



Journal of the Senate

Number 9—Regular Session

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CONTENTS

Bills on Third Reading	365
Call to Order	364
Co-Introducers	384
Committee Substitutes, First Reading	376
Executive Business, Appointment Reports	375
Executive Business, Appointments	383
Introduction and Reference of Bills	375
Motions Relating to Committee Reference	373
Reports of Committees	373
Resolutions	364
Senate Pages	384
Special Order Calendar	369

CALL TO ORDER

The Senate was called to order by President Lee at 9:21 a.m. A quorum present—39:

Mr. President	Diaz de la Portilla	Miller
Alexander	Dockery	Peadar
Aronberg	Fasano	Posey
Atwater	Garcia	Pruitt
Baker	Geller	Rich
Bennett	Haridopolos	Saunders
Bullard	Hill	Sebesta
Campbell	Jones	Siplin
Carlton	King	Smith
Clary	Klein	Villalobos
Constantine	Lawson	Webster
Crist	Lynn	Wilson
Dawson	Margolis	Wise

Excused: Senator Argenziano

PRAYER

The following prayer was offered by Rabbi Jonathan Siger, Campus Rabbi of Hillel at the University of Florida, Gainesville:

Eternal One, I stand before you this day on behalf of your children. We are assembled here in the Capitol of the wonderful and blessed State of Florida, on a day dedicated to celebrating the University of Florida.

You, who blessed our ancestors, be with us this day and bless the work of this sacred congregation. Grant courage and insight to the men and women here charged with power and responsibility. May they honor their charge and legislate with wisdom, temperance and foresight. May their actions reflect the will of the citizens here represented, and the will of you who is reflected in every human being.

You, who is the source of all true law and all enduring power, by whose permission we enact our mortal laws and enjoy our fleeting power, be with us this day and every day. Protect us and our leaders. Guide us with inspiration and with patience. Let us demonstrate sincerity and honesty. Keep us from cynicism and lead us to hope.

You, who set the stars in their paths, who speaks existence and by whose word we live, grant us prosperity and health. Bless those on whom we depend and those depending on us. Give us the strength to make decisions and the ability to live with those decisions.

We pray this day for His Excellency, the Governor, the honorable members of this Senate, and for all who work to provide us with security, social services, health and education. May we continue to know equal liberty, prosperity and happiness under their watch. Bless them, their families and all of us who are privileged to call Florida home.

Heal those Floridians who have been wounded in our defense, and remember the souls of those who have given their lives for our sake, and the sake of our nation. May they be bound up in the bonds of eternal life, along with all the righteous, and may we live lives worthy of their sacrifice.

May you bless us and keep us; shine your light upon us and be gracious to us; cast your presence upon us and grant us Shalom—wholeness and peace. And let us say, Amen.

PLEDGE

Senate Pages James “Jamie” Vaughn III of McDonough, Georgia; Lauren Izegbu of Conyers, Georgia; Robert Moore and Leah Sherman of Tallahassee, 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. Parker Gibbs of Gainesville, sponsored by Senator Smith, as doctor of the day. Dr. Gibbs specializes in Orthopedics and Oncology.

ADOPTION OF RESOLUTIONS

On motion by Senator Dockery—

By Senators Dockery, Jones, Alexander, Campbell, Rich, Constantine, Smith, Argenziano, Atwater and Lynn—

SR 2776—A resolution recognizing the University of Florida.

WHEREAS, the University of Florida is a member of the prestigious American Association of Universities, is considered by many to be the best public university in the state, and is one of the top 20 public universities in the nation, as measured by U.S. News & World Report, and

WHEREAS, the university is the state’s leading research and education institution, drawing \$493 million in research grants during the last fiscal year and offering more than 100 bachelor’s degree programs and more than 200 graduate and professional degree programs, and

WHEREAS, these programs make the university, together with its Health Science Center and Institute of Food and Agricultural Sciences, one of the most comprehensive in the nation, and

WHEREAS, the university is a major economic engine, having an economic ripple effect worth more than \$4 billion, many times the state’s investment, and

WHEREAS, the university is a major developer of new technologies, disclosing 272 inventions, licensing 66 technologies, and earning \$40 million in licensing revenue in 2005 alone, and

WHEREAS, perhaps the best-known invention to come out of the university is Gatorade, the sports health drink that has helped millions of athletes maintain peak performance and resulted in more than \$120 million in royalties to the university, and

WHEREAS, Gatorade was created by UF physician-scientist Dr. Robert Cade, a nephrologist who has spent more 40 than years at the univer-

sity and is renowned for his willingness to share both his knowledge and his good fortune, and

WHEREAS, the university serves as a vital engine for the state’s technology economy, with companies based on technologies developed by the university contributing nearly \$500 million to Florida’s economy annually, and

WHEREAS, the university is home to some of the nation’s top faculty members, including more than two dozen who have been selected to the National Academies, the Institute of Medicine, or a counterpart in a foreign nation, and the university has more than 50 eminent-scholar chairs, and

WHEREAS, the university, one of the five largest in the country, attracts some of the best students in the nation, ranking 1st among universities worldwide in the numbers of International Baccalaureate students who attend its campus, and producing the second-highest number of Ph.D.s in the nation, and

WHEREAS, the university’s students are steadily becoming more diverse, with 10 percent of its freshman class African-Americans and 14 percent Hispanic, and the university seeks to enhance these percentages through the launch of the Florida First Time in College Scholarship program, and

WHEREAS, UF athletes are among the most talented in the nation, and UF most recently finished sixth in national all-sports rankings, the 22nd straight year that Gator athletics have placed in the top 10, and

WHEREAS, the University of Florida is the Foundation for The Gator Nation, the source for hundreds of thousands of UF graduates worldwide, NOW, THEREFORE,

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

That the Florida Senate celebrates April 5, 2006, as “The University of Florida Day” in Tallahassee, in recognition of the University of Florida’s contributions to the state, the nation, and the world.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Dr. J. Bernard Machen, President of the University of Florida, as a token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Dockery, **SR 2776** was read the second time in full and adopted.

At the request of Senator Lynn—

By Senator Lynn—

SR 2818—A resolution honoring the memory of K-9 Officer Roy Lundell Nelson, Jr.

WHEREAS, Roy Lundell Nelson, Jr., born May 29, 1969, in Bartow, Florida, the son of Roy, Sr., and Susan Nelson, graduated from Lakeland Senior High School in 1988, subsequently attended Polk Community College and Hillsborough Community Fire Academy, and in 1993 began his public service career as a part-time firefighter with the Polk County Fire Department, and

WHEREAS, spurred by a long-time desire to enter law enforcement, Roy soon enrolled in the Southwest Florida Criminal Justice Academy in Fort Myers, became a certified police officer, and in 1998 joined the New Smyrna Beach Police Department, where, exhibiting a keen interest in narcotics law, he was assigned in 2003 to the K-9 unit and partnered with K-9 Ceasar, a one-year-old Belgian Malinois, while also serving on the department’s Special Response Team and its Bike Patrol, and

WHEREAS, Officer Nelson died in the line of duty on August 13, 2005, a superb example of one of “America’s finest,” as attested to by the many letters of appreciation received from the community over the years, by his service commendations within the department, and by the recounting by colleagues and citizens of his many acts of kindness, dedication to duty, and heroism, and

WHEREAS, Officer Nelson is fondly remembered as a real hero by one New Smyrna Beach couple who wrote of how he dismantled an automo-

bile engine in order to free two kittens trapped inside; he was chosen as a member of the presidential detail when President George W. Bush visited the city in 2002; in 2003 he arrested Michael Thomas Seibert, one of “America’s Most Wanted”; and, most recently, as one of the officers who rescued a local disabled person who had fallen from his wheelchair into the water while fishing, he remained with the man until Emergency Volunteer Air Corps personnel arrived, and

WHEREAS, Officer Nelson is survived by his wife, Angie Nelson; two daughters, Samantha Steinmetz and Sabrina Nelson; his parents, Roy, Sr., and Susan Nelson; a brother, Robert Nelson; and a sister, Patricia Andress, NOW, THEREFORE,

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

That the Senate honors the memory of K-9 Officer Roy Lundell Nelson, Jr., and extends its heartfelt sympathy to his wife, Angie, their children, and his other family members.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Angie Nelson as a tangible token of the sentiments of the Florida Senate.

—**SR 2818** was introduced, read and adopted by publication.

BILLS ON THIRD READING

CS for SB 1278—A bill to be entitled An act relating to youth and young adults with disabilities; creating the Interagency Services Committee for Youth and Young Adults with Disabilities; providing legislative intent; providing that the committee be staffed by member agencies of the committee; providing for the membership of the committee; providing duties and responsibilities for the committee; requiring the committee to submit a report to the Governor and the Legislature; providing an effective date.

—as amended March 30 was read the third time by title.

On motion by Senator Wise, **CS for SB 1278** as amended was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 1716—A bill to be entitled An act relating to state planning and budgeting; amending s. 11.90, F.S.; revising the membership of the Legislative Budget Commission; providing for the appointment of presiding officers; revising requirements for meetings and a quorum; revising requirements for appointing the staff of the commission; requiring the commission to review budget amendments recommended by the Governor or Chief Justice; authorizing the commission to perform other duties prescribed by the Legislature; creating s. 11.91, F.S.; creating the Government Efficiency Task Force for the purpose of recommending improvements to governmental operations and cost reductions; providing for the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint its members; requiring that the task force meet at 4-year intervals beginning on a specified date; authorizing the task force to conduct meetings through teleconferences; providing for members to be reimbursed for per diem and travel expenses; requiring the task force to complete its work within 1 year and report to the Legislative Budget Commission, the Governor, and the Chief Justice of the Supreme Court; amending s. 29.0095, F.S.; requiring the

legislative appropriations committees to prescribe the format of budget expenditure reports; amending s. 100.371, F.S.; specifying that the Financial Impact Estimating Conference is within the legislative branch of government and under the direction of the President of the Senate and the Speaker of the House of Representatives; revising provisions governing public meetings of the conference; amending s. 216.011, F.S.; redefining the term "consultation" and defining the term "long-range financial outlook" for purposes of state fiscal affairs; creating s. 216.012, F.S.; providing requirements for the long-range financial outlook prepared by the Legislative Budget Commission; requiring state agencies to provide certain information; prescribing authority of the commission with respect to such information; specifying timeframes for the commission in completing the long-range financial outlook; amending s. 216.023, F.S.; clarifying certain requirements for legislative budget instructions; amending s. 216.065, F.S.; requiring that fiscal impact statements be provided to the Legislative Budget Commission in addition to the legislative appropriations committees; requiring that such statements contain information concerning subsequent fiscal years; amending s. 216.162, F.S.; revising the date for the Governor's recommended budget to be furnished to the Legislature; authorizing the presiding officers of the Legislature to approve submission of the Governor's recommended budget at a later date than otherwise required; amending s. 216.178, F.S.; extending the deadline for production of the final budget; providing a contingent effective date.

—was read the third time by title.

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

Amendment 1 (774558)—On page 6, lines 22 and 23, delete those lines and insert: *shall be appointed by the Governor. The task force shall be composed of members of the Legislature and representatives from the private and public sectors, as*

On motion by Senator Atwater, **CS for SB 1716** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 1032—A bill to be entitled An act relating to affordable housing; amending s. 420.5087, F.S.; reducing the percentage of the loan amount which the sponsor of a housing community for the elderly must commit to match in order to receive the loan under the State Apartment Incentive Loan Program; providing an effective date.

—was read the third time by title.

On motion by Senator Margolis, **SB 1032** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bullard	Dawson
Alexander	Campbell	Diaz de la Portilla
Aronberg	Carlton	Dockery
Atwater	Clary	Fasano
Baker	Constantine	Garcia
Bennett	Crist	Geller

Haridopolos	Margolis	Sebesta
Hill	Miller	Siplin
Jones	Peaden	Smith
King	Posey	Villalobos
Klein	Pruitt	Webster
Lawson	Rich	Wilson
Lynn	Saunders	Wise

Nays—None

SB 1614—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0846, F.S.; removing expiration of provisions for free license plates to active members of the Florida National Guard; providing an effective date.

—was read the third time by title.

On motion by Senator Baker, **SB 1614** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Rich
Baker	Haridopolos	Saunders
Bennett	Hill	Sebesta
Bullard	Jones	Siplin
Campbell	King	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Webster
Constantine	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—None

Vote after roll call:

Yea—Dockery

CS for SB 1350—A bill to be entitled An act relating to the Department of Transportation; amending s. 215.615, F.S.; revising matching requirements for revenue bonds issued for fixed-guideway transportation systems; amending s. 337.11, F.S.; amending notification requirements for construction contracts; amending s. 337.14, F.S.; providing exemptions from prequalification requirements for certain projects; amending s. 337.18, F.S.; revising requirements for surety bonds for certain construction projects; amending s. 338.161, F.S.; providing that toll agencies may enter into agreements to promote additional uses of the electronic toll collection system; amending s. 338.2275, F.S.; deleting obsolete provisions; revising the maximum amount of bonds that are available for turnpike projects; providing an effective date.

—as amended March 30 was read the third time by title.

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

Yeas—39

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

Siplin	Villalobos	Wilson
Smith	Webster	Wise

Nays—None

Consideration of **HB 219** was deferred.

CS for SB 1170—A bill to be entitled An act relating to the Florida Trust Code; creating parts I, II, III, IV, V, VI, VII, VIII, IX, X, XI, XII, and XIII of chapter 736, F.S.; providing a short title; providing general provisions and definitions; providing for judicial proceedings; providing for representations; providing for creation, validity, modification, and termination of trusts; providing for creditors' claims; providing for spendthrift, discretionary, and revocable trusts; providing for the office of trustee; providing for powers and duties of the trustee; providing for trust investments; providing for liability of trustee and rights of persons dealing with trustee; providing for rules of construction; providing for charitable trusts; providing miscellaneous provisions; creating s. 518.117, F.S.; authorizing investment of certain fiduciary funds by certain fiduciaries; amending s. 660.25, F.S.; providing a definition of the term "investment instrument"; amending s. 660.417, F.S.; revising provisions relating to investment of fiduciary funds in investment instruments by certain banks or trust companies; creating s. 689.175, F.S.; abolishing the worthier title doctrine; providing construction of certain instrument language; amending s. 731.103, F.S.; correcting a cross-reference; providing construction relating to establishment of death by certain evidence under certain circumstances; creating s. 731.1035, F.S.; providing for application of rules of evidence in civil actions to certain proceedings; amending s. 731.201, F.S.; revising definitions; conforming terms and correcting cross-references; amending s. 731.303, F.S.; specifying nonapplication of certain orders relating to powers of revocation and powers of appointment; revising provisions relating to representation by a holder of a power of appointment; amending s. 732.513, F.S.; deleting a ground protecting a devise's validity; amending s. 732.603, F.S.; revising provisions relating to antilapse, deceased devisees, and class gifts; amending s. 744.331, F.S.; revising provisions relating to orders determining incapacity; amending s. 744.441, F.S.; revising authority of certain guardians to prosecute or defend claims or proceedings for certain purposes; specifying duties of a court; creating s. 744.462, F.S.; providing requirements for judicial determinations relating to alternatives to guardianship; providing duties of a court; amending ss. 497.458, 607.0802, 617.0802, 660.46, 660.418, 689.071, 689.075, 709.08, 721.08, 721.53, 732.2075, 732.604, 732.611, 733.212, 733.602, 733.805, 733.817, 738.104, 738.1041, 738.202, 739.102, and 744.361, F.S., to conform terms and correct cross-references; repealing ss. 737.101, 737.105, 737.106, 737.111, 737.115, and 737.116, constituting part I of ch. 737, F.S., relating to trust registration; repealing ss. 737.201, 737.202, 737.203, 737.2035, 737.204, 737.2041, 737.205, 737.206, 737.2065, 737.207, 737.208, and 737.209, constituting part II of ch. 737, F.S., relating to jurisdiction of courts; repealing ss. 737.301, 737.302, 737.303, 737.3035, 737.304, 737.305, 737.3053, 737.3054, 737.3055, 737.306, 737.3061, 737.307, 737.308, and 737.309, constituting part III of ch. 737, F.S., relating to duties and liabilities of trustees; repealing ss. 737.401, 737.402, 737.4025, 737.403, 737.4031, 737.4032, 737.4033, 737.404, 737.405, and 737.406, constituting part IV of ch. 737, F.S., relating to powers of trustees; repealing ss. 737.501, 737.502, 737.503, 737.504, 737.505, 737.506, 737.507, 737.508, 737.509, 737.510, 737.511, and 737.512, constituting part V of ch. 737, F.S., relating to charitable trusts; repealing ss. 737.6035, 737.621, 737.622, 737.623, 737.624, 737.625, 737.626, and 737.627, constituting part VI of ch. 737, F.S., relating to rules of construction of trust administration; providing an effective date.

—was read the third time by title.

On motion by Senator Aronberg, **CS for SB 1170** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bullard	Dawson
Alexander	Campbell	Diaz de la Portilla
Aronberg	Carlton	Dockery
Atwater	Clary	Fasano
Baker	Constantine	Garcia
Bennett	Crist	Geller

Haridopolos	Margolis	Sebesta
Hill	Miller	Siplin
Jones	Peaden	Smith
King	Posey	Villalobos
Klein	Pruitt	Webster
Lawson	Rich	Wilson
Lynn	Saunders	Wise

Nays—None

HB 219—A bill to be entitled An act relating to labor pools; amending s. 448.24, F.S.; providing a limit on the amount a labor pool may charge a laborer for transportation to or from a designated worksite; authorizing a labor pool to provide day laborers with a method of obtaining cash from a cash-dispensing machine; amending s. 448.23, F.S.; conforming a cross-reference; creating s. 448.26, F.S.; providing for application of pt. II of ch. 448, F.S., the Labor Pool Act; providing an effective date.

—was read the third time by title.

On motion by Senator Bennett, **HB 219** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 1690—A bill to be entitled An act relating to physician assistants; amending ss. 458.331 and 459.015, F.S.; appointing a physician assistant to probable cause panels of the Board of Medicine and the Board of Osteopathic Medicine considering discipline of physician assistants; providing qualifications for the physician assistants appointed to the panels; exempting the appointed physician assistants from certain training requirements concerning the grounds for disciplinary action; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for SB 1690** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for SB 484—A bill to be entitled An act relating to cruelty to animals; amending s. 828.12, F.S.; increasing certain minimum mandatory fines and periods of incarceration for certain acts of cruelty to animals; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Rich, **CS for SB 484** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 1556—A bill to be entitled An act relating to condominiums; amending s. 718.117, F.S.; substantially revising provisions relating to the termination of the condominium form of ownership of a property; providing legislative findings; providing grounds for termination; providing powers and duties of the board of administration of the association; waiving certain notice requirements following natural disasters; providing requirements for a plan of termination; providing for the allocation of proceeds from the sale of condominium property; providing powers and duties of a termination trustee; providing notice requirements; providing a procedure for contesting a plan of termination; providing rules for the distribution of property and sale proceeds; providing for the association’s status following termination; allowing the creation of another condominium by the trustee; specifying an exclusion; providing an effective date.

—was read the third time by title.

On motion by Senator Geller, **CS for CS for SB 1556** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 1450—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; creating a Donate Organs-Pass It On license plate; providing for the distribution of annual use fees received from the sale of such plates; providing an effective date.

—was read the third time by title.

On motion by Senator Margolis, **CS for CS for SB 1450** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz de la Portilla	Peaden
Alexander	Fasano	Posey
Aronberg	Garcia	Pruitt
Atwater	Geller	Rich
Baker	Haridopolos	Saunders
Bennett	Hill	Sebesta
Bullard	Jones	Siplin
Campbell	King	Smith
Carlton	Klein	Villalobos
Clary	Lawson	Webster
Constantine	Lynn	Wilson
Crist	Margolis	Wise
Dawson	Miller	

Nays—1

Dockery

HB 95—A bill to be entitled An act relating to alcoholic beverages; creating s. 562.61, F.S.; providing a definition of the term “alcohol vaporizing device”; prohibiting the sale, offer for sale, purchase, or use of machines or devices which vaporize alcohol; providing penalties; providing a fine; providing that the provisions of the section do not apply to the administration or prescription of a product that contains alcohol by certain licensed health care practitioners; providing an effective date.

—was read the third time by title.

On motion by Senator Haridopolos, **HB 95** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

CS for CS for SB 262—A bill to be entitled An act relating to administrative procedures; amending s. 11.60, F.S.; revising duties of the Administrative Procedures Committee with respect to its review of statutes; amending s. 57.111, F.S.; redefining the term “small business” to include certain specified individuals whose net worth does not exceed a specified amount; amending s. 120.54, F.S.; requiring an agency to file a notice of change with the Administrative Procedures Committee; revising times for filing rules for adoption; providing an exception to the term “administrative determination” for purposes of rule adoption; providing for the form and provisions of bonds; revising applicability of certain uniform rules; providing additional content for uniform rules; amending s. 120.55, F.S.; requiring that certain information be included in forms incorporated by reference in rules; requiring information to be published electronically on an Internet website; providing that such publication does not preclude other publications; providing additional duties of the Department of State with respect to publications; providing requirements for the Internet website; amending s. 120.56, F.S.; revising provisions relating to withdrawal of challenged rules; amending s. 120.569, F.S.; providing for equitable tolling as a defense to the untimely filing of a petition; amending s. 120.57, F.S.; requiring a final order to include an explicit ruling on each exception to the recommended order; requiring that additional information be included in notices relating to protests of contract solicitations or awards; amending s. 120.65, F.S.; requiring the

Division of Administrative Hearings to include certain recommendations and information in its annual report to the Administrative Procedures Committee; amending s. 120.74, F.S.; requiring agency reports to be filed with the Administrative Procedures Committee; requiring that the annual report filed by an agency identify the types of cases or disputes in which it is involved which should be conducted under the summary hearing process; requiring the Department of State to provide certain assistance to agencies in their transition to publishing on the Florida Administrative Weekly Internet website; providing effective dates.

—as amended March 30 was read the third time by title.

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

Yeas—39

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

Nays—None

CS for CS for SB 170—A bill to be entitled An act relating to administration of medication; amending s. 393.506, F.S.; deleting requirements for unlicensed staff members of direct care service facilities to administer prescribed medications to persons with developmental disabilities; authorizing direct service providers to administer medication to clients or to supervise the self-administration of medication by clients; providing requirements for direct service providers to demonstrate competency regarding supervising the self-administration of medication by clients or administering medication to clients; requiring the Agency for Persons with Disabilities to adopt rules to establish standards and procedures governing the supervision of self-administered medications and the administration of medications by direct service providers; providing an effective date.

—was read the third time by title.

On motion by Senator Baker, **CS for CS for SB 170** was passed and certified to the House. The vote on passage was:

Yeas—39

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

Nays—None

SB 676—A bill to be entitled An act relating to designations; creating s. 15.052, F.S.; designating key lime pie as the official state pie; 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; providing an effective date.

—as amended March 30 was read the third time by title.

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

Amendment 1 (342802)(with title amendment)—On page 1, line 17 through page 2, line 8, delete those lines and redesignate subsequent section.

And the title is amended as follows:

On page 1, lines 4-9, delete those lines and insert: official state pie; providing an effective date.

On motion by Senator Bullard, **SB 676** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

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

Nays—1

Constantine

SPECIAL ORDER CALENDAR

On motion by Senator Posey—

SB 124—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; providing that a law enforcement agency is not liable for injury, death, or property damage effected or caused by a person fleeing a law enforcement officer under certain circumstances; providing for severability; providing for application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 124** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bennett—

CS for CS for SB 1018—A bill to be entitled An act relating to tax benefits related to catastrophic emergencies; amending s. 212.055, F.S.; including as infrastructure any fixed capital expenditure or fixed capital outlay associated with the improvement of certain private facilities that the owner agrees to make available as a public emergency shelter or staging area for emergency response equipment during emergencies declared by the state or local government; requiring that improvements be limited to those necessary to meet current standards for public emergency evacuation shelters; requiring the owner to enter into a written contract with the local government providing improvement funding; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1018** was placed on the calendar of Bills on Third Reading.

On motion by Senator Campbell—

SB 356—A bill to be entitled An act relating to guardianship; amending s. 737.2065, F.S.; excepting the contesting of trust validity by property guardians of incapacitated grantors from a prohibition against commencing certain actions; amending s. 744.107, F.S.; revising provisions relating to court monitors; requiring orders of appointment and monitors' reports to be served upon certain persons; authorizing the court to determine which persons may inspect certain orders or reports; authorizing the court to enter any order necessary to protect a ward or ward's estate; requiring notice and hearing; authorizing a court to assess certain costs and attorney's fees under certain circumstances; creating s. 744.1075, F.S.; authorizing a court to appoint a court monitor on an emergency basis under certain circumstances; requiring the court to make certain findings; specifying a time period for a monitor's authority; providing for extending such time period; requiring the monitor to report findings and recommendations; providing duties of the court relating to probable cause for the emergency appointment; authorizing the court to determine which persons may inspect certain orders or reports; providing requirements for a court order to show cause for the emergency appointment; authorizing the court to issue certain injunctions or orders for certain purposes; requiring the court to provide copies of such injunctions or orders to all parties; authorizing the court to impose sanctions or take certain enforcement actions; providing for payment of reasonable fees to the monitor; prohibiting certain persons from receiving certain fees; authorizing a court to assess certain costs and attorney's fees under certain circumstances; amending s. 744.331, F.S.; requiring a court to determine whether acceptable alternatives to guardianship of incapacitated persons exist under certain circumstances; requiring appointment of a guardian if no alternative exists; prohibiting such appointment if an alternative exists; specifying circumstances of nonexistence of an alternative; preserving certain court authority to determine exercise of certain powers of attorney; amending s. 744.441, F.S.; requiring a court to make certain findings in a ward's best interest before authorizing a guardian to bring certain actions; requiring a court to review certain continuing needs for guardians and delegation of a ward's rights; creating s. 744.462, F.S.; requiring guardians to immediately report certain judicial determinations in certain guardianship proceedings; requiring a court to review certain continuing needs for guardians and delegation of a ward's rights under certain circumstances; providing an effective date.

—was read the second time by title.

MOTION

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

Senator Campbell moved the following amendment which was adopted:

Amendment 1 (444650)—On page 6, line 4, after the period (.) insert: *Nothing in this subsection shall be construed to preclude the mandatory reporting requirements in chapter 39.*

Pursuant to Rule 4.19, **SB 356** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Campbell—

SB 358—A bill to be entitled An act relating to public-records exemptions; creating s. 744.1076, F.S.; creating exemptions from public-records requirements for certain court records relating to appointment of certain court monitors, reports of such monitors, and determinations and orders of a court relating to findings of no probable cause; providing for future legislative review and repeal; providing findings of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 358** was placed on the calendar of Bills on Third Reading.

On motion by Senator Peaden—

CS for CS for SB 656—A bill to be entitled An act relating to financial transactions; creating s. 501.005, F.S.; defining the term “security freeze”; authorizing a consumer to place a security freeze on his or her consumer report; providing procedures and requirements with respect to the placement, temporary suspension, and removal of a security freeze on a consumer report; authorizing a consumer to allow specified temporary access to his or her consumer report during a security freeze; providing procedures with respect to such temporary access; providing for removal of a security freeze when a consumer report is frozen due to a material misrepresentation of fact by the consumer; providing applicability; prohibiting a consumer reporting agency from charging a fee to a victim of identity theft who requests a security freeze on a consumer report; authorizing consumer reporting agencies to charge a fee to place, remove, or temporarily lift a security freeze and to reissue a personal identification number; restricting the change of specified information in a consumer report when a security freeze is in effect; specifying applicability with respect to certain consumer reporting agencies; specifying entities that are exempt from placing a security freeze on a consumer report; providing for a civil remedy; providing requirements with respect to written disclosure by a consumer reporting agency of procedures and consumer rights associated with a security freeze; creating s. 655.851, F.S.; providing that credit balances that result from the performance of or participation in check-clearing functions are not subject to certain reporting requirements; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 656** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1328** was deferred.

On motion by Senator Wise—

CS for SB 746—A bill to be entitled An act relating to certificates of birth and death; amending s. 382.002, F.S.; providing definitions; amending s. 382.008, F.S.; authorizing the local registrar of the Office of Vital Statistics of the Department of Health to receive electronically the certificate of death or fetal death which is required to be filed with the local registrar; creating s. 382.0085, F.S.; requiring the Department of Health to issue a certificate of birth resulting in stillbirth upon request of specified parent; requiring that the person required to file the fetal death certificate advise a parent of a stillborn child about the availability of a certificate of birth resulting in stillbirth; requiring that the person required to file the fetal death certificate inform a parent of a stillborn child that copies of the birth certificate resulting in stillbirth may be available as a public record; requiring the use of a form prescribed by the Department of Health and the provision of specified information to request a certificate of birth resulting in stillbirth; providing requirements for the certificate of birth resulting in stillbirth; designating the certificate of birth resulting in stillbirth as a public record; authorizing a parent to request a certificate of birth resulting in stillbirth without regard to the date on which the certificate of fetal death was issued; designating the refusal to issue a certificate of birth resulting in stillbirth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of birth resulting in stillbirth to calculate live birth statistics; prohibiting provisions from being used in certain civil actions; authorizing rulemaking by the Department of Health for the certificate of birth resulting in stillbirth; amending s. 382.013, F.S.; authorizing the local registrar of the Office of Vital Statistics of the Department of Health to receive electronically the birth certificate for each live birth that is required to be filed with the local registrar; amending s. 382.0255, F.S.; authorizing the Department of Health to collect fees for a certificate of birth resulting in stillbirth; providing an effective date.

—was read the second time by title.

Senator Wise moved the following amendment which was adopted:

Amendment 1 (622680)(with title amendment)—On page 2, between lines 23 and 24, insert:

Section 1. *Short title.*—This act may be cited as “Katherine’s Law.”
(Redesignate subsequent sections.)

And the title is amended as follows:

On page 1, line 3, after the first semicolon (;) insert: creating “Katherine’s Law”;

MOTION

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

Senator Wise moved the following amendment which was adopted:

Amendment 2 (311186)(with title amendment)—On page 5, line 20 through page 8, line 22, delete those lines and insert:

(b) *The State Registrar may receive electronically a certificate of death or fetal death which is required to be filed with the registrar under this chapter through facsimile or other electronic transfer for the purpose of filing the certificate. The receipt of a certificate of death or fetal death by electronic transfer constitutes delivery to the State Registrar as required by law.*

Section 3. Section 382.0085, Florida Statutes, is created to read:

382.0085 *Stillbirth registration.*—

(1) *For any stillborn child in this state, the department shall, within 60 days, issue a certificate of birth resulting in stillbirth upon the request of a parent named on a fetal death certificate.*

(2) *The person who is required to file a fetal death certificate under this chapter shall advise the parent of a stillborn child:*

(a) *That the parent may request the preparation of a certificate of birth resulting in stillbirth in addition to the fetal death certificate;*

(b) *That the parent may obtain a certificate of birth resulting in stillbirth by contacting the Office of Vital Statistics;*

(c) *How the parent may contact the Office of Vital Statistics to request a certificate of birth resulting in stillbirth; and*

(d) *That a copy of the original certificate of birth resulting in stillbirth is a document that is available as a public record when held by an agency as defined under s. 119.011(2).*

(3) *The request for a certificate of birth resulting in stillbirth must be on a form prescribed by the department by rule and include the date of the stillbirth and the county in which the stillbirth occurred. The request shall normally include the state file number of the fetal death report pursuant to s. 382.008.*

(4) *The certificate of birth resulting in stillbirth must contain:*

(a) *The date of the stillbirth.*

(b) *The county in which the stillbirth occurred.*

(c) *The name of the stillborn child as provided on the original or amended certificate of the fetal death report pursuant to s. 382.008. If a name does not appear on the original or amended fetal death certificate and the requesting parent does not wish to provide a name, the Office of Vital Statistics shall fill in the certificate of birth resulting in stillbirth with the name “baby boy” or “baby girl” and the last name of the parents as provided in s. 382.013(3).*

(d) *The state file number of the corresponding certificate of fetal death.*

(e) *The following statement: “This certificate is not proof of live birth.”*

(5) *A certificate of birth resulting in stillbirth shall be a public record when held by an agency as defined under s. 119.011(2). The Office of Vital Statistics must inform any parent who requests a certificate of birth resulting in stillbirth that a copy of the document is available as a public record.*

(6) *A parent may request that the Office of Vital Statistics issue a certificate of birth resulting in stillbirth regardless of the date on which the certificate of fetal death was issued.*

(7) *It is final agency action, not subject to review under chapter 120, for the Office of Vital Statistics to refuse to issue a certificate to a person who is not a parent named on the fetal death certificate and who is not entitled to a certificate of birth resulting in stillbirth.*

(8) *The Office of Vital Statistics may not use a certificate of birth resulting in stillbirth to calculate live birth statistics.*

(9) *This section or s. 382.002(14) may not be used to establish, bring, or support a civil cause of action seeking damages against any person or entity for bodily injury, personal injury, or wrongful death for a stillbirth.*

(10) *The department shall prescribe by rules adopted pursuant to ss. 120.536(1) and 120.54 the form, content, and process for the certificate of birth resulting in stillbirth.*

Section 4. Paragraph (h) is added to subsection (1) of section 382.013, Florida Statutes, to read:

382.013 Birth registration.—A certificate for each live birth that occurs in this state shall be filed within 5 days after such birth with the local registrar of the district in which the birth occurred and shall be registered by the local registrar if the certificate has been completed and filed in accordance with this chapter and adopted rules. The information regarding registered births shall be used for comparison with information in the state case registry, as defined in chapter 61.

(1) FILING.—

(h) *The State Registrar may receive electronically a birth certificate for each live birth which is required to be filed with the registrar under this chapter through facsimile or other electronic transfer for the purpose of filing the birth certificate. The receipt of a birth certificate by electronic transfer constitutes delivery to the State Registrar as required by law.*

And the title is amended as follows:

On page 1, line 5 through page 2, line 12, delete those lines and insert: authorizing the State Registrar of the Office of Vital Statistics of the Department of Health to receive electronically the certificate of death or fetal death which is required to be filed with the local registrar; creating s. 382.0085, F.S.; requiring the Department of Health to issue a certificate of birth resulting in stillbirth upon request of specified parent; requiring that the person required to file the fetal death certificate advise a parent of a stillborn child about the availability of a certificate of birth resulting in stillbirth; requiring that the person required to file the fetal death certificate inform a parent of a stillborn child that copies of the birth certificate resulting in stillbirth may be available as a public record; requiring the use of a form prescribed by the Department of Health and the provision of specified information to request a certificate of birth resulting in stillbirth; providing requirements for the certificate of birth resulting in stillbirth; designating the certificate of birth resulting in stillbirth as a public record; authorizing a parent to request a certificate of birth resulting in stillbirth without regard to the date on which the certificate of fetal death was issued; designating the refusal to issue a certificate of birth resulting in stillbirth to certain persons as final agency action that is not subject to administrative review; prohibiting the use of certificates of birth resulting in stillbirth to calculate live birth statistics; prohibiting provisions from being used in certain civil actions; authorizing rulemaking by the Department of Health for the certificate of birth resulting in stillbirth; amending s. 382.013, F.S.; authorizing the State Registrar

Pursuant to Rule 4.19, **CS for SB 746** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

CS for CS for SB 1328—A bill to be entitled An act relating to the unlawful taking of personal property or equipment; amending s. 812.014, F.S.; providing that the theft of property that has been deployed by a law enforcement officer is grand theft in the first degree; providing criminal penalties; creating s. 812.0147, F.S.; providing that it is a second-degree felony to possess or use a fifth wheel to commit or attempt

to commit theft; providing criminal penalties; amending s. 812.155, F.S.; deleting the requirement to prove fraudulent intent in prosecutions related to the theft of personal property or equipment; providing that failure to return rental property within a specified time is evidence of abandonment or refusal to redeliver the property; deleting a provision that certain actions constitute prima facie evidence of fraudulent intent; deleting a provision specifying that the prohibition against obtaining personal property or equipment with intent to defraud does not apply to a rental-purchase agreement unless the rental store retains title to the property or equipment throughout the period of the rental-purchase agreement; amending s. 921.0022, F.S.; classifying the offense of stealing property deployed by a law enforcement officer under the offense severity ranking chart of the Criminal Punishment Code; reenacting s. 985.227(1)(a), F.S., relating to prosecution of juveniles as adults, in order to incorporate the amendment to s. 812.014, 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 1328** was placed on the calendar of Bills on Third Reading.

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

CS for CS for SB 1286—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 394.655, F.S.; revising the duties of the Florida Substance Abuse and Mental Health Corporation; requiring the corporation to ensure the provision of services that promote recovery and resiliency-based systems of care; requiring that certain members appointed to the corporation be primary consumers of mental health or substance abuse services or family members of primary consumers of such services; defining the term “primary consumer”; delaying the date when provisions establishing the corporation are scheduled to expire; amending s. 394.66, F.S.; revising and providing additional legislative intent with respect to the substance abuse and mental health services provided by the Department of Children and Family Services and its providers; requiring that continuity of care be ensured for persons having a mental illness who are released from a state correctional facility; repealing s. 3 of ch. 2003-279, Laws of Florida; deleting the expiration date of s. 20.19(2)(c) and (4)(b)6. and 8., F.S., relating to the Mental Health and Substance Abuse Program Offices and the appointment of the Assistant Secretary for Substance Abuse and Mental Health and other personnel; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1286** was placed on the calendar of Bills on Third Reading.

On motion by Senator Smith—

SB 1076—A bill to be entitled An act relating to DUI programs; amending s. 322.292, F.S.; requiring that DUI classes be taught by a certified instructor in a classroom in which the instructor and offenders in the class are physically present; prohibiting any other method of instruction; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1076** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

CS for SB 1290—A bill to be entitled An act relating to concealed weapons; amending s. 790.06, F.S.; providing that a licensee who is serving on active duty in any branch of the United States Armed Services and who is participating in the Global War on Terrorism on the date of the expiration of the license has an additional 180 days following the date the licensee returns to Florida in which to renew his or her license to carry a concealed weapon or a concealed firearm; providing an effective date.

—was read the second time by title.

MOTION

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

Senator Fasano moved the following amendment which was adopted:

Amendment 1 (262866)(with title amendment)—On page 1, line 19 through page 2, line 22, delete those lines and insert:

(11)(a) No less than 90 days ~~before~~ ~~prior to~~ the expiration date of the license, the Department of Agriculture and Consumer Services shall mail to each licensee a written notice of the expiration and a renewal form prescribed by the Department of Agriculture and Consumer Services. The licensee must renew his or her license on or before the expiration date by filing with the Department of Agriculture and Consumer Services the renewal form containing a notarized affidavit stating that the licensee remains qualified pursuant to the criteria specified in subsections (2) and (3), a color photograph as specified in paragraph (5)(e), and the required renewal fee. Out-of-state residents must also submit a completed fingerprint card and fingerprint processing fee. The license shall be renewed upon receipt of the completed renewal form, color photograph, appropriate payment of fees, and, if applicable, a completed fingerprint card. Additionally, a licensee who fails to file a renewal application on or before its expiration date must renew his or her license by paying a late fee of \$15. ~~A No license may not shall be renewed 180 days 6 months or more after its expiration date, and such a license is shall be deemed to be permanently expired. A person whose license has been permanently expired may reapply for licensure; however, an application for licensure and fees under pursuant to subsection (5) must be submitted, and a background investigation shall be conducted pursuant to the provisions of this section. A person Persons who knowingly files file false information under pursuant to this subsection is shall be subject to criminal prosecution under s. 837.06.~~

(b) *A license issued to a servicemember, as defined in s. 250.01, is subject to paragraph (a); however, such a license does not expire while the servicemember is serving on military orders that have taken him or her over 35 miles from his or her residence and shall be extended, as provided in this paragraph, for up to 180 days after his or her return to such residence. If the license-renewal requirements in paragraph (a) are met within the 180-day extension period, the servicemember may not be charged any additional costs, such as, but not limited to, late fees or delinquency fees, above the normal license fees. The servicemember must present to the Department of Agriculture and Consumer Services a copy of his or her official military orders or a written verification from the member's commanding officer before the end of the 180-day period in order to qualify for the extension.*

And the title is amended as follows:

On page 1, lines 3-11, delete those lines and insert: s. 790.06, F.S.; revising provisions concerning licenses for concealed weapons or concealed firearms held by a servicemember; prohibiting license expiration while the servicemember is under military orders to be a certain distance away from his or her residence; providing for an extension of the time to renew such a license; providing for fees and costs when such a license is renewed within the extension period; providing criteria to qualify for such extension; providing an effective

Pursuant to Rule 4.19, **CS for SB 1290** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Peadar—

SB 372—A bill to be entitled An act relating to hearing aid specialists; amending s. 456.062, F.S.; deleting a requirement that hearing aid specialists make certain disclosures regarding services that are provided free of charge or at a reduced fee; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 372** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Posey, by two-thirds vote **SB 2534** was withdrawn from the committee of reference and further consideration.

On motion by Senator Dockery, by two-thirds vote **SR 2198** was withdrawn prior to introduction.

On motion by Senator Hill, by two-thirds vote **SB 2722** was withdrawn from the committees of reference and further consideration.

On motion by Senator Pruitt, by two-thirds vote **SB 918** was withdrawn from the Committees on Judiciary; Health and Human Services Appropriations; Ways and Means; and Rules and Calendar; and referred to the Committees on Education Appropriations; and Ways and Means; **SB 2700** and **SB 2702** were withdrawn from the Committee on Ways and Means; and **CS for SB 792**, **CS for CS for SB 1212**, **CS for SB 1308** and **CS for SB 2000** were withdrawn from the Committee on Rules and Calendar.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 5, 2006: **SB 124**, **CS for SB 1018**, **SB 356**, **SB 358**, **CS for CS for SB 656**, **CS for CS for SB 1328**, **CS for SB 746**, **CS for CS for SB 1286**, **SB 1076**, **CS for SB 1290**, **SB 372**

Respectfully submitted,
Ken Pruitt, Chair

The Committee on Environmental Preservation recommends the following pass: **SB 1804** with 1 amendment

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

The Committee on Health Care recommends the following pass: **SB 2160** with 4 amendments

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Transportation recommends the following pass: **SB 2496**

The bill was referred to the Committee on Commerce and Consumer Services under the original reference.

The Committee on Criminal Justice recommends the following pass: **SB 2274**

The Committee on Governmental Oversight and Productivity recommends the following pass: **SB 1936** with 1 amendment

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

The Committee on Transportation recommends the following pass: **SB 774**, **SB 2108**

The bills were referred to the Committee on Criminal Justice under the original reference.

The Committee on Education recommends the following pass: **SB 2434**

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

The Committee on Community Affairs recommends the following pass: **SB 2382**

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

The Committee on Government Efficiency Appropriations recommends the following pass: **SB 2254**

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

The Committee on Community Affairs recommends the following pass: **SB 1892** with 1 amendment

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

The Committee on Government Efficiency Appropriations recommends the following pass: **SB 1206** with 1 amendment

The Committee on Governmental Oversight and Productivity recommends the following pass: **CS for SB 1528**, **CS for SB 2102**

The Committee on Health Care recommends the following pass: **SB 2290** with 1 amendment

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

The Committee on Community Affairs recommends the following pass: **SJR 598**, **SB 2676**

The Committee on Environmental Preservation recommends the following pass: **SB 2410**

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

The Committee on Children and Families recommends the following pass: **SB 1950**

The Committee on Criminal Justice recommends the following pass: **CS for SB 1162**, **SB 2182**, **CS for SB 2490** with 1 amendment

The Committee on Education recommends the following pass: **SB 2066**

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

The Committee on Children and Families recommends the following pass: **SB 2226** with 1 amendment, **SB 2662** with 3 amendments

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

The Committee on Education recommends the following pass: **SB 1152**

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

The Committee on Children and Families recommends the following pass: SB 488

The Committee on Judiciary recommends the following pass: CS for SB 1622, SB 2270

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

The Committee on Transportation recommends the following pass: SB 2784

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

The Committee on Environmental Preservation recommends the following pass: SB 2446

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

The Committee on Education Appropriations recommends the following pass: CS for SB 2580 with 1 amendment

The Committee on Government Efficiency Appropriations recommends the following pass: CS for SB 494, CS for SB 1132, SB 1426, CS for SB 1886

The Committee on Governmental Oversight and Productivity recommends the following pass: CS for SB 954

The bills contained in the foregoing reports were referred to the Committee on Transportation and Economic Development Appropriations under the original reference.

The Committee on General Government Appropriations recommends the following pass: CS for SB 1430

The Committee on Government Efficiency Appropriations recommends the following pass: SB 714, SB 952, CS for SB 1612

The Committee on Health and Human Services Appropriations recommends the following pass: CS for SB 642

The Committee on Judiciary recommends the following pass: CS for SB 1438

The Committee on Justice Appropriations recommends the following pass: SB 1698

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

The Committee on Criminal Justice recommends the following pass: CS for CS for SB 80

The Committee on Education Appropriations recommends the following pass: SB 1282

The Committee on Environmental Preservation recommends the following pass: SB 1948

The Committee on General Government Appropriations recommends the following pass: SB 1074

The Committee on Governmental Oversight and Productivity recommends the following pass: SB 346

The Committee on Health and Human Services Appropriations recommends the following pass: CS for SB 1216

The Committee on Justice Appropriations recommends the following pass: CS for SB 174, CS for SB 378, CS for SB 646, SB 694, CS for CS for SB 1220, SB 1386, CS for SB 1418, CS for CS for SB 1488

The Committee on Transportation recommends the following pass: SB 2528

The Committee on Transportation and Economic Development Appropriations recommends the following pass: CS for SB 2336

The Committee on Ways and Means recommends the following pass: CS for SB 1040, CS for SB 1670, CS for CS for SB 1678

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

The Committee on Regulated Industries recommends the following not pass: SB 1482

The bill was laid on the table.

The Committee on Judiciary recommends a committee substitute for the following: SB 2184

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

The Committee on Transportation recommends a committee substitute for the following: SB 2682

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

The Committee on Children and Families recommends a committee substitute for the following: SB 2266

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

The Committee on Children and Families recommends a committee substitute for the following: SB 2470

The Committee on Judiciary recommends a committee substitute for the following: SJR 2170

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1146

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

The Committee on Environmental Preservation recommends a committee substitute for the following: SB 208

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

The Committee on Environmental Preservation recommends a committee substitute for the following: SB 1842

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 1092

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

The Committee on Health Care recommends committee substitutes for the following: SB 1216, SB 1362, SB 1846

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1412

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

The Committee on Children and Families recommends a committee substitute for the following: SB 1330

The Committee on Community Affairs recommends a committee substitute for the following: SB 1874

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

The Committee on Children and Families recommends a committee substitute for the following: SB 1700

The Committee on Environmental Preservation recommends a committee substitute for the following: SB 2098

The Committee on Health Care recommends committee substitutes for the following: SB 1310, CS for SB 1752

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1816, SB 1940, SB 2590

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

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 2278

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

The Committee on Judiciary recommends a committee substitute for the following: SJR 534

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

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 786

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

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 1832

The Committee on Health and Human Services Appropriations recommends a committee substitute for the following: CS for SB 2176

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

The Committee on Education Appropriations recommends a committee substitute for the following: SB 2034

The Committee on Health and Human Services Appropriations recommends committee substitutes for the following: SB 242, CS for SB 1332

The Committee on Health Care recommends a committee substitute for the following: CS for SB 1286

The Committee on Judiciary recommends a committee substitute for the following: SB 2068

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 1336

The Committee on Ways and Means recommends committee substitutes for the following: CS for SB 428, SB 844, SB 846, SB 848, SB 1042, CS for SB 2518, SB 2548

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environmental Preservation recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the South Florida Water Management District	
Appointees: Alice J. Carlson	03/01/2007
Malcolm S. Wade, Jr.	03/01/2009
Governing Board of the Southwest Florida Water Management District	
Appointee: C. A. "Neil" Combee, Jr.	03/01/2009

[The appointments were referred to the Committee on Ethics and Elections under the original reference.]

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Ways and Means—

SB 2700—A bill to be entitled An act making appropriations; providing monies for the annual period beginning July 1, 2006, and ending June 30, 2007, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing an effective date.

—was referred to the Committee on Ways and Means.

By the Committee on Ways and Means—

SB 2702—A bill to be entitled An act implementing the 2006-2007 General Appropriations Act; providing legislative intent; providing for use of specified calculations with respect to the Florida Education Finance Program; amending s. 215.18, F.S.; authorizing extension of repayment periods for moneys transferred between funds as a result of hurricanes striking the state in 2004; authorizing the Department of Corrections and the Department of Juvenile Justice to make certain expenditures to defray costs incurred by a municipality or county as a result of opening or operating a facility under authority of the respective department; amending s. 216.262, F.S.; providing for additional positions to operate additional prison bed capacity under certain circum-

stances; providing for expenditure of funds from unallocated general revenue to offset deficiencies in due process services; authorizing the Department of Legal Affairs to expend appropriated funds on programs funded in the preceding fiscal year; authorizing the Executive Office of the Governor to transfer funds between departments for purposes of aligning amounts paid for risk management premiums and for purposes of aligning amounts paid for human resource management services; amending s. 112.061, F.S.; providing for computation of travel time and reimbursement for public officers' and employees' travel; reenacting s. 287.17(3)(a) and (6), F.S.; authorizing the use of state aircraft for commuting; directing the Department of Environmental Protection to make specified awards of grant moneys for pollution control purposes; directing the Department of Environmental Protection to conduct a pilot program for expedited site evaluation and cleanup of port and airport facilities for redevelopment and expansion; providing guidelines for such program; amending s. 375.041, F.S.; authorizing transfer of moneys from the Land Acquisition Trust Fund to the Florida Forever Trust Fund and the Save Our Everglades Trust Fund to support specified programs; amending s. 259.032, F.S.; authorizing transfer of moneys from the Conservation and Recreation Lands Trust Fund to the Florida Forever Trust Fund; amending s. 373.59, F.S.; authorizing transfer of moneys from the Water Management Lands Trust Fund to the Florida Forever Trust Fund; amending s. 120.551, F.S.; continuing Internet publication of certain notices of the Department of Environmental Protection and the Board of Trustees of the Internal Improvement Trust Fund; amending s. 11.151, F.S.; increasing the contingency fund for the legislative presiding officers; amending s. 320.08058, F.S.; authorizing proceeds from the Professional Sports Development Trust Fund to be used for operational expenses of the Florida Sports Foundation and financial support of the Sunshine State Games; amending s. 253.034, F.S.; authorizing deposit of funds from the sale of property by the Department of Highway Safety and Motor Vehicles located in Palm Beach County; amending s. 402.3017, F.S.; requiring the Agency for Workforce Innovation to administer Teacher Education and Compensation Helps (TEACH) scholarship program; amending s. 320.0846, F.S.; providing for free motor vehicle license plates for active members of the Florida National Guard; amending s. 216.292, F.S.; authorizing the Governor to recommend fixed capital outlay projects funded by Federal Emergency Management Agency grants; providing for review by the Legislative Budget Commission; amending s. 311.22, F.S.; prescribing the matching fund basis for dredging projects that meet specified conditions; amending s. 411.01, F.S.; requiring the Agency for Workforce Innovation to recommend a formula to allocate funds; providing for changes in the allocation of funds to be specified in the General Appropriations Act; eliminating approval of the allocation formula by the Legislative Budget Commission; eliminating an obsolete provision; reenacting s. 215.32(2)(b), F.S., relating to the source and use of trust funds; providing finding of best interest of the state for authorization and issuance of certain debt; providing effect of veto of specific appropriation or proviso to which implementing language refers; providing for future repeal or expiration of various provisions; providing for reversion of certain provisions; incorporating by reference specified performance measures and standards directly linked to the appropriations made in the 2006-2007 General Appropriations Act, as required by the Government Performance and Accountability Act of 1994; providing severability; providing, conditionally, for retroactive operation; providing effective dates.

—was referred to the Committee on Ways and Means.

Senate Bills 2704-2804—Previously referenced.

SR 2806—Not referenced.

By Senator Rich—

SB 2808—A bill to be entitled An act relating to Broward County, Florida; requiring the Property Appraiser of Broward County to forward a copy of the findings of the Florida Department of Revenue regarding the Broward County Assessment Rolls to the Mayor of Broward County, each county commissioner, and the county auditor; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

By Senator Rich—

SB 2810—A bill to be entitled An act relating to Broward County; creating the Broward County Council for Services for Seniors; creating an independent special district to provide funding for services for seniors; requiring approval by a majority vote of electors to annually levy ad valorem taxes not to exceed a certain maximum; creating a governing board for the district; specifying criteria for membership of the governing board; providing terms of office; specifying the powers and functions of the council; requiring the council to elect a chair, vice chair, and officers, to identify and assess the needs of seniors, to provide training and orientation to new members of the council, to make and adopt bylaws and rules for the council's operation and governance, and to provide an annual report to the Broward County Board of County Commissioners; requiring the council to maintain minutes of each meeting and to serve without compensation; requiring the council to prepare a tentative annual budget and to compute a millage rate to fund the tentative budget; requiring that all tax moneys collected be paid directly to the council by the Broward County Tax Collector and deposited in qualified public depositories; specifying expenditures of funds; requiring the council to prepare and file a financial report to the Broward County Board of County Commissioners; providing that the district may be amended or dissolved by a special act of the Legislature; authorizing the Broward County Board of County Commissioners to fund the budget of the council from its own funds after or during the council's first year of operation; requiring the district to comply with statutory requirements related to the filing of a financial or compliance report; authorizing the district to seek grants and accept donations from public and private sources; providing legislative intent with respect to the use of funds collected by the council; requiring a referendum; providing a ballot statement; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

SR 2812—Not referenced.

By Senator Rich—

SB 2814—A bill to be entitled An act relating to the City of Lauderhill, Broward County; extending and enlarging the corporate limits of the City of Lauderhill to include specific unincorporated lands within said corporate limits; providing for transfer of public roads and rights-of-way; providing for powers and services over annexed area; providing for continuation of contracts in effect prior to annexation; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Environmental Preservation; and Senator Baker—

CS for SB 208—A bill to be entitled An act relating to voter registration; creating s. 97.05831, F.S.; requiring the supervisor of elections of each county to send voter registration applications to the Fish and Wildlife Conservation Commission and its subagents; amending s. 372.561, F.S.; requiring voter registration applications to be displayed at each location where hunting, fishing, or trapping licenses or permits are sold; requiring that applicants for hunting, fishing, or trapping licenses or permits be asked if they would like a voter registration application; requiring that certain information be provided when a person applies for a hunting, fishing, or trapping license or permit via the Internet; providing effective dates.

By the Committee on Health and Human Services Appropriations; and Senator Lynn—

CS for SB 242—A bill to be entitled An act relating to religious-exempt child care programs; amending s. 402.316, F.S.; providing for a child care program affiliated with a religious congregation or religious school to be exempt from regulation by the Department of Children and Family Services as a religious-exempt child care program; requiring religious-exempt child care programs to display a certificate of compliance issued by an accrediting agency recognized by the department; providing requirements for accrediting agencies recognized by the department; requiring a recognized accrediting agency to conduct an initial onsite review; providing timeframes within which child care programs must meet the requirements for training and credentials; requiring recognized accrediting agencies for religious exemption to submit standards to the department; requiring the department to create and maintain a list of recognized accrediting agencies; providing that the act does not authorize the department to regulate certain specified elements of a religious-exempt child care program; requiring that the department notify recognized accrediting agencies of any revision in standards; requiring that a recognized accrediting agency submit an annual report; providing timeframes within which an exempt child care program must notify an accrediting agency of its transfer and termination of accreditation; prohibiting a recognized accrediting agency for religious exemption from owning, operating, or administering certain programs; requiring the department to facilitate an annual meeting; providing an effective date.

By the Committees on Ways and Means; Governmental Oversight and Productivity; and Senators Lawson, Smith, Fasano and Argenziano—

CS for CS for SB 428—A bill to be entitled An act relating to per diem and travel expenses; amending s. 112.061, F.S.; revising per diem, subsistence, and mileage rates for purposes of reimbursement of travel expenses of public officers, employees, and authorized persons; providing an appropriation; providing an effective date.

By the Committee on Judiciary; and Senator Fasano—

CS for SJR 534—A joint resolution proposing an amendment to Section 1 of Article IX of the State Constitution, relating to public education, to require students to recite the pledge of allegiance daily in public schools, to provide protocol for such recitals, and to provide for a student to be excused at the written request of the student's parent or guardian.

By the Committees on Judiciary; Commerce and Consumer Services; and Senator Hill—

CS for CS for SB 786—A bill to be entitled An act relating to notification regarding the state minimum wage; creating s. 448.109, F.S.; providing definitions; requiring an employer to display posters at worksites to provide employees notice about the state minimum wage; requiring the Agency for Workforce Innovation to make available an updated poster each year; providing for the size and contents of the posters; providing an effective date.

By the Committee on Ways and Means; and Senator Carlton—

CS for SB 844—A bill to be entitled An act relating to state employees; amending s. 39.8296, F.S.; requiring that the Justice Administrative Commission approve the classification plan and salary and benefits for employees of the Statewide Guardian Ad Litem Office; amending s. 43.16, F.S.; providing that the employees of the Justice Administrative Commission are exempt from the Career Service System and not included in the Senior Management Service or Selected Exempt Service; requiring that such employees be offered benefits comparable to those of the Career Service System, with certain exceptions; requiring that the commission annually submit information concerning certain positions to the Executive Office of the Governor and the Legislature; providing that changes in such positions or level of benefits are subject to requirements for notice and objection; amending s. 110.123, F.S.; specifying the

amount of the employer contribution to employee health savings accounts for the 2006-2007 fiscal year; amending s. 110.12315, F.S.; continuing the current schedules of copayments for the prescription drug program for state employees; deleting obsolete provisions; amending s. 110.2035, F.S.; requiring that the Department of Management Services conduct wage and salary surveys in consultation with the Executive Office of the Governor and legislative appropriations committees; requiring that an employing agency advise the Executive Office of the Governor and the Legislature of pay additives before the date of implementation; prohibiting pay additives for a cohort of positions unless specifically authorized by the Legislature; requiring that the Department of Management Services annually report pay additives to the Executive Office of the Governor and the Legislature; amending s. 112.061, F.S.; prohibiting the use of moneys from the State Treasury for per diem or subsistence related to Class C travel; providing an effective date.

By the Committee on Ways and Means; and Senator Carlton—

CS for SB 846—A bill to be entitled An act relating to employee benefits; providing for the resolution of certain collective bargaining issues at impasse between the State of Florida and certified bargaining units of state employees; providing an effective date.

By the Committee on Ways and Means; and Senator Carlton—

CS for SB 848—A bill to be entitled An act relating to state buildings and facilities; amending s. 255.249, F.S.; requiring that the department annually report to the Executive Office of the Governor and the Legislature certain information concerning leases that are due to expire and any amendments and supplements to and waivers of the terms and conditions of lease agreements; requiring that specified clauses be included in the terms and conditions of a lease which may not be amended, supplemented, or waived; amending s. 255.25, F.S.; requiring that the Department of Management Services approve the terms of any lease by a state agency; requiring an analysis if the department approves an amendment or supplement to or waiver of a term or condition of a lease agreement; requiring that the department conduct a cost-benefit analysis and obtain specific legal authority before entering into certain leases; providing requirements for the analysis; providing legislative intent with respect to the use of state-owned buildings; requiring that the Department of Management Services create a plan for fully using such buildings before leasing private buildings; requiring an annual report to the Legislature and the Governor; amending s. 255.503, F.S.; requiring that the department provide an analysis to the Legislature, the Governor, and State Board of Administration before recommending or taking action to dispose of a facility within the Florida Facilities Pool; providing for a delay in such disposition if the President of the Senate or the Speaker of the House of Representatives objects within a specified time; providing an effective date.

By the Committees on Ways and Means; and Governmental Oversight and Productivity—

CS for SB 1042—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.047, F.S.; consolidating the operation of the Institute of Food and Agricultural Sciences Supplemental Retirement Program under the Florida Retirement System; providing for assumption of program liabilities and obligations; abolishing the Institute of Food and Agricultural Sciences Supplemental Retirement Trust Fund; barring program participants from membership in the Florida Retirement System; amending s. 121.40, F.S., relating to the establishment and administration of the Institute of Food and Agricultural Sciences Supplemental Retirement Program; conforming provisions to changes made by the act; redefining the term "trust fund" for purposes of administering the program; providing a rate of monthly contributions; removing provisions relating to investments of the program trust fund; providing a legislative finding that the act fulfills an important state interest; providing an effective date.

By the Committee on Government Efficiency Appropriations; and Senators Constantine, Crist and Lynn—

CS for SB 1092—A bill to be entitled An act relating to the redevelopment of brownfields; amending ss. 199.1055, 220.1845, and 376.30781, F.S.; increasing the amount and percentage of the credit which may be applied against the intangible personal property tax and the corporate income tax for the cost of voluntary cleanup of a contaminated site; providing an additional tax credit for affordable housing built in brownfield areas; increasing the amount that may be received by the taxpayer as an incentive to complete the cleanup in the final year; increasing the total amount of credits that may be granted in any year; providing that tax credits are available for site-rehabilitation activities conducted prior to the area being designated as a brownfield area under certain conditions; amending s. 196.012, F.S.; revising the definition of the term “new business” to include a brownfield area; amending s. 196.1995, F.S.; authorizing a local government to grant ad valorem tax relief to brownfield areas pursuant to a local referendum; amending s. 288.9015, F.S.; requiring Enterprise Florida, Inc., to aggressively market brownfields; amending s. 376.80, F.S.; decreasing the job-creation requirement for the rehabilitation of a brownfield site; providing exceptions to the job-creation requirement; amending s. 376.86, F.S.; increasing the percentage of loans for redevelopment projects in brownfield areas to which the state loan guarantee applies under the Brownfield Areas Loan Guarantee Program; providing an additional loan guaranty for affordable housing projects in brownfield areas; repealing ss. 376.87 and 376.875, F.S., relating to brownfield property ownership clearance assistance and the Brownfield Property Ownership Clearance Assistance Revolving Loan Trust Fund; providing an effective date.

By the Committee on Judiciary; and Senators King and Wise—

CS for SB 1146—A bill to be entitled An act relating to maximum class size; amending s. 1003.03, F.S.; providing that each teacher assigned to any classroom must be included in the calculation for compliance with constitutional class-size limits; providing criteria for teaching strategies that involve assigning more than one teacher to a classroom; providing for retroactive application; prohibiting the imposition of penalties for the use of any legal strategy relating to the implementation of class-size reduction; providing an effective date.

By the Committee on Health Care; and Senator Peadar—

CS for SB 1216—A bill to be entitled An act relating to health care practitioners; amending s. 456.031, F.S.; revising requirements for instruction of certain health care practitioners concerning domestic violence; amending s. 456.033, F.S.; revising requirements for instruction of certain health care practitioners concerning HIV and AIDS; amending s. 456.041, F.S.; requiring advanced registered nurse practitioners to submit protocols as part of practitioner profiles to the Department of Health; amending s. 458.319, F.S.; eliminating an option for medical physicians to complete continuing education courses in end-of-life care in lieu of continuing education in AIDS/HIV; amending s. 458.348, F.S.; providing requirements for the supervision of certain health care practitioners by physicians; providing that the section is self-executing; repealing s. 459.008(5), F.S.; eliminating an option for osteopathic physicians to complete continuing education courses in end-of-life care in lieu of continuing education in AIDS/HIV; creating s. 459.025, F.S.; providing requirements for the supervision of certain health care practitioners by osteopathic physicians; requiring physicians or osteopathic physicians to supervise certain persons performing electrolysis using laser or light-based hair removal or reduction; providing that the section is self-executing; amending s. 464.012, F.S.; requiring certain advanced registered nurse practitioners to file protocols with the Board of Nursing; specifying requirements for the protocols; providing an effective date.

By the Committees on Health Care; Children and Families; and Senator Lynn—

CS for CS for SB 1286—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 394.655, F.S.; revising the duties of the Florida Substance Abuse and Mental Health

Corporation; requiring the corporation to ensure the provision of services that promote recovery and resiliency-based systems of care; requiring that certain members appointed to the corporation be primary consumers of mental health or substance abuse services or family members of primary consumers of such services; defining the term “primary consumer”; delaying the date when provisions establishing the corporation are scheduled to expire; amending s. 394.66, F.S.; revising and providing additional legislative intent with respect to the substance abuse and mental health services provided by the Department of Children and Family Services and its providers; requiring that continuity of care be ensured for persons having a mental illness who are released from a state correctional facility; repealing s. 3 of ch. 2003-279, Laws of Florida; deleting the expiration date of s. 20.19(2)(c) and (4)(b)6. and 8., F.S., relating to the Mental Health and Substance Abuse Program Offices and the appointment of the Assistant Secretary for Substance Abuse and Mental Health and other personnel; providing an effective date.

By the Committee on Health Care; and Senator Clary—

CS for SB 1310—A bill to be entitled An act relating to the Cancer Drug Donation Program; creating s. 381.94, F.S.; providing a short title; creating the Cancer Drug Donation Program; providing a purpose; providing definitions; providing eligibility criteria for cancer patients for the Cancer Drug Donation Program; providing conditions for the donation of cancer drugs and supplies to the program; providing conditions for the acceptance of cancer drugs and supplies into the program, inspection of cancer drugs and supplies, and dispensing of cancer drugs and supplies to eligible patients; requiring a participant facility that accepts donated drugs and supplies through the program to comply with certain state and federal laws; authorizing a participant facility to charge fees under certain conditions; requiring the Department of Health, upon recommendation of the Board of Pharmacy, to adopt certain rules; providing for the ineligibility of certain persons to receive donated drugs; requiring the department to establish and maintain a participant facility registry; providing for the contents and availability of the participant facility registry; providing immunity from civil liability for pharmaceutical manufacturers in certain circumstances; providing that in the event of conflict between the provisions in s. 381.94, F.S., and provisions in ch. 465 or ch. 499, F.S., the provisions in s. 381.94, F.S., shall control; providing an appropriation; providing an effective date.

By the Committee on Children and Families; and Senator Fasano—

CS for SB 1330—A bill to be entitled An act relating to the Department of Elderly Affairs; amending s. 430.04, F.S.; authorizing the Department of Elderly Affairs to terminate a contract or agreement with an area agency on aging under certain circumstances; requiring the department to use a competitive-procurement process to procure a new area agency on aging to plan, fund, and administer the programs and services in the affected planning and service area; requiring that any contract or referral agreement entered into between an area agency on aging and a lead agency or a service provider or program provider be assignable to the department under certain circumstances; providing an effective date.

By the Committees on Health and Human Services Appropriations; Health Care; and Senator Fasano—

CS for CS for SB 1332—A bill to be entitled An act relating to the Coordinated Health Care Information and Transparency Act; specifying the purpose of the act; amending s. 20.42, F.S., relating to the Agency for Health Care Administration; conforming provisions to changes made by the act; amending s. 408.05, F.S.; renaming the State Center for Health Statistics as the Florida Center for Health Information and Policy Analysis; revising the center’s duties; authorizing the Agency for Health Care Administration to manage and monitor certain grants; requiring the agency to oversee and manage health care data from certain state agencies; deleting the agency’s requirement to establish the Comprehensive Health Information System Trust Fund; renaming the State Comprehensive Health Information System Advisory Council as the State Consumer Health Information and Policy Advisory Council; revising the membership of the State Consumer Health Information and

Policy Advisory Council; providing for staggered terms of office; authorizing the reappointment of members to the council; providing duties of the council; amending s. 408.061, F.S.; providing that data submitted by health care providers may include professional organizations and specialty board affiliations; requiring the Secretary of Health Care Administration to ensure the coordination of health care data; amending s. 408.062, F.S.; revising the number of most frequently prescribed medicines for which the retail prices may be statistically collected for a special study; revising the date by which the agency must make available on its Internet website certain drug prices; deleting a requirement that a provider hospital assist the agency in determining the impact of ch. 408, F.S., on caesarean section rates; deleting the requirement for an annual report; authorizing the agency to develop an electronic health information network; providing an effective date.

By the Committees on Regulated Industries; Community Affairs; and Senator Constantine—

CS for CS for SB 1336—A bill to be entitled An act relating to the Florida Building Code; authorizing the Florida Building Commission to amend wind-design standards in the code; expressly superseding a provision; amending s. 553.841, F.S.; providing for funding for building code education; providing an effective date.

By the Committee on Health Care; and Senator Atwater—

CS for SB 1362—A bill to be entitled An act relating to nursing services; amending s. 395.0191, F.S.; requiring hospitals to meet the requirements of a federal regulation relating to registered nurses performing circulating duties in operating rooms; requiring circulating nurses to be present in operating rooms during specified times; providing an effective date.

By the Committees on Judiciary; and Health Care—

CS for CS for SB 1412—A bill to be entitled An act relating to Medicaid fraud and abuse; creating s. 409.9135, F.S.; requiring that managed care organizations providing or arranging services for Medicaid recipients establish and maintain special investigative units; requiring each managed care organization to submit a plan for detecting and preventing fraud and abuse within the Medicaid program to the Agency for Health Care Administration; specifying requirements that must be met if a managed care organization contracts with another entity to conduct activities to detect and prevent fraud and abuse; providing that the act does not create a private right of action; authorizing the Office of the Inspector General in the agency, the agency's Bureau of Program Integrity, the agency's contract management staff, and the Medicaid Fraud Control Unit to review records and determine compliance with the act; requiring managed care organizations to file a report with the Office of the Inspector General if a fraudulent or abusive act is suspected; specifying the information to be included in a report of suspected fraud or abuse; providing civil immunity to any person or entity that reports suspected fraud or abuse; authorizing designated staff of a managed care organization to share information concerning suspected fraud or abuse; requiring representatives from managed care organizations and other specified governmental organizations to meet at least twice each year to review and discuss fraud and abuse case studies and enforcement matters; requiring that any recovery of funds by the state from a Medicaid provider or recipient representing payment or payments made by a managed care organization compensated by the state by capitation be returned to the capitated managed care organization from which the payment to the Medicaid provider or recipient originated; providing exceptions; directing the Medicaid Fraud Control Unit, in conjunction with managed care organizations, to track and publish on an annual basis all Medicaid fraud recoveries made under the act; providing rulemaking authority; providing an exemption from the application of certain provisions regarding the investigation of insurance fraud; providing an exemption for the Children's Medical Services Program; requiring the program to coordinate activities with the inspector general of the agency; requiring the agency to create a system to validate information collected by a Medicaid encounter-data system; requiring that the agency report on its efforts to coordinate anti-fraud and abuse sys-

tems related to managed care organizations to the Governor and the Legislature; providing an effective date.

By the Committee on Children and Families; and Senator Rich—

CS for SB 1700—A bill to be entitled An act relating to child support; amending s. 61.13, F.S.; requiring either or both parents who owe support to secure a child support award; amending s. 61.30, F.S.; providing that the amount of a child support award resulting from the application of the child support guidelines schedule creates a rebuttable presumption of correctness; providing circumstances in which specified variances in awards require a written finding; providing for modification of existing orders; providing for the determination of gross income; providing for the imputation of income under certain circumstances; providing for the determination of net income; providing the child support guidelines schedule; providing for determination of the amount of child support for low-income and high-income parents; providing for child care costs and health care costs to be added to the minimum obligation; revising factors to be considered by the court in adjusting child support awards; providing for shared parenting arrangements; providing for calculation of child support orders in cases of split parenting arrangements; specifying the method for determining the amount of a child support order; requiring submission of financial affidavits; providing for the consideration of subsequent children; providing for income information in the event of noncooperation by a public assistance recipient for purposes of child support; providing for review of the child support guidelines; providing for retroactive child support; amending s. 409.2564, F.S.; providing a threshold for arrearages before passport restrictions apply; amending s. 409.25641, F.S.; requiring the Department of Revenue to employ automated administrative enforcement of support orders in interstate cases; authorizing the department to establish a corresponding case under certain circumstances; providing for a review and report by the Office of Program Policy Analysis and Government Accountability; providing an effective date.

By the Committees on Health Care; Transportation; and Senator Sebastia—

CS for CS for SB 1752—A bill to be entitled An act relating to driver's licenses; amending s. 322.051, F.S.; providing for a person to be issued an identification card at no cost following voluntary surrender of a driver's license or suspension or revocation of a driver's license under certain conditions; authorizing issuance of an identification card having a gold marking; amending s. 322.126, F.S.; revising the requirement that a physician report to the Department of Highway Safety and Motor Vehicles any patient diagnosed with epilepsy, cataplexy, or narcolepsy, which has been unresponsive to medical treatment; providing that there shall be no monetary liability or cause of action with respect to a physician making such a report under certain circumstances; amending s. 322.18, F.S.; requiring that the department issue a license that expires within a specified period, notwithstanding other provisions to the contrary, if the person applying for the license is older than a specified age; providing that a person renewing a license before the date of expiration is subject to the eyesight and hearing examination; providing for the driver's license renewal fee to be waived for certain applicants whose license expires by reason of the driver's age; amending s. 456.057, F.S.; authorizing the release of certain medical records to the Department of Highway Safety and Motor Vehicles for specified purposes relating to a person's ability to safely operate a vehicle; providing an effective date.

By the Committee on Regulated Industries; and Senator Posey—

CS for SB 1816—A bill to be entitled An act relating to real estate profession regulation; amending s. 475.161, F.S.; providing for broker associate or sales associate licensure as a professional limited liability company; amending s. 475.181, F.S.; revising and adding conditions for licensure; amending s. 475.183, F.S.; providing continuing education requirements for certain license renewal; requiring the Florida Real Estate Commission to prescribe certain continuing education courses; amending s. 475.25, F.S.; increasing a maximum disciplinary administrative fine; providing additional grounds for discipline for brokers; providing filing limitations for administrative complaints against sales associates; requiring the Department of Business and Professional Regula-

tion or the commission to provide notification to certain persons upon the department's or commission's filing of a formal complaint against a licensee; amending s. 475.278, F.S.; revising the required information on a transaction broker notice, a single agent notice, and a no brokerage relationship notice; amending s. 475.42, F.S.; removing a cross-reference to conform to changes made by the act; amending s. 475.451, F.S.; requiring schools teaching real estate practice to keep certain records and documents and make them available to the department; requiring certain personnel of schools teaching real estate practice to deliver course rosters to the department by a certain date; specifying the information required in a course roster; amending s. 475.453, F.S.; revising a provision relating to rental information given by a broker or sales associate to a prospective tenant; amending s. 475.701, F.S.; revising definitions; amending s. 475.707, F.S.; revising a provision relating to commission notice recording; amending s. 475.709, F.S.; clarifying provisions relating to claim of commission; amending s. 475.711, F.S.; clarifying provisions relating to actions involving disputed reserved proceeds; amending s. 475.713, F.S.; revising the award of costs and attorney's fees in civil actions concerning commission; amending s. 475.715, F.S.; revising the method by which an owner's net proceeds are computed; amending s. 475.719, F.S.; removing an exception from a buyer's broker provision shielding the rights and remedies available to an owner, a buyer, or a buyer's broker; amending s. 475.807, F.S.; revising a provision relating to the recordation of lien notices; providing that the recording of a broker's lien notice or any extension thereof and any lis pendens shall not constitute notice of the existence of any lease; amending s. 721.20, F.S.; removing a cross-reference to conform to changes made by the act; repealing s. 475.452, F.S., relating to advance fees, deposit, accounting, penalty, and damages; providing an effective date.

By the Committee on Government Efficiency Appropriations; and Senators Haridopolos and Crist—

CS for SB 1832—A bill to be entitled An act relating to an exemption from the tax on sales, use, and other transactions; amending s. 212.08, F.S.; exempting certain advertising materials distributed free of charge by mail in an envelope; providing an effective date.

By the Committee on Environmental Preservation; and Senator King—

CS for SB 1842—A bill to be entitled An act relating to the coastal resort area redevelopment pilot project; amending s. 163.336, F.S.; revising the requirements for the placement of beach-compatible material that is excavated during the pilot project; extending the expiration date of the pilot project; requiring a report; providing an effective date.

By the Committee on Health Care; and Senator Peaden—

CS for SB 1846—A bill to be entitled An act relating to hospitals; amending s. 395.003, F.S.; prohibiting licensing of additional emergency departments located off the premises of licensed hospitals until the Agency for Health Care Administration adopts rules; amending s. 395.1055, F.S.; requiring the agency to adopt rules by a specified date to establish licensure standards for emergency departments located off the premises of a licensed hospital; requiring the rules to address certain topics; amending s. 400.9905, F.S.; exempting certain entities that provide specified services in facilities licensed under ch. 395, F.S., from requirements to be licensed as a health care clinic; providing an effective date.

By the Committee on Community Affairs; and Senator Argenziano—

CS for SB 1874—A bill to be entitled An act relating to sewage treatment and disposal systems; amending s. 153.54, F.S.; requiring county commissions to include certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system in certain reports; amending s. 153.73, F.S.; requiring county water and sewer districts to conduct certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system prior to the levying of certain assessments; amending

s. 163.3180, F.S.; authorizing local governments to use certain onsite sewage treatment and disposal systems to meet certain concurrency requirements; amending s. 180.03, F.S.; requiring municipalities to conduct certain studies for the construction of a new proposed sewerage system or the extension of an existing sewerage system prior to the adoption of certain resolutions or ordinances; amending s. 381.00655, F.S.; exempting certain onsite sewage treatment and disposal systems from connecting to a publicly owned or investor-owned sewerage system under certain circumstances; providing exceptions; providing an effective date.

By the Committee on Regulated Industries; and Senator Clary—

CS for SB 1940—A bill to be entitled An act relating to construction contracting; amending s. 95.11, F.S.; revising commencement periods for actions founded on the design, planning, or construction of improvements to real property; amending s. 718.618, F.S., relating to converter reserve accounts and warranties; limiting applicability to certain improvements; providing an effective date.

By the Committee on Education Appropriations; and Senator Baker—

CS for SB 2034—A bill to be entitled An act relating to educational opportunities for children and spouses of deceased or disabled veterans and servicemembers; amending s. 295.01, F.S.; providing that it is the declared policy of the state to provide educational opportunity at state expense for spouses of deceased or disabled servicemembers; providing criteria for qualification for such benefits for unremarried spouses of deceased servicemembers and dependent spouses of disabled servicemembers; amending s. 295.02, F.S.; specifying uses of funds appropriated for such educational opportunities; amending s. 295.03, F.S., relating to withdrawal of benefits upon failure to comply with minimum educational requirements; revising terminology; amending s. 295.05, F.S., relating to enrollment as a prerequisite to receipt of benefits; revising terminology; providing an effective date.

By the Committees on Judiciary; Ethics and Elections; and Senators Posey, Argenziano, Sebesta, Jones and Rich—

CS for SB 2068—A bill to be entitled An act relating to early voting; amending s. 101.657, F.S.; providing for the supervisor of elections to file a request with the Division of Elections of the Department of State to designate additional early voting sites; providing requirements for such request; requiring that the division receive public comment on the proposed early voting sites; specifying a timeframe within which the division must approve or disapprove a request for additional sites; revising the time when early voting sites are required to be open; providing an effective date.

By the Committee on Environmental Preservation; and Senator Bennett—

CS for SB 2098—A bill to be entitled An act relating to areas of critical state concern; amending s. 125.0108, F.S.; authorizing the continued levy of the tourist impact tax in areas of critical state concern removed from designation; amending s. 212.055, F.S.; authorizing certain counties to continue the use of a portion of local government infrastructure surtax proceeds for certain purposes after removal of designation of an area as an area of critical state concern; amending s. 380.0552, F.S.; providing requirements, procedures, and criteria for Administration Commission removal of designation of the Florida Keys Area as an area of critical state concern; requiring removal of the designation under certain circumstances; providing for judicial review of Administration Commission determinations; requiring review of proposed comprehensive plans and amendments to existing plans after removal of designation and providing review criteria; amending s. 380.0666, F.S.; revising the powers of a land authority in an area of critical state concern to acquire property to provide affordable housing; providing for continued power of a land authority to acquire property within an area of critical state concern removed from designation; amending s. 380.0674, F.S.; providing for the continuation of a land authority in an area of critical

state concern after removal of the designation; amending s. 4, ch. 99-395, Laws of Florida; authorizing local governments in areas of critical state concern removed from designation to continue to enact ordinances relating to central sewerage systems; providing for continuation of existing state liability in certain inverse condemnation actions related to the Florida Keys Area after removal of designation; providing an effective date.

By the Committee on Judiciary—

CS for SJR 2170—A joint resolution proposing the creation of Section 8 of Article IX of the State Constitution relating to education.

By the Committees on Health and Human Services Appropriations; Health Care; and Senator Peaden—

CS for CS for SB 2176—A bill to be entitled An act relating to rural health care; amending s. 381.0405, F.S.; revising the purpose and functions of the Office of Rural Health in the Department of Health; requiring the Secretary of Health and the Secretary of Health Care Administration to appoint an advisory council to advise the Office of Rural Health; providing for terms of office of the members of the advisory council; authorizing per diem and travel reimbursement for members of the advisory council; requiring the Office of Rural Health to submit an annual report to the Governor and the Legislature; amending s. 381.0406, F.S.; revising legislative findings and intent with respect to rural health networks; redefining the term “rural health network”; establishing requirements for membership in rural health networks; adding functions for the rural health networks; revising requirements for the governance and organization of rural health networks; revising the services to be provided by provider members of rural health networks; requiring coordination among rural health networks and area health education centers, health planning councils, and regional education consortia; establishing requirements for funding rural health networks; establishing performance standards for rural health networks; creating a rural health infrastructure development grant program; defining projects that may be funded through the grant program; requiring the Office of Rural Health to monitor rural health networks; authorizing the Department of Health to establish rules governing rural health network grant programs and performance standards; amending s. 395.602, F.S.; defining the term “critical access hospital”; deleting the definitions of “emergency care hospital,” and “essential access community hospital”; revising the definition of “rural primary care hospital”; amending s. 395.603, F.S.; deleting a requirement that the Agency for Health Care Administration adopt a rule relating to deactivation of rural hospital beds under certain circumstances; requiring that critical access hospitals and rural primary care hospitals maintain a certain number of actively licensed beds; amending s. 395.604, F.S.; removing emergency care hospitals and essential access community hospitals from certain licensure requirements; specifying certain special conditions for rural primary care hospitals; amending s. 395.6061, F.S.; specifying the purposes of rural hospital capital improvement grants; modifying the conditions for receiving a grant; amending s. 409.908, F.S.; requiring the Agency for Health Care Administration to pay certain physicians a bonus for Medicaid physician services provided within a rural county; amending ss. 408.07, 409.9116, and 1009.65, F.S.; conforming cross-references; requiring the Office of Program Policy Analysis and Government Accountability to contract for a study of the financing options for replacing or changing the use of certain rural hospitals; requiring a report to the Legislature by a specified date; repealing s. 395.605, F.S., relating to the licensure of emergency care hospitals; providing an effective date.

By the Committee on Judiciary; and Senator Campbell—

CS for SB 2184—A bill to be entitled An act relating to parental relocation with a child; amending s. 61.13, F.S.; deleting standards for determining whether to allow a primary residential parent to move a child; creating s. 61.13001, F.S.; providing definitions; providing for notification of certain persons of the intent to relocate a child and providing procedures therefor; requiring certain information to be provided on a Notice of Intent to Relocate; providing procedures for objecting to the

relocation of a child; providing applicability of public records law; providing for content of an objection to relocation; authorizing the court to grant a temporary order restraining the relocation of a child under certain circumstances; prohibiting certain presumptions and requiring that certain factors be evaluated by the court with regard to relocation of a child; assigning the burden of proof in cases of relocation of a child; authorizing the court to order certain contact with the child by the nonrelocating party; granting priority for certain hearings and trials under s. 61.13001, F.S.; providing applicability; providing an effective date.

By the Committee on Children and Families; and Senator Rich—

CS for SB 2266—A bill to be entitled An act relating to inappropriate or excessively harsh corporal discipline; creating s. 827.032, F.S.; defining the term “inappropriate or excessively harsh corporal discipline”; prohibiting parents, legal custodians, and caregivers from inflicting inappropriate or excessively harsh corporal discipline; providing penalties; providing applicability; amending s. 921.0022, F.S.; providing ranking on the offense severity ranking chart; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senator Argenziano—

CS for CS for SB 2278—A bill to be entitled An act relating to criminal justice; amending s. 921.0022, F.S.; ranking in the offense severity ranking chart of the Criminal Punishment Code several offenses relating to failure by a sexual predator or sexual offender to comply with certain reporting requirements; amending s. 943.043, F.S.; requiring that information on the Internet registry regarding sexual predators and sexual offenders include a link to conviction and case information, if available; requiring the Department of Law Enforcement to include notice to local law enforcement agencies of those sexual predators and sexual offenders who, upon release from state incarceration, have no registration activity or record within an anticipated timeframe; amending s. 943.0435, F.S.; requiring the Department of Law Enforcement to report violations of supervision and arrests related to reregistration requirements for sexual predators and sexual offenders; requiring reporting to the Legislature and Governor; amending s. 943.04351, F.S.; requiring a search of the National Sex Offender Public Registry before a person may work or volunteer at a place where children regularly congregate; amending s. 948.063, F.S.; requiring that the court order electronic monitoring as a condition of probation or community control following a violation of probation or community control by certain offenders who are designated as sexual offenders or sexual predators; amending s. 948.30, F.S.; requiring that the court order mandatory electronic monitoring as a condition of probation or community control supervision for certain sex offenders whose crimes involved young children; amending s. 947.1405, F.S.; expanding the eligibility criteria for the conditional release program; providing an effective date.

By the Committee on Children and Families; and Senators Peaden and Rich—

CS for SB 2470—A bill to be entitled An act relating to the welfare of children; amending s. 39.001, F.S.; providing additional purposes of ch. 39, F.S.; revising legislative intent; creating the Office of Child Abuse Prevention within the Executive Office of the Governor; directing the Governor to appoint a director of the office; providing duties and responsibilities of the director; providing procedures for evaluation of child abuse prevention programs; requiring a report to the Governor, Legislature, secretaries of certain state agencies, and certain committees of the Legislature; providing for information to be included in the report; providing for the development and implementation of a state plan for the coordination of child abuse prevention programs and services; establishing a Child Abuse Prevention Advisory Council; providing for membership, duties, and responsibilities; requiring requests for funding to be based on the state plan; providing for review and revision of the state plan; granting rulemaking authority to the Executive Office of the Governor; requiring the Legislature to evaluate the office by a specified date; amending s. 39.0014, F.S.; providing responsibilities of the office under ch. 39, F.S.; amending s. 39.01, F.S.; providing and revising definitions; amending s. 39.202, F.S.; providing access to records for agencies that

provide early intervention and prevention services; amending ss. 39.0015 and 39.302, F.S.; conforming cross-references; amending s. 402.164, F.S.; establishing legislative intent for the statewide and local advocacy councils; amending s. 402.165, F.S.; providing guidelines for selection of the executive director of the Florida Statewide Advocacy Council; establishing a process for investigating reports of abuse; revising council meeting requirements; providing requirements for interagency agreements; requiring interagency agreements to be renewed annually and submitted to the Governor by a specified date; amending s. 409.1451, F.S., relating to independent living transition services; revising eligibility requirements for certain young adults; revising duties of the Department of Children and Family Services regarding independent living transition services; including additional parties in the review of a child's academic performance; requiring the department or a community-based care lead agency under contract with the department to develop a plan for delivery of such services; revising provisions governing life skills services; requiring that the department or provider work with the child to develop a joint transition plan; requiring judicial review of the plan; requiring additional aftercare support services; providing additional qualifications to receive an award under the Road-to-Independence Program; providing procedures for the payment of awards; requiring a community-based care lead agency to develop a plan for purchase and delivery of such services and requiring department approval prior to implementation; permitting the Independent Living Services Advisory Council to have access to certain data held by the department and certain agencies; amending s. 409.175, F.S.; revising the definition of the term "boarding school" to require such schools to meet certain standards within a specified timeframe; amending ss. 39.013 and 1009.25, F.S.; conforming references to changes made by the act; amending s. 39.701, F.S.; requiring the court to issue an order, separate from any other judicial review order, that the disabilities of nonage of the youth have been removed from the youth in foster care so that the youth may lease residential property; creating s. 743.045, F.S.; removing the disability of nonage for certain youth in the legal custody of the Department of Children and Family Services who are in foster care to enable the youth to execute a contract for the lease of residential property in order that the youth may move into the leased residential property on the day of the youth's 18th birthday; providing specified eligibility criteria; providing for the validity of the contracts; requiring the youth to present an order from a court of competent jurisdiction removing the disability of nonage; providing an effective date.

By the Committees on Ways and Means; Governmental Oversight and Productivity; and Senator Argenziano—

CS for CS for SB 2518—A bill to be entitled An act relating to procurement of contractual services by a state agency; amending s. 287.057, F.S.; prohibiting a state agency from renewing or amending a contract for outsourcing under certain conditions; requiring certain qualifications for persons chosen to conduct negotiations during specified procurements; requiring the department to adopt rules governing those qualifications; requiring that a specified statement be included in procurements of commodities and services which prohibits contact between respondents and specified employees of the executive and legislative branches; creating s. 287.0571, F.S.; creating the Florida Efficient Government Act; providing legislative intent; providing that procurements of specified commodities and services are not subject to the act; creating s. 287.05721, F.S.; providing definitions; creating s. 287.0573, F.S.; creating the Council on Efficient Government; providing the purpose and membership of the council; providing duties and responsibilities of the council; requiring the council to review and issue advisory reports on certain state agency procurements; requiring the department to employ adequate number of staff; requiring the Secretary of Management Services to appoint an executive director; requiring state agencies to submit materials required by the council; creating s. 287.0574, F.S.; providing requirements for certain business cases to outsource by a state agency; requiring a state agency to develop a business case that describes and analyzes a contractual services procurement under consideration; providing that the business case is not subject to challenge or protest under the Administrative Procedure Act; providing required components of a business case; providing contract requirements for an outsourcing procurement; amending s. 287.058, F.S.; providing that a contract may not prohibit a contractor from lobbying the executive or legislative branches concerning specified contract issues, within specified time lines; creating s. 287.074, F.S.; requiring that only public officers or employees perform certain functions; prohibiting a contractor

from participating in the procurement of contractual services by a state agency; repealing s. 14.203, F.S., relating to the State Council on Competitive Government; providing appropriations; providing that certain state agencies are subject to the act; amending s. 119.071, F.S.; deleting a cross-reference; defining the term "commercial activity" for purposes of a provision authorizing the release of social security numbers; providing an effective date.

By the Committee on Ways and Means; and Senator Carlton—

CS for SB 2548—A bill to be entitled An act relating to state financial matters; amending s. 11.243, F.S.; providing for the moneys collected from the sale of the Florida Statutes or other publications to be deposited in a specified trust fund; amending s. 11.513, F.S.; requiring the Chief Justice of the Supreme Court to develop program monitoring plans; requiring that additional data be included in the plans for monitoring major programs of state agencies and the judicial branch and in the reviews of those programs; providing for the Office of Program Policy Analysis and Government Accountability to review agency and judicial branch performance standards and report to the Governor, the Legislature, and the Legislative Budget Commission; amending s. 20.435, F.S.; revising a provision relating to certain undisbursed balances of appropriations from the Biomedical Research Trust Fund; amending s. 215.18, F.S.; requiring that the Governor provide prior notice of transfers between certain funds; amending s. 215.3206, F.S.; replacing references to a 6-digit fund code in the Florida Accounting Information Resource Subsystem with a classification scheme consistent with the Department of Financial Services' financial systems; amending s. 215.3208, F.S.; revising references to conform; amending s. 215.35, F.S.; revising a provision relating to the numbering of warrants issued by the Chief Financial Officer; amending s. 215.422, F.S.; replacing a reference to certain vouchers with the terms "invoice" or "invoices"; clarifying that agencies or the judicial branch must record and approve certain invoices by a specified date; revising provisions relating to the Department of Financial Services' approval of payment of certain invoices; providing that a vendor who does not submit the appropriate federal taxpayer identification documentation to the department will be deemed an error on the part of the vendor; revising references to conform; amending s. 215.97, F.S.; removing a reference to the appropriations act in a provision relating to the purposes of the Florida Single Audit Act; amending s. 216.011, F.S.; revising the definition of "operating capital outlay"; defining the terms "incurred obligation" and "salary rate reserve" for purposes of state fiscal affairs, appropriations, and budgets; amending s. 216.013, F.S.; revising requirements for information regarding performance measures to be included in the long-range program plans of state agencies and the judicial branch; revising a provision relating to making adjustments to long-range program plans; amending s. 216.023, F.S.; revising certain requirements for legislative budget requests; deleting a provision requiring agencies to maintain a certain performance accountability system and provide a list of performance measures; deleting a provision relating to adjustments to executive agency performance standards; deleting a provision relating to adjustments to judicial branch performance standards; amending s. 216.134, F.S.; providing for the responsibility of presiding over sessions of consensus estimating conferences; providing for the Governor, the coordinator of the Office of Economic and Demographic Research, the President of the Senate, and the Speaker of the House of Representatives to designate principals; amending s. 216.136, F.S.; deleting provisions providing for the appointment of principals of consensus estimating conferences; revising the duties of certain agencies relating to the Criminal Justice Estimating Conference, the Social Services Estimating Conference, and the Workforce Estimating Conference; amending s. 216.177, F.S.; clarifying the circumstances under which the Executive Office of the Governor and the Chief Justice of the Supreme Court are required to provide notice to the chair and vice chair of the Legislative Budget Commission; amending s. 216.181, F.S.; providing that amendments to certain approved operating budgets are subject to objection procedures; requiring that state agencies submit to the chair and vice chair of the Legislative Budget Commission a plan for allocating any lump-sum appropriation in a budget amendment; creating s. 216.1811, F.S.; providing requirements for the Governor and the Chief Financial Officer relating to certain approved operating budgets for the legislative branch and appropriations made to the legislative branch; amending s. 216.1815, F.S.; revising certain requirements for the performance standards included in an amended operating budget plan and request submitted to the Legislative Budget Commission; creating s. 216.1827, F.S.; requiring that each state agency and

the judicial branch maintain a performance accountability system; requiring agencies and the judicial branch to submit specified information to the Executive Office of the Governor and the Legislature or the Office of Program Policy Analysis and Government Accountability for review; providing guidelines for requests to delete or amend existing approved performance measures and standards; specifying authority of the Legislature relating to agency and judicial branch performance measures and standards; amending s. 216.251, F.S.; prohibiting an agency from providing salary increases or pay additives for certain positions without legislative authorization; amending s. 216.292, F.S.; providing that certain transfers between budget entities are subject to objection procedures; clarifying provisions authorizing certain transfers of appropriations from trust funds; providing that requirements of specified provisions relating to appropriations being nontransferable do not apply to legislative branch budgets; amending s. 216.301, F.S.; revising the requirements for undisbursed balances of appropriations; revising a procedure for identifying and paying incurred obligations; clarifying requirements governing unexpended balances of appropriations; removing a provision relating to notification to retain certain balances from legislative budget entities; amending s. 252.37, F.S.; providing that a transfer of moneys with a budget amendment following a state of emergency is subject to approval by the Legislative Budget Commission; amending s. 273.02, F.S.; revising a definition; requiring the Chief Financial Officer to establish certain requirements by rule relating to the recording and inventory of certain state-owned property; creating s. 273.025, F.S.; requiring the Chief Financial Officer to establish by rule certain requirements relating to the capitalization of certain property; amending s. 273.055, F.S.; revising responsibility for rules relating to maintaining records as to disposition of state-owned tangible personal property; revising a provision relating to use of moneys received from the disposition of state-owned tangible personal property; amending s. 274.02, F.S.; revising a definition; requiring the Chief Financial Officer to establish by rule requirements relating to the recording and inventory of certain property owned by local governments; amending s. 338.2216, F.S.; revising requirements relating to unexpended funds appropriated or provided for the Florida Turnpike Enterprise; amending s. 1011.57, F.S.; revising requirements relating to unexpended funds appropriated to the Florida School for the Deaf and the Blind; repealing s. 215.29, F.S., relating to the classification of Chief Financial Officer's warrants; providing effective dates.

By the Committee on Regulated Industries; and Senator Bennett—

CS for SB 2590—A bill to be entitled An act relating to contracting; amending s. 489.128, F.S.; providing that a business organization entering into a construction contract is not deemed unlicensed under certain conditions; providing for retroactive application; providing an effective date.

By the Committee on Transportation; and Senator Haridopolos—

CS for SB 2682—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; exempting certain applicants for a new franchised motor vehicle dealer license from certain training requirements; amending s. 320.60, F.S.; revising the definition of “demonstrator” for purposes of provisions relating to manufacturing, importing, and distributing motor vehicles; amending s. 320.64, F.S.; prohibiting specified licensees from failing to pay certain compensation amounts to a motor vehicle dealer after termination of the dealer’s franchise agreement; providing exceptions; providing procedures for payment of the compensation amounts; providing for certain remedies, procedures, and rights of recovery; amending s. 320.642, F.S.; deleting a requirement that certain notices be sent by certified mail; revising conditions under which an opening or reopening of the same or a successor dealer within 12 months is not considered an additional dealer subject to protest; prohibiting for a certain time proposals for a dealer of the same line-make after the opening or reopening of the dealer; providing criteria for measurements of distance between dealer locations; providing that the Department of Highway Safety and Motor Vehicles is not obligated to determine the accuracy of any distance submitted in a notice; providing for resolution of disputed distances by a hearing in accordance with specified provisions; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy Appointees: Borcheck, Teresa W., Maitland Gunn, Marshall D., Jr., Jacksonville	10/31/2009 10/31/2009
Board of Athletic Training Appointee: Mathesie, Michael W., Parkland	10/31/2009
Florida State Boxing Commission Appointees: Bowen, Donald E., Plantation Ortiz, Ramiro A., Miami	09/30/2009 09/30/2008
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointee: Otis, Sharon, Bradenton	10/31/2009
Construction Industry Licensing Board Appointees: Bailey, Doris O., Hernando Clark, Dolores H., Crystal River Holloway, Raymond R., Altamonte Springs	10/31/2009 10/31/2006 10/31/2009
Board of Cosmetology Appointee: White, Anthony M., Lake City	10/31/2009
Board of Professional Geologists Appointees: Funderburk, James, Tampa McNeill, Donald F., Coral Gables	10/31/2008 10/31/2009
Board of Medicine Appointee: Nippert, Marsha, Sarasota	10/31/2009
Board of Nursing Appointee: Seitz, Maria, Sebring	10/31/2009
Board of Occupational Therapy Practice Appointee: Hickman, Shelley I., Panama City	10/31/2009
Board of Osteopathic Medicine Appointee: McCann, Robert K., Jacksonville	10/31/2009
Florida Real Estate Appraisal Board Appointees: Dailey, Susan S., Jacksonville Herndon, Joni L., Tampa	10/31/2009 10/31/2009
State Retirement Commission Appointee: Capra, John R., Jacksonville	12/31/2008
Florida Commission on Tourism Appointee: Gonzmart, Richard, Tampa	06/30/2008
[Referred to the Committee on Ethics and Elections.]	
Secretary of Corrections Appointee: McDonough, James R., Tallahassee	Pleasure of Governor
[Referred to the Committees on Criminal Justice; and Ethics and Elections.]	
State Board of Education Appointee: Shanahan, Kathleen, Tampa	12/31/2009
Board of Governors Appointees: Perez, Hector A. “Tico,” Orlando Temple, John W., Boca Raton	01/06/2013 01/06/2013
Board of Trustees, Florida A & M University Appointees: Alston, Corey L., Tallahassee Duncan, Pamela Davis, Tallahassee	01/06/2011 01/06/2011
Board of Trustees, Florida Atlantic University	

<i>Office and Appointment</i>	<i>For Term Ending</i>
Appointee: Bryant, William J., Palm City	01/06/2011
Board of Trustees, University of Central Florida	
Appointee: Albertson, Judith "Judy" C., Winter Park	01/06/2011
Board of Trustees, Florida State University	
Appointees: Ford, David B., Birchrunville	01/06/2011
Pantin, Leslie V., Coral Gables	01/06/2011
Board of Trustees, Florida Gulf Coast University	
Appointees: Cobb, Brian E., Naples	01/06/2011
Hart, Larry D., Ft. Myers	01/06/2011
Malone, James R., Naples	01/06/2011
Starkey, Jerry, Naples	01/06/2011
Board of Trustees, Florida International University	
Appointee: Dotson, Albert E., Miami	01/06/2011
Board of Trustees, New College of Florida	
Appointee: Keating, Elaine M., Longboat Key	01/06/2011
Board of Trustees, University of Florida	
Appointees: Fernandez, Manuel "Manny" A., Sanibel	01/06/2011
Morgan, Dianna, Windermere	01/06/2011
Board of Trustees, University of North Florida	
Appointees: Crawford, Toni, Ponte Vedra Beach	01/06/2011
Gonzalez, Wilfredo J., Jacksonville	01/06/2011
Newton, Joan W., Jacksonville	01/06/2011
Board of Trustees, University of South Florida	
Appointee: Ramil, John B., Tampa	01/06/2011
Board of Trustees, University of West Florida	
Appointees: Fetterman, Nancy A., Pensacola	01/06/2011
Gilluly, Martha "Marny" Alice, Washington	01/06/2011

<i>Office and Appointment</i>	<i>For Term Ending</i>
Kelly, Catherine, Jacksonville	01/06/2011
[Referred to the Committees on Education; and Ethics and Elections.]	

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 30 was corrected and approved.

CO-INTRODUCERS

Senators Baker—CS for SB 1546; Bennett—SB 2142; Bullard—SB 446, CS for SB 484, SB 2056, SB 2464, SB 2476, SR 2768; Clary—CS for SB 132; Crist—CS for SB 1966; Haridopolos—SB 1282; Hill—SB 2142; Lynn—CS for SB 190, CS for SB 220, SB 488, SB 1314, CS for SB 1798, SB 2662; Pruitt—SB 2290; Wilson—CS for SB 1008, CS for SB 1750

RECESS

On motion by Senator Pruitt, the Senate recessed at 11:06 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 6 or upon call of the President.

SENATE PAGES

March 3-7, 2006

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