant to this subsection. Such guidelines shall include at minimum:

1. An application process and a deadline for filing applications annually.

2. A process for determining project eligibility pursuant to the requirements of paragraphs *(d)* ~~(c)~~ and *(e)* ~~(d)~~.

3. A process and criteria for funding projects pursuant to this subsection that cross district boundaries or that serve more than one district.

(g)~~(f)~~ The governing board of each water management district shall establish an alternative water supplies grants advisory committee to recommend to the governing board projects for funding pursuant to this subsection. The advisory committee members shall include, but not be limited to, one or more representatives of county, municipal, and investor-owned private utilities, and may include, but not be limited to, representatives of agricultural interests and environmental interests. Each committee member shall represent his or her interest group as a whole and shall not represent any specific entity. The committee shall apply the guidelines and project eligibility criteria established by the governing board in reviewing proposed projects. After one or more hearings to solicit public input on eligible projects, the committee shall rank the eligible projects and shall submit them to the governing board for final funding approval. The advisory committee may submit to the governing board more projects than the available grant money would fund.

(h)~~(g)~~ All revenues made available annually pursuant to this subsection must be encumbered annually by the governing board if it approves projects sufficient to expend the available revenues. Funds must be disbursed within 36 months after encumbrance.

(i)~~(h)~~ For purposes of this subsection, alternative water supplies are supplies of water that have been reclaimed after one or more public supply, municipal, industrial, commercial, or agricultural uses, or are supplies of stormwater, or brackish or salt water, that have been treated in accordance with applicable rules and standards sufficient to supply the intended use.

(j)~~(i)~~ This subsection shall not be subject to the rulemaking requirements of chapter 120.

(k)~~(j)~~ By January 30 of each year, each water management district shall submit an annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which accounts for the disbursal of all budgeted amounts pursuant to this subsection. Such report shall describe all projects funded and shall account separately for moneys provided through grants, matching grants, revolving loans, and the use of district lands or facilities.

(l)~~(k)~~ The Florida Public Service Commission shall allow entities under its jurisdiction constructing alternative water supply facilities, including but not limited to aquifer storage and recovery wells, to recover the full, prudently incurred cost of such facilities through their rate structure. Every component of an alternative water supply facility constructed by an investor-owned utility shall be recovered in current rates.

Section 12. Paragraph (a) of subsection (6) of section 373.536, Florida Statutes, is amended to read:

373.536 District budget and hearing thereon.—

(6) FINAL BUDGET; ANNUAL AUDIT; CAPITAL IMPROVEMENTS PLAN; WATER RESOURCE DEVELOPMENT WORK PROGRAM.—

(a) Each district must, by the date specified for each item, furnish copies of the following documents to the Governor, the President of the Senate, the Speaker of the House of Representatives, the chairs of all legislative committees and subcommittees having substantive or fiscal jurisdiction over the districts, as determined by the President of the Senate or the Speaker of the House of Representatives as applicable, the secretary of the department, and the governing board of each county in which the district has jurisdiction or derives any funds for the operations of the district:

1. The adopted budget, to be furnished within 10 days after its adoption.

2. A financial audit of its accounts and records, to be furnished within 10 days after its acceptance by the governing board. The audit must be conducted in accordance with the provisions of s. 11.45 and the rules adopted thereunder. In addition to the entities named above, the district must provide a copy of the audit to the Auditor General within 10 days after its acceptance by the governing board.

3. A 5-year capital improvements plan, to be furnished within 45 days after the adoption of the final budget. The plan must include expected sources of revenue for planned improvements and must be prepared in a manner comparable to the fixed capital outlay format set forth in s. 216.043.

4. A 5-year water resource development work program to be furnished within 45 days after the adoption of the final budget. The program must describe the district's implementation strategy for the water resource development component of each approved regional water supply plan developed or revised under s. 373.0361. The work program must address all the elements of the water resource development component in the district's approved regional water supply plans *and must identify which projects in the work program will provide water, explain how each water resource development project will produce additional water available for consumptive uses, estimate the quantity of water to be produced by each project, and provide an assessment of the contribution of the district's regional water supply plans in providing sufficient water to meet the water supply needs of existing and future reasonable-beneficial uses for a 1-in-10- year drought event*. Within 45 days after its submittal, the department shall review the proposed work program and submit its

findings, questions, and comments to the district. The review must include a written evaluation of the program's consistency with the furtherance of the district's approved regional water supply plans, and the adequacy of proposed expenditures. As part of the review, the department shall give interested parties the opportunity to provide written comments on each district's proposed work program. Within 60 days after receipt of the department's evaluation, the governing board shall state in writing to the department which changes recommended in the evaluation it will incorporate into its work program or specify the reasons for not incorporating the changes. The department shall include the district's responses in a final evaluation report and shall submit a copy of the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(b) If any entity listed in paragraph (a) provides written comments to the district regarding any document furnished under this subsection, the district must respond to the comments in writing and furnish copies of the comments and written responses to the other entities.

Section 13. Subsections (1) and (6) of section 403.064, Florida Statutes, are amended, and subsection (16) is added to that section, to read:

403.064 Reuse of reclaimed water.—

(1) The encouragement and promotion of water conservation, and reuse of reclaimed water, as defined by the department, are state objectives and are considered to be in the public interest. The Legislature finds that the reuse of reclaimed water is a critical component of meeting the state's existing and future water supply needs while sustaining natural systems. The Legislature further finds that for those wastewater treatment plants permitted and operated under an approved reuse program by the department, the reclaimed water shall be considered environmentally acceptable and not a threat to public health and safety. *The Legislature encourages the development of incentive-based programs for reuse implementation.*

(6) A reuse feasibility study prepared under subsection (2) satisfies a water management district requirement to conduct a reuse feasibility study imposed on a local government or utility that has responsibility for wastewater management. *The data included in the study and the conclusions of the study must be given significant consideration by the applicant and the appropriate water management district in an analysis of the economic, environmental, and technical feasibility of providing reclaimed water for reuse under part II of chapter 373 and must be presumed relevant to the determination of feasibility. A water management district may not require a separate study when a reuse feasibility study has been completed under subsection (2).*

(16) Utilities implementing reuse projects are encouraged, except in the case of use by electric utilities as defined in s. 366.02(2), to meter use of reclaimed water by all end users and to charge for the use of reclaimed water based on the actual volume used when such metering and charges can be shown to encourage water conservation. Metering and the use of volume-based rates are effective water management tools for the following reuse activities: residential irrigation, agricultural irrigation, industrial uses, landscape irrigation, irrigation of other public access areas, commercial and institutional uses such as toilet flushing, and transfers to other reclaimed water utilities. Beginning with the submittal due on January 1, 2005, each domestic wastewater utility that provides reclaimed water for the reuse activities listed in this section shall include a summary of its metering and rate structure as part of its annual reuse report to the department.

Section 14. Section 403.0645, Florida Statutes, is created to read:

403.0645 Reclaimed water use at state facilities.—

(1) The encouragement and promotion of reuse of reclaimed water has been established as a state objective in ss. 373.250 and 403.064. Reuse has become an integral part of water and wastewater management in Florida, and Florida is recognized as a national leader in water reuse.

(2) The state and various state agencies and water management districts should take a leadership role in using reclaimed water in lieu of other water sources. The use of reclaimed water by state agencies and facilities will conserve potable water and will serve an important public education function.

(3) Each state agency and water management district shall use reclaimed water to the greatest extent practicable for landscape irrigation, toilet flushing, aesthetic features such as decorative ponds and fountains, cooling water, and other useful purposes allowed by department rules at state facilities, including, but not limited to, parks, rest areas, visitor welcome centers, buildings, college campuses, and other facilities.

(4) Each state agency and water management district shall submit to the Secretary of Environmental Protection by February 1 of each year a summary of activities designed to utilize reclaimed water at its facilities along with a summary of the amounts of reclaimed water actually used for beneficial purposes.

Section 15. Paragraph (b) of subsection (2), paragraph (f) of subsection (4) and subsection (5) of section 403.121, Florida Statutes, are amended to read:

403.121 Enforcement; procedure; remedies.—The department shall have the following judicial and administrative remedies available to it for violations of this chapter, as specified in s. 403.161(1).

(2) Administrative remedies:

(b) If the department has reason to believe a violation has occurred, it may institute an administrative proceeding to order the prevention, abatement, or control of the conditions creating the violation or other appropriate corrective action. Except for violations involving hazardous wastes, asbestos, or underground injection, the department shall proceed administratively in all cases in which the department seeks administrative penalties that do not exceed $10,000 per assessment as calculated in accordance with subsections (3), (4), (5), (6), and (7). *Pursuant to 42 U.S.C. s.300g-2, the administrative penalty assessed pursuant to subsections (3), (4), or (5) against a public water system serving a population of more than 10,000 shall be not less than $1,000 per day per violation.* The department shall not impose administrative penalties in excess of $10,000 in a notice of violation. The department shall not have more than one notice of violation seeking administrative penalties pending against the same party at the same time unless the violations occurred at a different site or the violations were discovered by the department subsequent to the filing of a previous notice of violation.

(4) In an administrative proceeding, in addition to the penalties that may be assessed under subsection (3), the department shall assess administrative penalties according to the following schedule:

(f) *Except as provided in subsection (2) with respect to public water systems serving a population of more than 10,000*, for failure to prepare, submit, maintain, or use required reports or other required documentation, $500.

(5) *Except as provided in subsection (2) with respect to public water systems serving a population of more than 10,000*, for failure to comply with any other departmental regulatory statute or rule requirement not otherwise identified in this section, the department may assess a penalty of $500.

Section 16. Paragraph (b) of subsection (3) of section 403.1835, Florida Statutes, is amended to read:

403.1835 Water pollution control financial assistance.—

(3) The department may provide financial assistance through any program authorized under s. 603 of the Federal Water Pollution Control Act (Clean Water Act), Pub. L. No. 92-500, as amended, including, but not limited to, making grants and loans, providing loan guarantees, purchasing loan insurance or other credit enhancements, and buying or refinancing local debt. This financial assistance must be administered in accordance with this section and applicable federal authorities. The department shall administer all programs operated from funds secured through the activities of the Florida Water Pollution Control Financing Corporation under s. 403.1837, to fulfill the purposes of this section.

(b) The department may make or request the corporation to make loans, grants, and deposits to other entities eligible to participate in the financial assistance programs authorized under the Federal Water Pollution Control Act, or as a result of other federal action, which entities may pledge any revenue available to them to repay any funds borrowed. *Notwithstanding s. 17.57, the department may make deposits to financial institutions which earn less than the prevailing rate for United States*

Treasury securities with corresponding maturities for the purpose of enabling such financial institutions to make below-market interest rate loans to entities qualified to receive loans under this section and the rules of the department.

Section 17. *The Legislature finds that within the area identified in the Lower East Coast Regional Water Supply Plan approved by the South Florida Water Management District pursuant to section 373.0361, Florida Statutes, the groundwater levels can benefit from augmentation. The Legislature finds that the direct or indirect discharge of reclaimed water into canals and the aquifer system for transport and subsequent reuse may provide an environmentally acceptable means to augment water supplies and enhance natural systems; however, the Legislature also recognizes that there are water quality and water quantity issues that must be better understood and resolved. In addition, cost savings may be possible by collocating enclosed conduits for conveyance of water for reuse in this area within canal rights-of-way which should be investigated. The Department of Environmental Protection, in consultation with the South Florida Water Management District, southeast Florida utilities, affected local governments, including local governments with principal responsibility for the operation and maintenance of a water control system capable of conveying reclaimed wastewater for reuse, representatives of the environmental and engineering communities, public health professionals, and individuals who have expertise in water quality, shall conduct a study to investigate the feasibility of discharging reclaimed wastewater into canals and the aquifer system as an environmentally acceptable means of augmenting groundwater supplies, enhancing natural systems, and conveying reuse water within enclosed conduits within the canal right-of-way. The South Florida Water Management District shall provide the necessary financial and in-kind resources to assist the department in undertaking this study. In the event any discharges are made as part of the study, such discharges must comply with applicable federal, state, and local law, including applicable regulations. The study must include an assessment of the water quality, water supply, public health, technical, and legal implications related to the canal discharge and collocation concepts. The department shall issue a preliminary written report containing draft findings and recommendations for public comment by November 1, 2005. The department shall provide a written report on the results of its study, including public comments received, to the Governor and the relevant substantive committees of the Senate and the House of Representatives by January 31, 2006. This section may not be used to alter the purpose of the Comprehensive Everglades Restoration Plan or the implementation of the Water Resources Development Act of 2000.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 1, after the semicolon (;) insert: amending s. 159.803, F.S.; revising the definition of "priority project"; creating s. 373.227, F.S.; requiring the development of a comprehensive statewide water conservation program for public water supply; establishing the purposes of the program; requiring the creation of a clearinghouse or inventory to provide an integrated database for information on public water supply conservation programs; authorizing public water supply utilities to propose goal-based water conservation plans with measurable goals; providing that goal-based water conservation plans that are developed by public water supply utilities and that provide reasonable assurance of achieving water conservation at least as well as conservation requirements adopted by the appropriate water management district meet water conservation requirements imposed as a condition of obtaining a consumptive use permit; requiring the submission of a report by the Department of Environmental Protection; providing rulemaking authority to the Department of Environmental Protection and the water management districts; amending s. 373.0361, F.S.; providing for a public workshop on the development of regional water supply plans that include the consideration of population projections; providing for a list of water source options in regional water supply plans; providing additional regional water supply plan components; including conservation measures in regional water supply plans; revising specified reporting requirements of the Department of Environmental Protection; providing that a district water management plan may not be used as criteria for the review of permits for consumptive uses of water unless the plan or applicable portion thereof has been adopted by rule; providing construction; amending s. 373.0831, F.S.; revising the criteria by which water supply development projects may receive priority consideration for funding assistance; providing for permitting and funding of a proposed alternative water supply project identified in the relevant approved regional water supply plan; amending s. 373.1961, F.S.; providing funding priority; providing for the establishment of a revolving loan fund for alternative water supply projects; providing conditions for certain projects to receive funding assistance; amending s. 373.536, F.S.; expanding requirements of the 5-year water resource development work program for water management districts; amending s. 403.064, F.S.; revising provisions relating to reuse feasibility studies; providing for metering use of reclaimed water and volume-based rates therefor; requiring wastewater utilities to submit plans for metering use and volume-based rate structures to the department; creating s. 403.0645, F.S.; requiring certain uses of reclaimed water at state facilities; requiring state agencies and water management districts to submit to the Secretary of Environmental Protection periodic reports concerning reclaimed water use; amending s. 403.121, F.S.; conforming administrative penalties assessed against certain public water systems to federal regulations; amending s. 403.1835, F.S.; authorizing the Department of Environmental Protection to make specified deposits for the purpose of enabling below-market interest rate loans for treatment of polluted water; providing for a study of the feasibility of discharging reclaimed wastewater into canals and the aquifer system in a specified area as an environmentally acceptable means of accomplishing described objectives; requiring reports;

On motion by Senator Dockery, by two-thirds vote **HB 293** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

Consideration of **CS for CS for SB 3036** was deferred.

HB 11—A bill to be entitled An act relating to motor vehicle title certificates; amending s. 319.23, F.S.; requiring the Department of Highway Safety and Motor Vehicles to maintain certain records for 10 years; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **HB 11** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for SB 586—A bill to be entitled An act relating to family court efficiency; creating s. 25.375, F.S.; authorizing the Supreme Court to create a system to identify cases relating to individuals and families within the court system; amending s. 39.013, F.S.; providing for modifying a court order in a subsequent civil proceeding; amending s. 39.0132, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 39.521, F.S.; conforming provisions to s.39.0132 , F.S., regarding modification of a court order in a subsequent civil action or proceeding; amending s. 39.814, F.S.; providing for limited admissibility of evidence in subsequent civil proceedings; amending s. 61.13, F.S.; providing for the court to determine matters relating to child support in any proceeding under ch. 61, F.S.; eliminating provisions authorizing the court to award grandparents visitation rights; eliminating provisions giving grandparents equal standing as parents for evaluating custody arrangements; amending s. 61.21, F.S.; requiring the Department of Children and Family Services to approve parenting courses; establishing requirements relating to the provision of approved parenting courses; amending s. 741.30, F.S.; providing for an order of temporary custody, visitation, or support to remain in effect until the court enters an order in a subsequent action; amending ss. 61.1827 and 409.2579, F.S., relating to information about applicants and recipients of child support services; conforming cross-references; providing for severability; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Lynn, **CS for CS for SB 586** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Miller
Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Saunders
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	

Nays—None

CS for SB 616—A bill to be entitled An act relating to the State Retirement Commission; amending s. 121.22, F.S.; increasing the size of the commission from three to five members; amending s. 121.24, F.S.; revising the quorum requirements of the commission; amending s. 121.091, F.S.; providing that, when an employee works in another state full time, his or her permanent disability may be certified by physicians licensed in that state; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Constantine, **CS for SB 616** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Cowin	Lawson
Alexander	Crist	Lee
Argenziano	Diaz de la Portilla	Lynn
Aronberg	Dockery	Margolis
Atwater	Fasano	Miller
Bennett	Garcia	Peaden
Bullard	Geller	Posey
Campbell	Haridopolos	Pruitt
Carlton	Hill	Saunders
Clary	Jones	Siplin
Constantine	Klein	Smith
Villalobos	Webster	Wise
Wasserman Schultz	Wilson	

Nays—None

HB 431—A bill to be entitled An act relating to the interview and interrogation of law enforcement officers and correctional officers; amending s. 112.532, F.S.; requiring that all identifiable witnesses to a complaint against a law enforcement officer or correctional officer be interviewed, whenever possible, prior to the investigative interview of the accused officer; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Fasano, **HB 431** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for SB 448—A bill to be entitled An act relating to protection and care for elders; amending s. 825.102, F.S.; reclassifying the offense of aggravated abuse of an elderly person or disabled adult from a second degree felony to a first degree felony; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to conform; creating s. 943.17296, F.S., relating to identification and investigation of elder abuse training for certified law enforcement officers; requiring such training by a time certain; providing that an officer's certification shall become inactive in certain circumstances related to the failure to complete such training; amending s. 430.04, F.S.; providing that the Department of Elderly Affairs may fund efforts to dispel stereotypes concerning mature residents in this state; amending s. 430.502, F.S.; providing for the establishment of a memory disorder clinic at Morton Plant Hospital in Pinellas County; providing for the Florida Mental Health Institute at the University of South Florida to establish a workgroup; specifying the purpose and responsibilities of the workgroup; providing for the secretary of the Department of Elderly Affairs and the secretary of the Department of Children and Family Services to appoint members to the workgroup; providing for a report by the workgroup; providing for future repeal; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Margolis, **CS for CS for SB 448** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Constantine	Hill
Alexander	Cowin	Jones
Argenziano	Crist	Klein
Aronberg	Dawson	Lawson
Atwater	Diaz de la Portilla	Lee
Bennett	Dockery	Lynn
Bullard	Fasano	Margolis
Campbell	Garcia	Miller
Carlton	Geller	Peaden
Clary	Haridopolos	Posey

Pruitt	Smith	Webster
Saunders	Villalobos	Wilson
Siplin	Wasserman Schultz	Wise

Nays—None

CS for SB 694—A bill to be entitled An act relating to certified nursing assistants; amending s. 464.203, F.S.; providing that a person must pass the required background screening as a part of the certification process for certified nursing assistants; revising the requirements for conducting the background screening; requiring the Agency for Health Care Administration to post information relating to background screening in its database, after January 1, 2005; requiring that the database be available to employers and prospective employers; amending s. 400.211, F.S.; revising certain inservice education and performance review requirements; correcting a cross-reference; amending s. 400.215, F.S.; providing that a person who has been screened under certain provisions of law is not required to be rescreened to be employed in a nursing home; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Saunders, **CS for SB 694** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

CS for CS for SB 1376—A bill to be entitled An act relating to habitual misdemeanor offenders; creating s. 775.0837, F.S.; providing definitions; specifying alternatives for sentencing a habitual misdemeanor offender; providing that such alternatives are imprisonment, commitment, or detention; specifying a minimum and maximum time period for such alternatives; providing criminal penalties; limiting the applicability of the sentencing alternatives; providing an effective date.

—as amended April 21 was read the third time by title.

MOTION

On motion by Senator Haridopolos, the rules were waived to allow the following amendment to be considered:

Senator Haridopolos moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (722554)—On page 2, line 27, after "*program*" insert: *, and provided that any referral to a residential treatment facility is in accordance with the assessment criteria for residential treatment established by the Department of Children and Family Services, and that residential treatment beds are available*

On motion by Senator Haridopolos, **CS for CS for SB 1376** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Aronberg	Bullard
Alexander	Atwater	Campbell
Argenziano	Bennett	Carlton
Clary	Hill	Pruitt
Constantine	Jones	Saunders
Cowin	Klein	Siplin
Crist	Lawson	Smith
Dawson	Lee	Villalobos
Diaz de la Portilla	Lynn	Wasserman Schultz
Dockery	Margolis	Webster
Fasano	Miller	Wilson
Garcia	Peaden	Wise
Haridopolos	Posey	

Nays—None

SB 1684—A bill to be entitled An act relating to additional employment by state correctional employees; amending s. 944.38, F.S.; providing that an officer or employee of the Department of Corrections is not prohibited from accepting other employment or secondary employment under certain conditions; providing an effective date.

—was read the third time by title.

On motion by Senator Cowin, **SB 1684** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 1768—A bill to be entitled An act relating to possession of ammunition by felons and delinquents; amending s. 790.001, F.S.; providing a definition of the term "ammunition"; amending s. 790.23, F.S.; including ammunition among the specified items for which possession by a felon or delinquent constitutes a felony of the second degree; providing penalties; amending s. 790.235, F.S.; including ammunition among the specified items for which possession by a violent career criminal subjects such criminal to a mandatory minimum prison sentence; providing penalties; amending s. 921.0022, F.S., relating to the offense severity ranking chart, to conform; reenacting s. 790.01(5), F.S., relating to carrying concealed weapons, to incorporate the amendments to ss. 790.23 and 790.235, F.S., in references thereto; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Smith, **SB 1768** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cowin	Klein
Alexander	Crist	Lawson
Argenziano	Dawson	Lee
Aronberg	Diaz de la Portilla	Lynn
Atwater	Dockery	Margolis
Bennett	Fasano	Miller
Bullard	Garcia	Peaden
Campbell	Geller	Posey
Carlton	Haridopolos	Pruitt
Clary	Hill	Saunders
Constantine	Jones	Siplin

Smith	Wasserman Schultz	Wilson
Villalobos	Webster	Wise

Nays—None

Consideration of **CS for SB 2342** was deferred.

CS for SB 2696—A bill to be entitled An act relating to insurance; creating s. 255.0517, F.S.; defining terms; limiting the authority of certain public agencies to purchase owner-controlled insurance programs for public construction projects; establishing purchase requirements; providing exemptions; creating s. 627.441, F.S.; defining terms; requiring insurers issuing commercial general liability policies to offer coverage for completed operations liability for certain contractors to the extent that coverage is not provided under an owner-controlled insurance program; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Atwater, **CS for SB 2696** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Miller
Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Atwater

CS for CS for SB 316—A bill to be entitled An act relating to substance abuse treatment and intervention; amending s. 39.001, F.S.; providing additional legislative findings and purposes with respect to the treatment of substance abuse; authorizing the court to require certain persons to undergo treatment following adjudication; amending ss. 39.402 and 39.407, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment upon a showing of good cause in connection with a shelter hearing or petition for dependency; authorizing sanctions for noncompliance; amending ss. 39.507 and 39.521, F.S.; authorizing the court to order specified persons to submit to a substance abuse assessment as part of an adjudicatory order or pursuant to a disposition hearing; requiring a showing of good cause; authorizing the court to require participation in a treatment-based drug court program; authorizing the court to impose sanctions for noncompliance; amending s. 39.701, F.S.; authorizing the court to extend the time for completing a case plan during judicial review, based upon participation in a treatment-based drug court program; amending s. 397.334, F.S.; revising legislative intent with respect to treatment-based drug court programs to reflect participation by community support agencies, the Department of Education, and other individuals; including postadjudicatory programs as part of treatment-based drug court programs; requiring each judicial circuit to establish a position for a coordinator of the treatment-based drug court program; requiring the chief judge of each judicial circuit to appoint an advisory committee for the treatment-based drug court program; providing for membership of the committee; revising provisions with respect to an annual report; amending s. 910.035, F.S.; revising provisions with respect to conditions for the transfer of a case in the drug court treatment program to a county other than that in which the charge arose; amending s. 948.08, F.S.; revising eligibility requirements for participation in pretrial intervention programs; authorizing the court to refer certain defendants who are assessed with a substance abuse problem to a pretrial intervention program with the approval of the state attorney; deleting provisions authorizing advisory committees for the district pretrial intervention programs; amending s. 985.306, F.S.; revising eligibility requirements for participation in delinquency pretrial intervention programs; authorizing the court to refer certain juveniles who are assessed as having a substance abuse problem to a substance abuse education and treatment intervention program; deleting provisions authorizing advisory committees for the district delinquency pretrial intervention program; providing an effective date.

—was read the third time by title.

On motion by Senator Lynn, **CS for CS for SB 316** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Miller
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Siplin
Bullard	Haridopolos	Smith
Campbell	Hill	Villalobos
Carlton	Jones	Wasserman Schultz
Clary	Klein	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	

Nays—None

CS for CS for SB 2822—A bill to be entitled An act relating to private investigative, private security, and repossession services; amending s. 493.6106, F.S.; increasing the minimum age required for certain licensees; amending s. 493.6110, F.S.; revising agency insurance requirements and limiting such requirements to security agencies; amending s. 493.6113, F.S., relating to licensure renewal; conforming a provision requiring certification of insurance coverage; requiring certain licensees to complete specified continuing education that includes terrorism awareness; requiring the Department of Agriculture and Consumer Services to establish by rule criteria for the approval of continuing education courses and providers and the form for certificates of completion; amending s. 493.6118, F.S.; conforming a ground for disciplinary action relating to failure to maintain required insurance coverage, for which there are penalties; amending s. 493.6202, F.S.; providing examination fees for private investigators and private investigator interns; amending s. 493.6203, F.S.; requiring passage of an examination for licensure as a private investigator; providing exemption for certain licensees; requiring reexamination for relicensure under certain circumstances; requiring successful completion of certain coursework and passage of an examination for licensure as a private investigator intern; requiring the department to establish by rule the general content and the form for certificates of completion of such training and criteria for the examination; requiring reexamination for relicensure under certain circumstances; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Argenziano, **CS for CS for SB 2822** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Carlton	Garcia
Alexander	Clary	Geller
Argenziano	Cowin	Haridopolos
Aronberg	Crist	Hill
Atwater	Dawson	Jones
Bennett	Diaz de la Portilla	Klein
Bullard	Dockery	Lawson
Campbell	Fasano	Lee

Lynn	Pruitt	Wasserman Schultz
Margolis	Saunders	Webster
Miller	Siplin	Wilson
Peaden	Smith	Wise
Posey	Villalobos	

Nays—None

CS for SB 218—A bill to be entitled An act relating to crimes against minors; amending ss. 787.01 and 787.02, F.S.; revising the elements of the crimes of kidnapping a minor child and false imprisonment of a minor child; amending s. 787.025, F.S.; revising the elements of the crime of luring or enticing a minor child for an unlawful purpose; specifying an evidentiary fact that may be considered by the court in determining whether the defendant committed or attempted to commit such offense; increasing the penalty imposed for committing that offense; reenacting ss. 435.03(2)(j) and (k), 435.04(2)(k) and (l), 775.21(4), 903.133, and 910.14, F.S., relating to screening standards, the Florida Sexual Predators Act, bail on appeal, and kidnapping, to incorporate the amendments to ss. 787.01, 787.02, 787.025, F.S., in references thereto; reenacting and amending s. 921.0022(3)(f), (i), and (j), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendments to s. 787.02, F.S., in references thereto; conforming provisions to changes made by the act; reenacting ss. 943.0435(1)(a), 943.0585, 943.059, 944.606(1)(b), 944.607(1)(a), 948.01(15), and 948.06(2)(a), F.S., relating to the registration of sexual offenders, expunction and court-ordered sealing of criminal history records, the definition of the term "sexual offender," and probation and community control, to incorporate the amendments to ss. 787.01, 787.02, 787.025, F.S., in references thereto; amending s. 947.06, F.S.; requiring that, prior to a meeting of the Parole Commission, the victim of the crime be given documents and evidence relating to the granting, denying, or revoking of the inmate's parole; amending s. 947.16, F.S.; requiring that an inmate convicted of kidnapping whose parole release order has been vacated by the court be reinterviewed at 5-year intervals following the vacated release order; amending s. 947.174, F.S.; requiring that an inmate convicted of kidnapping whose presumptive parole release date is more than 5 years after the initial interview be reinterviewed thereafter at 5-year intervals; providing an effective date.

—as amended April 21 was read the third time by title.

Senator Smith moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (703362)—In title, on page 1, delete line 2 and insert: An act relating to criminal justice;

On motion by Senator Crist, **CS for SB 218** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 182—A bill to be entitled An act relating to certificates of need; amending s. 408.036, F.S., relating to health-care-related projects subject to review for a certificate of need; exempting certain projects involving percutaneous coronary intervention from review; providing requirements by which certain hospitals may obtain an exemption; amending s. 408.0361, F.S.; requiring the agency to adopt rules to develop licensing standards for cardiology services and burn units; providing criteria for such rules; requiring certain providers to comply with such rules; requiring the agency to include certain provisions in establishing the rules; requiring the agency to establish a technical advisory panel and adopt rules based on the panel's recommendations; requiring the secretary of the agency to appoint an advisory group; providing membership criteria for such group; requiring the group to make certain recommendations; requiring the secretary to appoint a workgroup; providing the components of such workgroup's assessment; requiring a report; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Atwater, **SB 182** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Dockery	Peaden
Alexander	Fasano	Posey
Argenziano	Garcia	Pruitt
Aronberg	Geller	Saunders
Atwater	Haridopolos	Siplin
Bennett	Hill	Smith
Bullard	Jones	Villalobos
Campbell	Klein	Wasserman Schultz
Carlton	Lawson	Webster
Clary	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	
Diaz de la Portilla	Miller	

Nays—None

Vote after roll call:

Yea—Constantine, Cowin

CS for SB 262—A bill to be entitled An act relating to tourism; amending s. 288.1223, F.S.; revising the membership of the Florida Commission on Tourism; amending s. 288.1226, F.S.; revising the membership of the board of directors of the Florida Tourism Industry Marketing Corporation, to conform; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 262** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SB 292—A bill to be entitled An act relating to charter technical career centers; amending s. 1002.34, F.S.; providing guidelines relating to funding for dual enrollment instruction of public school students provided at the Volusia/Flagler Advanced Technology Center; providing an effective date.

—was read the third time by title.

On motion by Senator Lynn, **SB 292** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dawson	Margolis
Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise

Nays—None

SENATOR DIAZ DE LA PORTILLA PRESIDING

CS for SB 872—A bill to be entitled An act relating to trust funds; creating the Welfare Transition Trust Fund within the Department of Military Affairs; providing for the use of funds and the source of funds; providing for review and termination or re-creation of the trust fund; providing an effective date.

—was read the third time by title.

On motion by Senator Peaden, **CS for SB 872** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—36

Alexander	Dawson	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Margolis	Wise

Nays—None

Vote after roll call:

Yea—Lynn

CS for SB 1072—A bill to be entitled An act relating to the Streamlined Sales and Use Tax Agreement; amending s. 212.02, F.S.; redefining the terms "lease," "let," "rental," "sales price," and "tangible personal property" and defining the terms "agent," "seller," "certified service provider," "direct mail," "prewritten computer software," and "delivery charges" for purposes of sales and use taxes; providing applicability; amending s. 212.05, F.S.; deleting provisions relating to the rental or lease of motor vehicles; providing for determination of the location of the sale or recharge of prepaid calling arrangements; amending s. 212.054, F.S.; providing the time for applying changes in local option tax rates; providing guidelines for determining the situs of certain transactions; providing for notice of a change in a local option sales tax rate; providing for applicability of s. 202.22(2), F.S., relating to determination of local tax situs, for the purpose of providing and maintaining a database of sales and use tax rates for local jurisdictions; amending s. 212.06, F.S.; defining terms; providing general rules for determining the location of transactions involving the retail sale of tangible personal property, digital goods, or services and for the lease or rental of tangible personal property; requiring certain business purchasers to obtain multiple points of use exemption forms; providing for use of such forms; requiring certain purchasers of direct mail to obtain a direct mail form; providing for the use of such form; amending s. 212.08, F.S., relating to exemptions from the sales and use tax; defining and redefining terms used with respect to the exemption for general groceries; defining and redefining terms used with respect to the exemption for medical products and supplies; revising that exemption; amending s. 212.095, F.S.; revising provisions relating to refunds; creating s. 212.094, F.S.; providing that a purchaser seeking a refund or credit under chapter 212, F.S., must submit a written request for the refund or credit; providing a time period within which the dealer must respond to the written request; amending s. 212.17, F.S.; prescribing additional guidelines and procedures with respect to dealer credits for taxes paid on worthless accounts; creating s. 213.052, F.S.; providing for notice of state sales or use tax rate changes; creating s. 213.0521, F.S.; providing the effective date for state sales and use tax rate changes; amending s. 213.21, F.S.; providing for amnesty to certain sellers for uncollected or unpaid sales and use taxes; amending s. 213.256, F.S., relating to simplified sales and use tax administration; defining terms; providing that authority to administer the Streamlined Sales and Use Tax Agreement rests with a governing board comprised of representatives of member states; providing for continuing effect of the agreement; providing for annual recertification by member states; creating s. 213.2567, F.S.; providing for the registration of sellers, the certification of a person as a certified service provider, and the certification of a software program as a certified automated system by the governing board under the Streamlined Sales and Use Tax Agreement; amending s. 212.055, F.S.; conforming a cross-reference; repealing s. 212.0596(6), F.S., relating to the exemption from collecting and remitting any local option surtax for certain dealers who make mail order sales; declaring legislative intent; providing for the adoption of emergency rules; providing an effective date.

—was read the third time by title.

On motion by Senator Campbell, **CS for SB 1072** was passed and certified to the House. The vote on passage was:

Yeas—26

Alexander	Dockery	Miller
Aronberg	Fasano	Peaden
Atwater	Garcia	Posey
Bennett	Geller	Pruitt
Campbell	Jones	Saunders
Carlton	Klein	Smith
Clary	Lee	Villalobos
Constantine	Lynn	Wasserman Schultz
Crist	Margolis	

Nays—10

Bullard	Haridopolos	Webster
Cowin	Hill	Wilson
Dawson	Siplin	Wise
Diaz de la Portilla		

Vote after roll call:

Nay—Mr. President, Argenziano

THE PRESIDENT PRESIDING

CS for CS for CS for SB 1214—A bill to be entitled An act relating to the Wekiva Parkway and Protection Act; creating part III of ch. 369, F.S., consisting of ss. 369.314, 369.315, 369.316, 369.317, 369.318, 369.319, 369.320, 369.321, 369.322, 369.323, and 369.324, F.S.; providing legislative intent; providing a legal description of the Wekiva Study Area; defining the Wekiva Parkway; providing guiding principles for the Wekiva Parkway Design Features and Construction; limiting the number of interchanges along the Wekiva Parkway; granting the Department of Transportation certain eminent domain authority for the Wekiva Parkway construction; requiring that certain entities locate the precise corridor and interchanges for the Wekiva Parkway in Seminole County consistent with this act; providing that the Orlando-Orange County Expressway Authority is granted authority to act as a third-party acquisition agent on behalf of the Board of Trustees of the Internal Improvement Trust Fund or the St. Johns River Water Management

District; providing that certain properties shall be acquired prior to the completion of the parkway; requiring certain entities and agencies to cooperate and establish funding responsibilities and partnerships; requiring certain studies by the Department of Environmental Protection, the Department of Health, the St. Johns River Water Management District, and the Department of Agriculture and Consumer Services; providing for a master stormwater plan; providing for a wastewater facility plan; requiring certain local government comprehensive plan amendments; providing for the coordination of land use and water supply with the Wekiva Study Area; providing that comprehensive plans and comprehensive plan amendments be reviewed for compliance by the Department of Community Affairs; creating the Wekiva River Basin Commission; amending s. 163.3184, F.S.; amending the definition of "compliance"; providing an effective date.

—as amended April 21 was read the third time by title.

MOTION

On motion by Senator Constantine, the rules were waived to allow the following amendment to be considered:

Senator Constantine moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (155408)—On page 9, lines 20 and 21, delete those lines and insert: *approval as a mitigation bank shall be concluded no later than December 31, 2010. Department of Transportation and Orlando-Orange County Expressway Authority funds expended to purchase an interest in those lands identified in this subsection shall be eligible as environmental mitigation for road construction related impacts in the Wekiva Study Area.*

MOTION

On motion by Senator Webster, the rules were waived to allow the following amendment to be considered:

Senators Webster and Constantine offered the following amendment which was moved by Senator Webster and adopted by two-thirds vote:

Amendment 2 (741882)(with title amendment)—On page 21, between lines 13 and 14, insert:

Section 3. Section 348.7546, Florida Statutes, is created to read:

348.7546 Wekiva Parkway, construction authorized; financing.—Notwithstanding s. 338.2275, the Orlando-Orange County Expressway Authority is hereby authorized to exercise its condemnation powers, construct, finance, operate, own, and maintain the Wekiva Parkway as part of the authority's long-range capital improvement plan. The "Wekiva Parkway" means any limited access highway or expressway constructed between State Road 429 and Interstate 4 specifically incorporating the corridor alignment recommended by Recommendation 2 of the Wekiva River Basin Area Task Force final report dated January 15, 2003, and the recommendations of the SR 429 Working Group that were adopted January 16, 2004. This project may be financed with any funds available to the authority for such purpose or revenue bonds issued by the authority under s. 11, Article VII of the State Constitution and s. 348.755(1)(b).

Section 4. Section 348.7547, Florida Statutes, is created to read:

348.7547 Maitland Boulevard Extension and Northwest Beltway Part A Realignment construction authorized; financing.—Notwithstanding s. 338.2275, the Orlando-Orange County Expressway Authority is hereby authorized to exercise its condemnation powers, construct, finance, operate, own, and maintain the portion of State Road 414 know as the Maitland Boulevard Extension and the realigned portion of the Northwest Beltway Part A as part of the authority's long-range capital improvement plan. The Maitland Boulevard Extension will extend from the current terminus of State Road 414 at U.S. 441 west to State Road 429 in west Orange County. The realigned portion of the Northwest Beltway Part A will run from the point at or near where the Maitland Boulevard Extension will connect with State Road 429 and will proceed to the west and then north resulting in the northern terminus of State Road 429 moving farther west before reconnecting with U.S. 441. However, under no circumstances shall the realignment of the Northwest Beltway Part A conflict or contradict with the alignment of the Wekiva Parkway as defined in s. 348.7546. This project may be financed with any funds available to the authority for such purpose or revenue bonds issued by the authority under s. 11, Article VII of the State Constitution and s. 348.755(1)(b).

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 13, after the semicolon (;) insert: creating s. 348.7546, F.S.; authorizing the construction and financing of the Wekiva Parkway; creating s. 348.7547, F.S.; authorizing the construction and financing of the Maitland Boulevard Extension and Northwest Beltway Part A;

On motions by Senator Constantine, **CS for CS for CS for SB 1214** as amended was passed, ordered engrossed and then by two-thirds vote immediately certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dawson	Miller
Alexander	Diaz de la Portilla	Peaden
Argenziano	Dockery	Posey
Aronberg	Fasano	Pruitt
Atwater	Garcia	Saunders
Bennett	Geller	Siplin
Bullard	Haridopolos	Smith
Campbell	Hill	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	

Nays—None

Vote after roll call:

Yea—Jones

CS for CS for CS for CS for SB 1372—A bill to be entitled An act relating to pharmacy; amending s. 465.003, F.S.; defining the term "Internet pharmacy"; amending s. 465.0156, F.S.; exempting Internet pharmacies from registration requirements applicable to nonresident pharmacies; requiring the registered nonresident pharmacy and the pharmacist designated by that pharmacy to serve as the prescription department manager or its equivalent to be licensed in the state of location; amending s. 465.016, F.S.; providing for disciplinary action for dispensing a medicinal drug when the pharmacist knows or has reason to believe the prescription is not based on a valid practitioner-patient relationship; creating s. 465.0161, F.S.; prohibiting the distribution of medicinal drugs by an Internet pharmacy without a permit; providing penalties; amending s. 465.0196, F.S., relating to special pharmacy permits, to conform; creating s. 465.0197, F.S.; requiring Internet pharmacies to be permitted and providing requirements therefor; requiring the Internet pharmacy and the pharmacist designated by that pharmacy to serve as the prescription department manager or its equivalent to be licensed in the state of location; amending s. 465.023, F.S.; providing an additional ground for which the Board of Pharmacy may take action against a permitted pharmacy; amending s. 465.0255, F.S.; revising requirements for pharmacists to deliver specified disclosures to purchasers when dispensing a medicinal drug; amending s. 465.026, F.S.; creating an exception to the requirements for filling or refilling a transferred prescription for a medicinal drug listed in Schedule II under ch. 893, F.S.; amending s. 499.0121, F.S.; providing recordkeeping requirements relating to the storage and handling of prescription drugs which certain affiliated groups must fulfill; amending s. 895.02, F.S.; including violation of s. 465.0161, F.S., in the definition of the term "racketeering activity" for prosecution under ch. 895, F.S.; providing an appropriation and authorizing positions; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for CS for CS for CS for SB 1372** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Argenziano	Atwater
Alexander	Aronberg	Bennett

Bullard	Garcia	Pruitt
Campbell	Geller	Saunders
Carlton	Haridopolos	Siplin
Clary	Hill	Smith
Constantine	Jones	Villalobos
Cowin	Klein	Wasserman Schultz
Crist	Lawson	Webster
Dawson	Lee	Wilson
Diaz de la Portilla	Lynn	Wise
Dockery	Peaden	
Fasano	Posey	

Nays—None

SENATOR WEBSTER PRESIDING

CS for CS for CS for SB 1622—A bill to be entitled An act relating to military families; amending s. 295.01, F.S.; revising certain requirements relating to scholarships for children of deceased veterans; amending s. 445.007, F.S.; providing for the appointment of a military representative to certain regional workforce boards; amending s. 464.009, F.S.; removing a scheduled repeal of provisions; providing for licensure by endorsement of certain nurses licensed in another state that is a member of the Nurse Licensure Compact; amending s. 464.022, F.S.; providing that certain nurses relocating to this state may perform nursing services for a period of 120 days after submitting application for licensure; amending s. 1002.39, F.S.; revising eligibility requirements for military dependents applying for a John M. McKay Scholarship; requiring the State Board of Education to adopt rules; amending s. 1003.05, F.S.; directing the Department of Education to assist in the development of memoranda of agreement between school districts and military installations; providing that qualifying military dependents receive priority admission to certain special academic programs; creating s. 1008.221, F.S.; providing for alternate assessments for the grade 10 FCAT for certain military dependents; amending s. 1009.21, F.S.; classifying dependents of active duty members of the armed forces and certain liaison officers and their spouses and dependent children as residents for tuition purposes; directing Workforce Florida, Inc., to establish an employment advocacy and assistance program targeting military spouses and dependents; directing the Florida Housing Finance Corporation to assess the housing needs of Florida's military families; requiring a report; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for CS for CS for SB 1622** was passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

CS for SB 1494—A bill to be entitled An act relating to tax refund programs for qualified target industry businesses and qualified defense contractors; amending s. 288.095, F.S.; requiring the Office of Tourism, Trade, and Economic Development to pay claims for tax refunds in the order approved; authorizing certain tax refunds to be paid from an appropriation in a subsequent fiscal year; requiring the Office of Tourism, Trade, and Economic Development to provide notice of an anticipated shortfall in the amount necessary to satisfy tax refund claims; eliminating a requirement for prorating of tax refunds; requiring Enterprise Florida, Inc., to report on the efforts of the Office of Tourism, Trade, and Economic Development to amend tax refund agreements; requiring Enterprise Florida, Inc., to report the name and tax refund amount paid to each business under the programs; amending s. 288.1045, F.S.; defining the term "jobs" to include new and retained jobs; requiring applications for certification to include the number of jobs retained; providing that new applicants may not be certified for the tax refund program for qualified defense contractors after June 30, 2009; specifying that tax refund agreements existing on that date continue in effect; amending s. 288.106, F.S.; providing that new applicants may not be certified for the tax refund program for qualified target industry businesses after June 30, 2009; specifying that tax refund agreements existing on that date continue in effect; requiring the Office of Tourism, Trade, and Economic Development to attempt to amend certain tax refund agreements, to conform; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Garcia, **CS for SB 1494** as amended was passed and certified to the House. The vote on passage was:

Yeas—36

Alexander	Dawson	Miller
Argenziano	Diaz de la Portilla	Peaden
Aronberg	Dockery	Posey
Atwater	Fasano	Pruitt
Bennett	Garcia	Saunders
Bullard	Geller	Siplin
Campbell	Haridopolos	Smith
Carlton	Hill	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Margolis	Wise

Nays—None

Vote after roll call:

Yea—Jones, Lynn

CS for CS for SB 1492—A bill to be entitled An act relating to renewable energy; creating s. 366.91, F.S.; providing legislative findings; requiring public utilities, municipal utilities, and rural electric cooperatives to offer a purchase contract to producers of renewable energy; providing requirements for such contracts; providing for cost recovery; amending s. 403.7061, F.S.; deleting a permit requirement for a waste-to-energy facility; encouraging specified applicants for a landfill permit to consider construction of a waste-to-energy facility; providing an effective date.

—as amended April 21 was read the third time by title.

Senator Bennett moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (245344)—On page 2, line 15 and on page 3, lines 3 and 4, delete "*, if capacity payments are appropriate,*"

On motion by Senator Bennett, **CS for CS for SB 1492** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Argenziano	Crist	Lawson
Aronberg	Dawson	Lee
Atwater	Diaz de la Portilla	Lynn
Bennett	Dockery	Margolis
Bullard	Fasano	Miller
Campbell	Garcia	Peaden
Carlton	Geller	Posey
Clary	Hill	Pruitt
Constantine	Jones	Saunders
Cowin	Klein	Siplin

Smith	Wasserman Schultz	Wilson
Villalobos	Webster	Wise

Nays—1

Alexander

Vote after roll call:

Yea—Haridopolos

CS for CS for CS for SB 1350—A bill to be entitled An act relating to mold assessment and mold remediation; creating pt. IV of ch. 489, F.S.; providing legislative purpose; providing scope of the act; providing exemptions; defining terms; providing for fees relating to licensure of mold assessors and mold remediators; providing for licensure examinations; requiring good moral character, as specified; providing prerequisites to licensure; providing for the licensure of business organizations; providing for qualifying agents; providing for fees; providing responsibilities of primary and secondary qualifying agents and of financially responsible officers; establishing requirements for continuing education; providing that the Construction Industry Licensing Board must approve training courses and training providers for mold assessors and mold remediators; providing for assessing penalties; providing for renewal of licensure; providing for rulemaking; providing for reactivation of licensure; providing for disciplinary proceedings; establishing prohibitions; providing for penalties; allowing the board to provide, by rule, for multiple services; providing for membership, meetings, removal of members; setting a quorum; providing for reimbursement for per diem and travel expenses; requiring the department to provide staff support and to maintain and make available to the public the committee minutes and records; providing for financial review; providing severability; amending s. 489.107, F.S.; adding to the board a member who is a mold assessor or mold remediator; providing an appropriation and authorizing positions; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Bennett, **CS for CS for CS for SB 1350** as amended was passed and certified to the House. The vote on passage was:

Yeas—35

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Atwater	Fasano	Posey
Bennett	Garcia	Pruitt
Bullard	Geller	Saunders
Campbell	Haridopolos	Siplin
Carlton	Hill	Villalobos
Clary	Jones	Wasserman Schultz
Constantine	Klein	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Aronberg

CS for SB 1738—A bill to be entitled An act relating to limitations on actions to collect taxes; amending s. 95.091, F.S.; excluding certain tax liens relating to unentitled homestead exemptions from a 5-year expiration provision; including such liens under a 20-year expiration provision; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 1738** was passed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Aronberg	Bennett
Argenziano	Atwater	Bullard
Campbell	Geller	Pruitt
Carlton	Haridopolos	Saunders
Clary	Hill	Siplin
Constantine	Jones	Smith
Cowin	Klein	Villalobos
Crist	Lee	Wasserman Schultz
Dawson	Lynn	Webster
Diaz de la Portilla	Margolis	Wilson
Dockery	Miller	Wise
Fasano	Peaden	
Garcia	Posey	

Nays—None

CS for SB 2720—A bill to be entitled An act relating to public accountancy; amending s. 473.308, F.S.; authorizing waiver of certain requirements in excess of a baccalaureate degree for applicants for licensure as a certified public accountant who meet certain prior employment criteria; amending s. 473.311, F.S.; requiring completion of required continuing education in ethics prior to taking the examination required for renewal of license; amending s. 473.312, F.S.; requiring a certain amount of continuing education to be in ethics; providing course requirements and requirements for course providers; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **CS for SB 2720** was passed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Saunders
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Dawson	Margolis	
Diaz de la Portilla	Miller	

Nays—None

Vote after roll call:

Yea—Crist

Consideration of **CS for SB 1062** was deferred.

HB 213—A bill to be entitled An act relating to local governments; amending s. 253.034, F.S.; providing for the disposition of certain surplus state lands; amending s. 274.02, F.S.; revising a definition to increase the monetary value of fixtures and tangible personal property that must be included in an inventory of property; amending s. 274.12, F.S.; requiring special districts governed by ch. 274, F.S., to comply with the provisions of such chapter; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Geller, **HB 213** as amended was passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Bennett	Clary
Argenziano	Bullard	Constantine
Aronberg	Campbell	Cowin
Atwater	Carlton	Crist

Dawson	Klein	Saunders
Diaz de la Portilla	Lawson	Siplin
Dockery	Lee	Smith
Fasano	Lynn	Villalobos
Garcia	Margolis	Wasserman Schultz
Geller	Miller	Webster
Haridopolos	Peaden	Wilson
Hill	Posey	Wise
Jones	Pruitt	

Nays—None

SB 1952—A bill to be entitled An act relating to the disposition of civil penalties by county courts; amending s. 318.21, F.S.; requiring that a specified amount of the civil penalties received by county courts be deposited into the Grants and Donations Trust Fund in the Justice Administrative Commission for specified purposes; providing an effective date.

—as amended April 21 was read the third time by title.

On motion by Senator Margolis, **SB 1952** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Saunders
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Dawson	Margolis	
Diaz de la Portilla	Miller	

Nays—None

Vote after roll call:

Yea—Crist

CS for CS for SB 562—A bill to be entitled An act relating to electrical and alarm system contracting; amending s. 489.517, F.S.; requiring certificateholders and registrants to have continuing education in preventing false alarms; amending s. 489.518, F.S.; revising qualifications for burglar alarm system agents; removing an exemption from training requirements for persons who only perform sales; authorizing employment as an alarm system agent or burglar alarm system agent under supervision for a specified period, pending completion of training and the criminal background check; providing the format, the validity period, and renewal requirements for burglar alarm system agent identification cards; requiring an updated criminal background check of each burglar alarm system agent who renews certification; providing continuing education requirements for burglar alarm system agents; amending s. 489.5185, F.S.; revising qualifications for fire alarm system agents; requiring an updated criminal background check of each fire alarm system agent who renews certification; requiring fire alarm system agents to have continuing education in preventing false alarms; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **CS for CS for SB 562** was passed and certified to the House. The vote on passage was:

Yeas—38

Alexander	Atwater	Campbell
Argenziano	Bennett	Carlton
Aronberg	Bullard	Clary
Constantine	Hill	Pruitt
Cowin	Jones	Saunders
Crist	Klein	Siplin
Dawson	Lawson	Smith
Diaz de la Portilla	Lee	Villalobos
Dockery	Lynn	Wasserman Schultz
Fasano	Margolis	Webster
Garcia	Miller	Wilson
Geller	Peaden	Wise
Haridopolos	Posey	

Nays—None

CS for SB 1414—A bill to be entitled An act relating to mobile and manufactured homes; amending s. 319.261, F.S.; deleting a requirement that the manufacturer's certificate of origin be recorded with the clerk of court in order for the Department of Highway Safety and Motor Vehicles to retire the title to a mobile home; amending s. 320.822, F.S.; defining the term "installation"; amending s. 320.823, F.S.; requiring that mobile and manufactured homes sold in this state be constructed to meet certain standards; amending s. 320.8249, F.S.; revising penalties imposed against mobile home installers who engage in certain prohibited activities; prohibiting a local government from requiring an installer to obtain an additional bond or insurance; requiring installers to maintain a location log; creating s. 320.8251, F.S.; requiring a person or entity that manufactures mobile home installation components, products, or systems to obtain a certificate of approval from the Department of Highway Safety and Motor Vehicles; providing requirements for certification; authorizing the department to revoke or suspend the certification under certain circumstances; providing that products, components, or systems currently used in the installation of mobile homes need not be certified until a certain date; amending s. 320.8285, F.S.; requiring each county or municipality to be responsible for the onsite inspection of mobile home installation within its jurisdiction; revising competency requirements for performing onsite inspections; providing requirements for a county or municipality in issuing a permit for the installation of a mobile home and issuing a certificate of occupancy; amending s. 320.8325, F.S.; deleting provisions requiring the use of tie-downs and anchors; revising requirements of the department with respect to rules setting forth standards for the installation of mobile homes, manufactured homes, and park trailers; providing that owners are responsible for installation pursuant to department rules; amending s. 320.834, F.S.; providing legislative intent that mobile homes be an affordable housing resource in this state; amending s. 320.835, F.S.; requiring installers to warrant the installation of a new mobile home from the date of receipt of a certificate of occupancy for a certain period; authorizing the department to adopt rules to resolve disputes between mobile home manufacturers, dealers, installers, or suppliers; amending s. 215.559, F.S.; extending the repeal date of the Hurricane Loss Mitigation Program; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **CS for SB 1414** was passed and certified to the House. The vote on passage was:

Yeas—37

Alexander	Dockery	Peaden
Argenziano	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Saunders
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Campbell	Jones	Villalobos
Carlton	Klein	Wasserman Schultz
Clary	Lawson	Webster
Constantine	Lee	Wilson
Cowin	Lynn	Wise
Crist	Margolis	
Diaz de la Portilla	Miller	

Nays—None

CS for SB 2496—A bill to be entitled An act relating to public records and public meetings; creating s. 288.982, F.S.; creating an exemption from public records requirements for specified records relating to military installations and military missions subject to the United States Department of Defense Base Realignment and Closure 2005 process and agreements and proposals to relocate or realign military units and missions which are held by the Governor's Advisory Council on Base Realignment and Closure, Enterprise Florida, Inc., or the Office of Tourism, Trade, and Economic Development; creating an exemption from public meetings requirements for meetings of the advisory council, or a committee or subcommittee of the advisory council, at which exempt information is presented or discussed; creating an exemption from public records requirements for records generated during meetings of the advisory council, or a committee or subcommittee of the advisory council or office, which are closed to the public; providing a penalty; providing for repeal of the act; providing access to confidential and exempt records upon repeal of the act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 2496** was passed by the required constitutional two-thirds vote of the members present and certified to the House. The vote on passage was:

Yeas—36

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lee	Webster
Cowin	Lynn	Wilson
Crist	Margolis	Wise

Nays—None

On motion by Senator Haridopolos, by two-thirds vote **HB 1313** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on General Government; and Appropriations.

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

HB 1313—A bill to be entitled An act relating to use of illegal nets; amending s. 370.021, F.S.; providing civil and criminal penalties for flagrant violations; providing a definition; reenacting ss. 370.092(3) and (4) and 370.093, F.S., relating to illegal use of nets, to incorporate the amendment to s. 370.021, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 2334** and by two-thirds vote read the second time by title. On motion by Senator Haridopolos, by two-thirds vote **HB 1313** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Alexander	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Siplin
Bullard	Haridopolos	Smith
Carlton	Hill	Villalobos
Constantine	Jones	Webster
Cowin	Klein	Wilson
Crist	Lee	Wise
Diaz de la Portilla	Lynn	

Nays—9

Argenziano	Dawson	Miller
Campbell	Lawson	Saunders
Clary	Margolis	Wasserman Schultz

Consideration of **SB 534**, **CS for SB 552** and **CS for SB 630** was deferred.

CS for CS for SB 2520—A bill to be entitled An act relating to the Great Florida Wrek-reation Diving Trail Act; providing a popular name; providing purpose of the act; creating the Florida MARAD and U.S. Navy Vessel Placement Council within the Office of Tourism, Trade, and Economic Development; providing membership, organization, administrative support, and duties of the council; providing that the council is subject to public records and public meetings requirements; requiring the council to request and receive interagency comments; providing for expiration of the council; providing for transfer of documents and remaining assets of the council; providing an effective date.

—as amended April 21 was read the third time by title.

MOTION

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

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

Amendment 1 (091270)(with title amendment)—On page 2, line 20 through page 4, line 22, delete those lines and insert:

Section 1. *(1) FLORIDA MARAD AND U.S. NAVY VESSEL PLACEMENT ADVISORY COUNCIL; CREATION.—There is created within the Fish and Wildlife Conservation Commission the Florida MARAD and U.S. Navy Vessel Placement Advisory Council, which is a council as defined in section 20.03, Florida Statutes.*

(2) MEMBERSHIP.—The council shall consist of five members, all of whom shall be residents of the state. Three members shall represent recreational scuba diving in Florida, one of whom shall be appointed by the President of the Senate, one of whom shall be appointed by the Speaker of the House of Representatives, and one of whom shall be appointed by the Governor. Two members shall represent recreational fishing interests and the tourism industry in Florida, one of whom shall be appointed by the President of the Senate and one of whom shall be appointed by the Speaker of the House of Representatives. Members shall be appointed in such a manner as to equitably represent different geographic areas of the state. The initial appointments to the council shall be made no later than September 1, 2004.

(3) ORGANIZATION.—

(a) The Governor shall designate one member of the council as its chair. Vacancies in membership of the council shall be filled in the same manner as the original appointments.

(b) The council shall meet quarterly or at the call of the chairman. A majority of the members shall constitute a quorum for the purpose of conducting business.

(c) The council shall establish procedures for its operations, including notice procedures for council meetings and procedures with respect to the application process under subsection (5).

(d) Members of the council shall serve without compensation but shall be entitled to per diem and travel expenses pursuant to section 112.061, Florida Statutes, while in the performance of their duties.

(e) Records and meetings of the council shall be subject to the requirements of the public records law and public meetings law in chapters 119 and 286, Florida Statutes, respectively.

(4) ADMINISTRATIVE SUPPORT.—The commission shall provide administrative support to the council for all of its activities. The commis-

sion is authorized to accept private donations to support council activities. The commission shall maintain a complete financial record of all donations and expenditures.

And the title is amended as follows:

On page 1, lines 2-8, delete those lines and insert: An act relating to MARAD and U.S. Navy Vessel placement; creating the Florida MARAD and U.S. Navy Vessel Placement Advisory Council within the Fish and Wildlife Conservation Commission; providing membership, organization, administrative

Amendment 2 (934850)(with title amendment)—On page 4, line 23 through page 5, line 24, delete those lines and insert:

(5) DUTIES.—

(a) The council shall advise the commission on matters relating to the obsolete MARAD and U.S. Navy vessel transfer program.

(b) The council shall review applications from Florida counties and municipalities for placement of MARAD and U.S. Navy decommissioned vessels in Florida waters as artificial reefs.

(c) The council shall rank donation transfer applications for such vessels using federal evaluation criteria and shall recommend to the commission sites within the state for placement of such vessels.

(d) The council shall assist the commission in the development of a master site plan for the purposes of maximizing the number and type of vessels for placement in Florida waters.

(6) TERM.—The council shall expire on December 31, 2006.

Section 2. This act shall take effect July 1, 2004.

And the title is amended as follows:

On page 1, lines 9-16, delete those lines and insert: support, and duties of the council; providing that the council is subject to public records and public meetings requirements; providing for expiration of the council; providing funding to support travel and per diem; providing an effective date.

On motion by Senator Jones, **CS for CS for SB 2520** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Alexander	Diaz de la Portilla	Miller
Argenziano	Dockery	Peaden
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Bennett	Geller	Saunders
Bullard	Haridopolos	Siplin
Campbell	Hill	Smith
Carlton	Jones	Villalobos
Clary	Klein	Wasserman Schultz
Constantine	Lawson	Webster
Cowin	Lee	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Dockery—

SB 2446—A bill to be entitled An act relating to installations honoring military veterans and their families; creating the "Ellwood Robinson 'Bob' Pipping, Jr., Memorial Act"; providing a popular name; providing purpose; authorizing the Department of Transportation to enter into contract with a group or organization for the installation and maintenance of plaques, markers, monuments, memorials, or various retired military equipment at rest stops; providing for a committee to approve proposals for the contracts; providing for membership and terms of members of the committee; requiring approval by said committee for such contracts; providing conditions for approval; providing that the group or organization shall be responsible for costs; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Dockery and adopted:

Amendment 1 (405448)—On page 2, line 22 through page 3, line 2, delete those lines and insert:

(4) The group or organization making the proposal shall be responsible for the cost of maintenance of the monument. The cost of maintenance shall be secured by sufficient funds provided annually by the group or organization making the proposal deposited into a maintenance account held by the Department of Transportation. In addition, the group or organization making the proposal will provide a 10 year bond securing the cost of removal of the monument, and any modifications made to the site as part of the placement of the monument, for use should the group or organization making the proposal fail to provide sufficient funds for maintenance for a period of 2 consecutive years. Prior to expiration, the bond shall be renewed for another 10 year period if the memorial is to remain in place.

Pursuant to Rule 4.19, **SB 2446** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Pruitt—

CS for SB 2694—A bill to be entitled An act relating to the Lake Okeechobee Protection Program; amending s. 373.4595, F.S.; providing legislative findings and intent with respect to implementation and funding of the Lake Okeechobee Watershed Phosphorus Control Program and the Lake Okeechobee Protection Program; providing for implementation and funding of the Lake Okeechobee Protection Plan; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2694** was placed on the calendar of Bills on Third Reading.

On motion by Senator Margolis—

CS for CS for CS for SB 478—A bill to be entitled An act relating to the sale of residential property; creating s. 689.261, F.S.; requiring a seller to give notice to the prospective purchaser of residential property concerning ad valorem taxes on the property; specifying the form of notice; providing an effective date.

—was read the second time by title.

Senator Margolis moved the following amendment which was adopted:

Amendment 1 (190596)—On page 2, line 8, delete "*all contracts for sale must*"

Pursuant to Rule 4.19, **CS for CS for CS for SB 478** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1928** was deferred.

On motion by Senator Geller—

CS for SB 2196—A bill to be entitled An act relating to insurance payments from escrow accounts; amending s. 501.137, F.S.; requiring an insurer to reinstate, under certain circumstances, an insurance policy that is cancelled due to failure of the lender to pay a premium for which sufficient escrow funds are on deposit; requiring that the lender reimburse the property owner for any penalties or fees paid for purposes of reinstating the policy; requiring the lender to pay the increased cost of

insurance premiums for a specified period of time under certain conditions; amending s. 627.4133, F.S.; requiring property insurers to reinstate a canceled policy as required by s. 501.137, F.S.; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2196** was placed on the calendar of Bills on Third Reading.

On motion by Senator Clary—

CS for CS for SB 2372—A bill to be entitled An act relating to physical fitness and health; requiring the Department of Health to undertake certain actions to promote healthy lifestyles and body weight; authorizing the department to adopt rules; providing that the act is contingent on an appropriation; amending s. 320.08058, F.S.; requiring the Florida Sports Foundation to allocate certain proceeds from the sale of license plates for additional purposes; providing an effective date.

—was read the second time by title.

Senator Clary moved the following amendment which was adopted:

Amendment 1 (684216)—On page 1, line 31, delete "*programming*" and insert: *programs*

MOTION

On motion by Senator Clary, the rules were waived to allow the following amendment to be considered:

Senator Clary moved the following amendment which was adopted:

Amendment 2 (872490)—On page 2, lines 7-12, delete those lines and insert:

(d) Partnering with the Department of Education, local communities, school districts, and other entities to encourage Florida schools to promote activities during and after school to help students meet a minimum goal of 60 minutes of activity per day.

Pursuant to Rule 4.19, **CS for CS for SB 2372** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 2336** was deferred.

On motion by Senator Constantine—

CS for SB 2766—A bill to be entitled An act relating to the Emergency Planning and Community Right-to-Know Act; amending s. 252.85, F.S.; updating a reference to substances listed in the Emergency Planning and Community Right-to-Know Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2766** was placed on the calendar of Bills on Third Reading.

CS for SB 2566—A bill to be entitled An act relating to absentee ballots; amending s. 101.64, F.S.; removing the requirement that a voter's signature on an absentee ballot must be witnessed; amending s. 101.65, F.S.; revising the Voter's Certificate and instructions to absent electors to remove the requirement of an attesting witness; amending s. 101.68, F.S.; removing the requirement of the signature of an attesting witness for an absentee ballot to be considered legal; amending ss. 101.6921 and 101.6923, F.S.; revising the Voter's Certificate and instructions for special absentee ballots for certain first-time voters to remove the requirement of an attesting witness; amending s. 101.6952, F.S., relating to absentee ballots received from overseas voters, to conform; providing an effective date.

—was read the second time by title.

The Committee on Judiciary recommended the following amendment which was moved by Senator Dockery and adopted:

Amendment 1 (851714)(with title amendment)—On page 10, between lines 30 and 31, insert: Section 7. Paragraph (a) of subsection (2) of section 101.657, Florida Statutes, is amended to read:

101.657 Voting absentee ballots in person.—

(2) As an alternative to the provisions of ss. 101.64 and 101.65, the supervisor of elections may allow an elector to cast an absentee ballot in the main or branch office of the supervisor by depositing the voted ballot in a voting device used by the supervisor to collect or tabulate ballots. The results or tabulation may not be made before the close of the polls on election day.

(a) The elector must provide identification as required in subsection (1) and must complete an In-Office Voter Certificate in substantially the following form:

IN-OFFICE VOTER CERTIFICATE

I, ... , am a qualified elector in this election and registered voter of . . . . County, Florida. I do solemnly swear or affirm that I am the person so listed on the voter registration rolls of . . . . County and that I reside at the listed address. I understand that if I commit or attempt to commit fraud in connection with voting, vote a fraudulent ballot, or vote more than once in an election I could be convicted of a felony of the third degree and both fined up to $5,000 and imprisoned for up to 5 years. I understand that my failure to sign this certificate and have my signature witnessed invalidates my ballot.

. . . (Voter's Signature). . .

. . . (Address). . .

. . . (City/State). . .

~~. . . (Name of Witness). . .~~

~~. . . (Signature of Witness). . .~~

~~. . . (Type of identification provided). . .~~

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 18, after the semicolon (;) insert: amending s. 101.657, F.S., relating to absentee ballots voted In-Office;

MOTION

On motion by Senator Dockery, the rules were waived to allow the following amendment to be considered:

Senator Dockery offered the following amendment which was moved by Senator Klein and adopted:

Amendment 2 (101656)(with title amendment)—On page 4, lines 24-26, delete those lines and insert:

Section 3. Subsection (1) and paragraph (c) of subsection (2) of section 101.68, Florida Statutes, are amended to read:

101.68 Canvassing of absentee ballot.—

(1) The supervisor of the county where the absent elector resides shall receive the voted ballot, at which time the supervisor *shall* ~~may~~ compare the signature of the elector on the voter's certificate with the signature of the elector in the registration books to determine whether the elector is duly registered in the county and may record on the elector's registration certificate that the elector has voted. The supervisor shall safely keep the ballot unopened in his or her office until the county canvassing board canvasses the vote.

And the title is amended as follows:

On page 1, line 9, after the semicolon (;) insert: requiring that the supervisor of elections compare an elector's signature to verify registration;

On motion by Senator Dockery further consideration of **CS for SB 2566** as amended was deferred.

By direction of the President, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lee, by two-thirds vote **CS for CS for SB 288** was withdrawn from the Committees on Appropriations Subcommittee on Article V Implementation and Judiciary; and Appropriations; **CS for SB's 332, 1912 and 2678** was withdrawn from the Committee on Military and Veterans' Affairs, Base Protection, and Spaceports; **CS for SB 498**, **CS for SB 1074** and **CS for CS for SB 2984** were withdrawn from the Committee on Criminal Justice; **CS for SB 538**, **CS for SB 2060** and **SB 3110** were withdrawn from the Committees on Appropriations Subcommittee on General Government; and Appropriations; **CS for SB 560** was withdrawn from the Committees on Appropriations Subcommittee on Health and Human Services; and Appropriations; **SJR 566**, **CS for SB 702**, **CS for CS for CS for SB 1174**, **CS for SB 2158**, **CS for SB 2572** and **CS for CS for SB 3006** were withdrawn from the Committee on Rules and Calendar; **SB 1488** was withdrawn from the Committee on Comprehensive Planning; **CS for SB 1600**, **CS for SB 1782** and **SB 2754** were withdrawn from the Committee on Judiciary; **CS for CS for SB 1708** and **CS for SB 2938** were withdrawn from the Committee on Finance and Taxation; **CS for SB 1824** was withdrawn from the Committee on Appropriations Subcommittee on Health and Human Services; **CS for SB 1878**, **CS for SB 2122** and **CS for SB 2674** were withdrawn from the Committee on Governmental Oversight and Productivity; **SB 2132** was withdrawn from the Committee on Appropriations; **SB 2574** was withdrawn from the Committee on Appropriations Subcommittee on Criminal Justice; **CS for CS for SB 2774** was withdrawn from the Committee on Home Defense, Public Security, and Ports; and **SB 2602** was withdrawn from the Committee on Communication and Public Utilities.

On motion by Senator Saunders, by two-thirds vote **SB 1370** and **SB 2876** were withdrawn from the committees of reference and further consideration.

SPECIAL ORDER CALENDAR, continued

On motion by Senator Dockery, the Senate resumed consideration of—

CS for SB 2566—A bill to be entitled An act relating to absentee ballots; amending s. 101.64, F.S.; removing the requirement that a voter's signature on an absentee ballot must be witnessed; amending s. 101.65, F.S.; revising the Voter's Certificate and instructions to absent electors to remove the requirement of an attesting witness; amending s. 101.68, F.S.; removing the requirement of the signature of an attesting witness for an absentee ballot to be considered legal; amending ss. 101.6921 and 101.6923, F.S.; revising the Voter's Certificate and instructions for special absentee ballots for certain first-time voters to remove the requirement of an attesting witness; amending s. 101.6952, F.S., relating to absentee ballots received from overseas voters, to conform; providing an effective date.

—which was previously considered and amended this day.

Pursuant to Rule 4.19, **CS for SB 2566** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Haridopolos—

CS for CS for SB 2336—A bill to be entitled An act relating to probation and community control; amending s. 948.001, F.S.; deleting provisions authorizing the Department of Corrections to collect certain fees as a part of administrative probation; amending s. 948.01, F.S.; correcting a cross-reference; transferring and renumbering provisions governing probation and community control as s. 948.10(10), F.S.; transferring and renumbering provisions authorizing a split sentence of probation or community control and imprisonment as s. 948.012(1), F.S.; prohibiting a private entity from providing probation or supervision services to certain offenders; transferring and renumbering provisions relating to violations of community control as s. 948.10(9), F.S.; transferring and renumbering provisions restricting the placement of certain offenders into community control as s. 948.10(2), F.S.; transferring and renumbering provisions authorizing split sentencing as s. 948.012(2) and (3), F.S.; transferring and renumbering provisions relating to drug offender probation as s. 948.20, F.S.; transferring and renumbering provisions governing community control and criminal quarantine community control as s. 948.101(3), F.S.; transferring and renumbering provisions relating to administration probation as s. 948.013, F.S.; amending s. 948.011, F.S.; clarifying circumstances under which the court may impose a fine or place an offender on probation or community control; amending s. 948.03, F.S.; conforming cross-references; providing for submission of blood or other biological specimens as a standard condition of probation; transferring and renumbering provisions relating to intensive supervision and surveillance as s. 948.101, F.S.; authorizing the court to impose additional terms or conditions of community control; providing certain limitations; transferring and renumbering provisions governing electronic monitoring as s. 948.11(2), F.S.; amending s. 948.11, F.S.; transferring and renumbering provisions governing the diagnosis, evaluation, and treatment of certain sex offenders as s. 948.31, F.S.; transferring and renumbering provisions governing additional terms and conditions of probation or community control for certain sex offenses as s. 948.30, F.S.; clarifying a requirement for submitting blood and other specimens; transferring and renumbering provisions relating to residential treatment as s. 948.035, F.S.; transferring and renumbering provisions relating to work programs as s. 948.036, F.S.; transferring and renumbering provisions relating to education and learning as a condition of probation or community control as s. 948.037, F.S.; transferring and renumbering provisions relating to the submission of blood or other biological specimens as s. 948.014, F.S.; transferring and renumbering provisions relating to a batterers' intervention program as s. 948.038, F.S.; creating s. 948.039, F.S.; authorizing the court to impose special terms and conditions of probation or community control, including requiring the offender to attend an HIV/AIDS awareness program and pay certain costs; amending s. 948.06, F.S., relating to procedures following an arrest of an offender for a violation of probation or community control; transferring and renumbering provisions relating to the arrest of a person for certain sex offenses as s. 948.32, F.S.; amending s. 948.09, F.S.; requiring an offender under addiction-recovery supervision to pay the cost of supervision; amending s. 948.10, F.S.; correcting a cross-reference; amending ss. 948.04, 440.02, 775.21, 812.0155, 921.0017, 921.187, 947.23, and 958.14, F.S.; revising cross-references, to conform; reenacting ss. 944.4731(2)(b) and (7)(b), 948.01(8), and 948.06(5), F.S., relating to the Addiction-Recovery Supervision Program, when the court may place a defendant on probation or into community control, and violations of probation or community control, respectively, for the purpose of incorporating the amendment to s. 948.09, F.S., in references thereto; reenacting s. 947.1747, F.S., relating to community control as a special condition of parole, for the purpose of incorporating the amendment to s. 948.10, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2336** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

CS for CS for SB 2430—A bill to be entitled An act relating to collection practices; amending s. 559.544, F.S.; requiring an applicant to apply to the Office of Financial Regulation to register as a commercial collection agency; amending s. 559.545, F.S.; requiring an applicant to comply with certain procedures to register as a commercial collection agency; prescribing that a registration that is not renewed expires automatically; providing procedures by which a commercial collection agency may reinstate its registration; increasing the registration fee; prescribing when an applicant must be investigated; amending s. 559.546, F.S.; requiring each applicant to purchase a surety bond; creating s. 559.5471, F.S.; detailing the powers and duties of the office with respect to regulating commercial collection agencies; authorizing the commission to adopt rules; authorizing the office to conduct investigations to determine whether a person has violated ch. 559, F.S., or rules adopted by the office; authorizing the office to issue subpoenas and subpoenas duces tecum under certain conditions; providing procedures the office may use when a person does not comply with a subpoena; permitting a court to grant injunctive or other relief when a person does not comply with a

subpoena; authorizing the court to award attorney's fees and costs to the office under certain circumstances; creating s. 559.5473, F.S.; authorizing the office to seek injunctive relief under certain circumstances; authorizing a court to appoint a receiver under specified conditions; creating s. 559.5474, F.S.; authorizing the office to issue cease and desist orders; creating s. 559.5475, F.S.; permitting specified documents made by a financial examiner to be admitted into evidence under certain conditions; creating s. 559.5476, F.S.; requiring each registrant to maintain business records; authorizing the commission to adopt rules to designate the types of information a registrant must maintain; creating s. 559.5477, F.S.; providing for administrative remedies; specifying the grounds under which a commercial collection agency may have its registration suspended or revoked; permitting a commercial collection agency to terminate its registration; authorizing the office to impose an administrative fine up to $1,000 per violation; amending s. 559.55, F.S.; providing definitions; amending s. 559.552, F.S., relating to the relationship of state and federal laws; providing for construing interpretations of the Federal Trade Commission and the federal courts when applying state and federal laws and rules relating to consumer collection practices; amending s. 559.553, F.S.; requiring an applicant to provide certain information to register as a consumer collection agency; amending s. 559.555, F.S.; revising application procedures for consumer collection agencies; requiring an applicant to furnish specified information; requiring a surety bond; increasing the registration fee; requiring an applicant to report specified information on crimes and licensure discipline committed by the applicant; listing the grounds for denying an application for registration; providing that registrations automatically expire; providing procedures for a consumer collection agency to renew its registration; amending s. 559.565, F.S.; providing that an out-of-state consumer collection agency otherwise subject to this state's jurisdiction is subject to sanctions for committing prohibited practices; amending s. 559.72, F.S.; specifying certain activities as prohibited consumer collection practices; amending s. 559.725, F.S.; authorizing the office to conduct investigations of consumer complaints; providing for the examination of a registrant; creating s. 559.726, F.S.; detailing the powers and duties of the office with respect to regulating consumer collection agencies; authorizing the commission to adopt rules; authorizing the office to issue subpoenas and subpoenas duces tecum under certain conditions; providing procedures the office may use when a person does not comply with a subpoena; permitting a court to grant injunctive or other relief when a person does not comply with a subpoena; authorizing the court to award attorney's fees and costs to the office under certain circumstances; creating s. 559.7262, F.S.; authorizing the office to seek injunctive relief under certain circumstances; creating s. 559.7263, F.S.; authorizing the office to issue cease and desist orders; creating s. 559.7264, F.S.; permitting certain documents prepared by a financial examiner to be admitted into evidence under specified conditions; creating s. 559.7265, F.S.; requiring each registrant to maintain business records; authorizing the commission to adopt rules to designate the types of information a registrant must maintain; amending s. 559.730, F.S.; providing administrative remedies for violating prohibited consumer collection practices; specifying the prohibited practices for which a consumer collection agency's registration may be suspended or revoked; providing that a consumer collection agency may terminate its registration; authorizing the office to assess an administrative fine of up to $1,000 per violation; amending s. 559.77, F.S.; providing for construing interpretations of the Federal Trade Commission and the federal courts when applying state and federal laws and rules; amending s. 559.785, F.S.; specifying certain activities that subject a person to a criminal penalty; making an appropriation; repealing ss. 559.547 and 559.563, F.S., relating to void registrations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2430** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

CS for CS for SB 2428—A bill to be entitled An act relating to public records; creating s. 559.5472, F.S.; creating an exemption from public-records requirements for documents produced during an investigation or examination of a commercial collection agency or consumer collection agency conducted by the Office of Financial Regulation; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2428** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 398** was deferred.

On motion by Senator Fasano—

CS for CS for SB 206—A bill to be entitled An act relating to the Florida Council on Deafness; creating the Florida Council on Deafness; providing for the appointment of members and the organization of the council; requiring the staff of the Department of Education to assist the council in its duties; providing the role, purpose, powers, duties, and responsibilities of the council; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 206** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

SB 220—A bill to be entitled An act relating to official state designations; creating s. 15.0465, F.S.; designating the official state flagship; providing an effective date.

—was read the second time by title.

The Committee on Governmental Oversight and Productivity recommended the following amendment which was moved by Senator Crist and adopted:

Amendment 1 (420436)—On page 1, lines 26-30, delete those lines and insert:

15.0465 Official state flagship.—The victory ship SS American Victory, a victory class ship built in 1945 and active in World War II, the Korean War, and the Vietnam War, which now serves as the American Victory Mariner's Memorial and Museum Ship located in Hillsborough County, is

Pursuant to Rule 4.19, **SB 220** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

SB 1596—A bill to be entitled An act relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions; amending s. 944.279, F.S.; providing that if a court finds that a prisoner brought a frivolous or malicious collateral criminal proceeding that is filed after a specified date, the prisoner is subject to disciplinary procedures under the rules of the Department of Corrections; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1596** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 2198** was deferred.

On motion by Senator Bennett—

CS for SB 2088—A bill to be entitled An act relating to alarm system contracting; amending s. 633.702, F.S.; providing a criminal penalty for installing, servicing, testing, repairing, improving, or inspecting a fire alarm system without being in compliance with s. 489.5185, F.S.; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2088** was placed on the calendar of Bills on Third Reading.

On motion by Senator Wilson—

CS for SB 2138—A bill to be entitled An act relating to the Jessie Trice Cancer Prevention Program within the Department of Health; amending s. 381.91, F.S.; expanding the program statewide; deleting references to pilot programs; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2138** was placed on the calendar of Bills on Third Reading.

On motion by Senator Dockery—

CS for SB 2562—A bill to be entitled An act relating to money transmitters; amending s. 560.103, F.S.; defining the term "unsafe and unsound practice" for purposes of the Money Transmitters' Code to include failure to comply with specified provisions of the Code of Federal Regulations relating to money and finance; amending s. 560.109, F.S.; authorizing the Office of Financial Regulation of the Financial Services Commission to make investigations or examinations to determine a violation of provisions of the Code of Federal Regulations relating to money and finance; amending s. 560.114, F.S.; providing for disciplinary actions for failure to maintain all books, accounts, or other documents pursuant to provisions of the Code of Federal Regulations relating to money and finance; amending s. 560.129, F.S.; providing that financial records or information may be furnished to any law enforcement agency; amending s. 560.208, F.S.; including business by electronic transfer in the business that registrants who sell or issue payment instruments or transmit funds may conduct; exempting, under specified conditions, a registrant who charges a different price for a funds transmission service from a penalty under s. 501.0117; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2562** was placed on the calendar of Bills on Third Reading.

On motion by Senator Aronberg—

CS for SB 2666—A bill to be entitled An act relating to landlords and tenants; amending s. 83.575, F.S.; providing for tenant liability under a specific duration rental agreement for liquidated damages under certain circumstances; providing criteria for notice by a landlord; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2666** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

SB 1830—A bill to be entitled An act relating to Indian reservations; amending s. 285.16, F.S.; specifying that the state's jurisdiction over criminal offenses committed within Indian reservations does not apply to Indian reservations of the Miccosukee Tribe of Indians of Florida; providing an exception for such reservations with respect to the applicability of civil and criminal laws of the state; reenacting s. 285.061(3), F.S., relating to transfer of land to United States in trust for Seminole and Miccosukee Tribes, to incorporate the amendment to s. 285.16, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1830** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bennett—

CS for CS for SB 2340—A bill to be entitled An act relating to administrative procedure; amending s. 120.55, F.S.; requiring forms incorporated by reference to display specified information; requiring electronic publication of the Florida Administrative Weekly on an Internet website managed by the Department of State; prescribing content and website search requirements; providing for free public access to such website; providing guidelines for publishing, revising guidelines for distributing, and specifying the funding source for the print version of the Florida Administrative Weekly; amending s. 120.551, F.S.; postponing the repeal of such section; providing for training courses for agencies currently publishing materials in the Florida Administrative Weekly; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2340** was placed on the calendar of Bills on Third Reading.

On motion by Senator Saunders—

SB 2198—A bill to be entitled An act relating to homestead exemption; amending s. 196.131, F.S.; providing a value-based sliding scale of criminal penalties for claiming homestead exemption if the funds for the homestead were unlawfully obtained through the performance of a fraudulent act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 2198** was placed on the calendar of Bills on Third Reading.

Consideration of **SM 2818** was deferred.

MOTIONS

On motion by Senator Lee, a deadline of one hour after the availability of engrossed bills was set for filing amendments to Bills on Third Reading to be considered Friday, April 23.

On motion by Senator Lee, by two-thirds vote all bills remaining on the Special Order Calendar this day were placed on the Special Order Calendar for Friday, April 23.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Lee, the rules were waived and the Special Order Subcommittee of the Committee on Rules and Calendar was granted permission to meet at 6:00 p.m. in lieu of 5:00 p.m. as scheduled this day.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Thursday, April 22, 2004: SB 2446, CS for SB 2694, CS for CS for CS for SB 478, CS for SB 1928, CS for SB 2196, CS for CS for SB 2372, CS for CS for SB 2336, CS for SB 2766, CS for SB 2566, CS for CS for SB 2430, CS for CS for SB 2428, SB 398, CS for CS for SB 206, SB 220, SB 1596, SB 2198, CS for SB 2088, CS for SB 2138, CS for SB 2562, CS for SB 2666, SB 1830, CS for CS for SB 2340

Respectfully submitted,
Tom Lee, Chair

The Committee on Education recommends committee substitutes for the following: SB 2310, SB 2440, SB 3000

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

The Committee on Finance and Taxation recommends committee substitutes for the following: SB 2218, SB 2302

The bills with committee substitutes attached were referred to the Appropriations Subcommittee on General Government under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 2808

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 426

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

The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 520 and CS for SB 494

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

The Committee on Comprehensive Planning recommends a committee substitute for the following: Senate Bills 2362 and 3072

The Committee on Education recommends a committee substitute for the following: SB 1452

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

The Committee on Education recommends a committee substitute for the following: SB 2620

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 2722

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 1178, CS for SB 1280, CS for SB 1458, SB 1900, CS for CS for SB 2910

The bills with committee substitutes attached were placed on the calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Education; and Senators Geller, Fasano and Saunders—

CS for SB 426—A bill to be entitled An act relating to social studies instruction; requiring the Department of Education to conduct a study; requiring recommendations for policy changes; providing an effective date.

By the Committees on Banking and Insurance; Comprehensive Planning; Regulated Industries; and Senators Constantine and Bennett—

CS for CS for SB 520 and CS for SB 494—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.37, F.S.; amending s. 553.415, F.S.; deleting a time deadline requiring the Department of Community Affairs to adopt emergency rules; deleting the department's authority to charge manufacturers a fee for the review of its plans and specifications for construction of a factory-built school building; authorizing the department to delegate its authority to renew plans to another entity having a certified plans examiner; providing that, if a certified plans examiner certifies that plans and specifications of construction are in compliance, the department is required to give its approval; requiring that review and approval for any site plan locating a factory-built school building be performed by the specified school district; requiring each factory-built school building to bear the insignia of the department and a data plate; providing application for the insignia; providing that the manufacturer or the contractor performing the alterations to the factory-built school building may permanently affix the insignia and identification label; providing for the approval, delivery, and installation of lawn storage buildings and storage sheds; amending s. 553.73, F.S.; providing code-amendment review requirements; conforming a cross-reference; providing rulemaking authority; amending s. 553.77, F.S.; revising duties of the Florida Building Commission; deleting requirements that the commission hear certain appeals and issue declaratory statements; creating s. 553.775, F.S.; providing legislative intent with respect to the interpretation of the Florida Building Code; providing for the commission to resolve disputes regarding interpretations of the code; requiring the commission to review decisions of local building officials and local enforcement agencies; providing for publication of an interpretation on the Building code Information System and in the Florida Administrative Weekly; amending s. 553.79, F.S.; exempting truss-placement plans from certain requirements; amending s. 553.791, F.S.; providing conditions for use of private plans review and inspection; conforming cross-references; amending s. 553.80, F.S.; authorizing local governments to impose certain fees for code enforcement; providing requirements and limitations; requiring the commission to expedite adoption and implementation of the existing state building code as part of the Florida Building Code pursuant to limited procedures; conforming a cross-reference; amending s. 120.80, F.S.; authorizing the Florida Building Commission to conduct proceedings to review decisions of local officials; amending s. 553.841, F.S.; revising Building Code Training Program provisions; amending s. 553.8412, F.S.; conforming a cross-reference; amending s. 553.842, F.S.; adding an evaluation entity to the list of entities specifically approved by the commission; suspending a Florida Building Commission Rule relating to local product approval; establishing a product approval advisory committee to study the rule; requiring a report; requiring all new or retrofitted construction on essential facilities which utilizes state or federal grants to meet a higher standard for impact protections; amending s. 633.539, F.S.; requiring that installation of fire protection equipment be done by a contractor licensed under ch. 633, F.S.; specifying the scope of coverage of an above ground materials and test certificate and of an underground materials and test certificate; providing that a fire protection contractor is not required to assume responsibility for providing a materials and test certificate on work done by others; requiring the commission to study accessibility issues; requiring a report; providing effective dates.

By the Committees on Appropriations; Health, Aging, and Long-Term Care; and Senators Miller, Lawson, Dawson, Hill, Saunders, Bullard, Siplin, Wilson, Bennett and Klein—

CS for CS for SB 1178—A bill to be entitled An act relating to minority health care; creating s. 381.736, F.S.; providing for the Department of Health to monitor and report on Florida's status regarding the Healthy People 2010 goals and objectives currently tracked by the department; requiring an annual report to the Legislature; requiring the department to work with various groups to educate health care professionals on racial and ethnic issues in health, to recruit and train health care professionals from minority backgrounds, and to promote certain research; amending s. 409.901, F.S.; defining the term "minority physician network"; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to contract for a Medicaid minority physician network; providing guidelines for the operation of the network; defining the term "cost-effective"; requiring the agency to conduct actuarially sound audits; providing an effective date.

By the Committees on Appropriations; Children and Families; and Senators Peaden and Lynn—

CS for CS for SB 1280—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 20.19, F.S.; removing the developmental disabilities program from the Department of Children and Family Services; creating s. 20.197, F.S.; establishing the Agency for Persons with Disabilities for the purpose of providing services to persons with developmental disabilities, including institutional services; directing the agency to execute interagency agreements with the Agency for Health Care Administration for the financial management of the Medicaid waivers and the Department of Children and Family Services for administrative support; amending s. 393.063, F.S.; updating definitions and deleting obsolete definitions; amending s. 393.064, F.S.; deleting requirements that the agency's legislative budget request include funding for prevention; amending s. 393.0655, F.S.; requiring Level 2 screening for specified service providers; amending s. 393.066, F.S.; removing requirement that services be administered and approved by the districts; modifying a requirement to provide certain services; deleting a requirement for a 5-year plan relating to community-based services; adding a requirement to assist clients in gaining employment; repealing obsolete requirement authorizing the state to lease or construct residential facilities; deleting authorization to adopt rules ensuring compliance with federal rules; amending s. 393.0661, F.S.; deleting an obsolete provision; modifying provisions relating to an assessment instrument; adding requirements for adoption of rate methodologies; amending s. 393.068, F.S.; making service provision subject to available resources; updating list of services to be provided; deleting provision referring to 5-year plans; amending s. 393.0695, F.S.; requiring in-home subsidy amounts to be reassessed annually; amending s. 393.11, F.S.; deleting provisions referring to districts, department programs, and the nonexistent Department of Labor and Employment Security; amending s. 393.13, F.S.; deleting obsolete provisions; adding legislative intent relating to reducing the use of sheltered workshops; amending s. 393.17, F.S.; authorizing the agency to contract for the certification of behavioral analysts; deleting provisions relating to a certification program and provisions allowing fees; amending s. 393.22, F.S.; deleting prohibition preventing transfer of funds and ensuring financial commitment for specified developmental conditions; amending s. 393.502, F.S.; removing reference to districts; deleting a provision permitting appointment of family care council members if the Governor does not act; amending ss. 408.301, 408.302, F.S.; amending legislative intent to add the Agency for Persons with Disabilities and the Department of Elderly Affairs as agencies that the Agency for Health Care Administration must enter into interagency agreement with regarding persons with special needs; amending s. 409.906, F.S.; clarifying powers of the Agency for Health Care Administration with respect to limiting coverage for certain services; repealing s. 393.14, F.S.; requiring a multi-year plan; repealing s. 393.165, F.S., relating to ICF/DDs; repealing s. 393.166, F.S., relating to homes for special services; repealing s. 393.505, F.S., relating to comprehensive day treatment service projects; transferring programs and institutions relating to developmental disabilities from the Department of Children and Family Services to the Agency for Persons with Disabilities; providing duties of those agencies as well as the Department of Management Services; providing for substitution of parties in administrative and judicial proceedings; providing duties of the Office of Program Policy Analysis and Government Accountability; providing for a report; amending ss. 92.53, 397.405, 400.464, 409.906, 419.001, 914.16, 914.17, 918.16, F.S.; conforming cross-references; amending s. 393.067, F.S.; conforming to changes made by the act; providing that a license issued to a residential facility or a comprehensive transitional education program does not create a property right in the recipient; amending ss. 393.0641, 393.065, 393.0651, 393.0673, 393.0675, 393.0678, 393.071, 393.075, 393.115, 393.12, 393.125, 393.15, 393.501, 393.503, 393.506, F.S.; creating ss. 393.135, 394.4593, and 916.1075, F.S.; defining the terms "employee," "sexual activity," and "sexual misconduct"; providing that it is a second-degree felony for an employee to engage in sexual misconduct with certain developmentally disabled clients, certain mental health patients, or certain forensic clients; providing certain exceptions; requiring certain employees to report sexual misconduct to the central abuse hotline of the department and to law enforcement; providing for notification to the inspector general of the department or agency; providing that it is a first-degree misdemeanor to knowingly and willfully fail to make a report as required, or to prevent another from doing so, or to submit inaccurate or untruthful information; providing that it is a third-degree felony to coerce or threaten another person to alter testimony or a report with respect to an incident of sexual misconduct; providing criminal penalties; providing that the penalties are in addition to other actions provided in law; amending s. 435.03, F.S.; expanding level 1 screening standards to include criminal offenses related to sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients and the reporting of such sexual misconduct; amending s. 435.04, F.S.; expanding level 2 screening standards to include the offenses related to sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients and the reporting of such sexual misconduct; amending s. 943.0585, F.S., relating to court-ordered expunction of criminal history records, for the purpose of incorporating the amendment to s. 943.059, F.S., in a reference thereto; providing that certain criminal history records relating to sexual misconduct with developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct, shall not be expunged; providing that the application for eligibility for expunction certify that the criminal history record does not relate to an offense involving sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct; conforming cross-references; amending s. 943.059, F.S., relating to court-ordered sealing of criminal history records, for the purpose of incorporating the amendment to s. 943.0585, F.S., in a reference thereto; providing that certain criminal history records relating to sexual misconduct with developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct, shall not be sealed; providing that the application for eligibility for sealing certify that the criminal history record does not relate to an offense involving sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct; conforming cross-references; authorizing the Department of Children and Family Services' Economic Self-Sufficiency Services Program Office to provide the eligibility determination function through department staff or through contract; providing restrictions; conforming to the changes made by the act; providing an effective date.

By the Committees on Appropriations; Governmental Oversight and Productivity; Natural Resources; Communication and Public Utilities; and Senator Bennett—

CS for CS for CS for CS for SB 1316—A bill to be entitled An act relating to alternative energy; creating the Florida Alternative Energy Technology Center, Inc.; providing for the organization, purpose, and duties of the center; providing an effective date.

By the Committee on Education; and Senator Bennett—

CS for SB 1452—A bill to be entitled An act relating to career education; revising terminology relating to career, technical, vocational, and workforce education; amending s. 1002.34, F.S.; allowing charter technical career center sponsors to submit full-time enrollment membership data as defined in the charter agreement; deleting requirements relating to the number of days of instruction; creating s. 1003.431, F.S.; providing for a career education certification on a high school diploma; providing academic requirements for students enrolled in comprehensive career education programs; requiring the State Board of Education to define and specify by rule courses and experiences consistent with a comprehensive career education program; authorizing the State Board of Education to adopt by rule a standard format for career education certification; allowing incentive funding to school districts for students receiving the certification; amending s. 1003.491, F.S.; providing certain responsibilities for district school boards and superintendents relating to career education certification; creating s. 1003.492, F.S.; providing for coordination of career education programs with industry; requiring the State Board of Education to adopt rules for implementing an industry certification process; requiring the Department of Education to study student performance in industry-certified career education programs; requiring a study by the Department of Education to determine the need for cost factors or startup funding for industry-certified career education programs; creating s. 1006.025, F.S.; requiring district school boards to submit guidance reports to the Commissioner of Education and providing requirements thereof; amending s. 1012.01, F.S.; revising a personnel classification title; amending s. 1011.80, F.S.; repealing the Florida Workforce Development Education Fund; redesignating adult technical education programs as workforce education programs; revising requirements for funding; requiring reporting and cost analysis; amending ss.

1009.22 and 1011.83, F.S.; deleting references to the Florida Workforce Development Education Fund; requiring the Agency for Workforce Innovation and the Council for Education Policy Research and Improvement to study the need for new and expanded apprenticeship and other workforce education programs; requiring a report of findings and recommendations; requiring the Commissioner of Education to convene a study group to investigate workforce education issues; requiring the study group to submit a report with recommendations for modifications to the workforce education system; amending ss. 20.18, 110.1099, 112.19, 112.191, 112.1915, 238.01, 250.10, 250.482, 288.047, 288.9511, 292.05, 292.10, 295.02, 295.125, 339.0805, 364.508, 376.0705, 380.0651, 402.305, 402.3051, 403.716, 414.0252, 420.0004, 420.524, 420.602, 440.16, 443.171, 445.003, 445.004, 445.009, 445.012, 445.0123, 445.024, 445.049, 446.011, 446.052, 446.22, 475.17, 475.451, 475.617, 475.6175, 475.618, 475.627, 494.0029, 509.302, 553.841, 790.06, 790.115, 810.095, 943.14, 948.015, 948.09, 958.12, 985.03, 985.315, 1000.04, 1000.05, 1001.42, 1001.44, 1001.452, 1001.453, 1001.64, 1002.01, 1002.20, 1002.22, 1002.38, 1002.42, 1003.01, 1003.02, 1003.43, 1003.47, 1003.51, 1003.52, 1004.02, 1004.04, 1004.07, 1004.54, 1004.65, 1004.73, 1004.91, 1004.92, 1004.93, 1004.98, 1005.02, 1005.06, 1005.21, 1006.035, 1006.051, 1006.21, 1006.31, 1007.21, 1007.23, 1007.24, 1007.25, 1007.27, 1007.271, 1008.37, 1008.385, 1008.405, 1008.41, 1008.42, 1008.43, 1008.45, 1009.23, 1009.25, 1009.40, 1009.532, 1009.533, 1009.536, 1009.55, 1009.61, 1009.64, 1009.98, 1010.20, 1010.58, 1011.62, 1011.68, 1012.01, 1012.39, 1012.41, 1012.43, 1013.03, 1013.31, 1013.64, and 1013.75, F.S., to conform; providing an effective date.

By the Committees on Appropriations; Governmental Oversight and Productivity; and Senator Sebesta—

CS for CS for SB 1456—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; authorizing the secretary of the department to appoint an additional assistant secretary and deputy assistant secretaries or directors; revising the organization of the department to specify areas of program responsibility; authorizing the secretary to reorganize offices within the department in consultation with the Executive Office of the Governor; amending s. 110.205, F.S., relating to career service; conforming provisions to changes made by the act; removing the toll on Navarre Bridge in Santa Rosa County; amending s. 338.251, F.S.; authorizing the Emerald Coast Bridge Authority to revise the repayment schedule of any previous advances for funds from the Toll Facilities Revolving Trust Fund within the department; providing that such repayment schedule is not a failure to repay under certain conditions; amending s. 334.30, F.S.; revising provisions for public-private construction of transportation facilities; providing procedures for requests for proposals and receipt of unsolicited proposals by the department; providing for use of certain funds under described conditions; amending s. 338.001, F.S., relating to the Florida Intrastate Highway System Plan; establishing a minimum annual allocation; amending s. 339.08, F.S.; revising provisions for use of moneys in the State Transportation Trust Fund; providing for use of such funds for projects on the Strategic Intermodal System; amending s. 339.135, F.S.; revising provisions for use of new discretionary highway capacity funds; providing for allocation of such funds to the Strategic Intermodal System; repealing s. 339.137, F.S., relating to the Transportation Outreach Program; amending s. 339.1371, F.S.; removing provisions to fund the Transportation Outreach Program; adding provisions to fund the Florida Strategic Intermodal System; amending s. 339.61, F.S., relating to the Florida Strategic Intermodal System; establishing a minimum annual allocation; providing authority to fund nonprofit organizations for aviation administration purposes; amending s. 332.007, F.S.; providing for the consolidation and conversion of loans to certain airports; amending s. 348.753, F.S.; adding the Mayor of Orlando to the governing body of the Orlando-Orange County Expressway Authority; amending s. 348.754, F.S.; requiring the consent of Orange County in order for the authority to exercise certain powers; repealing s. 348.0004(2)(m), F.S., relating to an obsolete provision authorizing expressway authorities to enter into public-private transportation partnerships; amending s. 348.0004, F.S.; creating a new process for expressway authorities to enter into public-private partnerships with private entities; directing the expressway authorities to adopt rules related to the public-private partnerships; specifying public notice requirements; specifying that public-private entities may impose tolls on the new facilities, but the expressway authority may regulate the amount and use of such tolls; providing that the Department of Transportation may loan funds from the Toll Facilities Revolving Loan Trust Fund for eligible projects; specifying project requirements; authorizing an expressway authority to exercise certain powers to facilitate the partnership projects; providing that intent of the act is not to amend or impact other existing laws; amending s. 2 of chapter 88-418, Laws of Florida, as amended, relating to Crandon Boulevard; allowing expenditure of public funds for certain modifications to enhance life safety vehicular or pedestrian use under certain circumstances; providing an effective date.

By the Committees on Appropriations; Education; and Senators Wasserman Schultz and Bullard—

CS for CS for SB 1458—A bill to be entitled An act relating to the Florida Virtual School; amending s. 1002.37, F.S., relating to the Florida Virtual School; authorizing a pilot program to contract with a private virtual school in Florida; providing requirements relating to accreditation, curriculum, reporting, fees, and payment; requiring a report; providing an effective date.

By the Committee on Appropriations; and Senators Klein and Atwater—

CS for SB 1900—A bill to be entitled An act relating to public postsecondary education and state universities; amending s. 1004.225, F.S.; deleting obsolete provisions; providing for terms of members appointed to the Emerging Technology Commission; providing for filling any vacancy that occurs during the term of a member of the commission; delaying the expiration of the Florida Technology Development Act; requiring Florida Research Consortium, Inc., to report to the Emerging Technology Commission within a specified timeframe with respect to criteria for reviewing proposals for a center of excellence; requiring the commission to notify state universities and the State Technology Office of approved criteria for submitting a proposal for a center of excellence by a specified date; requiring the Emerging Technology Commission to submit, by a specified date, a recommended plan to the State Board of Education for establishing or expanding one or more centers of excellence; providing a timeframe for the State Board of Education to approve a final plan and report to the Governor and the Legislature; providing an appropriation; amending s. 1004.55, F.S.; relocating regional autism centers for certain counties; providing an effective date.

By the Committee on Finance and Taxation; and Senator Margolis—

CS for SB 2218—A bill to be entitled An act relating to taxation; amending s. 198.29, F.S.; allowing refunds of taxes paid if taxes paid to another state will be credited against the Florida liability; amending s. 198.32, F.S.; allowing the personal representative of an estate that is not subject to tax under ch. 198, F.S., to execute an affidavit attesting that the estate is not taxable; amending s. 199.135, F.S.; providing for taxation of sales of timeshare interests in timeshare plans; amending s. 201.02, F.S.; providing special provisions for the tax on deeds and other instruments relating to real property or interests in real property as applied to the sales of timeshare interests in timeshare plans; amending s. 201.08, F.S.; providing special provisions for the tax on notes as applied to the sales of timeshare interests in timeshare plans; amending s. 202.11, F.S.; expanding the definition of the term "service address"; amending ss. 3 and 4, ch. 2000-345, Laws of Florida, as amended; extending for 2 years a tax exemption provided for certain real property that is rented, leased, subleased, or licensed to a concessionaire; providing requirements for collecting the tax imposed on certain rentals, leases, or licenses; providing requirements for determining the sale price or actual value of certain ticket sales; extending for 2 years a tax exemption provided for certain admission charges; providing requirements for collecting the tax on certain admissions; amending s. 212.055, F.S., relating to the local government infrastructure surtax; deleting a limitation on issuing bonds; amending s. 212.06, F.S.; clarifying that sales tax is not due on any vessel imported into this state for the sole purpose of being offered for retail sale by a registered Florida yacht broker-dealer under certain conditions; amending s. 212.12, F.S.; authorizing a dealer to elect to forego the collection allowance and direct that the collection allowance be deposited to the Educational Enhancement Trust Fund; providing exceptions; providing for rules by the Department of Revenue; providing an appropriation; providing for costs recovery; amending s. 212.12, F.S.; providing that a person who willfully attempts in any

manner to evade or defeat a tax or fee imposed under ch. 212, F.S., commits a felony of the third degree; providing an additional penalty; amending s. 213.21, F.S.; providing that taxes imposed under ss. 124.0104 and 125.0108, F.S., qualify for the automatic penalty compromise or settlement provided for in that section; providing an exception; providing for retroactivity; creating s. 213.758, F.S.; providing the Department of Revenue direction for the retention and destruction of unclaimed evidence; providing for rulemaking; amending s. 365.171, F.S.; continuing the authorization for certain counties to expend moneys derived from the "911" fee for nonemergency telecommunications; deleting the limitation imposed under a pilot project; providing duties and responsibilities of the Agency for Workforce Innovation relating to providing funding to qualified job training organizations; providing a definition; providing for agency certification of an organization as a qualified job training organization; providing for distribution of certain funds to a certified organization; specifying uses of distributed funds; specifying the period during which the actual cost of operating a substitute communications system shall be exempt from specified taxes; amending s. 1 of chapter 67-930, Laws of Florida, as amended; authorizing additional municipalities to levy the municipal resort tax on transient rentals; limiting the tax rate; requiring referendum approval before the tax may be newly imposed; amending s. 6 of chapter 67-930, Laws of Florida; authorizing additional uses of municipal resort tax revenues; providing for severability; providing effective dates.

By the Committee on Finance and Taxation; and Senator Haridopolos—

CS for SB 2302—A bill to be entitled An act relating to communications services; providing a short title; specifying the period during which the actual cost of operating a substitute communications system is exempt from such taxes; creating the Communications Policy Task Force; providing for the membership of the task force; providing a purpose; providing for staffing and administrative support; requiring a report to the Governor and the Legislature; providing an effective date.

By the Committee on Education; and Senators Atwater, Wilson and Cowin—

CS for SB 2310—A bill to be entitled An act relating to reading deficiencies; amending s. 1002.20, F.S.; providing certain rights to parents of students with reading deficiencies; requiring that parents receive understandable information and are consulted regarding a child's academic progress; amending s. 1008.25, F.S.; removing an obsolete date; providing notification of additional information to parents of students who exhibit a substantial reading deficiency; revising certain good cause exemptions from mandatory retention; requiring school districts to provide certain reading interventions to students who have been retained; providing school district requirements relating to remediation of student reading deficiencies, parental notification, implementation of a mid-year promotion policy, provision of instructional options for students, establishment of a Reading Enhancement and Acceleration Development (READ) Initiative, establishment of an intensive acceleration class for retained 3rd grade students, and reporting; providing an effective date.

By the Committee on Comprehensive Planning; and Senators Geller and Constantine—

CS for SB's 2362 and 3072—A bill to be entitled An act relating to local government; creating part II of ch. 171, F.S.; providing a popular name; providing legislative intent with respect to annexation and the coordination of services by local governments; providing definitions; providing for the creation of interlocal service boundary agreements by a county and one or more municipalities or independent special districts; specifying the procedures for initiating an agreement and responding to a proposal for agreements; identifying issues the agreement may address; requiring local governments that are a party to the agreement to amend their comprehensive plans; specifying those persons who may challenge a plan amendment required by the agreement; requiring that an agreement be adopted by resolution; providing prerequisites to annexation; providing a process for annexation; providing for the effect of an interlocal service boundary area agreement on the parties to the agreement; providing for a transfer of powers; authorizing a municipality to provide services within an unincorporated area or territory of another municipality; authorizing a county to exercise certain powers within a municipality; providing for the effect on interlocal agreements and county charters; providing a presumption of validity; providing a procedure to settle a dispute regarding an interlocal service boundary agreement; providing for a citizen petition initiative process; providing for application; providing procedures for annexation of enclaves; providing for dispute resolution agreements; providing responsibilities of an arbitrator; providing rulemaking authority to the Division of Administrative Hearings; amending s. 171.042, F.S.; revising the time period for filing of a report; providing for a cause of action to invalidate an annexation; amending s. 171.044, F.S.; revising the time period for providing a copy of a notice; providing for a cause of action to invalidate an annexation; creating s. 171.094, F.S.; providing for the effect of interlocal service boundary agreements adopted under the act; amending s. 171.081, F.S.; requiring a governmental entity affected by annexation or contraction to initiate conflict resolution procedures under certain circumstances; amending s. 164.1058, F.S.; providing that a governmental entity that fails to participate in conflict resolution procedures shall be required to pay attorney's fees and costs under certain conditions; requesting the Division of Statutory Revision to designate parts I and II of ch. 171, F.S.; providing an effective date.

By the Committee on Education; and Senator Margolis—

CS for SB 2440—A bill to be entitled An act relating to school district governance; requiring the creation of a committee in specified school districts to review the current governing structure of the school district; specifying the areas to be evaluated; providing committee membership and staff; providing for committee recommendations and a report; providing for repeal and termination of the committee; providing an effective date.

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

CS for SB 2620—A bill to be entitled An act relating to the State Homeland Security Trust Fund; creating s. 288.833, F.S.; creating the State Homeland Security Trust Fund, to be administered by the Department of Emergency Management; providing for sources of funds and purposes; providing for review of requests for funding; providing for annual carry-forward of unused funds; providing for review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committees on Appropriations; Governmental Oversight and Productivity; and Senator Atwater—

CS for CS for SB 2722—A bill to be entitled An act relating to the management of state financial matters; amending s. 255.248, F.S.; creating and revising definitions; providing exceptions; amending s. 255.249, F.S.; removing a requirement; providing that the Department of Management Services, rather than agencies acting on their own behalf, can lease space for agencies; providing that the department may retain a real estate broker; providing requirements for real estate broker services and for leases negotiated by a broker; providing for review by the Legislative Budget Commission; providing exceptions; authorizing the department to assign an agency to space vacated by another agency; providing conditions under which an agency may reject a proposed move; providing for competitive solicitation of leases; providing procedures; providing exceptions; providing conditions for space allocation; requiring adoption of a quality standard; requiring an annual report for department's enterprise plan; amending s. 255.25, F.S.; removing a requirement that the department act as a mediator; authorizing the department to participate in large-scale leases; changing the requirement for competitive bidding for leases of real property for agencies to a requirement for competitive solicitation; specifying requirements for extension of a lease; increasing the bond requirement for protests of a lease solicitation; removing requirements for review by the State Fire Marshal; removing requirements for a flood plain analysis; removing an exception regarding specialized educational facilities; amending s. 255.25001, F.S.; changing competitive bidding to competitive solicitation; amending s. 255.2501, F.S.; providing criteria for leasing space financed by local

government obligations; amending s. 255.2502, F.S.; specifying permissible lengths for contract terms and renewal and extension periods for certain executive agency contracts relating to office space, real property, or improvements; amending s. 255.45, F.S.; requiring the department to submit building plans to the State Fire Marshal for a fire safety review; requiring the department to review building plans for compliance with flood plain management; reenacting s. 633.085(1)(b), F.S., relating to fire safety in state office buildings, to incorporate the amendment to s. 255.45, F.S., in a reference thereto; specifying that certain amendments made by the act to provisions of ch. 255, F.S., shall take effect on the date the Department of Management Services certifies to the Governor and Legislature that the department has no current contracts with respect to the negotiation of leases on behalf of executive agencies; providing that such amendments shall take effect only if the certification is made before a specified date; repealing s. 270.27, F.S., relating to the sale of unused public lands; providing for the future repeal of s. 255.249(2)(b), F.S., relating to authorization for the department to contract for certain real estate broker services; amending s. 14.2015, F.S.; requiring the Office of Tourism, Trade, and Economic Development and the Florida Commission on Tourism to advise and consult with the Consensus Estimating Conference principals concerning certain duties; amending s. 45.062, F.S.; requiring that certain legislative officers and the Attorney General receive prior notice concerning settlement negotiations and presettlement agreements or orders; specifying that such notice is a condition precedent to an agency's authority to enter into such an agreement; providing certain exceptions; requiring that moneys paid in settlement of a legal action be placed unobligated into the General Revenue Fund or an appropriate trust fund; prohibiting payment outside the State Treasury except in settlement of a personal injury claim; requiring that certain legislative officers and the Attorney General receive prior notice concerning certain settlements involving a state agency or officer; amending s. 110.1245, F.S., relating to a savings sharing program; correcting a reference; amending s. 215.32, F.S.; requiring state agencies to use trust funds for specified purposes, to the extent possible; authorizing an agency to request the creation of a necessary trust fund; revising requirements and uses of the Working Capital Fund; amending s. 215.5601, F.S., relating to the Lawton Chiles Endowment Fund; revising provisions governing appropriations to the fund; requiring that certain undisbursed balances be retained in the Biomedical Research Trust Fund; amending ss. 215.93 and 215.94, F.S., relating to the Florida Financial Management Information System; revising duties of the Financial Management Information Board and the functional owners of the information subsystems; requiring the Auditor General to provide technical advice; amending s. 215.97, F.S., relating to the Florida Single Audit Act; revising and providing definitions; revising the uniform state audit requirements for state financial assistance that is provided by state agencies to nonstate entities; requiring the Department of Financial Services to adopt rules and perform additional duties with respect to the provision of financial assistance to carry out state projects; specifying duties of coordinating agencies; amending s. 216.011, F.S.; revising definitions applicable to the fiscal affairs of the state; defining the terms "mandatory reserve," "budget reserve," "activity," and "statutorily authorized entity"; amending s. 216.013, F.S.; revising requirements for the long-range program plans developed by state agencies; providing for submitting such plans on an alternate date under certain circumstances; revising the date for making adjustments; amending s. 216.023, F.S., relating to legislative budget requests; providing alternate dates for submitting such requests under certain circumstances; providing requirements for a request to outsource or privatize agency functions; deleting certain requirements for performance-based program budget requests; amending s. 216.031, F.S.; revising requirements for target budget requests; repealing s. 216.052(2), (3), (8), and (9), F.S., relating to community budget requests and a revolving loan program; repealing s. 216.053(5), F.S., relating to summary information concerning performance-based program budgets; amending s. 216.065, F.S.; requiring that a fiscal impact statement provided to the legislative appropriations committees contain information concerning subsequent fiscal years; amending s. 216.081, F.S.; providing data requirements for the Governor's recommended budget under certain circumstances; repealing s. 216.136(7) and (8), F.S., relating to the Child Welfare System Estimating Conference and the Juvenile Justice Estimating Conference; amending s. 216.162, F.S.; revising the date for the Governor to submit the recommended budget for the state; amending s. 216.167, F.S.; deleting references to the Working Capital Fund to conform to changes made by the act; amending s. 216.168, F.S.; deleting provisions exempting the Governor from a requirement to submit amended recommendations; amending s. 216.177, F.S.; revising requirements for a request for additional information concerning the legislative intent of appropriations acts and for notifying the Legislature of actions taken under ch. 216, F.S., and funds expended in settlement of agency litigation; amending s. 216.181, F.S.; requiring approval of certain amendments to an approved operating budget by the Legislative Budget Commission; clarifying provisions with respect to the notice required for the transfer of lump-sum appropriations; revising requirements for determining salary rates; authorizing the Legislative Budget Commission to approve salary rates; deleting certain notice requirements; requiring that the legislative appropriations committees approve certain nonoperating budgets; deleting certain notice requirements; deleting a provision authorizing the advancement of specified funds appropriated to the Department of Children and Family Services and the Department of Health; repealing ss. 216.1825 and 216.183, F.S., relating to the use of zero-based budgeting principles and performance-based program budgets; amending s. 216.192, F.S.; deleting provisions authorizing the legislative appropriations committees to provide advice regarding the release of funds; authorizing the Executive Office of the Governor and the Chief Justice to place appropriations in mandatory reserve or budget reserve; amending s. 216.195, F.S.; deleting certain notice and review requirements for the impoundment of funds; amending s. 216.221, F.S.; authorizing the Legislature to direct the use of any state funds in an appropriations act; revising requirements for adjusting budgets in order to avoid or eliminate a deficit; revising procedures for certifying a budget deficit; revising requirements for the Governor and the Chief Justice in developing plans of action; requiring that the Legislative Budget Commission implement certain reductions in appropriations; revising requirements for resolving deficits; requiring that certain actions to resolve a deficit be approved by the Legislative Budget Commission; amending s. 216.231, F.S., relating to the release of classified appropriations; conforming provisions to changes made by the act; amending s. 216.235, F.S., relating to the Innovation Investment Program; correcting references; limiting the funding of certain proposals under the program; amending s. 216.241, F.S.; requiring that the initiation or commencement of new programs be approved by the Legislative Budget Commission; deleting certain notice requirements; limiting certain other actions and budget adjustments by a state agency or the judicial branch without the approval of the Legislature or the Legislative Budget Commission; amending s. 216.251, F.S.; correcting a reference; revising requirements for establishing certain salaries; amending s. 216.262, F.S.; requiring the Legislative Budget Commission to approve certain increases in the number of positions; deleting provisions authorizing an agency to retain salary dollars under certain circumstances; amending s. 216.292, F.S.; revising provisions limiting the transferability of appropriations; prohibiting spending fixed capital outlay for other purposes; prohibiting transferring appropriations except as otherwise provided by law; providing certain exceptions; amending s. 216.301, F.S.; revising requirements for continuing unexpended balances of appropriations for fixed capital outlay; requiring approval by the Executive Office of the Governor; authorizing the President of the Senate and the Speaker of the House of Representatives to provide for the retention of certain balances from legislative budget entities; amending s. 216.341, F.S.; exempting certain positions within the Department of Health from limitations on the number of authorized positions; repealing s. 218.60(3), F.S., relating to estimates made by the revenue estimating conference and provided to local governments; amending ss. 252.37 and 265.55, F.S.; deleting certain references to the Working Capital Fund to conform to changes made by the act; repealing s. 288.1234, F.S., relating to the Olympic Games Guaranty Account within the Economic Development Trust Fund; amending s. 320.20, F.S.; providing duties of the Chief Financial Officer with respect to the deposit of certain trust fund moneys based on anticipated annual revenues; amending s. 339.135, F.S.; revising requirements for the tentative work programs submitted by state agencies; requiring that the Legislative Budget Commission approve certain extensions of spending authority; revising requirements for amending certain work programs; amending s. 381.0303, F.S.; authorizing the Department of Health to obtain reimbursement for special needs shelters from unappropriated moneys in the General Revenue Fund; repealing s. 393.22(1), F.S., relating to a prohibition on transferring certain funds appropriated for developmental services programs; amending s. 409.906, F.S.; deleting provisions authorizing the Department of Children and Family Services to transfer certain funds in excess of the amount specified in the General Appropriations Act; repealing s. 409.912(11)(b), F.S., relating to the transfer of certain funds from the Department of Elderly Affairs to the Agency for Health Care Administration; amending ss. 468.392 and 475.484, F.S.; deleting provisions exempting funds in the Auctioneer Recovery Fund and the Real Estate Recovery Fund from limitations imposed by an appropriation act; amending s. 921.001, F.S.; requiring the Legislature to make certain determinations with respect to legislation that affects the prison

population; amending s. 1009.536, F.S.; deleting duties of the Workforce Estimating Conference with respect to certain career education programs; providing for references to the Working Capital Fund in certain appropriations and proviso language to be replaced with a reference to the General Revenue Fund; providing an appropriation for the reconfiguration of Florida Facilities Pool office space; providing an appropriation for real estate broker commissions; providing effective dates.

By the Committees on Judiciary; Children and Families; and Senator Lynn—

CS for CS for SB 2808—A bill to be entitled An act relating to the Department of Children and Family Services; amending s. 39.202, F.S., relating to confidentiality requirements for reports and records in cases of child abuse or neglect; providing that staff members of a child advocacy center who are providing the services of the center to the child may have access to the records; amending s. 39.301, F.S.; requiring a risk assessment of the child and family to be commenced immediately upon receipt of the abuse report; providing for a continuous review of the risk assessment; providing for the development and implementation of a safety plan, a case plan, or both; amending s. 39.701, F.S.; providing for a review of the status of the child by the circuit court or a citizen review panel; authorizing reviews by a citizen review panel in lieu of court hearings; requiring the court to specifically find if the department has direct knowledge of the care the child is receiving; providing for recommendations from the citizen review panels in place of recommended orders; amending s. 120.80, F.S.; exempting hearings of the Agency for Health Care Administration from the requirement of being conducted by an administrative law judge; amending s. 400.0255, F.S.; providing for certain hearings relating to resident transfer or discharge to be conducted by the agency's Office of Fair Hearings; amending s. 408.15, F.S.; authorizing the agency to establish and conduct Medicaid fair hearings; amending s. 409.91195, F.S.; authorizing a Medicaid recipient to appeal a decision concerning the preferred drug formulary through the agency; amending s. 409.912, F.S.; requiring the department to enter into contracts with certain providers for the providers to supply services in any provider network for prepaid behavioral health services; amending s. 415.102, F.S.; adding self-neglect to the definition of the term "neglect" for purposes of adult protective services; amending s. 415.1113, F.S.; requiring notification of the right to be represented by legal counsel at an administrative hearing regarding an allegation of filing a false report; amending s. 420.622, F.S.; redesignating the Florida Coalition for Supportive Housing; providing that grant moneys for homeless persons may be used for certain eligible construction and rehabilitation costs; amending s. 420.623, F.S.; changing the date for the department to submit an annual report to the Governor and Legislature; amending s. 420.625, F.S.; requiring that spending plans for funds from the grant-in-aid program include assurances to the department that the services are consistent with the continuum-of-care plan; amending s. 20.19, F.S.; removing the developmental disabilities program from the Department of Children and Family Services; creating s. 20.197, F.S.; establishing the Agency for Persons with Disabilities for the purpose of providing services to persons with developmental disabilities, including institutional services; directing the agency to execute interagency agreements with the Agency for Health Care Administration for the financial management of the Medicaid waivers and the Department of Children and Family Services for administrative support; amending s. 393.063, F.S.; updating definitions and deleting obsolete definitions; amending s. 393.064, F.S.; deleting requirements that the agency's legislative budget request include funding for prevention; amending s. 393.0655, F.S.; requiring Level 2 screening for specified service providers; amending s. 393.066, F.S.; removing requirement that services be administered and approved by the districts; modifying a requirement to provide certain services; deleting a requirement for a 5-year plan relating to community-based services; adding a requirement to assist clients in gaining employment; repealing obsolete requirement authorizing the state to lease or construct residential facilities; deleting authorization to adopt rules ensuring compliance with federal rules; amending s. 393.0661, F.S.; deleting an obsolete provision; modifying provisions relating to an assessment instrument; adding requirements for adoption of rate methodologies; amending s. 393.068, F.S.; making service provision subject to available resources; updating list of services to be provided; deleting provision referring to 5-year plans; amending s. 393.0695, F.S.; requiring in-home subsidy amounts to be reassessed annually; amending s. 393.11, F.S.; deleting provisions referring to districts, department programs, and the nonexistent Department of Labor and Employment Security; amending s. 393.13, F.S.; deleting obsolete provisions; adding legislative intent relating to reducing the use of sheltered workshops; amending s. 393.17, F.S.; authorizing the agency to contract for the certification of behavioral analysts; deleting provisions relating to a certification program and provisions allowing fees; amending s. 393.22, F.S.; deleting prohibition preventing transfer of funds and ensuring financial commitment for specified developmental conditions; amending s. 393.502, F.S.; removing reference to districts; deleting a provision permitting appointment of family care council members if the Governor does not act; amending ss. 408.301, 408.302, F.S.; amending legislative intent to add the Agency for Persons with Disabilities and the Department of Elderly Affairs as agencies that the Agency for Health Care Administration must enter into interagency agreement with regarding persons with special needs; amending s. 409.906, F.S.; clarifying powers of the Agency for Health Care Administration with respect to limiting coverage for certain services; repealing s. 393.14, F.S.; requiring a multi-year plan; repealing s. 393.165, F.S., relating to ICF/DDs; repealing s. 393.166, F.S., relating to homes for special services; repealing s. 393.505, F.S., relating to comprehensive day treatment service projects; transferring programs and institutions relating to developmental disabilities from the Department of Children and Family Services to the Agency for Persons with Disabilities; providing duties of those agencies as well as the Department of Management Services; providing for substitution of parties in administrative and judicial proceedings; providing duties of the Office of Program Policy Analysis and Government Accountability; providing for a report; amending ss. 92.53, 397.405, 400.464, 419.001, 914.16, 914.17, 918.16, F.S.; conforming cross-references; amending s. 393.067, F.S.; conforming to changes made by the act; providing that a license issued to a residential facility or a comprehensive transitional education program does not create a property right in the recipient; amending ss. 393.0641, 393.065, 393.0651, 393.0673, 393.0675, 393.0678, 393.071, 393.075, 393.115, 393.12, 393.125, 393.15, 393.501, 393.503, 393.506, F.S.; conforming to the changes made by the act; creating ss. 393.135, 394.4593, and 916.1075, F.S.; defining the terms "employee," "sexual activity," and "sexual misconduct"; providing that it is a second-degree felony for an employee to engage in sexual misconduct with certain developmentally disabled clients, certain mental health patients, or certain forensic clients; providing certain exceptions; requiring certain employees to report sexual misconduct to the central abuse hotline of the department and to law enforcement; providing for notification to the inspector general of the department or agency; providing that it is a first-degree misdemeanor to knowingly and willfully fail to make a report as required, or to prevent another from doing so, or to submit inaccurate or untruthful information; providing that it is a third-degree felony to coerce or threaten another person to alter testimony or a report with respect to an incident of sexual misconduct; providing criminal penalties; providing that the penalties are in addition to other actions provided in law; amending s. 435.03, F.S.; expanding level 1 screening standards to include criminal offenses related to sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients and the reporting of such sexual misconduct; amending s. 435.04, F.S.; expanding level 2 screening standards to include the offenses related to sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients and the reporting of such sexual misconduct; amending s. 943.0585, F.S., relating to court-ordered expunction of criminal history records, for the purpose of incorporating the amendment to s. 943.059, F.S., in a reference thereto; providing that certain criminal history records relating to sexual misconduct with developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct, shall not be expunged; providing that the application for eligibility for expunction certify that the criminal history record does not relate to an offense involving sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct; conforming cross-references; amending s. 943.059, F.S., relating to court-ordered sealing of criminal history records, for the purpose of incorporating the amendment to s. 943.0585, F.S., in a reference thereto; providing that certain criminal history records relating to sexual misconduct with developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct, shall not be sealed; providing that the application for eligibility for sealing certify that the criminal history record does not relate to an offense involving sexual misconduct with certain developmentally disabled clients, mental health patients, or forensic clients, or the reporting of such sexual misconduct; conforming cross-references; amending s. 400.215, F.S., and reenacting paragraphs (b) and (c) of subsection (2) and subsection (3), relating to background screening requirements for certain nursing home personnel, for the purpose of incorporating the

amendments to ss. 435.03 and 435.04, F.S., in references thereto; correcting a cross-reference; amending s. 400.964, F.S., and reenacting subsections (1), (2), and (7), relating to background screening requirements for certain personnel employed by intermediate care facilities for the developmentally disabled, for the purpose of incorporating the amendments to ss. 435.03 and 435.04, F.S., in references thereto; correcting a cross-reference; amending s. 435.045, F.S., and reenacting paragraph (a) of subsection (1), relating to requirements for the placement of dependent children, for the purpose of incorporating the amendment to s. 435.04, F.S., in a reference thereto; correcting a cross-reference; reenacting ss. 400.414(1)(f) and (g), 400.4174, 400.509(4)(a), (b), (c), (d), (f), and (g), 400.556(2)(c), 400.6065(1), (2), and (4), 400.980(4)(a), (b), (c), (d), (f), and (g), 409.175(2)(k), 409.907(8)(d), 435.05(1) and (3), 744.3135, and 985.04(2), F.S., relating to denial, revocation, or suspension of license to operate an assisted living facility; background screening requirements for certain personnel employed by assisted living facilities; registration of particular home health care service providers; denial, suspension, or revocation of license to operate adult day care centers; background screening requirements for certain hospice personnel; background screening requirements for registrants of the health care service pools; the definition of "screening" in connection with the licensure of family foster homes, residential child-caring agencies, and child-placing agencies; background screening requirements of Medicaid providers; employment of persons in positions requiring background screening; credit and criminal investigations of guardians; and oaths, records, and confidential information pertaining to juvenile offenders, respectively, for the purpose of incorporating the amendments to ss. 435.03 and 435.04, F.S., in references thereto; reenacting ss. 400.512, 400.619(4), 400.6194(1), 400.953, 409.912(32), 435.07(4), 464.018(1)(e), 744.309(3), 744.474(12), and 985.407(4), F.S., relating to background screening of home health agency personnel, nurse registry personnel, companions, and homemakers; application and renewal of adult family-care home provider licenses; denial, revocation, or suspension of adult family-care home provider license; background screening of home medical equipment provider personnel and background screening requirements for certain persons responsible for managed care plans; exemptions from disqualification from employment; denial of nursing license and disciplinary actions against such licensees; disqualification of guardians; removal of guardians; and background screening requirements for certain Department of Juvenile Justice personnel, respectively, for the purpose of incorporating the amendment to s. 435.03, F.S., in references thereto; reenacting ss. 39.001(2)(b), 39.821(1), 110.1127(3)(a) and (c), 112.0455(12)(a), 381.0059(1), (2), and (4), 381.60225(1)(a), (b), (c), (d), (f), and (g), 383.305(7)(a), (b), (c), (d), (f), and (g), 390.015(3)(a), (b), (c), (d), (f), and (g), 394.875(13)(a), (b), (c), (d), (f), and (g), 395.0055(1), (2), (3), (4), (6), and (8), 395.0199(4)(a), (b), (c), (d), (f), and (g), 397.451(1)(a), 400.071(4)(a), (b), (c), (d), and (f), 400.471(4)(a), (b), (c), (d), (f), and (g), 400.506(2)(a), (b), (c), (d), (f), and (g), 400.5572, 400.607(3)(a), 400.801(4)(a), (b), (c), (d), (f), and (g), 400.805(3)(a), (b), (c), (d), (f), and (g), 400.906(5)(a), (b), (c), (d), (f), and (g), 400.931(5)(a), (b), (c), (e), and (f), 400.962(10)(a), (b), (c), (d), and (f), 400.991(7)(b) and (d), 402.302(2)(e), 402.305(2)(a), 402.3054(3), 483.30(2)(a), (b), (c), (d), (f), and (g), 483.101(2)(a), (b), (c), (d), (f), and (g), 744.1085(5), 984.01(2)(b), 985.01(2)(b), 1002.36(7)(a) and (b), F.S., relating to background screening requirements for certain Department of Children and Family Services personnel; qualifications of guardians ad litem; security checks of certain public officers and employees; background screening requirements of certain laboratory personnel in connection with the Drug-Free Workplace Act; background screening requirements for school health services personnel; background screening of certain personnel of the public health system; background screening and licensure of birth center personnel; background screening and licensure of abortion clinic personnel; background screening of direct service providers; background screening and licensure of personnel of intermediate care facilities for the developmentally disabled; background screening of mental health personnel; background screening and licensure of personnel of crisis stabilization units, residential treatment facilities, and residential treatment centers for children and adolescents; background screening and licensure of personnel of hospitals, ambulatory surgical centers, and mobile surgical facilities; background screening of certain personnel in connection with registration for private utilization reviews; background screening of certain service provider personnel; background screening and licensure of certain long-term care facility personnel; background screening and licensure of certain home health agency personnel; background screening and licensure of nurse registry applicants; background screening of certain adult day care center personnel; denial or revocation of hospice license; background screening and licensure of certain transitional living facility personnel; background screening and licensure of certain prescribed pediatric extended care center personnel; background screening and licensure of certain home medical equipment provider personnel; background screening and licensure of certain personnel of intermediate care facilities for the developmentally disabled; background screening and licensure of health care clinic personnel; the definition of "child care facility" in connection with background screening of operators; background screening requirements for personnel of child care facilities; background screening requirements for child enrichment service providers; background screening and licensure of certain personnel of multiphasic health testing centers; background screening and licensure of certain clinical laboratory personnel; regulation of professional guardians; background screening of certain Department of Juvenile Justice and Department of Children and Family Services personnel in connection with programs for children and families in need of services; and background screening of certain Department of Juvenile Justice and Department of Children and Family Services personnel in connection with juvenile justice programs, background screening of personnel of the Florida School for the Deaf and the Blind, respectively, for the purposes of incorporating the amendment to s. 435.04, F.S., in references thereto; amending s. 394.4572, F.S.; requiring the department and the agency to check the employment history of a person when screening mental health personnel for employment; reenacting s. 943.0582(2)(a) and (6), F.S., relating to prearrest, postarrest, or teen court diversion program expunction for the purpose of incorporating the amendments to ss. 943.0585 and 943.059, F.S., in references thereto; reenacting s. 943.053(7), (8), and (9), F.S., relating to dissemination of criminal justice information, for the purpose of incorporating the amendment to s. 943.059, F.S., in references thereto; providing applicability; amending s. 39.304, F.S.; adding a law enforcement agency to the groups to which a health care facility licensed under ch. 395, F.S., must supply specified items during an investigation of abuse, abandonment, or neglect of a child; amending s. 39.302, F.S.; deleting a requirement that the Department of Children and Family Services notify the state attorney of a report of institutional child abuse; authorizing a law enforcement agency and a licensing or oversight agency conducting a joint investigation to have access to information of the Department of Children and Family Services to the extent allowed by law; requiring that the department inform the facility of a report of child abuse; requiring that the child's parent or legal custodian be notified of the report; providing for an on-site visit to the child's place of residence; requiring the agency with oversight responsibility of a facility to implement identified safety actions under certain circumstances; authorizing the Department of Children and Family Services to recommend corrective actions; deleting a requirement that the department assist a facility in maintaining its operation under certain circumstances; requiring that the department notify the state attorney or a law enforcement agency of criminal conduct; requiring that criminal investigations be coordinated with child protective investigations when possible; deleting requirements that the department provide a specialized team to investigate child abuse, neglect, or abandonment; requiring the department to adopt procedures for child protective investigations by rule; requiring the Department of Children and Family Services to adopt minimum hiring and training requirements by rule; requiring the Department of Children and Family Services to report to the Governor and the Legislature on its implementation of the recommendations of an interim project and the recommendations of the Protective Investigator Retention Workgroup; amending s. 61.21, F.S.; requiring the Department of Children and Family Services to approve parenting courses; establishing requirements relating to the provision of approved parenting courses; amending s. 839.13, F.S.; providing that a person who knowingly falsifies, alters, destroys, defaces, overwrites, removes, or discards a record of the department or its contract provider or a record relating to an individual in the care and custody of the state commits a felony of the third degree; creating s. 39.0016, F.S., relating to the education of abused, neglected, and abandoned children; creating definitions; providing for interpretation of the act; requiring an agreement between the Department of Children and Family Services and the Department of Education; requiring agreements between the Department of Children and Family Services and district school boards or other local educational entities; specifying provisions of such agreements; requiring access to certain information; requiring education training components; amending s. 1002.22, F.S., relating to access to student records; authorizing the release of records to the Department of Children and Family Services or a community-based care lead agency; repealing s. 410.604(6), F.S., relating to fees charged by the department and its providers for services delivered to a disabled adult whose income is above the eligibility standard for institutional care; providing effective dates.

By the Committees on Appropriations; Banking and Insurance; Health, Aging, and Long-Term Care; and Senator Peaden—

CS for CS for CS for SB 2910—A bill to be entitled An act relating to affordable health care; providing a popular name; providing purpose; amending s. 381.026, F.S.; requiring certain licensed facilities to provide public Internet access to certain financial information; amending s. 381.734, F.S.; including participation by health care providers, small businesses, and health insurers in the Healthy Communities, Healthy People Program; requiring the Department of Health to provide public Internet access to certain public health programs; requiring the department to monitor and assess the effectiveness of such programs; requiring a report; requiring the Office of Program Policy and Government Accountability to evaluate the effectiveness of such programs; requiring a report; amending s. 395.003, F.S.; prohibiting the Agency for Health Care Administration from issuing licenses for certain emergency departments located off the primary premises of a hospital before July 1, 2005; requiring a study and report to the Legislature; amending s. 395.1041, F.S.; authorizing hospitals to develop certain emergency room diversion programs; amending s. 395.301, F.S.; requiring certain licensed facilities to provide prospective patients certain estimates of charges for services; requiring such facilities to provide patients with certain bill verification information; providing for a fine for failure to provide such information; providing charge limitations; requiring such facilities to establish a patient question review and response methodology; providing requirements; requiring certain licensed facilities to provide public Internet access to certain financial information; providing an exception for specified rural hospitals; amending s. 408.061, F.S.; requiring the Agency for Health Care Administration to require health care facilities, health care providers, and health insurers to submit certain information; providing requirements; requiring the agency to adopt certain risk and severity adjustment methodologies; requiring the agency to adopt certain rules; requiring certain information to be certified; amending s. 408.062, F.S.; requiring the agency to conduct certain health care costs and access research, analyses, and studies; expanding the scope of such studies to include collection of pharmacy retail price data, use of emergency departments, physician information, and Internet patient charge information availability; requiring publication of information collected on the Internet; requiring a report; requiring the agency to conduct additional data-based studies and make recommendations to the Legislature; requiring the agency to develop and implement a strategy to adopt and use electronic health records; authorizing the agency to develop rules to protect electronic records confidentiality; requiring a report to the Governor and Legislature; amending s. 408.05, F.S.; requiring the agency to develop a plan to make performance outcome and financial data available to consumers for health care services comparison purposes; requiring submittal of the plan to the Governor and Legislature; requiring the agency to update the plan; requiring the agency to make the plan available electronically; providing plan requirements; amending s. 409.9066, F.S.; requiring the agency to provide certain information relating to the Medicare prescription discount program; creating s. 465.0244, F.S.; requiring each pharmacy to make available on its Internet website a link to certain performance outcome and financial data of the Agency for Health Care Administration and a notice of the availability of such information; amending s. 627.6499, F.S.; requiring each health insurer to make available on its Internet website a link to certain performance outcome and financial data of the Agency for Health Care Administration and a notice in policies of the availability of such information; amending s. 641.54, F.S.; requiring health maintenance organizations to make certain insurance financial information available to subscribers; requiring health maintenance organizations to make available on its Internet website a link to certain performance outcome and financial data of the Agency for Health Care Administration and a notice in policies of the availability of such information; amending s. 408.7056, F.S.; renaming the Statewide Provider and Subscriber Assistance Program as the Subscriber Assistance Program; revising provisions to conform; expanding certain records availability provisions; revising membership provisions relating to a subscriber grievance hearing panel; providing hearing procedures; amending s. 641.3154, F.S., to conform to the renaming of the Subscriber Assistance Program; amending s. 641.511, F.S., to conform to the renaming of the Subscriber Assistance Program; adopting and incorporating by reference the Employee Retirement Income Security Act of 1974, as implemented by federal regulations; amending s. 641.58, F.S., to conform to the renaming of the Subscriber Assistance Program; amending s. 408.909, F.S.; expanding a definition of "health flex plan entity" to include public-private partnerships; making a pilot health flex plan program apply permanently statewide; providing additional program requirements; creating s. 381.0271, F.S.; providing definitions; creating the Florida Patient Safety Corporation, which shall be registered, incorporated, organized, and operated in compliance with ch. 617, F.S.; authorizing the corporation to create not-for-profit subsidiaries; specifying that the corporation is not an agency within the meaning of s. 20.03(11), F.S.; requiring the corporation to be subject to public meetings and records requirements; specifying that the corporation is not subject to the provisions of ch. 297, F.S., relating to procurement of personal property and services; providing a purpose for the corporation; establishing the membership of the board of directors of the corporation; requiring the formation of certain advisory committees for the corporation; requiring the Agency for Health Care Administration to provide assistance in establishing the corporation; specifying the powers and duties of the corporation; requiring annual reports; requiring the Office of Program Policy Analysis and Government Accountability, in consultation with the Agency for Health Care Administration and the Department of Health, to develop performance measures for the corporation; requiring a performance audit; requiring a report to the Governor and the Legislature; requiring the Patient Safety Center at the Florida State University College of Medicine to study the return on investment by hospitals from implementing computerized physician order entry and other information technologies related to patient safety; providing requirements for the study; requiring a report to the Governor and the Legislature; amending s. 395.1012, F.S.; providing additional duties of the patient safety committee at hospitals and other licensed facilities; requiring such facilities to adopt a plan to reduce medication errors and adverse drug events, including the use of computerized physician order entry and other information technologies; amending s. 409.91255, F.S.; expanding assistance to certain health centers to include community emergency room diversion programs and urgent care services; amending s. 627.410, F.S.; requiring insurers to file certain rates with the Office of Insurance Regulation; creating s. 627.6405, F.S.; making legislative findings related to inappropriate utilization of emergency room care; requiring health insurers to take certain actions and authorizing higher copayments for certain uses of emergency departments; creating s. 627.64872, F.S.; providing legislative intent; creating the Florida Health Insurance Plan for certain purposes; providing definitions; providing requirements for operation of the plan; providing for a board of directors; providing for appointment of members; providing for terms; specifying service without compensation; providing for travel and per diem expenses; requiring a plan of operation; providing requirements; providing for powers of the plan; requiring reports to the Governor and Legislature; providing certain immunity from liability for plan obligations; authorizing the board to provide for indemnification of certain costs; requiring an annually audited financial statement; providing for eligibility for coverage under the plan; providing criteria; requirements, and limitations; specifying certain activity as an unfair trade practice; providing for a plan administrator; providing criteria; providing requirements; providing term limits for the plan administrator; providing duties; providing for paying the administrator; providing for funding mechanisms of the plan; providing for premium rates for plan coverage; providing rate limitations; specifying benefits under the plan; providing criteria, requirements, and limitations; providing for nonduplication of benefits; providing for annual and maximum lifetime benefits; providing for tax exempt status; providing for abolition of the Florida Comprehensive Health Association upon implementation of the plan; providing for enrollment in the plan of persons enrolled in the association; requiring insurers to pay certain assessments to the board for certain purposes; providing criteria, requirements, and limitations for such assessments; repealing ss. 627.6488, 627.6489, 627.649, 627.6492, 627.6494, 627.6496, and 627.6498, F.S., relating to the Florida Comprehensive Health Association, upon implementation of the plan; amending s. 627.662, F.S.; providing for application of certain claim payment methodologies and actions related to inappropriate use of emergency care to certain types of insurance; amending s. 627.6699, F.S.; revising provisions requiring small employer carriers to offer certain health benefit plans; preserving a right to open enrollment for certain small groups; requiring small employer carriers to file and provide coverage under certain high deductible plans; including high deductible plans under certain required plan provisions; providing a delayed effective date for certain filing requirements; creating the Small Employers Access Program; providing legislative intent; providing definitions; providing participation eligibility requirements and criteria; requiring the Office of Insurance Regulation to administer the program by selecting an insurer through competitive bidding; providing requirements; specifying insurer qualifications; providing duties of the insurer; providing a contract term; providing insurer reporting requirements; providing application requirements; providing for benefits under the program; requiring the office to annually report to the Governor and

Legislature; providing for decreases in inappropriate use of emergency care; providing legislative intent; requiring health insurers to provide certain information electronically and develop community emergency department diversion programs; amending s. 627.9175, F.S.; requiring certain health insurers to annually report certain coverage information to the office; providing requirements; deleting certain reporting requirements; creating part I of ch. 636, F.S., relating to prepaid limited health services organization; amending s. 636.002, F.S.; providing a short title; amending s. 636.003, F.S.; revising the definition of the term "prepaid limited health services organization"; creating part II of ch. 636, F.S., relating to discount medical plan organization; providing a short title; providing definitions; requiring that a person be licensed before conducting business in this state as a discount medical plan organizations; providing for an application to receive a license; providing for the contents of the application; requiring each discount medical plan organization to create an Internet website; authorizing the Office of Insurance Regulation to investigate or examine a discount medical plan organization under certain conditions; specifying the permitted and prohibited activities of a discount medical plan organization; directing each discount medical plan organization to disclose certain specified information to members and prospective members; providing for contracts and agreements with providers and networks of providers; detailing the required contents of the contract or agreement; requiring each discount medical plan organization to file its proposed rates with the office; directing each discount medical plan organization to file an annual report with the office; specifying the contents of the report; providing for fines when a discount medical plan organization is delinquent in filing the annual report; requiring minimum capitalization; providing the circumstances and procedures when the office proposes to suspend or revoke the license of a discount medical plan organization; directing each discount medical plan organization to maintain an up-to-date list of the names and addresses of the providers with whom it has a contract to deliver medical services; directing that the list be posted on the organization's website; providing for marketing plans; authorizing the office to adopt rules; providing for service of process; providing for a security deposit by each discount medical plan organization; providing criminal penalties for violations of the act; authorizing the office to seek temporary and permanent injunctive relief against a discount medical plan organization under certain conditions; providing civil remedies for any person injured by another acting in violation of the act; providing venue for a civil action; creating ss. 627.65626 and 627.6402, F.S.; providing for insurance rebates for healthy lifestyles; providing for rebate of certain premiums for participation in health wellness, maintenance, or improvement programs under certain circumstances; providing requirements; amending s. 641.31, F.S.; authorizing health maintenance organizations offering certain point-of-service riders to offer such riders to certain employers for certain employees; providing requirements and limitations; providing for application of certain claim payment methodologies to certain types of insurance; providing for rebate of certain premiums for participation in health wellness, maintenance, or improvement programs under certain circumstances; providing requirements; preserving certain rights to enrollment in certain health benefit coverage for certain groups under certain circumstances; repealing s. 408.02, F.S., relating to the development, endorsement, implementation, and evaluation of patient management practice parameters by the Agency for Health Care Administration; amending s. 766.309, F.S.; granting the administrative law judge exclusive jurisdiction to make factual determinations regarding certain notice requirements in medical negligence proceedings; authorizing the Agency for Health Care Administration to adopt rules; providing legislative intent; requiring the Auditor General to conduct a study of nursing home finances; specifying the issues to be studied; directing the Auditor General to report its findings to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; requiring the Agency for Health Care Administration to conduct a survey of all nursing home operators; detailing the contents of the data survey; directing the agency to report its findings to the Governor, the President of the Senate, and the Speaker of the House of Representatives by a specified date; providing appropriations; providing effective dates.

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

CS for SB 3000—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising authorized purposes of charter schools; providing for appeals under certain circumstances; providing for reversion of capital outlay funds to the Department of Education under certain circumstances; providing for designation as one charter school of schools in a charter school feeder pattern under certain circumstances; revising provisions relating to facility compliance with building construction standards; clarifying Florida Building Code and Florida Fire Prevention Code compliance requirements for charter schools; clarifying jurisdiction for inspections; providing an exemption from assessment of certain fees; providing for use of educational impact fees; requiring an agreement relating to allocation and use of impact fees; requiring a charter school sponsor to provide additional services; prohibiting certain fees or surcharges for certain services; revising provisions relating to contracts for goods and services; requiring a study of transportation issues by the department; amending s. 1002.32, F.S.; correcting the name of a charter lab school; revising provisions relating to the allocation of lab school funds from the Florida Education Finance Program; providing for severability; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James E. "Jim" King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed HB 1751; has passed as amended HB 1313, HB 1725, HB 1807 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Education K-20; and Representative Kilmer and others—

HB 1751—A bill to be entitled An act relating to International Certificate of Education programs; amending s. 1002.20, F.S.; adding programs to list of public school choice options; amending s. 1002.23, F.S.; adding programs to list of rigorous academic programs included in parent guide; amending s. 1007.22, F.S.; adding Advanced International Certificate of Education programs to acceleration mechanisms requiring postsecondary institution collaboration; amending s. 1007.261, F.S.; revising list of courses designated as advanced level fine arts courses; amending s. 1007.27, F.S.; providing an exemption from examination fees for students enrolled in the International General Certificate of Secondary Education Program; amending s. 1009.531, F.S.; providing additional course weights for Florida Bright Futures Scholarship Program eligibility determination; amending s. 1009.534, F.S.; revising Florida Academic Scholars award eligibility requirements to include students completing or receiving an Advanced International Certificate of Education curriculum or diploma; amending s. 1009.535, F.S.; revising Florida Medallion Scholars award eligibility requirements to include students completing an Advanced International Certificate of Education curriculum; amending s. 1011.62, F.S.; revising test score requirements necessary to generate funding to match current test scoring scale; providing formula for calculating additional full-time equivalent membership based on International General Certificate of Secondary Education examination scores and program completion; reenacting s. 1011.69(2), F.S., relating to equity in school-level funding, to incorporate the amendment to s. 1011.62, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Representative Gardiner—

HB 1313—A bill to be entitled An act relating to use of illegal nets; amending s. 370.021, F.S.; providing civil and criminal penalties for flagrant violations; providing a definition; reenacting ss. 370.092(3) and (4) and 370.093, F.S., relating to illegal use of nets, to incorporate the amendment to s. 370.021, F.S., in references thereto; providing an effective date.

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

By the Committee on Local Government and Veterans' Affairs; and Representative Sorensen and others—

HB 1725—A bill to be entitled An act relating to military families; amending s. 295.01, F.S.; revising certain requirements relating to scholarships for children of deceased veterans; amending s. 445.007, F.S.; providing for the appointment of a military representative to certain regional workforce boards; amending s. 464.009, F.S.; removing the scheduled repeal of provisions allowing for licensure by endorsement of specified nurses who have actively practiced nursing in another state; providing for licensure by endorsement of certain nurses licensed in another state that is a member of the Nurse Licensure Compact; amending s. 464.022, F.S.; providing that certain nurses relocating to this state may perform nursing services for a period of 120 days after submitting application for licensure; amending s. 1002.39, F.S.; revising eligibility requirements for military dependents applying for a John M. McKay Scholarship; amending s. 1003.05, F.S.; directing the Department of Education to assist in the development of memoranda of agreement between school districts and military installations; creating s. 1008.221, F.S.; providing for alternate assessments for the grade 10 FCAT for certain military dependents; amending s. 1009.21, F.S.; classifying dependents of active duty members of the armed services and certain liaison officers and their spouses and dependent children as residents for tuition purposes; directing Workforce Florida, Inc., to establish an employment advocacy and assistance program targeting military spouses and dependents; directing the Florida Housing Finance Corporation to assess the housing needs of Florida's military families; requiring a report; providing an appropriation to fund the employment advocacy and assistance program; providing an effective date.

—was referred to the Committees on Military and Veterans' Affairs, Base Protection, and Spaceports; Education; Commerce, Economic Opportunities, and Consumer Services; Health, Aging, and Long-Term Care; Comprehensive Planning; Appropriations Subcommittee on Transportation and Economic Development; and Appropriations.

By the Committee on Public Safety and Crime Prevention; and Representative Barreiro and others—

HB 1807—A bill to be entitled An act relating to burglary; amending s. 810.015, F.S.; providing legislative findings and intent, providing for special rules of statutory construction; providing retroactive applicability; providing an effective date.

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

RETURNING MESSAGES—FINAL ACTION

The Honorable James E. "Jim" King, Jr., President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for CS for SB 1156.

John B. Phelps, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 21 was corrected and approved.

RECESS

On motion by Senator Lee, the Senate recessed at 3:59 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 23 or upon call of the President.