



# Journal of the Senate

Number 10—Regular Session

Thursday, April 6, 2006

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## CALL TO ORDER

The Senate was called to order by President Lee at 10:22 a.m. A quorum present—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

Excused: Senator Argenziano

## PRAYER

The following prayer was offered by Pastor James Vaughn, Mount Olive Baptist Church, Stockbridge, Georgia:

Now unto Him, from whom no secrets are hidden, and to whom all things are known. This august body of humble servants has gathered to discuss and deliberate the pressing issues of our state; the rules have been waived for a moment of prophetic pause, heavenly Father, to humbly ask you to come among us with your ubiquitous presence and control us with your unfathomable power. We now yield to you to guide our minds, our mouths, and our manners so that our actions will continue advancing the highest good for the citizens of this great state.

Lord, we implore you to preemptively strike us with righteous and redemptive anger wherever injustice, racism, oppression, exploitation, sexism, and homophobia reign; and intoxicate our souls with the fire of Pentecost to work for justice, freedom, equity, and the breaking forth of our God's kingdom on earth.

Holy One, remind us that we cannot confine your love and contain your grace from flowing towards the lost, the least, and the last. And, your acceptance of others does not depend on our individual definitions, descriptions, and dogma. *Bara Elohim*, I pray that we never lose sight of the vision of this country's founding fathers and mothers, who believed in a country where everyone is important, and access and assets are an option for everyone.

Eternal God, as these your servants begin this session, refresh them with your presence, engross them with your power, and show them the way with your love. When the waves of despair sweep over their every effort and when their commitment to duty and their call to destiny begin to diverge, we humbly ask that your satisfying spirit speak music to their souls, as words are too feeble to give speech to their emotions. "Have thine own way, Our Maker, have thine own way; you are the potter and we are the clay."

In the words of Abraham, Isaac, and Jacob: *Shema Yisrael Adonai Elohanu Echod*. Shalom, Shalom, Shalom.

## PLEDGE

Senate Pages Victor Mestre and Katherine Davis of Tallahassee; Marla Borkson of Weston; and Benin Saffo of Tallahassee, led the Senate in the pledge of allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

On motion by Senator Dockery—

By Senator Dockery—

**SR 2144**—A resolution commending the Division of Recreation and Parks within the Department of Environmental Protection on the excellence of its management of Florida's magnificent state park system and declaring a year-long celebration of Florida State Parks.

WHEREAS, the Division of Recreation and Parks manages an expansive and diverse state park system spanning 720,000 acres and 159 park properties, and has again received national recognition for its partnerships, resource management, recreation programs, and innovative marketing initiatives promoting ecotourism, and

WHEREAS, Florida's park rangers, managers, and support staff have dedicated their lives to "the Real Florida" as great interpreters and stewards of the state's most treasured natural and cultural resources, and

WHEREAS, Florida's countless public and private partners have helped to provide expanded resource-based recreational opportunities for more than 17 million annual visitors to Florida's state parks, and

WHEREAS, the Friends of Florida State Parks and 78 Citizen Support Organizations assisted the Florida Park Service last year and more than 6,000 volunteers donated a record-breaking 1 million hours of service, the equivalent of 505 full-time employees, having a value of more than \$18 million, and

WHEREAS, the division's program known as "Get REAL in Florida State Parks" uses parks as classrooms and provides programs for school-aged children, seniors, other residents, and visitors to boost interest and participation in cultural, historical, and resource-based recreation, and

WHEREAS, in addition to preserving 720,000 acres of Florida's finest, most pristine natural areas for enjoyment by this and future generations, the Division of Recreation and Parks has an annual direct economic impact of \$665 million and has created more than 13,000 jobs for Florida's communities, and

WHEREAS, the Division of Recreation and Parks was awarded the prestigious 2005 National Gold Medal Award for excellence in the field of park and recreation management and Florida was recognized as having the best state park system in all 50 states at the recent meeting of the National Recreation and Park Association Annual Congress in San Antonio, Texas, and

WHEREAS, the Division of Recreation and Parks is the first state park system in the nation to receive this award twice, and has been named a finalist or winner in each year of eligibility, NOW, THEREFORE,

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

That the Senate proclaims that the entire year of 2006 be celebrated statewide in honor of Florida State Parks and authorizes the Department of Environmental Protection to celebrate and publicize the great accomplishments of the Division of Recreation and Parks.

BE IT FURTHER RESOLVED that copies of this resolution, with the Seal of the Senate affixed, be presented to Colleen M. Castille, Secretary of Environmental Protection; Bob Ballard, Deputy Secretary of Environmental Protection; and Mike Bullock, Director of the Division of Recreation and Parks, as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Dockery, **SR 2144** was read the second time in full and adopted.

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At the request of Senator Fasano—

By Senator Fasano—

**SR 230**—A resolution recognizing October 2006 as “Greyhound Adoption Month.”

WHEREAS, the Greyhound dog is one of the oldest currently existing breeds, and

WHEREAS, the Greyhound’s origin is deeply rooted in ancient history, with dogs looking similar to today’s Greyhound depicted more than 4,000 years ago on the walls of ancient Egyptian tombs, and

WHEREAS, the Arabs so admired the physical attributes and speed of the Greyhound that it was the only animal permitted to share their tents and ride atop their camels, and

WHEREAS, the Greyhound arrived in Europe 3,500 years ago, and in 1014 A.D., King Canute of England enacted the Forest Laws, which stated that only noblemen could own and hunt with Greyhounds, and

WHEREAS, Queen Elizabeth I abolished the Forest Laws in the 1500s and later initiated the first formal rules of “Greyhound coursing,” the pursuit of hares, and

WHEREAS, in the late 1800s, farmers imported Greyhounds to the United States to help control jackrabbit populations and, because of their speed and natural instincts, Greyhounds soon became the focus of popular neighborhood competitions – the first organized Greyhound racing events, and

WHEREAS, Greyhound racing as we know it today began in 1912 with Owen Patrick Smith’s invention of a mechanical lure that could circle a track, with the first track opening in 1919 in Emeryville, California, and

WHEREAS, Greyhounds have an average life expectancy of 12 to 14 years but are retired from racing at between 2 and 5 years of age with many good years left to live, and

WHEREAS, there are numerous available Greyhounds waiting each year to be adopted when they are retired from racing, and

WHEREAS, the Greyhound’s devotion to people is legendary, and retired Greyhounds seem especially loyal to their owners, thriving with the constant love and attention of a family of their own, NOW, THEREFORE,

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

That the Florida Senate recognizes October 2006 as “Greyhound Adoption Month.”

—**SR 230** was introduced, read and adopted by publication.

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At the request of Senator Fasano—

By Senators Fasano, Pruitt and Atwater—

**SR 1402**—A resolution recognizing February 6, 2006, as “Ronald Reagan Day” in Florida.

WHEREAS, President Ronald Wilson Reagan, a man of humble background, worked throughout his life serving freedom and advancing the public good, having been employed as an entertainer, union leader, and corporate spokesman, and was elected Governor of California and President of the United States, and

WHEREAS, Ronald Reagan served with honor and distinction for two terms as the 40th President of the United States of America and was elected to his second term by 3/5 of the electorate and by 49 of the 50 states, a record unsurpassed in the history of American presidential elections, and

WHEREAS, in 1981, when Ronald Reagan was inaugurated President, he inherited a disillusioned nation that was shackled by rampant inflation and high unemployment, and

WHEREAS, during Mr. Reagan’s presidency he worked in a bipartisan manner to enact his bold agenda of restoring accountability and common sense to the Federal Government, which led to an unprecedented economic expansion and opportunity for millions of Americans, and

WHEREAS, Mr. Reagan’s commitment to an active social policy agenda for the nation’s children helped to lower crime and reduce drug use in our neighborhoods, and

WHEREAS, President Reagan’s commitment to our armed forces contributed to the restoration of pride in America, her values, and those cherished by the free world, and prepared America’s Armed Forces to meet the challenges of the 21st Century, and

WHEREAS, President Reagan’s vision of “peace through strength” led to the end of the Cold War and the ultimate demise of the Soviet Union, guaranteeing basic human rights for millions of people, and

WHEREAS, February 6, 2006, will be the 95th anniversary of Ronald Reagan’s birth, and the second anniversary since his passing, NOW, THEREFORE,

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

That the Senate pauses in its deliberations to honor the memory and accomplishments of President Ronald Wilson Reagan and to recognize February 6, 2006, as “Ronald Reagan Day” in the State of Florida.

—**SR 1402** was introduced, read and adopted by publication.

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At the request of Senator Fasano—

By Senator Fasano—

**SR 1758**—A resolution recognizing and commending current research on Congenital Heart Defects (CHDs) and calling this research to the attention of the public.

WHEREAS, Congenital Heart Defects (CHDs) are defects existing at birth, and

WHEREAS, given growing familiarity with this disorder, more diagnoses are being made of what was long thought to be a very rare disorder and one for which there were few or no solutions, and

WHEREAS, CHDs are now recognized to be among the most common birth defects and are the leading cause of birth-defect-related deaths, and

WHEREAS, too many babies and children born with CHDs continue to die as a result of the severity of their heart defect, the heart defect not being detected in time, a lack of donor hearts, or failure of the medical intervention used, and

WHEREAS, more than 35,000 infants, 1 of every 125 to 150 infants, are born with heart defects in the United States each year, and

WHEREAS, at least 35 different types of congenital heart defects are now recognized, and numerous medical scientists are researching the disorder in order to more accurately understand its origin, physical signs and symptoms, and surgical remedies, and

WHEREAS, the public should be made more aware of CHDs so that early diagnosis and vigorous intervention will become more likely, NOW, THEREFORE,

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

That the Florida Senate recognizes the significance of new research on the origin, manifestations of, and potential surgical remedies for Congenital Heart Defects; commends this research in the interests of preserving the lives of newborns and children; and urges that the public be informed of these medical developments.

—**SR 1758** was introduced, read and adopted by publication.

At the request of Senator Fasano—

By Senator Fasano—

**SR 2774**—A resolution recognizing Volunteers of America on the organization's 110th Anniversary.

WHEREAS, Volunteers of America celebrates the 110th anniversary of its founding on March 8, 2006, and

WHEREAS, Volunteers of America of Florida provides services to more than 4,300 people each year in 24 programs throughout the state which help and house low-income elderly persons, individuals with serious and persistent mental illness, veterans in need, and homeless people, and

WHEREAS, Volunteers of America of Florida provides more than 300 volunteers to serve their communities in meaningful roles, and

WHEREAS, Volunteers of America in the Florida Veterans Mobile Service Center has provided emergency response to five major hurricanes in the past 2 years, and

WHEREAS, Volunteers of America of Florida typifies the spirit of generosity and commitment to community which personifies the American spirit, and

WHEREAS, Volunteers of America has been a leader of nonprofit charities and a contributing member of communities in Florida since 1920, NOW, THEREFORE,

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

That the Florida Senate is pleased to extend congratulations to Volunteers of America of Florida in recognition of its service to the residents of this state and recognizes March, 2006, as "Volunteers of America Month."

—**SR 2774** was introduced, read and adopted by publication.

**MOTIONS RELATING TO COMMITTEE MEETINGS**

On motion by Senator Pruitt, the rules were waived and the Committee on Banking and Insurance was granted permission to meet Friday, April 7 from 9:00 a.m. until 4:00 p.m. to consider **SB 1980** and **SB 286**. A deadline of 2:00 p.m. this day was set for filing amendments.

**BILLS ON THIRD READING**

**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 third time by title.

**MOTION**

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

Senator Siplin moved the following amendments which failed to receive the required two-thirds vote:

**Amendment 1 (161340)**—On page 2, between lines 7 and 8, insert:

*Each law enforcement agency must submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives by January 1 of each year a report enumerating the number of high-speed pursuits and the number of injuries and deaths, if any, that result from each pursuit, and whether the pursuit was made for a forceable felony for the preceding year.*

**Amendment 2 (890474)**—On page 2, between lines 7 and 8, insert:

*Each law enforcement agency must submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives a copy of its written policy governing high-speed pursuits.*

On motion by Senator Posey, **SB 124** 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

Consideration of **CS for CS for SB 1018, SB 356, SB 358** and **CS for CS for SB 656** was deferred.

**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 third time by title.

On motion by Senator Crist, **CS for CS for SB 1328** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Dockery	Peadar
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—Diaz de la Portilla

**CS for SB 746**—A bill to be entitled An act relating to certificates of birth and death; creating “Katherine’s Law”; amending s. 382.002, F.S.; providing definitions; amending s. 382.008, F.S.; 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 rule-making by the Department of Health for the certificate of birth resulting in stillbirth; amending s. 382.013, F.S.; authorizing the State 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.

—as amended April 5 was read the third time by title.

**MOTION**

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

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

**Amendment 1 (275492)**—On page 3, line 2, following “record” insert: *and memorialize*

On motion by Senator Wise, **CS for SB 746** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Baker	Carlton
Alexander	Bennett	Clary
Aronberg	Bullard	Constantine
Atwater	Campbell	Crist

Dawson	King	Rich
Diaz de la Portilla	Klein	Saunders
Dockery	Lawson	Sebesta
Fasano	Lynn	Siplin
Garcia	Margolis	Smith
Geller	Miller	Villalobos
Haridopolos	Peadar	Webster
Hill	Posey	Wilson
Jones	Pruitt	Wise

Nays—None

**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 third time by title.

On motion by Senator Lynn, **CS for CS for SB 1286** was passed and certified to the House. The vote on passage was:

Yeas—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

Nays—None

**INTRODUCTION OF FORMER SENATOR**

Senator Webster introduced former Senator and current Mayor of Orange County, Richard “Rich” Crotty, who was present in the chamber.

**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 third time by title.

On motion by Senator Smith, **SB 1076** was passed and certified to the House. The vote on passage was:

Yeas—38

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	Webster
Constantine	Lawson	Wilson
Crist	Lynn	Wise
Dawson	Margolis	

Nays—None

Vote after roll call:

Yea—Villalobos

CS for SB 1290—A bill to be entitled An act relating to concealed weapons; amending 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 date.

—as amended April 5 was read the third time by title.

On motion by Senator Fasano, CS for SB 1290 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

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 third time by title.

On motion by Senator Peaden, SB 372 was passed and certified to the House. The vote on passage was:

Yeas—39

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

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

Nays—None

SENATOR WEBSTER PRESIDING

SPECIAL ORDER CALENDAR

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 read the second time by title.

Senator Clary moved the following amendment which was adopted:

Amendment 1 (997109)—

In Section: 05 On Page: 227 Specific Appropriation: 1821 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Resource Management Water Resource Protection And Restoration

In Section 05 On Page 227 1821 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects

In the list of projects immediately following Specific Appropriation 1821, DELETE:

Lower St. Johns River Basin Initiative..... 1,000,000

and INSERT:

Lower St. Johns River Basin Initiative..... 6,000,000 Grand Ridge Wastewater Improvements..... 750,000

Senator Lynn offered the following amendment which was moved by Senator Clary:

Amendment 2 (997111)—

In Section: 05 On Page: 227 Specific Appropriation: 1821 Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF Program: Water Resource Management Water Resource Protection And Restoration

In Section 05 On Page 227 1821 Grants And Aids To Local Governments And Nonstate Entities - Fixed Capital Outlay Grants And Aids - Water Projects

In the list of projects immediately following Specific Appropriation 1821, DELETE:

Port Orange Cambridge Basin Drainage Improvements..... 1,250,000

and INSERT:

Port Orange Cambridge Basin Drainage Improvements..... 1,150,000 Stone Island Central Sewer System Expansion..... 100,000

Senator Lynn offered the following substitute amendment which was moved by Senator Clary and adopted:

**Substitute Amendment 2 (997123)—**

In Section: 05 On Page: 227 Specific Appropriation: 1821  
Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Resource Management  
Water Resource Protection And Restoration

In Section 05 On Page 227  
1821 Grants And Aids To Local Governments And  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects

In the list of projects immediately following Specific Appropriation  
1821, DELETE:

Penney Farms Wastewater Treatment Facility..... 625,000

and INSERT:

Penney Farms Wastewater Treatment Facility..... 525,000  
Stone Island Central Sewer System Expansion..... 100,000

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

**Amendment 3 (997112)—**

In Section: 05 On Page: 227 Specific Appropriation: 1821  
Delete Insert

ENVIRONMENTAL PROTECTION, DEPARTMENT OF  
Program: Water Resource Management  
Water Resource Protection And Restoration

In Section 05 On Page 227  
1821 Grants And Aids To Local Governments And  
Nonstate Entities - Fixed Capital Outlay  
Grants And Aids - Water Projects

In the list of projects immediately following Specific Appropriation  
1821, DELETE:

Brooksville Sewer Rehabilitation Project..... 800,000  
Brooksville Water System Improvement Project..... 800,000

and INSERT:

Brooksville Sewer Rehabilitation Project..... 500,000  
Brooksville Water System Improvement Project..... 500,000  
Bushnell Wastewater Collection System Expansion..... 200,000  
Webster Wastewater Project..... 200,000  
Webster Stormwater Project..... 200,000

Senator Wise offered the following amendment which was moved by Senator Clary and adopted:

**Amendment 4 (997113)—**

In Section: 05 On Page: 195 Specific Appropriation: 1495  
Delete Insert

AGRICULTURE AND CONSUMER SERVICES,  
DEPARTMENT OF, AND COMMISSIONER OF  
AGRICULTURE  
Program: Agricultural Economic  
Development  
Agricultural Products Marketing

In Section 05 On Page 195  
1495 Special Categories  
Grants And Aids - Emergency Feeding  
Organizations

Following Specific Appropriation 1507, INSERT:

From the funds in Specific Appropriation 1495, \$50,000 is allocated to Fish for Life, Inc., to provide food to charities and food banks by utilizing fishery resources through a seafood inmate training program.

**Amendments 5-7** were withdrawn.

Senator Wilson offered the following amendment which was moved by Senator Crist and adopted:

**Amendment 8 (997108)—**

In Section: 04 On Page: 180 Specific Appropriation: 1338  
Delete Insert

LEGAL AFFAIRS, DEPARTMENT OF, AND  
ATTORNEY GENERAL  
Program: Office Of Attorney General  
Executive Direction And Support Services

In Section 04 On Page 180  
1338 Special Categories  
Contracted Services

From General Revenue Fund 24,500 74,500

From the funds provided in Specific Appropriation \*, \$50,000 in non-recurring general revenue is provided for the reimbursement of travel and per diem expenses for the Council on the Social Status of Black Men and Boys.

CORRECTIONS, DEPARTMENT OF  
Program: Security And Institutional  
Operations  
Adult Male Custody Operations

In Section 04 On Page 115  
722A Fixed Capital Outlay  
Department Of Management Services - Lease  
Purchase Of Privately Operated  
Correctional Institutions

From General Revenue Fund 15,428,998 15,378,998

Senator Crist moved the following amendment which was adopted:

**Amendment 9 (997116)—**

In Section: 07 On Page: 362 Specific Appropriation: 3249  
Delete Insert

STATE COURT SYSTEM  
Program: District Courts Of Appeal  
Court Operations - Appellate Courts

In Section 07 On Page 362  
3249 Salaries And Benefits

From General Revenue Fund 35,648,938 35,683,717

3250 Other Personal Services

From General Revenue Fund 489,533 478,097

3251 Expenses

From General Revenue Fund 2,329,355 2,343,663

Program: Trial Courts  
Court Operations - Circuit Courts

In Section 07 On Page 363  
3263 Expenses

From General Revenue Fund 18,298,219 18,260,568

SBA NEC/Business Incubator Center, City of Orlando, #1972.....100,000

Amendment 10 was withdrawn.

Senator Fasano moved the following amendment which was adopted:

Amendment 11 (997118)—

In Section 06 On Page 312
2698 Grants And Aids To Local Governments And
Nonstate Entities - Fixed Capital Outlay
Economic Development Transportation
Projects

In Section: 06 On Page: 359 Specific Appropriation: 3225D
Delete Insert

From General Revenue Fund 100,000 200,000

STATE, DEPARTMENT OF
Program: Cultural Affairs
Cultural Support And Development Grants

DELETE the portion of proviso following Specific Appropriation 2698 that reads:

In Section 06 On Page 359
3225D Grants And Aids To Local Governments And
Nonstate Entities - Fixed Capital Outlay
Grants And Aids - Specific Cultural And
Historic Projects

The General Revenue Funds in Specific Appropriation 2698 are allocated as follows:
NW 40th Street Sidewalk/Curbing Drainage Improvement, #1932....100,000

From General Revenue Fund 7,650,000 7,750,000

and insert in lieu thereof:

The General Revenue Funds in Specific Appropriation 2698 are allocated as follows:
NW 40th Street Sidewalk/Curbing Drainage Improvement, #1932....100,000
CFRTA Hybrid Electric Bus Procurement Program, City of Orlando, #2846.....100,000

DELETE the proviso immediately following Specific Appropriation 3225D:

From the funds in Specific Appropriation 3225D, \$7,650,000 in non-recurring general revenue is provided for the following projects:

- Golden Gate Building Restoration - Martin County #567..... 350,000
Frank Lloyd Wright Esplanade Rehabilitation Project,
Florida Southern College, Polk County #3117..... 1,600,000
Holocaust Reference/Research Library - Broward #695..... 250,000
Excelsior Cultural Arts and Education Center -
St. Augustine #3492..... 250,000
Florida History Exhibit Design and Construction -
Tampa #1850..... 1,000,000
Pensacola Museum of Art #2525..... 500,000
DeKelboun Science Center - West Palm Beach #408..... 2,000,000
Tampa History Center Museum..... 800,000
Tampa Firefighters Museum..... 900,000

and insert in lieu thereof:

From the funds in Specific Appropriation 3225D, \$7,750,000 in non-recurring general revenue is provided for the following projects:

- Golden Gate Building Restoration - Martin County #567..... 350,000
Frank Lloyd Wright Esplanade Rehabilitation Project,
Florida Southern College, Polk County #3117..... 1,600,000
Holocaust Reference/Research Library - Broward #695..... 250,000
Excelsior Cultural Arts and Education Center -
St. Augustine #3492..... 250,000
Florida History Exhibit Design and Construction -
Tampa #1850..... 1,000,000
Pensacola Museum of Art #2525..... 500,000
DeKelboun Science Center - West Palm Beach #408..... 2,000,000
Tampa History Center Museum..... 800,000
Tampa Firefighters Museum..... 900,000
City Arts Factory #1983..... 100,000

GOVERNOR, EXECUTIVE OFFICE OF THE
Program: Office Of Tourism, Trade And
Economic Development
Economic Development Programs And
Projects

In Section 06 On Page 310
2685A Special Categories
Economic Development Projects

From General Revenue Fund 15,888,000 15,988,000

At the end of the proviso list of projects, following Specific Appropriation 2685A, INSERT:

MILITARY AFFAIRS, DEPARTMENT OF
Program: Readiness And Response
Military Readiness And Response

In Section 06 On Page 340
3027 Fixed Capital Outlay
Florida Readiness Centers Revitalization
Plan - Statewide

From General Revenue Fund 23,880,023 23,580,023

MOTION

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

Senator Hill moved the following amendment:

Amendment 12 (997122)—

In Section: 06 On Page: 309 Specific Appropriation: 2683
Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE
Program: Office Of Tourism, Trade And
Economic Development
Economic Development Programs And
Projects

In Section 06 On Page 309
2683 Special Categories
Grants And Aids - Black Business
Investment Board

Immediately following the existing proviso for Specific Appropriation 2683, INSERT:

Funds in Specific Appropriation 2683 in the amount of \$95,000 non-recurring and \$356,210 recurring general revenue for operations are hereby appropriated to Florida's Black Business Investment Board. All funds are contingent upon Senate Bill 2096, House Bill 1553, or similar legislation becoming law.

The Office of Program Policy and Government Accountability (OPPAGA) and the Auditor General shall jointly conduct a comprehensive program review of the Office of Tourism, Trade and Economic Development, the Black Business Investment Board, its subsidiaries or affiliates, and all nine Black Business Investment Corporations in the individual and collective performance of their statutory and contract duties imposed under sections 288.707-714, Florida Statutes. OPPAGA and the Auditor General shall provide a report of their findings and recommendations for

legislative changes to the program by February 1, 2007, to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

MOTION

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

Senator Hill moved the following substitute amendment which was adopted:

Substitute Amendment 12 (997126)—

In Section: 06 On Page: 309 Specific Appropriation: 2683 Delete Insert

GOVERNOR, EXECUTIVE OFFICE OF THE
Program: Office Of Tourism, Trade And Economic Development
Economic Development Programs And Projects

In Section 06 On Page 309
2683 Special Categories
Grants And Aids - Black Business Investment Board

Immediately following the existing proviso for Specific Appropriation 2683, INSERT:

The Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a comprehensive program review of the Black Business Investment Board, its subsidiaries or affiliates, and all nine Black Business Investment Corporations in the individual and collective performance of their statutory and contract duties imposed under ss. 288.707-714, F.S. OPPAGA shall provide a report of its findings and recommendations for legislative changes to the program by February 1, 2007 to the Governor, President of the Senate and Speaker of the House of Representatives.

Amendments 13-15 were withdrawn.

Senators Campbell, Klein, Geller and Aronberg offered the following amendment which was moved by Senator Klein and failed:

Amendment 16 (997119)—

In Section: 03 On Page: 087 Specific Appropriation: 473 Delete Insert

ELDER AFFAIRS, DEPARTMENT OF
Program: Services To Elders Program
Home And Community Services

In Section 03 On Page 087
473 Special Categories
Grants And Aids - Alzheimers Disease Respite Services

From General Revenue Fund 7,651,454 6,651,454

In Section 03 On Page 088
478 Special Categories
Grants And Aids - Contracted Services

From General Revenue Fund 3,247,340 4,247,340

Immediately following Specific Appropriation 478, INSERT:

From the funds in Specific Appropriation 478, \$1,000,000 shall be used to fund adult umbilical cord and embryonic stem cell research grants at the Johnnie B. Byrd Sr. Alzheimer's Center and Research Institute.

MOTION

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

Senator King offered the following amendment which was moved by Senator Saunders and adopted:

Amendment 17 (997121)—

In Section: 03 On Page: 073 Specific Appropriation: 355 Delete Insert

CHILDREN AND FAMILIES, DEPARTMENT OF
Services
Program: Family Safety Program
Child Protection And Permanency

In Section 03 On Page 073
355 Special Categories
Grants And Aids - Child Protection

From General Revenue Fund 13,614,267 13,564,267

Delete the following from the projects appropriated in Specific Appropriation 355 from non-recurring General Revenue:

Post Adoption Services - Baker, Clay, Duval, Nassau, St. Johns..... 100,000

Add the following to the projects appropriated in Specific Appropriation 355 from non-recurring General Revenue:

Post Adoption Services - Baker, Clay, Duval, Nassau, St. Johns...50,000

Program: Mental Health Program
Adult Community Mental Health Services

In Section 03 On Page 077
383 Special Categories
Grants And Aids - Community Mental Health Services

From General Revenue Fund 155,032,672 155,082,672

Add the following to the list of projects funded in Specific Appropriation 383 from non-recurring General Revenue:

Vocational Services - Mentally Ill - Duval.....50,000

MOTION

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

Senator Saunders moved the following amendment which was adopted:

Amendment 18 (997127)—

In Section: 03 On Page: 106 Specific Appropriation: 655 Delete Insert

HEALTH, DEPARTMENT OF
Program: Health Care Practitioner And Access
Community Health Resources

In Section 03 On Page 106
655 Special Categories
Grants And Aids - Contracted Services

From Tobacco Settlement Trust Fund 6,550,000 11,550,000

At the end of existing proviso language, following Specific Appropriation 655, DELETE:

From the funds in Specific Appropriation 655, \$5,000,000 in non-recurring tobacco settlement trust funds is provided for tobacco education programs.

At the end of existing proviso language, following Specific Appropriation 655, INSERT:

From the funds in Specific Appropriation 655, \$10,000,000 in non-recurring tobacco settlement trust funds is provided for tobacco education programs.

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 19 (997128)—

In Section: 06 On Page: 340 Specific Appropriation: 3027 Delete Insert

MILITARY AFFAIRS, DEPARTMENT OF
Program: Readiness And Response
Military Readiness And Response

3027 In Section 06 On Page 340
Fixed Capital Outlay
Florida Readiness Centers Revitalization
Plan - Statewide

From General Revenue Fund 23,880,023 23,380,023

COMMUNITY AFFAIRS, DEPARTMENT OF
Program: Emergency Management
Emergency Planning

1589A In Section 05 On Page 205
Grants And Aids To Local Governments And
Nonstate Entities - Fixed Capital Outlay
Local Emergency Management Facilities

From General Revenue Fund 17,621,075 18,121,075

DELETE the proviso immediately following Specific Appropriation 1589A:

The Department of Community Affairs shall certify that each emergency shelter, emergency operations center (EOC) or critical facility funded in Specific Appropriation 1589A complies with, or will comply with, the structural considerations of ARC 4496, Guidelines for Hurricane Evacuation Shelter Selection. The department is directed to assist recipients in determining whether the structural considerations are, or can be, met prior to execution of a project contract. By September 1, 2006, the department shall determine whether any recipient cannot pursue or complete any project, or portion thereof, due to structural, financial, or other considerations, and shall notify the chair of the Senate Ways and Means Committee, the chair of the House Fiscal Council and the Executive Office of the Governor. After such notification, the department may initiate a budget amendment pursuant to the legislative notice and review requirements set forth in section 216.177, Florida Statutes, to apply any remaining funds for other competitively reviewed projects.

From the funds in Specific Appropriation 1589A, \$12,272,500 in non-recurring general revenue funds is provided for the following projects:

Table with 2 columns: Project Name, Amount. Includes Hurricane Damage Deductibles, Fire Department Storm Shutters & Generator, JAFCO Emergency Hurricane Shelter, etc.

Table with 2 columns: Project Name, Amount. Includes Emergency Operations Center - St. Lucie #491, Special Needs Shelter - St. Lucie #499, Citrus County Sheriff's Emergency Operation Center #2840, etc.

From the funds in Specific Appropriation 1589A, \$5,348,575 in non-recurring general revenue funds and \$2,307,675 in non-recurring Grants and Donations Trust Fund are provided for a regional hurricane shelter pilot project in Pasco County. Funds for this pilot project from the Grants and Donations Trust Fund are provided to meet the structural requirements of ARC 4496, Guidelines for Hurricane Evacuation Shelter Selection. Pasco County shall utilize this facility for health and social services for persons who are uninsured or underinsured, provided that the facility is available during a declared disaster for use as a regional shelter.

and insert in lieu thereof:

The Department of Community Affairs shall certify that each emergency shelter, emergency operations center (EOC) or critical facility funded in Specific Appropriation 1589A complies with, or will comply with, the structural considerations of ARC 4496, Guidelines for Hurricane Evacuation Shelter Selection. The department is directed to assist recipients in determining whether the structural considerations are, or can be, met prior to execution of a project contract. By September 1, 2006, the department shall determine whether any recipient cannot pursue or complete any project, or portion thereof, due to structural, financial, or other considerations, and shall notify the chair of the Senate Ways and Means Committee, the chair of the House Fiscal Council and the Executive Office of the Governor. After such notification, the department may initiate a budget amendment pursuant to the legislative notice and review requirements set forth in section 216.177, Florida Statutes, to apply any remaining funds for other competitively reviewed projects.

From the funds in Specific Appropriation 1589A, \$12,772,500 in non-recurring general revenue funds is provided for the following projects:

Table with 2 columns: Project Name, Amount. Includes Hurricane Damage Deductibles, Fire Department Storm Shutters & Generator, JAFCO Emergency Hurricane Shelter, etc.

From the funds in Specific Appropriation 1589A, \$5,348,575 in non-recurring general revenue funds and \$2,307,675 in non-recurring Grants and Donations Trust Fund are provided for a regional hurricane shelter pilot project in Pasco County. Funds for this pilot project from the Grants and Donations Trust Fund are provided to meet the structural requirements of ARC 4496, Guidelines for Hurricane Evacuation Shelter Selection. Pasco County shall utilize this facility for health and social services for persons who are uninsured or underinsured, provided that the facility is available during a declared disaster for use as a regional shelter.

On motions by Senator Carlton, by two-thirds vote SB 2700 as amended was read the third time by title, passed, ordered engrossed and then immediately 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 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 circumstances; 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 read the second time by title. On motions by Senator Carlton, by two-thirds vote **SB 2702** was read the third time by title, passed and immediately 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 390**—A bill to be entitled An act relating to medical services; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to pay for full or partial dentures for certain recipients and for procedures relating to the seating and repair of dentures; authorizing the provision of hearing and visual services to Medicaid recipients; amending s. 409.9122, F.S., relating to mandatory Medicaid managed care enrollment; revising the percentages for the agency to achieve in enrolling certain Medicaid recipients in managed care plans or in MediPass; amending s. 409.911, F.S.; revising the audited data used by the agency to determine the amount distributed to hospitals under the disproportionate share program; revising the number of Medicaid days used in the calculation; deleting obsolete provisions; amending s. 409.9113, F.S.; providing for the distribution of funds to statutorily defined teaching hospitals and family practice teaching hospitals; amending s. 624.91, F.S.; deleting provisions requiring that the Florida Healthy Kids Corporation establish a local match policy each fiscal year for enrolling certain children in the Healthy Kids program; requiring the Office of Program Policy Analysis and Government Accountability to review the Comprehensive Assessment and Review for Long-Term Care Services (CARES) Program within the Department of Elderly Affairs and report to the President of the Senate and the Speaker of the House of Representatives by a specified date; providing an effective date.

—was read the second time by title. On motions by Senator Saunders, by two-thirds vote **CS for SB 390** was read the third time by title, passed and immediately 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  
Smith  
Nays—None

Villalobos  
Webster

Wilson  
Wise

Peaden  
Posey  
Pruitt  
Rich

Saunders  
Sebesta  
Siplin  
Smith

Villalobos  
Webster  
Wilson  
Wise

Nays—None

**CS for SB 394**—A bill to be entitled An act relating to social services; amending s. 393.0661, F.S.; deleting provisions requiring the Agency for Health Care Administration to make certain adjustments with respect to home and community-based services; requiring that the Agency for Persons with Disabilities report to the Governor and Legislature the financial status of home and community-based services provided under a federally approved waiver; requiring that the agency adjust the rates for such services in order to remain within the amount appropriated; amending s. 440.02, F.S.; deleting provisions providing for the expiration of an exemption from coverage under workers' compensation law for certain clients enrolled in the Medicaid program who are served by Adult Day Training Services; providing an effective date.

—was read the second time by title. On motions by Senator Saunders, by two-thirds vote **CS for SB 394** was read the third time by title, passed and immediately 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 398**—A bill to be entitled An act relating to funding for social services; amending s. 394.457, F.S.; deleting provisions authorizing a reimbursement rate of 100 percent by the Department of Children and Family Services for certain services provided under the Baker Act; amending s. 394.908, F.S.; revising the methodology for distributing funds for certain substance abuse and mental health services; repealing s. 402.33(10), F.S., relating to provisions authorizing the use of certain excess funds for nonrecurring expenditures incurred in providing direct client services and for certain administrative costs; amending s. 409.1671, F.S.; revising provisions requiring that a statewide risk pool be established for community-based providers, their subcontractors, and providers of other social services who contract with the Department of Children and Family Services; requiring that the department develop a plan, in consultation with the Florida Coalition for Children, Inc., regarding the long-term use and structure of the risk pool; deleting certain restrictions governing payments for insolvency; authorizing the department to issue an interest-free loan to the Florida Coalition for Children, Inc.; providing an effective date.

—was read the second time by title. On motions by Senator Saunders, by two-thirds vote **CS for SB 398** was read the third time by title, passed and immediately certified to the House. The vote on passage was:

Yeas—39

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

**CS for SB 818**—A bill to be entitled An act relating to distributions from the Fuel Tax Collection Trust Fund; amending s. 206.9945, F.S.; providing for the distribution of funds to the Florida Coastal Protection Trust Fund and the Inland Protection Trust Fund; providing an effective date.

—was read the second time by title. On motions by Senator Clary, by two-thirds vote **CS for SB 818** was read the third time by title, passed and immediately 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 840**—A bill to be entitled An act relating to the school readiness equity allocation formula; 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; providing an effective date.

—was read the second time by title. On motions by Senator Fasano, by two-thirds vote **CS for SB 840** was read the third time by title, passed and immediately 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 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.

—was read the second time by title. On motions by Senator Carlton, by two-thirds vote **CS for SB 844** was read the third time by title, passed and immediately 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 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.

—was read the second time by title. On motions by Senator Carlton, by two-thirds vote **CS for SB 846** was read the third time by title, passed and immediately 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 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.

—was read the second time by title. On motions by Senator Clary, by two-thirds vote **CS for SB 848** was read the third time by title, passed and immediately 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

THE PRESIDENT PRESIDING

MOTIONS

On motions by Senator Miller, the rules were waived and staff of the Committee on Ways and Means was instructed to make title amendments; and technical and conforming changes in **SB 2700** and **SB 2702** as necessary; and the rules were also waived to allow Senate Budget Conferees, when appointed, the latitude to deal with additional issues which may develop on all the bills included in the conference.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Pruitt, the rules were waived and the budget conference committees were permitted to meet later than 7:00 p.m., if necessary.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator King, by two-thirds vote **SB 1836** was withdrawn from the committees of reference and further consideration.

On motion by Senator Atwater, by two-thirds vote **SB 2276** was withdrawn from the committees of reference and further consideration.

On motion by Senator Pruitt, by two-thirds vote **SB 82**, **SB 374**, **CS for SB 790** and **CS for SB 1922** were withdrawn from the Committee on Health and Human Services Appropriations; **CS for CS for SB 638**, **CS for SB 2098** and **CS for SB 2202** were withdrawn from the Committee on Judiciary; **CS for CS for SB 1226** was withdrawn from the Committee on Ways and Means; **SJR 138**, **SJR 598** and **SJR 1390** were

withdrawn from the Committees on Government Efficiency Appropriations; and Rules and Calendar; **CS for CS for SB 1030** was rereferred to the Committee on Education; and also referred to the Committee on Governmental Oversight and Productivity; **CS for SB 1292** was withdrawn from the Committees on Government Efficiency Appropriations; and Health and Human Services Appropriations; **SB 1426** and **CS for SB 1886** were withdrawn from the Committee on Transportation and Economic Development Appropriations; **SB 2160** was withdrawn from the Committee on Banking and Insurance; **SJR 184**, **SJR 384**, **SJR 22** and **SJR 1392** were withdrawn from the Committees on Community Affairs; Government Efficiency Appropriations; and Rules and Calendar; and **CS for SJR 1692** was withdrawn from the Committees on Government Efficiency Appropriations; General Government Appropriations; and 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 Thursday, April 6, 2006: SB 2700, SB 2702, CS for SB 390, CS for SB 394, CS for SB 398, CS for SB 818, CS for SB 840, CS for SB 844, CS for SB 846, CS for SB 848

Respectfully submitted,  
*Ken Pruitt*, Chair

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The Committee on Commerce and Consumer Services recommends the following pass: SB 2716

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

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The Committee on Health Care recommends the following pass: SB 2214 with 6 amendments

**The bill was referred to the Committee on Children and Families under the original reference.**

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The Committee on Domestic Security recommends the following pass: SB 1484 with 2 amendments, SB 2486 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 2024 with 1 amendment

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

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The Committee on Health Care recommends the following pass: SB 1596 with 4 amendments, CS for SB 2112 with 3 amendments

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

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The Committee on Judiciary recommends the following pass: SB 2406 with 1 amendment

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

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The Committee on Banking and Insurance recommends the following pass: SJR 2132 with 1 amendment

**The bill was referred to the Committee on Ethics and Elections under the original reference.**

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The Committee on Banking and Insurance recommends the following pass: SJR 98

The Committee on Commerce and Consumer Services recommends the following pass: CS for SB 1590

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

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The Committee on Banking and Insurance recommends the following pass: SB 1714

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

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The Committee on Community Affairs recommends the following pass: SB 1194 with 2 amendments, CS for SB 1766 with 4 amendments

The Committee on Ethics and Elections recommends the following pass: SB 2612, SB 2642

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

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The Committee on Domestic Security recommends the following pass: CS for SB 568

The Committee on Ethics and Elections recommends the following pass: SJR 106

The Committee on Health Care recommends the following pass: CS for SB 2012 with 2 amendments, SB 2500

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

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The Committee on Domestic Security recommends the following pass: SB 1746

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

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The Committee on Ethics and Elections recommends the following pass: SB 2156 with 1 amendment

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

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The Committee on Domestic Security recommends the following pass: SB 2554

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

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The Committee on Banking and Insurance recommends the following pass: SB 1824

The Committee on Commerce and Consumer Services recommends the following pass: CS for SB 764

The Committee on Health Care recommends the following pass: CS for SB 1540, CS for SB 1834

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

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The Committee on Commerce and Consumer Services recommends committee substitutes for the following: SB 1136, SB 1912

The Committee on Judiciary recommends a committee substitute for the following: SB 2168

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

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The Committee on Judiciary recommends a committee substitute for the following: SB 1920

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

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The Committee on Education Appropriations recommends a committee substitute for the following: CS for SB 1030

The Committee on Judiciary recommends a committee substitute for the following: SB 2234

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

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The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 2084

The Committee on Education recommends committee substitutes for the following: SB 2048, CS for SJR 2170

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: CS for CS for SB 2280

The Committee on Health Care recommends a committee substitute for the following: SB 918

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

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The Committee on Communications and Public Utilities recommends a committee substitute for the following: SB 2332

The Committee on Community Affairs recommends a committee substitute for the following: SB 1066

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

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The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 2412

The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: CS for SB 1368, SB 2316

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

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The Committee on Communications and Public Utilities recommends committee substitutes for the following: SB 142, SB 2008

The Committee on Community Affairs recommends committee substitutes for the following: SB 1196, SB 2364

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

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The Committee on Commerce and Consumer Services recommends committee substitutes for the following: SB 2096, SB 2656

The Committee on Communications and Public Utilities recommends a committee substitute for the following: SB 1544

The Committee on Judiciary recommends a committee substitute for the following: SB 2366

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

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The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: CS for CS for SB 1826

The Committee on Health Care recommends committee substitutes for the following: SB 1548, SB 2050

The Committee on Judiciary recommends a committee substitute for the following: SB 796

**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.**

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The Committee on Criminal Justice recommends a committee substitute for the following: CS for SB 2010

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2714

The Committee on Health Care recommends committee substitutes for the following: SB 926, CS for SB 2114

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

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The Committee on Commerce and Consumer Services recommends a committee substitute for the following: CS for SB 190

The Committee on Judiciary recommends committee substitutes for the following: SB 492, SB 1748, SB 2322

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

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The Committee on Governmental Oversight and Productivity recommends committee substitutes for the following: SB 516, SB 662, SB 664, SB 712, SB 1530, SB 2116

**The bills with committee substitutes attached were referred to the Committee on Rules and Calendar under the original reference.**

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The Committee on Commerce and Consumer Services recommends a committee substitute for the following: SB 2728

The Committee on Government Efficiency Appropriations recommends committee substitutes for the following: CS for SB 624, SB 962

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: SB 2242

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

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The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 860

The Committee on Environmental Preservation recommends a committee substitute for the following: CS for SB 888

The Committee on General Government Appropriations recommends committee substitutes for the following: SB 826, CS for SB 1226

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 1554

The Committee on Transportation and Economic Development Appropriations recommends a committee substitute for the following: CS for CS for SB 1058

**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 Community Affairs recommends committee substitutes for the following: SB 1870, CS for SB 1958, CS for SB 2060

The Committee on General Government Appropriations recommends committee substitutes for the following: SB 274, CS for SB 1090

The Committee on Governmental Oversight and Productivity recommends a committee substitute for the following: Senate Bills 1086 and 1604

The Committee on Justice Appropriations recommends committee substitutes for the following: CS for SB 212, CS for SB 214, CS for SB 250, CS for SB 276, CS for SB 360, SB 508, CS for CS for SB 688, CS for SB 2188

The Committee on Transportation recommends a committee substitute for the following: SB 254

The Committee on Transportation and Economic Development Appropriations recommends committee substitutes for the following: CS for SB 634, CS for SB 1542

**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 Communications and Public Utilities recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Public Service Commission	
Appointees: Isilio Arriaga	01/01/2007
Matthew M. Carter, II	01/01/2010
Katrina J. Tew	01/01/2010

The Committee on Health Care recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Health Care Administration	
Appointee: Alan M. Levine	Pleasure of Governor
Secretary of Health	
Appointee: M. Rony Francois	Pleasure of Governor

**[The appointments contained in the foregoing reports were referred to the Committee on Ethics and Elections under the original reference.]**

**COMMITTEE SUBSTITUTES**

**FIRST READING**

By the Committee on Communications and Public Utilities; and Senators Fasano and Argenziano—

**CS for SB 142**—A bill to be entitled An act relating to telecommunications; amending s. 364.051, F.S., relating to price regulation; allowing a telecommunications company to publicly publish price lists for nonbasic services; allowing 1 day's notice for price changes to nonbasic services; deleting a company's option to elect that its basic services be treated as nonbasic services; requiring a company to request that the Public Service Commission lessen its service quality regulation; providing criteria for granting a petition to change regulatory treatment of retail services; providing an effective date.

By the Committees on Commerce and Consumer Services; Criminal Justice; and Senators Wise and Lynn—

**CS for CS for SB 190**—A bill to be entitled An act relating to seaport security; creating s. 311.111, F.S.; requiring the seaport authority or governing board of certain seaports to designate and identify security areas, access requirements, and security-enforcement authorizations on seaport premises and in seaport security plans; providing that any part of a port's property may be designated as a restricted-access area under certain conditions; amending s. 311.12, F.S.; revising the purpose of security plans maintained by seaports; requiring periodic plan revisions; requiring that plans be inspected by the Office of Drug Control and the Department of Law Enforcement based upon specified standards; requiring that certain potential security improvements be presented to a regional domestic security task force and to the Domestic Security Oversight Council and considered for possible funding; requiring delivery of the plan to specified entities; requiring the Department of Law Enforcement to inspect every seaport to determine if all security measures adopted by the seaport are in compliance with seaport security standards; requiring a report; authorizing seaports to appeal findings in an inspection report by the Department of Law Enforcement; requiring the Domestic Security Oversight Council to establish a review process; requiring that the Department of Law Enforcement establish a waiver process to allow an individual who is otherwise unqualified to be allowed unescorted access to a seaport or restricted access area; requiring the administrative staff of the Parole Commission to review the facts of the waiver application and transmit the findings to the Department of Law Enforcement; requiring the department to make final disposition of the application and notify the applicant and the port authority that denied employment to the applicant; exempting the review from ch. 120, F.S.; providing procedures and requirements with respect to waiver of any physical-facility requirement or other requirement contained in the statewide minimum standards for seaport security; providing a penalty for possession of a concealed weapon while on seaport property in a designated restricted area; requiring that periodic review of the statewide minimum standards for seaport security be conducted under the Office of Drug Control within the Executive Office of the Governor; requiring the Office of Drug Control to convene an advisory council to review the statewide minimum standards for seaport security; providing membership standards for seaport security; providing membership, terms, organization, and meetings of the council; creating s. 311.121, F.S.; requiring the seaport authority or governing board of each seaport that is subject to statewide minimum seaport security standards to impose specified requirements for certification as a seaport security officer; creating the Seaport Security Officer Qualification, Training, and Standards Coordinating Council under the Department of Law Enforcement; providing membership and organization of the council; providing terms of members; providing duties and authority of the council; requiring the Department of Education to develop curriculum recommendations and specifications of the council into initial and continuing education and training programs for certification as a seaport security officer; providing requirements and procedures with respect to such training programs; providing requirements and procedures with respect to certification as a seaport security officer; providing requirements for renewal of inactive or revoked certification; creating s. 311.122, F.S.; authorizing each seaport in the state to create a seaport law enforcement agency for its facility; providing requirements of an agency; requiring certification of an agency; providing requirements with respect to the

composition of agency personnel; providing powers of seaport law enforcement agency officers and seaport security officers; creating s. 311.123, F.S.; providing for the creation of a maritime domain security awareness training program; providing purpose of the program; providing requirements for the program training curriculum; creating s. 311.124, F.S.; authorizing seaport security officers to detain persons suspected of trespassing in a designated restricted area of a seaport; providing immunity from specified criminal or civil liability; creating s. 817.021, F.S.; providing a criminal penalty for providing false information in obtaining or attempting to obtain a seaport security identification card; providing an effective date.

By the Committees on Justice Appropriations; Criminal Justice; and Senators Baker, Bennett and Crist—

**CS for CS for SB 212**—A bill to be entitled An act relating to assault or battery on security officers; amending s. 784.07, F.S.; providing for reclassification of an assault or battery on a nonsworn agency inspector, blood alcohol analyst, or breath test operator in specified circumstances or a licensed security officer; providing applicability; providing an effective date.

By the Committees on Justice Appropriations; Criminal Justice; and Senators Wise and King—

**CS for CS for SB 214**—A bill to be entitled An act relating to dart-firing stun guns; amending s. 790.001, F.S.; defining the term “dart-firing stun gun” for purposes of ch. 790, F.S., relating to weapons and firearms; deleting the definition of the term “remote stun gun”; amending ss. 790.01 and 790.053, F.S., relating to the carrying of concealed weapons and the open carrying of weapons; conforming provisions to the change in the definition made by the act to authorize the carrying of a dart-firing stun gun for purposes of lawful self-defense; amending s. 790.054, F.S.; providing that it is a third-degree felony to use a dart-firing stun gun against an on-duty law enforcement officer; creating s. 943.1717, F.S.; providing circumstances during which law enforcement, correctional, and correctional probation officers may employ a dart-firing stun gun; requiring the Criminal Justice Standards and Training Commission to establish standards for instruction in the use of dart-firing stun guns; requiring that a minimum number of hours in such training be included in the basic-skills course required for certain certifications; requiring certain officers who have not received training in the use of dart-firing stun guns and who are authorized to carry dart-firing stun guns to receive training; requiring annual training for certain officers; providing an effective date.

By the Committees on Justice Appropriations; Judiciary; and Senators Margolis, King, Smith, Rich, Campbell, Saunders, Haridopolos, Aronberg and Wilson—

**CS for CS for SB 250**—A bill to be entitled An act relating to human trafficking; amending s. 787.06, F.S.; providing legislative findings and intent; defining the term “financial harm”; redefining the term “forced labor or services” to include circumstances involving the use of fraud or coercion against a person, the use of certain debt practices, and the destruction, concealing, or withholding of a person’s identification documents; providing for attempted human trafficking to be an equal crime to human trafficking; prohibiting knowingly benefiting financially or receiving anything of value from human trafficking when the trafficked person engages in forced labor or services; providing criminal penalties; amending s. 772.102, F.S.; expanding the definition of the term “criminal activity” to include the offense of human trafficking and the offense of sex trafficking for purposes of seeking civil remedies for criminal offenses; amending s. 772.104, F.S.; revising a civil cause of action relating to injuries by reason of criminal activity; providing for alternative damages for violations relating to sex trafficking and human trafficking; amending s. 895.02, F.S.; redefining the term “racketeering activity” to include the offense of human trafficking for purposes of the Florida RICO Act; reenacting ss. 16.56(1)(a), 655.50(3)(g), 896.101(2)(g), and 905.34, F.S., relating to the authority of the Office of the Statewide Prosecutor, the definition of “specified unlawful activity” in a law prohibiting money laundering in financial institutions and in the Florida

Money Laundering Act, and the subject matter jurisdiction of a statewide grand jury, to incorporate the amendments made to s. 895.02, F.S., in references thereto; providing an effective date.

By the Committee on Transportation; and Senators Dockery and Wilson—

**CS for SB 254**—A bill to be entitled An act relating to transportation facility designations; designating Osun’s Village and African Caribbean Cultural Arts Corridor in Miami-Dade County; designating Burl Marler Walkway in Okaloosa County; designating Dr. Phillip A. Payne Bridge in Escambia County; designating Carlos C. Lopez-Aguilar Way, Reverend Samuel Atchison Boulevard, Toussaint L’Ouverture Boulevard, and the Adam Leigh Cann Building in Miami-Dade County; repealing s. 6, ch. 2003-296, Laws of Florida, relating to a prior designation of Toussaint L’Ouverture Boulevard; designating A.B. Martin Street in Miami-Dade County; designating Senator N. Ray Carroll Memorial Interchange in Osceola County; designating Leighton Lee Baker Memorial Highway in Lake County; designating Trinch Boulevard in Broward County; designating John Van Waters Memorial Highway in Pasco County; designating Emilio Ochoa Boulevard in Miami-Dade County; designating Eddie Mae Steward Avenue, Mary L. Austin Jones Avenue, Flossie Brunson Avenue, Robert L. Brown, Sr., Highway, and Barbara Van Blake Parkway in Duval County; designating MaVynne “The Beach Lady” Betsch Highway in Nassau County; designating Brian D. Little Road in Okaloosa County; designating John Land Apopka Expressway in Orange County; designating the replacement bridge over Lake Jesus on State Road 46 near Sanford as the “George C. Means Memorial Bridge”; designating a portion of State Road 520 in Brevard County as the “Patrick D. Smith Causeway”; designating the Charles M. Parker Bridge in Bay County; designating Rosa Parks Memorial Highway in Alachua and Marion Counties; designating Veterans Memorial Parkway in Hamilton County; directing the Department of Transportation to erect suitable markers; designating the Austin Dewey Gay Memorial Agricultural Inspection Station in Escambia County; directing the Department of Agriculture and Consumer Services to erect markers; providing an effective date.

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

**CS for SB 274**—A bill to be entitled An act relating to defibrillators in state parks; creating s. 258.0165, F.S.; encouraging state parks to have a functioning automated external defibrillator; requiring training, maintenance, and location registration; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Division of Recreation and Parks to adopt rules; providing an appropriation; providing an effective date.

By the Committees on Justice Appropriations; Criminal Justice; and Senators Baker, Smith, Posey, Crist, Bennett and Atwater—

**CS for CS for SB 276**—A bill to be entitled An act relating to vehicle crashes; creating the “Justin McWilliams ‘Justice For Justin’ Act”; amending s. 316.027, F.S.; requiring the driver of a vehicle involved in a crash occurring on public or private property that results in injury of a person to immediately stop the vehicle and remain at the scene; providing an exception for a crash within a closed-course motorsport facility; providing that failure to stop the vehicle and remain at the scene by the driver of a vehicle involved in a crash occurring on public or private property which results in the death of a person is a first-degree felony; providing penalties; amending s. 921.0022, F.S.; revising felony classification in the Criminal Punishment Code offense severity ranking chart for specified violations; providing an effective date.

By the Committees on Justice Appropriations; Criminal Justice; and Senator Campbell—

**CS for CS for SB 360**—A bill to be entitled An act relating to the Commission on Capital Cases; amending s. 27.701, F.S.; specifying that the capital collateral regional counsels are a part of the legislative

branch; providing for the appointment of the capital collateral regional counsels by the President of the Senate and the Speaker of the House of Representatives; amending s. 27.702, F.S.; removing the requirement that the Justice Administrative Commission provide administrative support to the capital collateral regional counsels; amending s. 27.709, F.S.; specifying that the Commission on Capital Cases is a part of the legislative branch; authorizing the Commission on Capital Cases to sponsor continuing legal education programs devoted specifically to capital cases; amending s. 27.710, F.S.; specifying criteria that a private attorney must satisfy in order to be eligible to be appointed as counsel in a postconviction capital collateral proceeding; providing that a judge may appoint an attorney who does not meet the appointment criteria if exceptional circumstances exist; providing that an attorney may be removed from the capital collateral registry if the attorney does not meet the criteria; directing the executive director of the commission to remove an attorney from the registry if the attorney fails to timely file an executed contract; requiring a private attorney appointed by a court to represent a capital defendant to submit a report each quarter to the commission; requiring that the executive director remove an attorney from the registry if the attorney does not submit the report within a specified time; requiring that an attorney make reasonable efforts to assist the person under a sentence of death in finding an attorney under certain circumstances; amending s. 27.711, F.S.; providing that an attorney who is listed on the registry and representing at least one capital defendant is entitled to tuition and expenses for continuing legal education courses; providing that an attorney may represent no more than 7 inmates in capital postconviction cases at any one time; authorizing a trial judge to award fees exceeding those set by law; requiring a judge intending to award such fees to make specific written findings of fact; amending s. 216.011, F.S.; providing that the capital collateral regional counsels are not a state agency; providing an effective date.

By the Committee on Judiciary; and Senators Diaz de la Portilla, King, Jones, Bennett, Smith, Baker, Alexander, Atwater, Dockery, Fasano, Crist, Webster, Sebesta, Margolis, Bullard, Clary, Posey, Wilson, Saunders, Pruitt and Lawson—

**CS for SB 492**—A bill to be entitled An act relating to violent video games; providing legislative intent; providing definitions; prohibiting a person from selling or renting a video game to a minor, or allowing a minor to play a video game in a video arcade, if the video game has been labeled as a violent video game; providing exceptions to the prohibition; providing that having requested identification from a person purchasing a video game or playing a video game in a video arcade is an affirmative defense to any action filed under the act; requiring that each violent video game that is imported into or distributed in this state for retail sale, rental, or playing in a video arcade, be labeled in a specified manner; authorizing an enforcing authority to commence a civil action to seek injunctive relief to restrain or enjoin a person from violating the act or to impose a civil penalty; providing that attorney's fees may be awarded under certain circumstances; directing that any civil penalty recovered be deposited into the General Revenue Fund; providing that a violation of the act is a misdemeanor; providing an effective date.

By the Committee on Justice Appropriations; and Senator Aronberg—

**CS for SB 508**—A bill to be entitled An act relating to sexual predators; amending s. 775.21, F.S.; redefining the terms "permanent residence" and "temporary residence" in order to reduce the number of consecutive days and days in the aggregate which constitute the residence of a sexual predator for purposes of requirements that the predator register with the Department of Law Enforcement, the sheriff's office, or the Department of Corrections; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Health Care—

**CS for SB 516**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding supplemental rebate agreements; amending s. 409.91196, F.S., which provides an exemption from public-records requirements for the rebate amount, percent of rebate, manufacturer's pricing, and supplemental rebate held by

the Agency for Health Care Administration relative to a preferred drug list established by the agency and an exemption from public-meetings requirements for that portion of a meeting of the Medicaid Pharmaceutical and Therapeutics Committee at which such rebate amounts, percent of rebates, manufacturer's pricing, and supplemental rebates are discussed; making editorial changes; removing superfluous provisions; requiring that a record of an exempt portion of a meeting be made and maintained; removing the scheduled repeal of the exemption; providing an effective date.

By the Committees on Government Efficiency Appropriations; Commerce and Consumer Services; and Senators Saunders and Lynn—

**CS for CS for SB 624**—A bill to be entitled An act relating to economic development; amending s. 212.08, F.S.; conforming provisions to the revision creating designated urban job tax credit areas; amending s. 212.097, F.S.; revising provisions providing for an urban job tax credit program to apply to designated urban job tax credit areas rather than high-crime areas; revising and providing definitions, eligibility criteria, application procedures and requirements, and area characteristics and criteria; amending s. 220.1895, F.S., to conform; deleting an obsolete provision; amending s. 288.99, F.S.; conforming provisions to the revision creating designated urban job tax credit areas; providing an effective date.

By the Committees on Transportation and Economic Development Appropriations; Governmental Oversight and Productivity; and Senator Constantine—

**CS for CS for SB 634**—A bill to be entitled An act relating to the Commission for the Transportation Disadvantaged; amending s. 427.012, F.S.; revising the membership of the commission; establishing term limits; directing each member of the commission to serve without regional bias; providing qualifications for appointment to membership on the commission; providing for nonvoting advisory members; requiring candidates for appointment to the commission to meet certain standards for background screening; requiring the Department of Transportation to inform the commission if a candidate fails to meet the screening standards; providing that costs of screening be borne by the department or the candidate for appointment; authorizing the commission to appoint technical working groups; amending s. 427.013, F.S.; requiring the commission to develop an allocation methodology to equitably distribute transportation funds under the control of the commission to counties, community transportation coordinators, or other entities providing services to the transportation disadvantaged; prescribing requirements for the methodology; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Community Affairs—

**CS for SB 662**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding local government managers; amending s. 119.071, F.S.; narrowing the public records exemption for personal identifying information of current or former human resource, labor relations, or employee relations directors, assistant directors, managers, or assistant managers of any local government agency or water management district with specified duties and the spouses and children of such personnel; removing the scheduled repeal of the exemption under the Open Government Sunset Review Act; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Community Affairs—

**CS for SB 664**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding code enforcement officers; amending s. 119.071, F.S.; narrowing the public records exemption for personal identifying information of current and former code enforcement officers and the spouses and children of such officers; re-

moving the scheduled repeal of the exemption under the Open Government Sunset Review Act; providing an effective date.

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By the Committees on Justice Appropriations; Judiciary; Criminal Justice; and Senator Bennett—

**CS for CS for CS for SB 688**—A bill to be entitled An act relating to custody of criminal defendants; amending s. 907.04, F.S.; providing that arrestees in the custody of the Department of Corrections at the time of arrest be retained in the department's custody pending disposition of the charge or until the expiration of the arrestee's original sentence of imprisonment; requiring application of specified provisions if an arrested state prisoner's presence is required in court; providing an effective date.

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By the Committees on Governmental Oversight and Productivity; and Transportation—

**CS for SB 712**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding motor vehicle crash reports; amending s. 316.003, F.S.; revising the definition of "victim services programs" to include only organizations that are qualified for nonprofit status under s. 501(c)(3) of the United States Internal Revenue Code and have a valid consumer's certificate of exemption issued to the organization by the Department of Revenue; amending s. 316.066, F.S., which provides an exemption from public records requirements for required motor vehicle crash reports that reveal the identity, home or employment telephone number, or home or employment address of, or other personal information concerning, parties involved in a motor vehicle crash and that are held by any agency that regularly receives or prepares information from or concerning the parties to motor vehicle crashes; creating a public-records exemption for uniform traffic citations related to a motor vehicle crash; providing that such citations be made immediately available to certain parties; reorganizing provisions, making editorial and conforming changes, and removing superfluous language; providing for the future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; amending ss. 324.051 and 921.0022, F.S.; conforming cross-references; providing an effective date.

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By the Committee on Judiciary; and Senators Wilson, Miller, Lawson and Hill—

**CS for SB 796**—A bill to be entitled An act relating to the testing of inmates for HIV infection in county and municipal detention facilities; amending s. 951.27, F.S.; authorizing counties and municipalities to participate in a program to test each inmate for HIV before the inmate is released if the inmate's HIV status is unknown; providing certain exceptions; requiring that certain county and municipal detention facilities notify the Department of Health and the county health department in the county where the inmate plans to reside following release if the inmate is HIV positive; requiring certain detention facilities to provide special transitional assistance to an inmate who is HIV positive; providing for immunity for complying entities; amending s. 381.004, F.S.; providing that informed consent is not required for an HIV test of an inmate before the inmate's release from a municipal or county detention facility; providing an effective date.

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

**CS for SB 826**—A bill to be entitled An act relating to trust funds; terminating certain specified trust funds within the Department of Agriculture and Consumer Services and transferring the funds to other trust funds in the department; renaming trust funds within the Department of Agriculture and Consumer Services, the Department of the Lottery, and the Division of Administrative Hearings in the Department of Management Services; transferring certain accounts within the Grants and Donations Trust Fund of the Department of Management Services to the Operating Trust Fund of the Department of Management Services; amending ss. 215.20, 550.2625, 550.2633, 570.382, 215.22, 589.277,

24.114, 24.120, 24.121, 403.518, 403.5365, 403.9421, 552.40, 282.22, 287.042, 287.1345, and 287.057, F.S.; conforming provisions to changes made by the act; reenacting s. 550.0351(4), F.S., relating to charity racing days, to incorporate the amendments made to s. 550.2625, F.S., in a reference thereto; reenacting ss. 43.16(1) and 570.07(41), F.S., relating to exempting the Justice Administrative Commission from certain fees and authorizing the use of the on-line procurement system of the Department of Agriculture and Consumer Services, respectively, to incorporate the amendments made to s. 287.057, F.S., in references thereto; providing effective dates.

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By the Committees on Community Affairs; Domestic Security; and Senator Diaz de la Portilla—

**CS for CS for SB 860**—A bill to be entitled An act relating to emergency preparedness; creating s. 399.036, F.S.; requiring an owner, managing entity, or operator of a specified residential multifamily dwelling to have at least one public elevator that is capable of operating on an alternate generated power source following certain disasters and emergencies; requiring that the alternate generated power source be capable of powering a connected fire alarm system; requiring elevators to be prewired to accept alternate generated power; requiring the alternate power supply to be sufficient to provide emergency lighting to certain portions of the building used by the public; requiring a residential multifamily dwelling to have a generator and fuel source available on the property or proof of a guaranteed service contract; requiring a local building inspector to provide verification of certain engineering plans and capabilities for alternate generated power to the emergency management director of the county by certain dates; requiring a newly constructed residential multifamily dwelling to have an alternate generated power source for use following a disaster or emergency; requiring a local building inspector to provide certain engineering plans for alternate generated power to the emergency management director prior to occupancy of the building; requiring an owner, managing entity, or operator to maintain a written emergency operations plan and a log of inspections; requiring an owner, managing entity, or operator to keep a generator key near an installed generator unit; requiring an elevator inspector to confirm required capabilities and a contract for contingent services; prescribing additional requirements with respect to funding and emergency evacuation for certain dwellings for persons age 62 and older; providing an effective date.

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By the Committees on Environmental Preservation; Communications and Public Utilities; and Senators Constantine, Aronberg, Dockery, Atwater, Baker, Diaz de la Portilla, Bennett, Klein, Campbell, Bullard and Wilson—

**CS for CS for SB 888**—A bill to be entitled An act relating to energy; creating the Florida Energy Commission, which is located within the Office of Legislative Services for administrative purposes; providing for the membership of the commission; providing for appointment, terms of office, and qualifications of members; providing for voting members to be reimbursed for per diem and travel expenses; providing for meetings of the commission; authorizing the commission to employ staff; requiring that the commission develop policy recommendations concerning specified issues which are based on specified guidelines; requiring an annual report to the Governor, Cabinet, and Legislature; requiring a report to the Governor, the Cabinet, and the Legislature regarding the reduction of greenhouse gasses in the state; transferring all powers, functions, records, personnel, property, and unexpended balances of appropriations of the state energy program within the Department of Environmental Protection to the Florida Energy Commission; requiring a study and a report to the Governor and Legislature concerning the electric transmission grid; providing legislative findings and intent; providing for contracts on Florida renewable energy; providing for a tax credit; creating s. 377.801, F.S.; creating the "Florida Renewable Energy Technologies and Energy Efficiency Act"; creating s. 377.802, F.S.; stating the purpose of the act; creating s. 377.803, F.S.; providing definitions; creating s. 377.804, F.S.; creating the Renewable Energy Technologies Grants Program; providing program requirements and procedures, including matching funds; creating s. 377.805, F.S.; creating the Energy Efficient Appliance Rebate Program; providing program requirements, procedures, and limitations; creating s. 377.806, F.S.; creating the Solar Energy System Incentives Program; providing definitions; providing for

solar development funding; creating the solar photovoltaic incentive program; providing eligibility requirements; providing rebate amounts; creating the solar thermal incentive program; providing for eligibility; providing rebate amounts; providing rulemaking authority to the Public Service Commission; requiring the Florida Solar Energy Center to certify the performance of solar equipment sold and installed in the state; amending s. 212.08, F.S.; providing definitions for the terms "biodiesel" and "ethanol"; providing tax exemptions for the sale or use of certain energy efficient products; providing eligibility requirements and tax credit limits; directing the department to adopt rules; directing the department to determine and publish certain information relating to such exemptions; amending s. 213.053, F.S.; authorizing the Department of Revenue to share certain information with the Department of Environmental Protection for specified purposes; amending s. 220.02, F.S.; providing the order of application of the renewable energy technologies investment tax credit; creating s. 220.192, F.S.; establishing a corporate tax credit for certain costs related to renewable energy technologies; providing eligibility requirements and credit limits; providing certain authority to the Department of Environmental Protection and the Department of Revenue; directing the Department of Environmental Protection to determine and publish certain information; creating ss. 220.193 and 212.099, F.S.; establishing renewable energy production tax credits; providing definitions; authorizing the Department of Revenue to adopt rules for claiming the tax credits; creating s. 220.194, F.S.; establishing the renewable energy production tax credit; providing definitions; providing a tax credit for utilities against sales of renewable Florida energy pursuant to an approved renewable energy project or contract; providing for the carryforward of unused tax credits; authorizing the Department of Revenue to adopt rules; amending s. 220.13, F.S.; providing an addition to the definition of "adjusted federal income"; amending s. 186.801, F.S.; revising the provisions of electric utility 10-year site plans to include the effect on fuel diversity; amending s. 366.04, F.S.; revising the safety standards for public utilities; amending s. 366.05, F.S.; authorizing the Public Service Commission to adopt certain construction standards and make certain determinations; amending s. 403.503, F.S.; revising and providing definitions applicable to the Florida Electrical Power Plant Siting Act; amending s. 403.504, F.S.; providing the Department of Environmental Protection with additional powers and duties relating to the Florida Electrical Power Plant Siting Act; amending s. 403.5055, F.S.; revising provisions for certain permits associated with applications for electrical power plant certification; amending s. 403.506, F.S.; revising provisions relating to applicability and certification of certain power plants; amending s. 403.5064, F.S.; revising provisions for distribution of applications and schedules relating to certification; amending s. 403.5065, F.S.; revising provisions relating to the appointment of administrative law judges; amending s. 403.5066, F.S.; revising provisions relating to the determination of completeness for certain applications; creating s. 403.50663, F.S.; authorizing certain local governments and regional planning councils to hold an informational public meeting; providing requirements and procedures therefor; creating s. 403.50665, F.S.; requiring local governments to file certain land use determinations; providing requirements and procedures therefor; repealing s. 403.5067, F.S.; relating to the determination of sufficiency for certain applications; amending s. 403.507, F.S.; revising required statement provisions for affected agencies; amending s. 403.508, F.S.; revising provisions related to land use and certification proceedings; requiring certain notice; amending s. 403.509, F.S.; revising provisions related to the final disposition of certain applications; providing requirements and provisions with respect thereto; amending s. 403.511, F.S.; revising provisions related to the effect of certification for the construction and operation of proposed power plants; providing that issuance of certification meets certain consistency requirements; creating s. 403.5112, F.S.; requiring filing of notice for certified corridor routes; providing requirements and procedures with respect thereto; creating s. 403.5113, F.S.; authorizing postcertification amendments for power plant site certification applications; providing requirements and procedures with respect thereto; amending s. 403.5115, F.S.; requiring certain public notice for activities related to power plant site application, certification, and land use determination; providing requirements and procedures with respect thereto; directing the Department of Environmental Protection to maintain certain lists and provide copies to of certain publications; amending s. 403.513, F.S.; revising provisions for judicial review of appeals related to power plant site certification; amending s. 403.516, F.S.; revising provisions relating to modification of certification for power plant sites; amending s. 403.517, F.S.; revising the provisions relating to supplemental applications for certain power plant sites; amending s. 403.5175, F.S.; revising provisions relating to existing power plant site certification; revising the procedure for reviewing and

processing applications; requiring additional information to be included in certain applications; amending s. 403.518, F.S.; revising the allocation of proceeds from certain fees collected; providing for reimbursement of certain expenses; directing the Department of Environmental Protection to establish rules for determination of certain fees; eliminating certain operational license fees; providing that applications for power plant certification be processed under laws applicable at the time the application is filed; providing exceptions; amending s. 403.519, F.S.; directing the Public Service Commission to consider fuel diversity and reliability in certain determinations; amending s. 403.52, F.S.; changing the short title to the "Florida Electric Transmission Line Siting Act"; amending s. 403.521, F.S.; revising legislative intent; amending s. 403.522, F.S.; revising definitions; defining the terms "licensee" and "maintenance and access roads"; amending s. 403.523, F.S.; revising powers and duties of the Department of Environmental Protection; requiring the department to collect and process fees, to prepare a project analysis, to act as clerk for the siting board, and to administer and manage the terms and conditions of the certification order and supporting documents and records; amending s. 403.524, F.S.; revising provisions for applicability, certification, and exemptions under the act; revising provisions for notice by an electric utility of its intent to construct an exempt transmission line; amending s. 403.525, F.S.; providing for powers and duties of the administrative law judge designated by the Division of Administrative Hearings to conduct the required hearings; amending s. 403.5251, F.S.; revising application procedures and schedules; providing for the formal date of filing an application for certification and commencement of the certification review process; requiring the department to prepare a proposed schedule of dates for determination of completeness and other significant dates to be followed during the certification process; providing for the formal date of application distribution; requiring the applicant to provide notice of filing the application; amending s. 403.5252, F.S.; revising timeframes and procedures for determination of completeness of the application; requiring the department to consult with affected agencies; revising requirements for the department to file a statement of its determination of completeness with the Division of Administrative Hearings, the applicant, and all parties within a certain time after distribution of the application; revising requirements for the applicant to file a statement with the department, the division, and all parties, if the department determines the application is not complete; providing for the statement to notify the department whether the information will be provided; revising timeframes and procedures for contests of the determination by the department; providing for parties to a hearing on the issue of completeness; amending s. 403.526, F.S.; revising criteria and procedures for preliminary statements of issues, reports, and studies; revising timeframes; requiring that the preliminary statement of issues from each affected agency be submitted to the department and the applicant; revising criteria for the Department of Community Affairs' report; requiring the Department of Transportation, the Public Service Commission, and any other affected agency to prepare a project report; revising required content of the report; providing for notice of any nonprocedural requirements not listed in the application; providing for failure to provide such notification; providing for a recommendation for approval or denial of the application; providing that receipt of an affirmative determination of need is a condition precedent to further processing of the application; requiring that the department prepare a project analysis to be filed with the administrative law judge and served on all parties within a certain time; amending s. 403.527, F.S.; revising procedures and timeframes for the certification hearing conducted by the administrative law judge; revising provisions for notices and publication of notices, public hearings held by local governments, testimony at the public-hearing portion of the certification hearing, the order of presentations at the hearing, and consideration of certain communications by the administrative law judge; requiring the applicant to pay certain expenses and costs; requiring the administrative law judge to issue a recommended order disposing of the application; requiring that certain notices be made in accordance with specified requirements and within a certain time; requiring the Department of Transportation to be a party to the proceedings; providing for the administrative law judge to cancel the certification hearing and relinquish jurisdiction to the Department of Environmental Protection upon request by the applicant or the department; requiring the department and the applicant to publish notice of such cancellation; providing for parties to submit proposed recommended orders to the department when the certification hearing has been canceled; providing that the department prepare a recommended order for final action by the siting board when the hearing has been canceled; amending s. 403.5271, F.S.; revising procedures and timeframes for consideration of proposed alternate corridors; revising notice requirements; providing for notice of the filing of the alternate corridor and revised time schedules; providing

for notice to agencies newly affected by the proposed alternate corridor; requiring the person proposing the alternate corridor to provide all data to the agencies within a certain time; providing for a determination by the department that the data is not complete; providing for withdrawal of the proposed alternate corridor upon such determination; requiring that agencies file reports with the applicant and the department which address the proposed alternate corridor; requiring that the department file with the administrative law judge, the applicant, and all parties a project analysis of the proposed alternate corridor; providing that the party proposing an alternate corridor has the burden of proof concerning the certifiability of the alternate corridor; amending s. 403.5272, F.S.; revising procedures for informational public meetings; providing for informational public meetings held by regional planning councils; revising timeframes; amending s. 403.5275, F.S.; revising provisions for amendment to the application prior to certification; amending s. 403.528, F.S.; providing that a comprehensive application encompassing more than one proposed transmission line may be good cause for altering established time limits; amending s. 403.529, F.S.; revising provisions for final disposition of the application by the siting board; providing for the administrative law judge's or department's recommended order; amending s. 403.531, F.S.; revising provisions for conditions of certification; amending s. 403.5312, F.S.; requiring the applicant to file notice of a certified corridor route with the department; amending s. 403.5315, F.S.; revising the circumstances under which a certification may be modified after the certification has been issued; providing for procedures if objections are raised to the proposed modification; creating s. 403.5317, F.S.; providing procedures for changes proposed by the licensee after certification; requiring the department to determine within a certain time if the proposed change requires modification of the conditions of certification; requiring notice to the licensee, all agencies, and all parties of changes that are approved as not requiring modification of the conditions of certification; creating s. 403.5363, F.S.; requiring publication of certain notices by the applicant, the proponent of an alternate corridor, and the department; requiring the department to adopt rules specifying the content of such notices; amending s. 403.5365, F.S.; revising application fees and the distribution of fees collected; revising procedures for reimbursement of local governments and regional planning organizations; amending s. 403.537, F.S.; revising the schedule for notice of a public hearing by the Public Service Commission in order to determine the need for a transmission line; providing that the commission is the sole forum in which to determine the need for a transmission line; amending ss. 373.441, 403.061, 403.0876, and 403.809, F.S.; conforming terminology to changes made by the act; repealing ss. 403.5253 and 403.5369, F.S., relating to determination of sufficiency of application or amendment to the application and the application of the act to applications filed before a certain date; creating s. 570.954, F.S.; providing a short title; providing legislative findings; providing purposes; providing definitions; establishing the Farm to Fuel Grants Program; providing criteria for distribution of grants; authorizing appointment of an advisory council; providing purposes; providing membership; authorizing the department to adopt rules; providing an appropriation; creating s. 220.195, F.S.; providing certain tax credits for certain producers of ethanol and biodiesel; authorizing the Department of Revenue to adopt certain rules relating to the tax credits; providing for future repeal of the tax credits; requiring a report to the Governor and Legislature; providing an effective date.

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By the Committee on Health Care; and Senators Constantine, Peaden, Villalobos, Posey, Garcia, Webster, Diaz de la Portilla, Baker, Margolis, Haridopolos, Bullard, King, Wilson, Hill and Dawson—

**CS for SB 918**—A bill to be entitled An act relating to medical schools; creating s. 1004.384, F.S.; authorizing a college of medicine at the University of Central Florida; creating s. 1004.385, F.S.; authorizing a college of medicine at Florida International University; providing an effective date.

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By the Committee on Health Care; and Senator Peaden—

**CS for SB 926**—A bill to be entitled An act relating to drug distribution; amending s. 499.0121, F.S.; removing an expiration date on a provision relating to prescription drug recordkeeping; requiring that certain information be provided by certain prescription drug wholesalers to drug recipients; requiring drug manufacturers to file a list of authorized dis-

tributors with the department; requiring the department to publish certain information; providing an effective date.

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By the Committee on Government Efficiency Appropriations; and Senators Fasano and King—

**CS for SB 962**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.052, F.S.; deleting an exception to an exemption from the tax for research or development costs; amending s. 212.08, F.S.; deleting provisions providing an exemption on account of use for machinery and equipment used for research and development; exempting machinery and equipment used predominantly for research and development activities; providing definitions; authorizing the Department of Revenue to adopt rules administering and implementing the exemption; providing requirements and procedures for claiming the exemption; requiring an affidavit to be given by a taxpayer claiming entitlement to the exemption; providing penalties for fraudulently claiming the exemption; providing recordkeeping requirements; providing an effective date.

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By the Committees on Education Appropriations; Judiciary; and Senator Margolis—

**CS for CS for SB 1030**—A bill to be entitled An act relating to charter schools; creating s. 1002.335, F.S.; providing findings and intent; establishing the Florida Schools of Excellence Commission as a charter school authorizing entity; providing for startup funds; providing for membership of the commission; providing powers and duties of the commission, including serving as a sponsor of charter schools, approving certain entities to act as cosponsors, approving or denying applications for Florida Schools of Excellence (FSE) charter schools, and developing standards for and evaluating the performance of charter schools; requiring collaboration with municipalities, state universities, community colleges, and regional educational consortia as cosponsors for FSE charter schools; providing requirements for approval of cosponsors by the commission; providing components of required cosponsor agreements; providing causes for revocation of approval of a cosponsor; providing for FSE charter school application and review procedures; authorizing existing charter schools to apply as FSE charter schools; providing for application of specified provisions of law; requiring access to information by parents; requiring the commission to submit an annual report; requiring rule-making; amending s. 1002.33, F.S.; providing that the sponsor of a charter school is not liable for civil damages for certain actions; providing that the duty to monitor a charter school shall not be the basis for a private cause of action; prescribing limits on immunities of a charter school sponsor; providing that nothing related to a sponsor's duties shall be considered a waiver of sovereign immunity by a sponsor; providing requirements with respect to the right to appeal a charter school application denial; expanding a school district's immunity from assumption of contractual debts; requiring that a charter school meet class size requirements; revising provisions relating to reporting of charter school student enrollment for purposes of funding; revising requirements relating to charter school facilities created to mitigate a certain educational impact; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Health Care; Community Affairs; Domestic Security; and Senators Diaz de la Portilla and Wise—

**CS for CS for CS for CS for SB 1058**—A bill to be entitled An act relating to emergency management; amending s. 252.355, F.S.; specifying additional entities and agencies that are required to provide registration information to persons with disabilities or special needs for purposes of inclusion within the registry of persons with special needs maintained by local emergency management agencies; providing that the Department of Community Affairs shall be the designated lead agency responsible for community education and outreach to the general public, including persons with special needs, regarding registration as a person with special needs, special needs shelters, and general information regarding shelter stays; requiring the department to disseminate educational and outreach information through local emergency management offices; requiring the department to coordinate community educa-

tion and outreach related to special needs shelters with specified agencies and entities; providing that special needs shelters must allow persons with special needs to bring service animals into special needs shelters; revising provisions with respect to the required notification of residential utility customers of the availability of the special needs registration program; providing that specified confidential and exempt information relating to registration of persons with special needs be provided to the Department of Health and local law enforcement agencies; creating s. 252.3568, F.S.; requiring the Division of Emergency Management to address evacuation of persons with pets in the shelter component of the state comprehensive emergency management plan; creating s. 252.357, F.S., requiring the Florida Comprehensive Emergency Management Plan to permit the Agency for Health Care Administration to make initial contact with each nursing home and assisted living facility in a disaster area; requiring the agency to annually publish an emergency telephone number that may be used by nursing homes and assisted living facilities to contact the agency; amending s. 252.385, F.S., relating to public shelter space; requiring the Division of Emergency Management of the Department of Community Affairs to biennially prepare and submit a statewide emergency shelter plan to the Governor and the Cabinet for approval; providing plan requirements; requiring the Department of Health to provide specified assistance to the division; revising those facilities which are excluded as being suitable for use as public hurricane evacuation shelters; requiring local emergency management agencies to inspect a designated facility prior to activation to determine its readiness; amending s. 381.0303, F.S.; providing for the operation, maintenance, and closure of special needs shelters; providing that local Children's Medical Services offices shall assume lead responsibility for specified coordination with respect to the development of a plan for the staffing and medical management of pediatric special needs shelters; requiring such plans to conform to the local comprehensive emergency management plan; requiring county governments to assist the Department of Health with nonmedical staffing and operation of special needs shelters; requiring local health departments and emergency management agencies to coordinate such efforts to ensure appropriate staffing; providing that the appropriate county health department, Children's Medical Services office, and local emergency management agency shall jointly determine the responsibility for medical supervision in a special needs shelter; providing notification requirements; requiring local emergency management agencies to be responsible for the infrastructure and closure of special needs shelters; requiring the emergency management agency and the local health department to coordinate efforts to ensure appropriate designation, operation, and infrastructure in special needs shelters; providing that a county health department is not prohibited from entering into an alternative agreement with a local emergency management agency to assume the lead responsibility for special needs shelter supplies and equipment; providing that state employees with a preestablished role in disaster response are subject to serve in times of disaster in specified capacities; requiring the Secretary of Elderly Affairs to convene multiagency special needs shelter discharge planning teams to assist local areas that are severely impacted by a natural or manmade disaster that requires the use of special needs shelters; providing duties and responsibilities of such discharge planning teams; providing for the inclusion of specified state agency representatives on each discharge planning team; revising provisions relating to reimbursement of health care practitioners; providing for eligibility of specified health care facilities for reimbursement when a multiagency special needs shelter discharge planning team discharges persons with special needs to such receiving facilities; providing procedures and requirements with respect to such reimbursement; requiring the department to specify by rule expenses that are reimbursable and the rate of reimbursement for services; revising provisions which prescribe means of and procedures for reimbursement; disallowing specified reimbursements; revising provisions with respect to the organization, role, duties, and composition of the special needs shelter interagency committee; requiring the department to adopt specified rules with respect to special needs shelters; providing requirements with respect to emergency management plans submitted to a county health department by a home health agency, nurse registry, hospice, or home medical equipment provider; amending ss. 400.492, 400.497, 400.506, 400.610, and 400.934, F.S.; revising requirements with respect to the comprehensive emergency management plans of home health agencies, nurse registries, and hospices, and providing such requirements with respect to home medical equipment providers, to include the means by which continuing services will be provided to patients who evacuate to special needs shelters; authorizing the establishment of links to local emergency operations centers for specified purposes; providing actions that constitute abandonment of a patient; providing sanctions for abandonment; revising requirements of a county

health department with respect to review of a comprehensive emergency management plan submitted by a home health agency, nurse registry, or hospice, and providing such requirements with respect to a home medical equipment provider; providing requirements upon failure to submit a plan or requested information to the department; providing for imposition of a fine; revising requirements of the Department of Health with respect to review of the plan of a home health agency, nurse registry, or hospice that operates in more than one county, and providing such requirements with respect to a home medical equipment provider that operates in more than one county; providing that the preparation and maintenance of a comprehensive emergency management plan by a home medical equipment provider is a requirement for licensure and must meet minimum criteria established by the Agency for Health Care Administration; providing plan requirements; providing that the plan is subject to review and approval by the county health department; requiring each home medical equipment provider to maintain a current prioritized list of patients who need continued services during an emergency; amending s. 400.925, F.S.; defining "life-supporting or life-sustaining equipment" for purposes of pt. X of ch. 400, F.S., relating to home medical equipment providers; amending s. 400.935, F.S.; requiring the Agency for Health Care Administration to adopt rules with respect to the comprehensive emergency management plan prepared by a home medical equipment services provider; amending s. 408.831, F.S.; providing that entities regulated or licensed by the Agency for Health Care Administration may exceed their licensed capacity to act as a receiving facility under specified circumstances; providing requirements while such entities are in an overcapacity status; providing for issuance of an inactive license to such licensees under specified conditions; providing requirements and procedures with respect to the issuance and reactivation of an inactive license; providing fees; providing an effective date.

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By the Committee on Community Affairs; and Senator Miller—

**CS for SB 1066**—A bill to be entitled An act relating to development orders; creating s. 288.1075, F.S.; defining the term "development order"; providing for certain public notice by the applicant for a development order that could pose a significant health risk to the public; providing for certain public notice and authorizing public workshops when the proposed development could cause heightened public concern or the regulatory body expects its approval of the development order to result in an appeal; providing an effective date.

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By the Committee on Governmental Oversight and Productivity; and Senators Jones, Lawson, Campbell and Aronberg—

**CS for SB's 1086 and 1604**—A bill to be entitled An act relating to building designations; designating a building located at the University of South Florida St. Petersburg as "H. William Heller Hall"; directing the University of South Florida St. Petersburg to erect suitable markers; designating a building in Lee County as the Joseph P. D'Alessandro Office Complex; directing the Department of Management Services to erect suitable markers; designating the John M. McKay Visitors Pavilion at the John and Mabel Ringling Museum of Art at the Florida State University Center for Cultural Arts; designating the Reubin O'D. Askew Student Life Center, the Sherrill Williams Ragans Hall, the John Thrasher Building, the Mike Martin Field at Dick Howser Stadium, and the JoAnne Graf Softball Field at Florida State University; authorizing Florida State University to erect markers; designating the Powell Family Structures and Materials Laboratory, the Steinbrenner Band Hall, the Jim and Alexis Pugh Hall, and the L. E. "Red" Larson Dairy Science Building at the University of Florida; directing the University of Florida to erect suitable markers; designating the Kleist Health Education Center, the Herbert J. Sugden Hall, Holmes Hall, and Lutgert Hall at Florida Gulf Coast University; directing Florida Gulf Coast University to erect suitable markers; designating the new alumni center at the Boca Raton campus of Florida Atlantic University as the "Marleen and Harold Forkas Alumni Center"; directing Florida Atlantic University to erect suitable markers; designating the art museum at the University Park campus of Florida International University as the "Patricia and Phillip Frost Art Museum"; directing Florida International University to erect suitable markers; designating the John S. Curran, M.D., Children's Health Center at the University of South Florida; directing the University of South Florida to erect suitable markers; designating the Florida Center for Solid and Hazardous Waste Management as the "William W.

'Bill' Hinkley Center for Solid and Hazardous Waste Management"; directing the Department of Environmental Protection to erect suitable markers; designating the FAMU-FSU College of Engineering Building as the "Herbert F. Morgan Building"; authorizing Florida Agricultural and Mechanical University and Florida State University to erect markers; designating the School of Business and Industry Building at Florida Agricultural and Mechanical University as the "Sybil C. Mobley Business Building"; providing for the erection of markers; designating the Allied Health Building at Florida Agricultural and Mechanical University as the "Margaret W. Lewis/Jacqueline B. Beck Allied Health Building"; providing for the erection of markers; designating the Architecture Building at Florida Agricultural and Mechanical University as the "Walter L. Smith Architecture Building"; providing for the erection of markers; designating the Archives Building at Florida Agricultural and Mechanical University as the "Carrie Meek/James N. Eaton, Sr., Southeastern Regional Black Archives Research Center and Museum"; designating the Multipurpose Classroom Building Number 46 at the University of North Florida as "Hodges Stadium"; authorizing the University of North Florida to erect markers; providing effective dates.

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By the Committees on General Government Appropriations; Environmental Preservation; and Senator Baker—

**CS for CS for SB 1090**—A bill to be entitled An act relating to the regulation of wells; amending s. 373.323, F.S.; authorizing licensed water well contractors to facilitate performance of additional work incidental to the construction, repair, or abandonment of a water well; amending s. 373.324, F.S.; requiring the Department of Environmental Protection to include an administrative fee in its license-renewal method prescribed by rule; waiving continuing education requirements for license renewal of certain water well contractors; providing exemptions from continuing education requirements for water well contractors on active military duty and their spouses; amending s. 373.333, F.S.; increasing the amount of the administrative fine a water management district may impose for certain water well contracting violations; allowing the water management district to impose an administrative fine against unlicensed water well contractors; providing an effective date.

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By the Committee on Commerce and Consumer Services; and Senator King—

**CS for SB 1136**—A bill to be entitled An act relating to public-records exemptions; amending s. 288.1067, F.S.; expanding the public-records exemption for incentive programs to include the Innovation Incentive Program under s. 288.1089, F.S.; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

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By the Committee on Community Affairs; and Senator Constantine—

**CS for SB 1196**—A bill to be entitled An act relating to impact fees; creating s. 163.31801, F.S.; creating the "Florida Impact Fee Act"; providing legislative intent; requiring that an impact fee meet certain specified requirements concerning calculation of the fee, affordable housing, accounting for revenues and expenditures, provision of notice, collection of administrative costs, and the application of credits; amending s. 201.15, F.S.; revising criteria governing distribution of the excise tax on documents to the State Housing Trust Fund and the Local Government Housing Trust Fund; providing effective dates.

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By the Committees on General Government Appropriations; Environmental Preservation; and Senators Dockery, Clary, Smith and Lawson—

**CS for CS for SB 1226**—A bill to be entitled An act relating to land acquisition; amending s. 201.15, F.S.; providing that taxes distributed to pay debt service on Preservation 2000 bonds, Florida Forever bonds, and Save Our Everglades bonds shall be collectively distributed on a pro rata basis; deleting obsolete provisions; amending s. 215.619, F.S.; providing that Everglades restoration bonds are on a parity basis with other land acquisition bonds; amending s. 259.032, F.S.; authorizing the use

of funds in the Conservation and Recreation Lands Trust Fund for management, maintenance, and capital improvements for conservation and recreation lands, including lands acquired under the Babcock Crescent B Ranch Florida Forever acquisition; revising requirements for the development of an individual land management plan; amending s. 259.1051, F.S.; conforming the distribution of funds from the Florida Forever Trust Fund; creating s. 259.1052, F.S.; providing for the acquisition of the state's portion of the Babcock Crescent B Ranch; providing a definition; granting authority to the Department of Environmental Protection to distribute funds for the acquisition of the Babcock Crescent B Ranch; creating s. 259.10521, F.S.; authorizing the creation of a citizen support organization; providing duties and responsibilities; providing an appropriation; providing effective dates.

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

**CS for CS for SB 1368**—A bill to be entitled An act relating to the Financial Literacy Council; creating the council; providing purposes; providing for membership; providing for meetings, procedures, and records; providing powers and duties of the council; providing for resources of the council; requiring that any funds received by the council be deposited in the Administrative Trust Fund; providing for expiration of the council; requiring annual reports to the Governor and Legislature; providing a contingent appropriation; providing for construction; providing a limitation on expenditures of certain grant funds; providing an effective date.

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By the Committees on Governmental Oversight and Productivity; and Regulated Industries—

**CS for SB 1530**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 569.215, F.S., relating to an exemption from the public-records law which is provided for certain business information concerning the tobacco-settlement agreement; defining the term "trade secrets" for purposes of the exemption; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions that provide for repeal of the exemption; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Communications and Public Utilities; and Senators Constantine and Argenziano—

**CS for CS for SB 1542**—A bill to be entitled An act relating to the Public Counsel; amending s. 350.0611, F.S.; providing additional authority to the Public Counsel, including the authority to provide legal representation to, and to appear on behalf of, the state and its political subdivisions as consumers of communications services and utility services, to receive, investigate, and take legal action upon complaints involving communications services not within the jurisdiction of the Public Service Commission, to appear before state and federal agencies to enhance terms and conditions of utility and communications services, and to analyze and report on pending legislation relevant to utility and communications services; providing an effective date.

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By the Committee on Communications and Public Utilities; and Senator Constantine—

**CS for SB 1544**—A bill to be entitled An act relating to telecommunications carriers of last resort; amending s. 364.025, F.S.; providing definitions; providing that a local exchange telecommunications company obligated to serve as the carrier of last resort is not obligated to provide basic local telecommunications service to customers in a multitenant business or residential property under certain circumstances; requiring the local exchange telecommunications company to notify the Public Service Commission when it is relieved of the obligation to provide service; providing for the local exchange telecommunications company to request a waiver of its carrier of last resort obligation from the commission; providing for carrier of last resort obligation to apply when

specified conditions cease to exist; providing for effect of the act on the commission's jurisdiction; providing an effective date.

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By the Committee on Health Care; and Senator Atwater—

**CS for SB 1548**—A bill to be entitled An act relating to hospices; amending s. 400.601, F.S.; revising the definition of the term “hospice”; amending s. 400.602, F.S.; requiring that a hospice state the year of initial licensure in the state; prescribing the manner and placement of such notification; deleting provisions authorizing the transfer of certain hospices and the acquisition of additional licenses; amending s. 400.606, F.S.; requiring the Agency for Health Care Administration to deny a license or renewal of a license to hospices that fail to meet certain conditions; amending s. 400.6105, F.S.; requiring a hospice to use trained volunteers and to document and report certain volunteer information; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the Legislature; providing legislative intent; providing that the Department of Elderly Affairs, in conjunction with the agency and all hospices licensed in the state, develop certain outcome measures; providing for adoption of national initiatives; requiring an annual report; providing for severability; providing an effective date.

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By the Committee on Government Efficiency Appropriations; and Senators Haridopolos, Bullard, Alexander, King, Baker, Constantine, Fasano, Wise, Dockery, Lynn, Jones, Bennett, Posey, Diaz de la Portilla and Atwater—

**CS for SB 1554**—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 textbooks from the tax; providing requirements; providing definitions; providing a sales tax exemption on the rental, lease, or granting of a license for the use of real property by certain bookstore operations at a postsecondary educational institution; providing an effective date.

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By the Committee on Judiciary; and Senator Wise—

**CS for SB 1748**—A bill to be entitled An act relating to juvenile justice; reorganizing ch. 985, F.S.; providing new section numbers and part titles; amending s. 985.01, F.S., relating to purposes and intent for the chapter; amending s. 985.02, F.S., relating to the legislative intent for the juvenile justice system; revising a reference and cross-references to conform; amending s. 985.03, F.S., relating to definitions for the chapter; amending, renumbering, and revising references and cross-references to conform; creating s. 985.0301, F.S., relating to the jurisdiction of the juvenile court; amending and renumbering s. 985.201, F.S.; amending and renumbering a provision of s. 985.219, F.S., that relates to such jurisdiction; revising references and cross-references to conform; creating s. 985.032, F.S., relating to legal representation for delinquency cases; renumbering s. 985.202, F.S.; creating s. 985.033, F.S., relating to the right to counsel; amending and renumbering s. 985.203, F.S.; revising references to conform; creating s. 985.035, F.S., relating to open hearings; renumbering s. 985.205, F.S.; creating s. 985.036, F.S., relating to the rights of victims in juvenile proceedings; amending and renumbering s. 985.206, F.S.; providing for the release of certain information to victims; creating s. 985.037, F.S., relating to punishment for contempt of court and alternative sanctions; amending and renumbering s. 985.216, F.S.; revising provisions relating to contempt of court; creating s. 985.039, F.S., relating to cost of supervision and care; amending and renumbering s. 985.2311, F.S.; amending and renumbering s. 985.04, F.S.; clarifying a provision relating to the release of certain information; revising references and cross-references to conform; creating s. 985.045, F.S., relating to court records; amending and renumbering s. 985.05, F.S.; revising references and cross-references to conform; creating s. 985.046, F.S., relating to the statewide information-sharing system and interagency workgroup; renumbering s. 985.06, F.S.; creating s. 985.047, F.S., relating to information systems; renumbering s. 985.08, F.S.; creating s. 985.101, F.S., relating to taking a child into custody; amending and renumbering s. 985.207, F.S.; creating s. 985.105, F.S., relating to intake and case management; renumbering a provision of s. 985.215, F.S., relating to transporting a child who has

been taken into custody; revising a reference and cross-references to conform; creating s. 985.105, F.S., relating to youth custody officers; amending and renumbering s. 985.2075, F.S.; creating s. 985.11, F.S., relating to fingerprinting and photographing; amending and renumbering s. 985.212, F.S.; revising a cross-reference to conform; creating s. 985.115, F.S., relating to release or delivery from custody; amending and renumbering provisions of s. 985.211, F.S., that relate to such release or delivery; revising cross-references to conform; creating s. 985.12, F.S., relating to civil citations; amending and renumbering s. 985.301, F.S.; revising a cross-reference to conform; creating s. 985.125, F.S., relating to prearrest or postarrest diversion programs; renumbering s. 985.3065, F.S.; creating s. 985.13, F.S., relating to probable cause affidavits; amending and renumbering provisions of s. 985.211, F.S., that relate to probable cause affidavits and certain requirements upon the taking of a child into custody; revising cross-references to conform; creating s. 985.135, F.S., relating to juvenile assessment centers; amending and renumbering s. 985.209, F.S.; creating s. 985.14, F.S., relating to the intake and case management system; amending, renumbering, and redesignating provisions of s. 985.21, F.S., that relate to intake and case management; revising cross-references to conform; creating s. 985.145, F.S., relating to the responsibilities of the juvenile probation officer during intake and to screenings and assessments; amending and redesignating provisions of s. 985.21, F.S., that relate to such responsibilities, screenings, and assessments; revising cross-references to conform; creating s. 985.15, F.S., relating to filing decisions in juvenile cases; revising cross-references to conform; creating s. 985.155, F.S., relating to neighborhood restorative justice; renumbering s. 985.303, F.S.; creating s. 985.16, F.S., relating to community arbitration; amending and renumbering s. 985.304, F.S.; revising a reference to conform; creating s. 985.18, F.S., relating to medical, psychiatric, psychological, substance abuse, and educational examination and treatment; renumbering s. 985.224, F.S.; redesignating a provision of s. 985.215, F.S., that relates to comprehensive evaluations of certain youth; creating s. 985.185, F.S., relating to evaluations for dispositions; amending and renumbering provisions of s. 985.229, F.S., that relate to such evaluations; creating s. 985.19, F.S., relating to incompetency in juvenile delinquency cases; renumbering s. 985.223, F.S.; creating s. 985.195, F.S., relating to transfer to other treatment services; renumbering s. 985.418, F.S.; creating s. 985.24, F.S., relating to the use of detention and to prohibitions on the use of detention; renumbering provisions of s. 985.213, F.S., that relate to the use of detention; renumbering s. 985.214, F.S.; creating s. 985.245, F.S., relating to the risk assessment instrument; amending and renumbering a provision of s. 985.213, F.S., that relates to such instrument; revising cross-references to conform; creating s. 985.25, F.S., relating to detention intake; amending, renumbering, and redesignating provisions of s. 985.215, F.S., that relate to detention intake; revising cross-references to conform; creating s. 985.255, F.S., relating to detention criteria and detention hearings; amending and renumbering a provision of s. 985.215, F.S., that relates to such criteria and hearings; revising cross-references to conform; creating s. 985.26, F.S., relating to length of detention; amending, renumbering, and redesignating provisions of s. 985.215, F.S., that relate to length of detention; revising cross-references to conform; creating s. 985.265, F.S., relating to detention transfer and release, education of juvenile offenders while in detention or on detention status, and holding of juvenile offenders in adult jails; amending and renumbering provisions of s. 985.215, F.S., that relate to transfer, release, and holding juvenile offenders in adult jails; renumbering a provision of s. 985.213, F.S., that relates to education of juvenile offenders while in detention or on detention status; revising references and cross-references to conform; creating s. 985.27, F.S., relating to postcommitment detention of juvenile offenders while such offenders are awaiting residential placement; amending and redesignating provisions of s. 985.215, F.S., that relate to such detention; limiting the use of such detention; revising references to “detention” to clarify that such term means “secure detention” in certain circumstances; creating s. 985.275, F.S., relating to the detention of an escapee; amending and renumbering s. 985.208, F.S.; revising a cross-reference to conform; creating s. 985.318, F.S., relating to petitions; renumbering s. 985.218, F.S.; creating s. 985.319, F.S., relating to process and service; renumbering provisions of s. 985.219, F.S., that relate to process and service; creating s. 985.325, relating to prohibitions against threatening or dismissing employees; amending and renumbering s. 985.22, F.S.; revising cross-references to conform; creating s. 985.331, F.S., relating to court and witness fees; renumbering s. 985.221, F.S.; creating s. 985.335, F.S., relating to answering a petition; renumbering s. 985.222, F.S.; creating s. 985.345, F.S., relating to delinquency pretrial intervention programs; renumbering s. 985.306, F.S.; creating s. 985.35, F.S., relating to adjudicatory hearings, withholding of adjudication, and orders of adjudication;

amending and renumbering s. 985.228, F.S.; repealing a provision prohibiting a person from possessing a firearm in certain circumstances; revising a reference and cross-references to conform; creating s. 985.43, F.S., relating to predisposition reports and other evaluations; amending and renumbering provisions of s. 985.229, F.S., that relate to such reports and evaluations; revising cross-references to conform; creating s. 985.433, F.S., relating to disposition hearings in delinquency cases; amending and renumbering s. 985.23, F.S.; clarifying who is considered a party to a juvenile case; specifying who must be given an opportunity to comment on the issue of disposition; revising cross-references to conform; amending a provision of s. 985.231, F.S., relating to requirement of written disposition orders; creating s. 985.435, F.S., relating to probation, postcommitment probation, and community service; amending and redesignating a provision of s. 985.231, F.S., relating to probation, postcommitment probation, and community control; creating s. 985.437, F.S., relating to restitution; revising a reference and cross-reference to conform; creating s. 985.439, F.S., relating to violations of probation or postcommitment probation; revising cross-references to conform; creating s. 985.441, F.S., relating to commitment; providing a requirement for commitment of a child as a juvenile sexual offender; revising cross-references to conform; creating s. 985.442, F.S., relating to the form of commitment; renumbering s. 985.232, F.S.; creating s. 985.445, F.S., relating to disposition of delinquency cases involving grand theft of a motor vehicle; amending and redesignating a provision of s. 985.231, F.S., that relates to disposition in such cases; creating s. 985.45, F.S., relating to liability and remuneration for work; amending and redesignating a provision of s. 985.231, F.S., that relates to liability and remuneration; creating s. 985.455, F.S., relating to other dispositional issues; amending and redesignating provisions of s. 985.231, F.S., that relate to determination of sanctions, rehabilitation programs, and certain contact with the victim subsequent to disposition; redesignating provisions of s. 985.231, F.S., that specify the duration of commitment and suspension of disposition; revising a cross-reference to conform; creating s. 985.46, F.S., relating to conditional release; amending and renumbering s. 985.316, F.S.; revising a cross-reference to conform; creating s. 985.465, F.S., relating to juvenile correctional facilities and juvenile prisons; amending and renumbering s. 985.313, F.S.; creating s. 985.47, F.S., relating to serious and habitual juvenile offenders; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; amending and renumbering s. 985.31, F.S.; revising a reference and cross-references to conform; creating s. 985.475, F.S., relating to juvenile sexual offenders; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; revising a cross-reference to conform; amending and renumbering a provision of s. 985.231, F.S., that relates to such offenders; revising cross-references to conform; creating s. 985.48, F.S., relating to juvenile sexual offender commitment programs and sexual abuse intervention networks; renumbering s. 985.308, F.S.; creating s. 985.483, F.S., relating to intensive residential treatment programs for juvenile offenders less than 13 years of age; amending and renumbering a provision of s. 985.03, F.S., that relates to such offenders; amending and renumbering s. 985.311, F.S.; revising cross-references to conform; creating s. 985.486, F.S., relating to the prerequisites for commitment of juvenile offenders less than 13 years of age to intensive residential treatment programs; amending and renumbering s. 985.312, F.S.; revising cross-references to conform; creating s. 985.489, F.S., relating to boot camp for children; amending and renumbering s. 985.309, F.S.; revising cross-references to conform; creating s. 985.494, F.S., relating to commitment programs for juvenile felony offenders; amending and renumbering s. 985.314, F.S.; revising cross-references to conform; creating s. 985.511, F.S., relating to the child's right to counsel and the cost of representation; creating s. 985.512, F.S., relating to the powers of the court with respect to certain children; renumbering s. 985.204, F.S.; creating s. 985.513, F.S., relating to the powers of the court over parents or guardians at disposition of the child's case; amending and redesignating provisions of s. 985.231, F.S., that relate to such powers; revising cross-references to conform; creating s. 985.514, F.S., relating to the responsibilities of the parents or guardians of a child for certain fees related to the cost of care; revising a cross-reference to conform; creating s. 985.534, F.S., relating to appeals in juvenile cases; renumbering s. 985.234, F.S.; creating s. 985.535, F.S., relating to time for taking appeal by the state; renumbering s. 985.235, F.S.; creating s. 985.536, F.S., relating to orders or decisions when the state appeals; renumbering s. 985.236, F.S.; creating s. 985.556, F.S., relating to voluntary and involuntary waivers of juvenile court jurisdiction and hearings for such waivers; amending and renumbering s. 985.226, F.S.; revising cross-references to conform; creating s. 985.557, F.S., relating to discretionary and mandatory criteria for the direct filing of an information against a juvenile offender in the criminal division of

the circuit court; amending and renumbering s. 985.227, F.S.; revising cross-references to conform; creating s. 985.56, F.S., relating to indictment of juvenile offenders; amending and renumbering s. 985.225, F.S.; revising a reference and cross-references to conform; creating s. 985.565, F.S., relating to powers, procedures, and alternatives available to the court when sentencing juvenile offenders prosecuted as adults; amending, renumbering, and redesignating provisions of s. 985.233, F.S., that relate to such powers, procedures, and alternatives; revising cross-references to conform; creating s. 985.57, F.S., relating to the transfer of children from the Department of Corrections to the Department of Juvenile Justice; renumbering s. 985.417; creating s. 985.601, F.S., relating to administering the juvenile justice continuum; renumbering provisions of s. 985.404, F.S., that relate to such administration; amending and renumbering s. 985.4043, F.S.; creating s. 985.6015, F.S., relating to the Shared County/State Juvenile Detention Trust Fund; creating s. 985.605, F.S., relating to requirements for prevention service programs; amending and renumbering s. 985.3045, F.S.; revising cross-references to conform; creating s. 985.606, F.S., relating to requirements for agencies and entities providing prevention services; amending and renumbering s. 985.3046, F.S.; revising a cross-reference to conform; creating s. 985.61, F.S., relating to criteria for early delinquency intervention programs; renumbering s. 985.305, F.S.; creating s. 985.614, F.S., relating to interagency cooperation for children who are locked out of their homes; amending and renumbering s. 985.2066, F.S.; creating s. 985.618, F.S., relating to educational and career-related programs; amending and renumbering s. 985.315, F.S.; revising a cross-reference to conform; creating s. 985.622, F.S., relating to a multiagency plan for vocational education; renumbering s. 985.3155, F.S.; creating s. 985.625, F.S., relating to literacy programs for juvenile offenders; amending and renumbering s. 985.317, F.S.; revising a cross-reference to conform; creating s. 985.629, F.S., relating to contracts for the transfer of Florida children in federal custody; renumbering s. 985.419, F.S.; creating s. 985.632, F.S., relating to quality assurance and cost-effectiveness; renumbering s. 985.412, F.S.; creating s. 985.636, F.S., relating to the Office of the Inspector General within the Department of Juvenile Justice; renumbering s. 985.42, F.S.; creating s. 985.64, F.S., relating to the authority of the Department of Juvenile Justice to adopt rules; amending and renumbering s. 985.405, F.S.; creating s. 985.644, F.S., relating to the contracting powers and the personnel standards and screening requirements of the Department of Juvenile Justice; renumbering a provision of s. 985.01, F.S., that relates to such powers; renumbering s. 985.407, F.S.; creating s. 985.648, F.S., relating to consultants; renumbering s. 985.408, F.S.; creating s. 985.652, F.S., relating to participation of certain juvenile programs in the State Risk Management Trust Fund; renumbering s. 985.409, F.S.; creating s. 985.66, F.S., relating to juvenile justice training academies, the Juvenile Justice Standards and Training Commission, and the Juvenile Justice Trust Fund; amending and renumbering s. 985.406, F.S.; revising a cross-reference to conform; creating s. 985.664, F.S., relating to juvenile justice circuit boards and juvenile justice county councils; amending and renumbering s. 985.4135, F.S.; revising a cross-reference to conform; creating s. 985.668, F.S., relating to innovation zones; renumbering s. 985.416, F.S.; creating s. 985.672, F.S., relating to direct-support organizations; renumbering s. 985.4145, F.S.; creating s. 985.676, F.S., relating to community juvenile justice partnership grants; amending and renumbering s. 985.415, F.S.; revising cross-references to conform; creating s. 985.682, F.S., relating to studies and criteria for siting juvenile facilities; amending and renumbering s. 985.41, F.S.; creating s. 985.686, F.S., relating to shared county and state responsibility for juvenile detention; renumbering s. 985.2155, F.S.; creating s. 985.688, F.S., relating to administering county and municipal delinquency programs and facilities; amending and renumbering s. 985.411, F.S.; revising a cross-reference to conform; creating s. 985.69, F.S., relating to one-time startup funding for juvenile justice purposes; renumbering s. 985.4075, F.S.; creating s. 985.692, F.S., relating to the Juvenile Welfare Trust Fund; renumbering s. 985.4041, F.S.; creating s. 985.694, F.S., relating to the Juvenile Care and Maintenance Trust Fund; renumbering s. 985.4042, F.S.; creating s. 985.701, F.S., relating to prohibiting sexual misconduct, reporting requirements, and penalties; renumbering s. 985.4045, F.S.; creating s. 985.711, F.S., relating to penalties for the introduction, removal, or possession of certain articles; renumbering s. 985.4046, F.S.; creating s. 985.721, F.S., relating to escapes from secure detention or residential commitment facilities; amending and renumbering s. 985.3141, F.S.; revising a cross-reference to conform; creating s. 985.731, F.S., relating to sheltering or aiding unmarried minors; renumbering s. 985.2065, F.S.; creating s. 985.801, F.S., relating to legislative findings, policy, and implementation of the Interstate Compact on Juveniles; renumbering s. 985.501, F.S.; creating s. 985.802, F.S., relating to execution of the interstate

compact; renumbering s. 985.502, F.S.; creating s. 985.803, F.S., relating to the administrator of the juvenile compact; renumbering s. 985.503, F.S.; creating s. 985.804, F.S., relating to supplementary agreements to the compact; renumbering s. 985.504, F.S.; creating s. 985.805, F.S., relating to financial arrangements related to the compact; renumbering s. 985.505, F.S.; creating s. 985.806, F.S., relating to the responsibilities of state departments, agencies, and officers; renumbering s. 985.506, F.S.; creating s. 985.807, F.S., relating to procedures in addition to those provided under the compact; renumbering s. 985.507, F.S.; creating s. 985.8025, F.S., relating to the State Council for Interstate Juvenile Offender Supervision; renumbering s. 985.5023, F.S.; repealing ss. 985.215(6), 985.231(1)(b), (c), (f), and (i), and (2) and 985.233(4)(d), F.S.; amending ss. 29.004, 29.008, 253.025, 318.21, 397.334, 400.953, 419.001, 435.04, 790.115, 790.22, 921.0022, 938.10, 943.053, 943.0582, 943.0585, 943.059, 948.51, 958.046, 960.001, 984.03, 984.05, 984.09, 984.226, 1003.52, 1006.08, 1006.13, and 1012.797, F.S.; conforming cross-references; providing an effective date.

By the Committees on Government Efficiency Appropriations; Education; Health Care; and Senators Saunders, Fasano and Klein—

**CS for CS for CS for SB 1826**—A bill to be entitled An act relating to biomedical research; providing legislative intent; amending s. 20.435, F.S.; authorizing the use of funds in the Biomedical Research Trust Fund for the purposes of the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program; amending s. 215.5602, F.S.; revising the membership and the method for appointing members to the Biomedical Research Advisory Council; requiring the council to award grants for cancer research through the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program; providing for the repeal of s. 215.5602, F.S.; requiring the Legislature to review the program prior to the repeal; providing for transition to new appointments; amending s. 381.855, F.S.; revising the membership of the advisory council for the Florida Center for Universal Research to Eradicate Disease; providing for terms of office and the filling of vacancies; providing for officers, meetings, and procedures; providing for transition to new appointments; amending s. 381.921, F.S.; revising a goal of the Florida Cancer Council; creating s. 381.922, F.S.; establishing the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program within the Department of Health; providing the purpose of the program; requiring the program to provide grants for cancer research; providing procedures for awarding cancer research grants; providing for peer-review panels; providing requirements with respect to ethical conduct and conflicts of interest; providing for public records and meetings; requiring an annual report; authorizing the Legislature to annually appropriate funds for the William G. “Bill” Bankhead, Jr., and David Coley Cancer Research Program; providing for the repeal of s. 381.922, F.S.; requiring the Legislature to review the program prior to the repeal; amending s. 381.98, F.S.; providing that a purpose of the Florida Public Health Foundation is to provide services to the Department of Health; allowing the foundation to provide personnel to the department for specified purposes; providing that such personnel are not state employees and are not entitled to state benefits; providing that the foundation may purchase goods, services, and property for use by the department; exempting such purchases from chs. 253, 255, and 287, F.S., and from control by the Department of Environmental Protection or the Department of Management Services; amending s. 561.121, F.S.; redistributing certain funds collected from taxes on alcoholic beverages; amending s. 1004.445, F.S.; revising the method of appointing and filling vacancies on the board of directors of the Johnnie B. Byrd, Sr., Alzheimer’s Center and Research Institute; requiring certain information in the annual report; requiring an annual operating budget; providing procedures for awarding of Alzheimer’s disease research grants; providing for peer-review panels; providing requirements with respect to ethical conduct and conflicts of interest; providing for public records and meetings; providing for the repeal of s. 1004.445, F.S.; requiring the Legislature to review the center and institute prior to the repeal; providing for transition to new appointments; providing an appropriation; providing effective dates.

By the Committee on Community Affairs; and Senator Baker—

**CS for SB 1870**—A bill to be entitled An act relating to pawnbroking; amending s. 539.001, F.S.; providing that local ordinances may not require the payment of any fee or tax related to a pawn transaction or

purchase unless authorized under the Florida Pawnbroking Act; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Smith—

**CS for SB 1912**—A bill to be entitled An act relating to state incentives in enterprise zones; amending ss. 212.096 and 220.181, F.S.; authorizing the Department of Revenue to adopt rules for purposes of transferring certain enterprise zone jobs credits; amending s. 290.007, F.S.; authorizing certain eligible businesses to transfer unused enterprise zone jobs credits; providing requirements and limitations; providing an effective date.

By the Committee on Judiciary—

**CS for SB 1920**—A bill to be entitled An act relating to compensation for wrongful incarceration; authorizing certain individuals to petition a court to determine whether they were actually innocent; requiring clear and convincing evidence to establish that a person was actually innocent; providing criteria for determining whether a person was actually innocent; creating exceptions to the authorization for compensation; authorizing an actually innocent person to apply to the Department of Financial Services for compensation; providing for application procedures; authorizing a compensation amount per year of imprisonment and authorizing a tuition waiver for instruction at state universities, community colleges, and career centers; providing for compensation exceeding a certain amount to be paid in installments over a 10-year period; providing for the forfeiture of unpaid installments upon the conviction of a felony; requiring the release and waiver of any claims against the state prior to payment of compensation; requiring payments of compensation to be processed by the Chief Financial Officer; requiring the Department of Financial Services to request a specific appropriation for funds to pay compensation installments in its legislative budget requests; authorizing the Department of Financial Services to adopt rules; providing an effective date.

By the Committees on Community Affairs; Environmental Preservation; and Senators Aronberg, Baker and Posey—

**CS for CS for SB 1958**—A bill to be entitled An act relating to airboats; amending s. 327.02, F.S.; defining the terms “airboat” and “muffler”; conforming terminology; creating s. 327.391, F.S.; providing for the regulation of airboat operation and equipment; requiring a sound-muffling device, as described; requiring the display of flags, as described; providing penalties; amending s. 327.60, F.S.; prohibiting an ordinance or local law from discriminating against airboats; providing an exception; amending s. 327.73, F.S.; providing penalties; amending s. 327.731, F.S.; providing for mandatory education; amending ss. 320.08, 328.17, 342.07, and 715.07, F.S.; correcting cross-references; amending s. 713.78, F.S.; correcting cross-references and conforming terminology; amending s. 616.242, F.S.; conforming terminology; providing effective dates.

By the Committee on Communications and Public Utilities; and Senator Aronberg—

**CS for SB 2008**—A bill to be entitled An act relating to the communications services tax; amending s. 202.12, F.S.; revising the percentage rate of the tax that is applied to the sales price of certain communications services; providing an effective date.

By the Committees on Criminal Justice; Children and Families; and Senator Baker—

**CS for CS for SB 2010**—A bill to be entitled An act relating to forensic treatment and training; amending s. 916.105, F.S.; revising legislative intent with respect to the treatment or training of defendants who are mentally ill, retarded, or autistic and are committed to the

Agency for Persons with Disabilities; providing that it is the intent of the Legislature to reduce the use of restraint and seclusion on persons who are committed to civil or forensic facilities; amending s. 916.106, F.S.; providing and revising definitions; amending s. 916.107, F.S., relating to the rights of forensic clients; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; revising provisions governing the involuntary treatment of clients; requiring the coordination of services between the department, the agency, and the Department of Corrections; amending s. 916.1075, F.S.; revising definitions; revising certain prohibitions on sexual misconduct involving employees, volunteers, or interns of the Department of Children and Family Services or the Agency for Persons with Disabilities; deleting an exemption; requiring that notice of sexual misconduct be provided to the inspector general of the agency or department; deleting a provision requiring an immediate administrative investigation and notification of a state attorney in certain circumstances; amending s. 916.1081, F.S.; providing that an escape or an attempt to escape from a civil or forensic facility constitutes a second-degree felony; amending s. 916.1085, F.S.; providing for certain prohibitions concerning contraband articles to apply to facilities under the supervision or control of the Agency for Persons with Disabilities; conforming a cross-reference; amending s. 916.1091, F.S.; authorizing the use of chemical weapons by agency personnel; amending s. 916.1093, F.S.; authorizing the agency to enter into contracts and adopt rules; requiring that the department and agency adopt rules pertaining to the use of restraint and seclusion; amending s. 916.111, F.S.; revising provisions governing the training of mental health experts; amending s. 916.115, F.S.; requiring that the court appoint experts to determine the mental condition of a criminal defendant; requiring that the Department of Children and Family Services annually provide the courts with a list of mental health professionals; amending s. 916.12, F.S.; revising provisions governing the evaluation of a defendant's competence to proceed; amending s. 916.13, F.S.; revising conditions under which a defendant may be involuntarily committed for treatment; amending s. 916.145, F.S., relating to charges against a defendant adjudicated incompetent; conforming provisions to changes made by the act; amending s. 916.15, F.S.; clarifying that the determination of not guilty by reason of insanity is made under the Florida Rules of Criminal Procedure; amending s. 916.16, F.S.; providing for the continuing jurisdiction of the court over a defendant involuntarily committed due to mental illness; amending s. 916.17, F.S.; clarifying circumstances under which the court may order the conditional release of a defendant; amending s. 916.301, F.S.; requiring that certain evaluations be conducted by qualified experts; requiring that the Agency for Persons with Disabilities provide the court with a list of available retardation and autism professionals; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the agency; amending s. 916.3012, F.S.; clarifying provisions governing the determination of a defendant's mental competence to proceed; amending s. 916.302, F.S., relating to the involuntary commitment of a defendant; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the agency; requiring that the department and agency submit an evaluation to the court before the transfer of a defendant from one civil or forensic facility to another; amending s. 916.3025, F.S.; clarifying that the committing court retains jurisdiction over a defendant placed on conditional release; providing for the transfer of continuing jurisdiction to another court where the defendant resides; amending s. 916.303, F.S.; clarifying provisions governing the dismissal of charges against a defendant found to be incompetent to proceed due to retardation or autism; amending s. 916.304, F.S.; providing for the conditional release of a defendant to a civil facility; amending ss. 921.137 and 985.223, F.S., relating to provisions governing the imposition of the death sentence upon a mentally retarded defendant and the determination of incompetency in cases involving juvenile delinquency; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending ss. 287.057, 408.036, 943.0585, and 943.059, F.S.; conforming cross-references; providing an effective date.

Education after a specified date; providing for the implementation of the Ready to Work Initiative; amending s. 11.90, F.S.; requiring that the Legislative Budget Commission review proposed federal education plans; amending s. 20.15, F.S.; establishing the Division of Accountability, Research, and Measurement in the Department of Education; repealing s. 446.609, F.S., relating to the "Jobs for Florida's Graduates Act"; amending s. 1000.03, F.S.; specifying that the mission of the state's K-20 education system is to provide rigorous and relevant learning opportunities for students; repealing s. 1000.041, F.S., to conform provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; amending s. 1001.02, F.S.; requiring legislative approval of a revised state plan to implement certain federal requirements; amending s. 1001.03, F.S.; requiring the State Board of Education to facilitate the review of the Sunshine State Standards and provide a report to the Governor and Legislature; requiring the maintenance of a uniform school district personnel classification system; amending s. 1001.10, F.S.; requiring legislative approval of a revised state plan to implement certain federal requirements; creating s. 1001.215, F.S.; creating the Just Read, Florida! Office in the Department of Education; providing duties; amending s. 1001.33, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; amending s. 1001.41, F.S.; requiring district school boards to adopt standards and policies to provide to each student a complete education program; amending s. 1001.42, F.S., relating to requirements of district plans for school improvement; providing requirements for district school boards in developing the plans; repealing s. 1001.51(24), F.S., and amending s. 1001.54, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; requiring each secondary school principal to implement a school redesign component; amending s. 1003.01, F.S.; revising the definition of the terms "special education services" and "career education"; amending s. 1003.05, F.S.; deleting the requirement that certain children receive preference for admission to special academic programs; revising programs defined as "special academic programs" for purposes of such preference; amending s. 1003.21, F.S.; requiring student exit interviews prior to terminating school enrollment; amending s. 1003.415, F.S.; renaming the Middle Grades Reform Act as the "Florida Secondary Schools Redesign Act"; providing legislative purpose and intent; requiring that school boards adopt policies for the secondary school redesign component; providing requirements for the middle school plans and high school plans; requiring each middle school to develop a personalized academic and career plan for each student; requiring that the plan be refined each year; providing requirements for remediation; requiring that the Department of Education provide model personalized academic and career plans; requiring public schools and charter schools to provide a progress monitoring plan for students who score below a specified level on the FCAT; creating s. 1003.4156, F.S.; specifying general requirements for middle school promotion; requiring an intensive reading course under certain circumstances; requiring school district policies for implementation and authorizing alternative methods for progression; amending s. 1003.42, F.S., relating to required instruction; revising the requirements for studying U.S. history and free enterprise; creating s. 1003.428, F.S.; providing revised requirements for high school graduation; specifying the required courses; requiring that certain courses be based on the student's performance on the FCAT; requiring that district school boards establish policies for implementing secondary school reform; requiring the Department of Education to increase the number of courses that are available to school districts; providing for the State Board of Education to adopt rules; amending s. 1003.429, F.S.; revising requirements applicable to selecting an option for accelerated high school graduation; revising required courses for the 3-year standard college preparatory program; deleting provisions authorizing a student to select a 3-year standard career preparatory program; revising requirements for grades that must be earned to participate in the accelerated program; providing for default to the standard graduation requirements in certain circumstances; amending s. 1003.437, F.S.; including middle grades in the uniform grading system; amending s. 1003.491, F.S.; including within career education personal and career plans; creating s. 1003.493, F.S.; defining the term "career and professional academy"; providing academy goals and duties; providing types of career and professional academies; providing for the approval of career education courses as core curricula courses under certain circumstances; creating s. 1003.494, F.S.; requiring the Department of Education to establish a Career High-Skill Occupational Initiative for Career Education (CHOICE) project as a competitive process for the designation of school district participants and CHOICE academies; providing eligibility criteria for such designation; providing duties of school districts and the department; providing for the award to certain school districts of startup

By the Committee on Education—

**CS for SB 2048**—A bill to be entitled An act relating to education; providing guidelines for implementing the E-COMP plan or a comparable performance pay plan, policy, or rule adopted by the State Board of

funds for the development of CHOICE academies; creating s. 1003.495, F.S.; requiring the department to establish a comprehensive career academy project to provide for the designation of comprehensive career academies; providing duties of the department; providing for assessment of academies; amending s. 1003.43, F.S.; requiring district school board student progression plans to provide for the substitution of certain courses for credit requirements for high school graduation; amending ss. 288.9015 and 445.004, F.S.; providing duties of Enterprise Florida, Inc., and Workforce Florida, Inc., to conform; amending s. 1003.57, F.S.; providing guidelines for determining the residency of a student who receives instruction as an exceptional student with a disability; requiring the student's placing authority or parent to pay the cost of such instruction, facilities, and services; providing responsibilities of the Department of Education; providing responsibilities of residential facilities that educate exceptional students with disabilities; providing applicability; creating s. 1003.576, F.S.; requiring the Department of Education to develop an individual education plan form for use in developing and implementing individual education plans for exceptional students; requiring school districts to use the form; amending s. 1003.58, F.S.; correcting a cross-reference; amending s. 1003.62, F.S.; conforming provisions relating to the designation of school grades and differentiated-pay policies; creating s. 1004.64, F.S.; establishing the Florida Center for Reading Research; specifying the duties of the center; amending s. 1006.09, F.S.; conforming a cross-reference; amending s. 1007.21, F.S.; revising the readiness requirements for postsecondary education and the workplace; amending s. 1007.2615, F.S.; revising the date by which a teacher of American Sign Language must be certified; deleting a provision allowing alternative certification; amending s. 1007.271, F.S.; revising the weighting systems for certain high school courses; amending s. 1008.22, F.S.; specifying FCAT grade level and subject area testing requirements; requiring documentation of procedures that ensure test difficulty under certain circumstances; requiring the State Board of Education to conduct concordance studies to determine FCAT equivalencies for high school graduation; deleting a limitation on and specifying requirements for the use of alternative assessments to the grade 10 FCAT; requiring an annual report on student performance; amending s. 1008.25, F.S.; revising requirements for assessment and remediation; requiring that students be provided with strategies for intervention and instruction; repealing s. 1008.301, F.S., relating to a concordance study of FCAT equivalencies for high school graduation; amending s. 1008.31, F.S.; revising goals and measures of the K-20 performance accountability system and requiring data quality improvements; providing for development of reporting or data collection requirements; amending s. 1008.33, F.S.; conforming a cross-reference and provisions relating to the designation of school grades; amending s. 1008.34, F.S.; revising terminology and provisions relating to designation and determination of school grades; providing for the designation of school grades for feeder pattern schools under certain circumstances; requiring that a school performance grade category designation include achievement scores and, by a specified deadline, include learning gains for students seeking a special diploma; specifying use of assessment data with respect to alternative schools; defining the term "home school"; requiring an annual school report card to be published by the department and distributed by school districts; creating s. 1008.341, F.S.; requiring improvement ratings for certain alternative schools; providing the basis for such ratings and requiring annual performance reports; providing for determination of school improvement ratings, identification of learning gains, and eligibility for school recognition awards; requiring the development and distribution of an annual school report card; amending s. 1008.345, F.S.; conforming cross-references and provisions relating to the designation of school grades; amending s. 1011.62, F.S.; providing FTE funding for juveniles enrolled in specified education programs; providing funding for supplemental educational programs; providing funding for supplemental educational services for certain students; conforming cross-references and provisions relating to the designation of school grades; establishing a research-based reading instruction allocation to provide funds for a comprehensive reading instruction system; requiring school district plans for use of the allocation and approval thereof; including the allocation in the total amount allocated to each school district for current operation; amending s. 1011.64, F.S.; conforming terminology and a cross-reference; amending s. 1011.685, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program and implementation of a differentiated-pay policy; amending s. 1011.71, F.S.; correcting a cross-reference; amending s. 1012.21, F.S.; requiring the department to annually post online school district collective bargaining contracts and the salary and benefits of certain personnel; amending s. 1012.22, F.S.; requiring that each school district adopt

a differentiated-pay policy meeting specified criteria; requiring each district school board to annually provide to the department its negotiated collective bargaining contract and the salary and benefits of certain personnel; creating s. 1012.2315, F.S.; providing school district requirements for the assignment of teachers and authorizing incentives; providing procedures for noncompliance; providing requirements relating to collective bargaining; requiring reporting by certain schools; amending s. 1012.27, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program and implementation of a differentiated-pay policy; amending s. 1012.28, F.S.; conforming a cross-reference; amending s. 1012.34, F.S.; conforming provisions relating to deletion of a rigorous reading requirement; amending s. 1012.56, F.S., relating to middle grades certification; encouraging school districts to provide for additional certification for teachers; amending s. 1012.98, F.S., relating to the School Community Professional Development Act; revising the purpose of the professional development system; providing for additional activities; requiring instructional strategies and methods that support rigorous, relevant, and challenging curriculum; providing requirements for followup support and the master plan for inservice activities; providing requirements for the individual professional development plan for instructional employees; requiring the department to disseminate best-practice methods and model professional development programs; creating s. 1012.986, F.S.; providing for a statewide system for the professional development of school leaders consisting of a collaborative network of professional organizations; providing goals of the network; repealing s. 1012.987, F.S., which requires the State Board of Education to adopt rules through which school principals may earn a leadership designation; providing an effective date.

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By the Committee on Health Care; and Senators Peaden and Hill—

**CS for SB 2050**—A bill to be entitled An act relating to the Florida KidCare program; amending s. 409.811, F.S.; defining the terms "Healthy Kids" and "maximum income threshold"; amending s. 409.8132, F.S.; providing that eligibility for the Florida KidCare program be at or below the maximum income threshold rather than a specified percentage of the federal poverty level; amending s. 409.8134, F.S.; conforming provisions to changes made by the act; amending s. 409.814, F.S.; requiring that eligibility for the Florida KidCare program be at or below the maximum income threshold rather than a specified percentage of the federal poverty level; providing that certain specified children are eligible for nonfederal premium assistance for health insurance; providing that a child whose family income is above the maximum income threshold may participate in the Florida KidCare program but is subject to certain conditions; amending s. 409.816, F.S.; conforming a cross-reference; amending s. 409.818, F.S.; requiring the Agency for Health Care Administration to seek approval from the federal Centers for Medicare and Medicaid Services to use the highest maximum income threshold allowed by federal law or regulation, which is up to 300 percent of the most recently stated federal poverty limit; providing an alternative eligibility standard pending approval of the request; amending s. 409.821, F.S., relating to a public-records exemption; specifying that such provision does not prohibit an enrollee's parent or legal guardian from obtaining confirmation of coverage and dates of coverage; amending s. 624.91, F.S.; conforming provisions to changes made by the act; revising the powers of the Florida Healthy Kids Corporation; authorizing participating health and dental plans to develop marketing and other promotional materials and to participate in activities to promote the Florida Healthy Kids Corporation; providing an effective date.

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

**CS for CS for SB 2060**—A bill to be entitled An act relating to the practice of architecture and interior design; amending s. 481.203, F.S.; defining the term "responsible supervising control"; amending s. 481.205, F.S.; authorizing the Board of Architecture and Interior Design to adopt certain rules; amending s. 481.223, F.S.; authorizing certain architects to use the title "Architect, Retired"; authorizing certain interior designers to use the title "Interior Designer, Retired"; providing an effective date.

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By the Committee on Commerce and Consumer Services; and Senators Alexander, King and Klein—

**CS for SB 2084**—A bill to be entitled An act relating to advanced science and technology research; creating s. 1004.226, F.S.; creating the 21st Century Technology, Research, and Scholarship Enhancement Act; providing legislative findings and intent; providing definitions; creating the Florida Technology, Research, and Scholarship Board within the Board of Governors of the State University System; providing for members of the board; providing for terms; providing for board members to be reimbursed for per diem and expenses incurred in the performance of their duties; requiring that the Board of Governors of the State University System provide staff support and other support for the board; requiring that the board provide recommendations for the 21st Century World Class Scholars Program and the Centers of Excellence Program; authorizing the board to form committees and consult with certain other entities; providing for the 21st Century World Class Scholars Program to provide matching funds to state universities to pay salaries and support research in science and technology; providing guidelines for the board to consider in developing its criteria for an award of matching funds; requiring a minimum investment of private funds; specifying the purposes of the Centers of Excellence; identifying the entities that are eligible to submit proposals for a center of excellence; requiring that the board develop criteria for approving proposals to create or expand a Center of Excellence; requiring that the board solicit proposals and notify state universities and research centers of a call for proposals; requiring that a Center of Excellence approved under the act report on its achievement of objectives; requiring certain documentation if funds are approved for a Center of Excellence in excess of a specified amount; requiring that the board submit an annual report to the Governor and Legislature; providing appropriations; providing for carrying forward certain unexpended balances of an appropriation; authorizing additional positions; providing for the future repeal of the act; providing an effective date.

By the Committee on Commerce and Consumer Services—

**CS for SB 2096**—A bill to be entitled An act relating to economic development; requiring the Office of Program Policy Analysis and Government Accountability and the Auditor General to jointly review the Office of Tourism, Trade, and Economic Development, the Black Business Investment Board and its subsidiaries or affiliates, and the black business investment corporations; providing an effective date.

By the Committees on Health Care; and Banking and Insurance—

**CS for CS for SB 2114**—A bill to be entitled An act relating to motor vehicle insurance; reorganizing provisions pertaining to personal injury protection benefits under the Florida Motor Vehicle No-Fault Law for the purpose of clarifying its meaning and intent and for the purpose of better comprehension; amending s. 627.736, F.S.; providing that a self-employed injured person or an injured person owning 25 percent or more interest in an employer offer proof of income and lost wages to insurers as a condition precedent for payment; providing for a statement of earnings; requiring an insured to notify an insurer in writing of election to reserve benefits for lost wages; specifying that such notification takes priority over other claims, except specified hospital liens; providing for Medicaid benefits; requiring the Department of Health to determine by rule tests deemed not to be medically necessary; providing guidance as to criteria to be considered; providing for required payment of benefits; authorizing a parent or legal guardian of an injured minor to complete application for personal injury protection benefits; providing for changes for treatment of injured persons; providing requirements for compliance with billing procedures; specifying the time period within which a health care provider or other specified provider must submit a statement of charges; prohibiting providers from billing an injured person under specified conditions for emergency services and care; requiring insurers to provide specified documents to insureds; requiring that amounts repayable to an insurer include the statutory interest penalty; increasing the time period for an insurer to respond to a demand letter; providing requirements for the production and inspection of an injured person's medical records from a provider; providing that persons notifying insurers of improper billing may obtain a reward; restricting venue for any personal injury protection claim to specified jurisdictions and providing

for costs of transferring venue; amending s. 316.068, F.S.; specifying information to be included in a crash report; creating a rebuttable presumption regarding the existence of passengers; specifying conditions relating to reporting passengers; amending s. 322.26, F.S.; providing an additional circumstance relating to insurance crimes for mandatory revocation of a person's driver's license; amending s. 817.234, F.S.; revising provisions specifying material omission and insurance fraud; prohibiting scheming to create documentation of a motor vehicle crash that did not occur; providing a criminal penalty; amending s. 817.2361, F.S.; providing that creating, marketing, or presenting fraudulent proof of motor vehicle insurance is a felony of the third degree; providing appropriations for law enforcement and investigative personnel in the Division of Insurance Fraud and for assistant state attorney positions in specified circuits; abrogating the repeal of provisions pertaining to the Florida Motor Vehicle No-Fault Law; providing an effective date.

By the Committees on Governmental Oversight and Productivity; and Banking and Insurance—

**CS for SB 2116**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding motor vehicle crash reports; amending s. 316.003, F.S.; revising the definition of "victim services programs" to include only organizations that are qualified for nonprofit status under s. 501(c)(3) of the United States Internal Revenue Code and have a valid consumer's certificate of exemption issued to the organization by the Department of Revenue; amending s. 316.066, F.S., which provides an exemption from public records requirements for equired motor vehicle crash reports that reveal the identity, home or employment telephone number, or home or employment address of, or other personal information concerning, parties involved in a motor vehicle crash and that are held by any agency that regularly receives or prepares information from or concerning the parties to motor vehicle crashes; creating a public-records exemption for uniform traffic citations related to a motor vehicle crash; providing that such citations be made immediately available to certain parties; reorganizing provisions, making editorial and conforming changes, and removing superfluous language; providing for the future review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; amending ss. 324.051 and 921.0022, F.S.; conforming cross-references; providing an effective date.

By the Committee on Judiciary; and Senator King—

**CS for SB 2168**—A bill to be entitled An act relating to eminent domain; creating s. 73.013, F.S.; restricting certain transfers of property taken by eminent domain to certain natural persons or private entities; amending s. 73.021, F.S.; clarifying the burden of proof for a petition of condemnation; providing that the prevention of slums and blight does not satisfy the requirement under the State Constitution that a taking be for a public purpose; amending s. 127.01, F.S.; preempting the power of eminent domain to the state except as otherwise delegated by general law or special act; limiting the power of counties to use eminent domain; requiring consent from certain governmental entities in order to acquire property; providing that the conveyance of property acquired by eminent domain is subject to certain restrictions; enumerating certain authorized uses of eminent domain; prescribing the manner by which a county may exercise its power of eminent domain; amending s. 127.02, F.S.; requiring that a board of county commissioners adopt a resolution in order to acquire a property through the use of eminent domain; amending s. 163.335, F.S.; removing eminent domain from the scope of findings and declarations of necessity under the Community Redevelopment Act; providing that the prevention and elimination of slums and blight does not satisfy the requirement under the State Constitution that a taking be for a public purpose; amending s. 163.340, F.S.; conforming a cross-reference; amending s. 163.345, F.S.; prescribing limitations on the disposition of property related to certain efforts to encourage the participation of private enterprise in community redevelopment; amending s. 163.358, F.S.; clarifying the scope of the power of community redevelopment by a county or municipality and the authority and limitations on delegation to a community redevelopment agency; prohibiting the delegation of the power of eminent domain to a community redevelopment agency; amending s. 163.370, F.S.; clarifying limitations on the exercise of eminent domain in the context of community redevelopment; deleting the authority to delegate the power of eminent domain to a community

redevelopment agency; repealing s. 163.375, F.S., relating to the authority of a county, municipality, or community redevelopment agency to exercise the power of eminent domain in connection with community redevelopment for the purpose of preventing and eliminating slums and blight; amending s. 163.380, F.S.; subjecting the disposal of property acquired by eminent domain within a community redevelopment area to certain restrictions; eliminating the authority to use eminent domain to acquire certain areas adjacent to disposed property; amending s. 166.401, F.S.; preempting the power of eminent domain to the state except as otherwise delegated by general law or special act; limiting the power of municipalities to use eminent domain; providing that the conveyance of property acquired by eminent domain is subject to certain restrictions; prescribing the manner for a municipality to exercise the power of eminent domain; requiring that the governing body of a municipality adopt a resolution in order to acquire a property through the use of eminent domain; amending s. 166.411, F.S.; expanding the authority of a municipality to use eminent domain for purposes related to streets, lanes, alleys, and ways; eliminating the authority of a municipality to use eminent domain for the abatement of nuisances; authorizing the use of eminent domain for other uses and purposes of the same or similar type as those specifically enumerated; providing for application of the act to petitions of condemnation filed on or after the effective date of the act, with certain exceptions; providing an effective date.

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By the Committees on Education; and Judiciary—

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

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By the Committees on Justice Appropriations; Judiciary; and Senator Campbell—

**CS for CS for SB 2188**—A bill to be entitled An act relating to mediation; amending s. 44.1011, F.S.; revising, creating, and deleting definitions; creating s. 44.1015, F.S.; providing standards for conduct of mediation; providing for the role of the mediator and counsel in specified mediations; amending s. 44.102, F.S.; requiring referral of certain cases to mediation; prohibiting certain cases from being referred to mediation; requiring the Supreme Court to maintain a list of certified mediators; amending s. 44.108, F.S.; providing that no mediation fee is required in certain cases; amending s. 61.183, F.S.; requiring the court in certain family law cases to make mediation referrals in accordance with the statute governing court-ordered mediation; providing an effective date.

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By the Committee on Judiciary—

**CS for SB 2234**—A bill to be entitled An act relating to education; creating s. 1008.3455, F.S.; expressing the intent of the Legislature to create a program to enhance failing schools; requiring the Commissioner of Education to develop and submit such a program to the Legislature; prescribing elements of the program; requiring the creation of an advisory committee; requiring consultation with specified entities; requiring an annual report; amending s. 220.187, F.S.; clarifying that the tax credit program applies to students in families having limited financial resources; providing scholarship eligibility to students receiving opportunity scholarships during the 2005-2006 school year for a limited amount of time; providing that a scholarship funding organization may be approved to provide scholarships under two tax credit programs; requiring separate accounting; authorizing scholarship funding organizations to transfer surplus funds between two programs under specified circumstances; creating s. 220.1875, F.S.; providing a purpose; defining terms; prescribing obligations of school districts to inform parents about failing schools; authorizing students at such schools to attend a high-performing school in the same district; providing a credit against the corporate income tax for contributions to nonprofit scholarship-funding organizations; providing limitations; providing for use of such contributions for scholarships for students attending certain failing schools to attend nonpublic schools or public schools in adjacent districts; providing requirements and limitations with respect to scholarships; providing for payment; establishing eligibility for nonpublic school participation; providing for administration by the Department of Revenue and the Department of Education; providing for rules; providing requirements

for deposit of eligible contributions; amending s. 213.053, F.S.; conforming provisions to the creation of the tax credit scholarship program for families of students in failing schools; authorizing the Department of Revenue to share certain tax information with the Department of Education; amending s. 220.02, F.S.; revising legislative intent with respect to the order in which corporate income tax credits are applied to conform to the creation of the tax credit scholarship program for families of students in failing schools; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to account for the creation of the tax credit scholarship program for families of students in failing schools; providing for the credit to be an addition to taxable income; amending s. 220.701, F.S.; directing the Department of Revenue to deposit moneys received through the corporate income tax into the Corporate Income Tax Trust Fund rather than the General Revenue Fund; amending s. 1001.10, F.S.; conforming provisions to the repeal of the Opportunity Scholarship Program; authorizing the Commissioner of Education to prepare and publish reports related to specified tax credit programs; repealing s. 1002.38, F.S., which authorizes the Opportunity Scholarship Program; amending s. 1002.39, F.S., to conform to the repeal of the Opportunity Scholarship Program; providing an effective date.

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By the Committee on Governmental Oversight and Productivity; and Senator Dockery—

**CS for SB 2242**—A bill to be entitled An act relating to driver history records; creating the “Jeffrey Klapatch Act”; amending s. 322.20, F.S.; providing for the Division of Driver Licenses of the Department of Highway Safety and Motor Vehicles to implement a system that provides the adult who signed a minor’s application for a driver’s license with Internet access to the driver history record of the minor; providing for termination of such access; providing an effective date.

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By the Committees on Governmental Oversight and Productivity; Education; Criminal Justice; and Senator Argenziano—

**CS for CS for CS for SB 2280**—A bill to be entitled An act relating to high-risk offenders; amending s. 322.141, F.S.; requiring distinctive markings for driver’s licenses and identification cards issued to persons who are designated as sexual predators or subject to registration as sexual offenders; amending s. 322.212, F.S.; prohibiting the alteration of sexual predator or sexual offender markings on driver’s licenses or identification cards, for which there are criminal penalties; amending s. 775.21, F.S.; requiring sexual predators to obtain a distinctive driver’s license or identification card; amending s. 943.0435, F.S.; requiring sexual offenders to obtain a distinctive driver’s license or identification card; amending s. 944.607, F.S.; requiring specified offenders who are under the supervision of the Department of Corrections but are not incarcerated to obtain a distinctive driver’s license or identification card; amending s. 1012.465, F.S.; amending background screening requirements for certain noninstructional school district employees and contractors; adding noninstructional contractors to those who must meet the screening requirements; defining the terms “noninstructional contractor,” “convicted,” and “school grounds”; creating s. 1012.467, F.S.; providing for the submission of fingerprints; requiring school districts to screen results of criminal records checks; requiring the cost of background screening requirements to be borne by certain parties; providing a cap on fees that may be charged; authorizing the retention of fingerprints; providing a list of violations that such persons must not have committed if they are to satisfy the screening requirements; providing sanctions for failure to meet requirements; providing grounds for contesting denial of access to school grounds; providing reporting requirements; providing that the failure to meet requirements is a misdemeanor of the first degree; allowing certain educational entities to share information derived from checks of criminal history records; authorizing the Department of Law Enforcement to adopt rules; providing immunity from civil or criminal liability; creating s. 1012.468, F.S.; specifying exemptions for contractors; providing criteria and conditions; providing that exempted contractors are subject to a search of certain databases that list sexual predators and sexual offenders; providing consequences of a failure to meet the screening requirements; prohibiting school districts from conducting additional criminal history checks; creating s. 1012.321, F.S.; creating an exception for certain instructional personnel; providing criteria; providing effective dates.

By the Committee on Governmental Oversight and Productivity; and Senator Sebasta—

**CS for SB 2316**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating a temporary exemption from public-records requirements for rejected bids and proposals received by a state agency if the agency reissues the invitation to bid or request for proposals; creating a temporary exemption for a competitive sealed reply in response to an invitation to negotiate; providing an extension of the temporary exemption if the agency reissues the invitation to negotiate; amending s. 286.0113, F.S.; creating an exemption from public-meetings requirements for a negotiation with a vendor; requiring a recording of the meeting; temporarily exempting the recording from disclosure; providing for future legislative review and repeal of such exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Judiciary; and Senator Crist—

**CS for SB 2322**—A bill to be entitled An act relating to cybercrime; creating s. 16.61, F.S.; creating the Cybercrime Office in the Department of Legal Affairs; authorizing the office to investigate certain violations of state law pertaining to the sexual exploitation of children; providing that investigators employed by the office are law enforcement officers of the state; authorizing the Attorney General to carry out certain duties and responsibilities; requiring the Attorney General to provide notice of an arrest to the local sheriff; providing an effective date.

By the Committee on Communications and Public Utilities; and Senator Dockery—

**CS for SB 2332**—A bill to be entitled An act relating to gross receipts taxes on manufacturing; amending s. 203.01, F.S.; providing a tax exemption for electricity sold to manufacturers, after a specified amount in tax has been paid in a calendar year, to the extent that the tax savings are invested in energy conservation measures as specified; providing for calculation of the exemption; defining terms; providing that the exemption is available by refund; authorizing the Department of Revenue to adopt rules relating to the refund procedures; requiring that such refunds be paid from general revenue; providing for retroactivity; providing for future repeal; providing an effective date.

By the Committee on Community Affairs; and Senator Baker—

**CS for SB 2364**—A bill to be entitled An act relating to community redevelopment; amending s. 163.340, F.S.; revising a definition; defining the term “taxing authority”; amending s. 163.346, F.S.; revising criteria for a notice to taxing authorities; creating s. 163.354, F.S.; authorizing a local governing body to adopt a resolution establishing a slum and blight study area under certain circumstances; amending s. 163.360, F.S.; specifying additional procedures required for adoption of community redevelopment plans by the governing body of certain counties for certain community redevelopment agencies; amending s. 163.361, F.S.; specifying additional procedures required for adoption of a modified community redevelopment plan by a governing body of certain counties for certain community redevelopment agencies; amending s. 163.387, F.S.; revising provisions relating to redevelopment trust funds; providing limitations on the amount of tax increment contributions by a taxing authority; providing for alternative methods for determining tax increment requirements by interlocal agreement; amending s. 163.410, F.S.; providing additional requirements for requests for information relating to requests for delegation of certain powers; providing an effective date.

By the Committee on Judiciary; and Senator Argenziano—

**CS for SB 2366**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing that the clerk of the circuit court has no liability for the inadvertent release of certain confidential or exempt information; requiring the clerk of the circuit court to provide notice regarding the inclusion of a social security number or a complete bank account, debit, charge, or credit card number in a court document

or copy of a court document; requiring the county recorder to use his or her best efforts to redact all social security numbers or complete bank account, debit, charge, or credit card numbers from electronic copies of official records documents; providing that the county recorder is not liable for the inadvertent release of certain confidential or exempt information; reenacting s. 1007.35(8)(b), F.S., relating to access to information necessary to evaluate the effectiveness of delivered services from the Florida Partnership for Minority and Underrepresented Student Achievement, to incorporate the amendments made to s. 119.071, F.S., in a reference thereto; providing an effective date.

By the Committees on Criminal Justice; Regulated Industries; and Senators Haridopolos and Crist—

**CS for CS for SB 2412**—A bill to be entitled An act relating to the Division of Alcoholic Beverages and Tobacco; amending s. 20.165, F.S.; requiring each employee serving as a law enforcement officer for the division to meet the qualifications of a law enforcement officer set forth in ch. 943, F.S., for employment or appointment; requiring each such employee to be certified as a law enforcement officer by the Department of Law Enforcement; providing the law enforcement officer with certain powers, authority, and jurisdiction; specifying the primary and secondary responsibilities of law enforcement officers of the division; amending s. 561.422, F.S.; providing for issuance of temporary permits to sell alcoholic beverages upon approval of the local government; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Atwater—

**CS for SB 2656**—A bill to be entitled An act relating to public records; creating s. 288.9961, F.S.; providing an exemption from public-records requirements for information held by the Florida Opportunity Fund that is a trade secret; providing an exemption from public-records requirements for tax identification numbers, analyses of gross receipts, amount of taxes paid, amount of capital investment, amount of employee wages paid, and detailed documentation to substantiate such performance information included in portfolio data pertaining to specific companies within the portfolios of venture capital funds receiving investment from the Florida Opportunity Fund; providing for review and repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Governmental Oversight and Productivity; and Senator Klein—

**CS for SB 2714**—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; requiring an agency head who appoints a designee to act as a custodian of public records to provide notice to the public; requiring custodians of public records and their designees to respond to requests to inspect and copy public records promptly and in good faith; requiring custodians of public records and their designees to respond to requests to inspect and copy public records during regular business hours; amending ss. 497.140, 627.311, and 627.351, F.S.; correcting cross-references; providing an effective date.

By the Committee on Commerce and Consumer Services; and Senator Fasano—

**CS for SB 2728**—A bill to be entitled An act relating to the innovation incentives; creating s. 288.1089, F.S.; creating the Innovation Incentive Program within the Office of Tourism, Trade, and Economic Development for certain purposes; providing definitions; providing an incentive-award limitation; providing for award application and eligibility; providing qualification requirements; providing proposal evaluation and recommendations requirements for Enterprise Florida, Inc.; providing for negotiation of award amounts by the office; providing for agreements for payments of certain moneys under certain circumstances; providing criteria for award approval or disapproval; providing for incentive payment agreements; requiring Enterprise Florida, Inc., to assist the office in validating certain business performances; requiring a report to the Governor and Legislature; authorizing the office to allocate certain

funds for certain purposes; amending s. 403.973, F.S.; providing for review of possible sites for projects funded under s. 288.1089, F.S.; providing appropriations; effectuating a fund transfer; providing for future expiration of the act; providing an effective date.

### **CORRECTION AND APPROVAL OF JOURNAL**

The Journal of April 5 was corrected and approved.

### **CO-INTRODUCERS**

Senators Aronberg—SB 2660; Baker—SB 918, CS for SB 1292; Bennett—CS for SB 1292; Bullard—SB 918; Campbell—CS for SB 1612; Crist—CS for CS for CS for SB 544; Dawson—SB 558, SB 918, CS for SB 1750, SB 2648; Diaz de la Portilla—SB 918; Dockery—CS for SB

1292; Garcia—SB 918; Geller—CS for SB 1292; Haridopolos—SB 918, SB 2328; Hill—SB 918; Jones—CS for SB 1292; King—SB 918; Lawson—SB 2448; Lynn—CS for SB 2266, CS for SB 2470; Margolis—SB 918; Peaden—CS for SB 1292, SJR 2680; Posey—SB 918, CS for SB 1292; Rich—SB 2448, SR 2796; Sebesta—CS for SB 1292, SR 2134, SR 2272, SR 2370; Villalobos—SB 918; Webster—SB 918; Wilson—SB 344, SB 558, SB 610, SB 918

### **RECESS**

On motion by Senator Pruitt, the Senate recessed at 12:49 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 9:00 a.m., Wednesday, April 19 or upon call of the President.