# Journal of the Senate

**Number 15—Regular Session** **Wednesday, April 25, 2007**

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[See end of Journal for Bill Action Summary]

## CALL TO ORDER

The Senate was called to order by President Pruitt at 10:00 a.m. A quorum present—37:

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| Mr. President | Fasano | Peaden |
| Alexander | Gaetz | Posey |
| Argenziano | Geller | Rich |
| Aronberg | Haridopolos | Ring |
| Atwater | Hill | Saunders |
| Baker | Jones | Siplin |
| Bennett | Joyner | Storms |
| Bullard | Justice | Villalobos |
| Carlton | King | Webster |
| Constantine | Lawson | Wilson |
| Crist | Lynn | Wise |
| Deutch | Margolis | |
| Dockery | Oelrich | |

Excused: Conferees periodically for the purpose of working on Property Taxes

## PRAYER

The following prayer was offered by the Rev. Jeremy Rebman, Killearn Lakes United Methodist Church, Tallahassee:

Gracious God, truly, your steadfast love never ceases. Your mercies never come to an end, but are new every morning.

And so, with confidence in your love and care for all people, we ask you to bless the leadership of the State of Florida. Particularly, we would ask you to bless our Governor, Charlie Crist, the Senate, and all the elected officials of our state.

We know that they have been given the high privilege and sacred responsibility of caring for the people of Florida. We know that the issues before them are complex. So, grant them your wisdom and insight. Give them great creativity to find solutions to the pressing needs of our people. Help them always to feel energized by challenges, and not defeated.

Add to these gifts of inspiration, we pray, the blessings of your love. Remind them of the nobility of their purpose—that they are here not for themselves, but for others. Especially, God, we ask you to bring to mind those who are most in need of our care—the young and the aged, the under–resourced and the sick.

As the leaders of our state give of themselves, we ask, God, that you would reward them with the joy of servanthood. May they see the smiles of those whose lives are improved by their work. May they see the hope in people's eyes when they help to open up a better future for them. May they hear and feel the gratitude of those they serve.

Surely, we are grateful for their service. We thank you, God, for them and for their gifts as we lift them up to you this day. We thank you for hearing our prayer. Amen.

## PLEDGE

Senate Pages Aixsia Gonzalez of Tallahassee; Roderick Henderson, Jr. of Plant City; Ashlee Parson of Ponce de Leon; and Crystal Chadwell of Panacea, led the Senate in the pledge of allegiance to the flag of the United States of America.

## DOCTOR OF THE DAY

The President recognized Dr. Jack Jawitz of Bradenton, sponsored by Senator Bennett, as doctor of the day. Dr. Jawitz specializes in Dermatology.

## ADOPTION OF RESOLUTIONS

On motion by Senator Webster—

By Senators Webster, Pruitt, Alexander, Argenziano, Aronberg, Atwater, Baker, Bennett, Bullard, Carlton, Constantine, Crist, Dawson, Deutch, Diaz de la Portilla, Dockery, Fasano, Gaetz, Garcia, Geller, Haridopolos, Hill, Jones, Joyner, Justice, King, Lawson, Lynn, Margolis, Oelrich, Peaden, Posey, Rich, Ring, Saunders, Siplin, Storms, Villalobos, Wilson and Wise—

**SR 3066**—A resolution honoring former Senate President Toni Jennings and designating Room 110 of the Senate Office Building as the "Toni Jennings Committee Room."

WHEREAS, Toni Jennings, the first woman to hold the office of Lieutenant Governor of Florida, used her extensive public-sector experience and her knowledge of business gained as president of a successful family-owned construction company to support development of the state's key economic initiatives, quality education, and strengthening families, and

WHEREAS, in 1976, Toni Jennings was the youngest woman ever elected to the Florida Legislature and the first female Republican Leader of either house of the Legislature, and

WHEREAS, a two-term Member of the House of Representatives until her election to the Senate, Senator Jennings represented Central Florida in the Legislature for almost 25 years, during which time she became the state's first and only two-term Senate President and distinguished herself as a skilled consensus builder, and

WHEREAS, she was a force behind the state's welfare reform initiative, creating a system of accountability in public education, champion-

ing workers' compensation reforms, launching school readiness programs and shepherding the passage of the Workforce Innovation Act of 2000, and

WHEREAS, during her term as Lieutenant Governor, Toni Jennings' strong business acumen and years of public service contributed greatly to several key initiatives, including affordable health insurance, prekindergarten education, hurricane preparedness, property and casualty insurance reform, and the future of space and aeronautics in the state, and

WHEREAS, Toni Jennings' distinguished public career spanning almost 30 years has earned her numerous awards and recognitions including induction into the Florida Women's Hall of Fame, the "Friend of Education" award, "Central Floridian of the Year" for her hurricane recovery efforts, the William L. Heartwell Award for workforce education and training advocacy, and honored as "Florida Guardian of Small Business", and

WHEREAS, Toni Jennings continues her participation in civic affairs and dedication to education, as expressed in her frequent visits to schools, inspiring teachers and students alike, NOW, THEREFORE,

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

That the Senate hereby expresses to the Honorable Toni Jennings, former Lieutenant Governor of Florida, two-term Florida Senate President, and member of the Florida Senate and House of Representatives, its high esteem and heartfelt appreciation, and honors her great public service to this state by designating Room 110 of the Senate Office Building as the "Toni Jennings Committee Room."

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to place suitable markers designating Room 110 of the Senate Office Building as the "Toni Jennings Committee Room."

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Toni Jennings as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Webster, **SR 3066** was read the second time in full and adopted.

**REMARKS**

The following remarks were spread upon the journal:

**Senator Webster:** Well, it's no secret that Toni and I are friends. We've been friends for a very long time. I even knew Toni before politics. She was a member of the House but we were both members of the same organization. She would show up every once-in-a-while for that organization. It was good to know her then and it's good to know her now.

This is an awesome occasion. As I said yesterday, all of us come up here and represent our constituents and our district. That's important. Others, back up just a little bit and see the overall area that is represented and that's important, too. There are a few who can back up several steps more and see the entire state and look at things that benefit not just individual districts, not just individual communities, but the whole state. Toni Jennings is one of those people. She's done a fabulous job as a Representative, as a Senator, as a Senate President and as a Lieutenant Governor. What an awesome lady. I think this is the minimum we could do for a lady who has served our state in such an honorable and courageous way and done so many great things for the people of Florida. Thank you, Toni, for all you have done.

**Senator King**: Senator Jennings is so much more than just another pretty face. I have had the privilege of serving with her. We became friends when I was in the House and she was in the Senate. I came over here to the Senate under her tutelage. I cannot tell you how many times that Toni Jennings rescued my fat from the fire that I had created.

People have said through the years that I have served, that I'm a consensus builder. I don't even come close to what Senator Jennings has been able to do. Let me just remind you of some of the things that she was the go-to person on. When we were having real trouble with workers' compensation and people were picketing our offices because of our inability to get anything done, it was Toni who came to the fore, led us down some paths that we were questioning all the time and who finally got us to a conclusion that no one thought ever could have been done. We ended up, all of us, House, Senate, Republican and Democrat, shaking hands and later on over adult beverages talking about the fact that the whole glue to this episode was Toni.

I think back also about hurricanes. The Governor was smart enough to put her in charge of our readiness program, of our getting ready to see what we could do as other hurricanes came. She rose to the occasion; she was not partisan. People thought, "Well, here we go. It is going to be Orlando this, and Orlando that"; it never was. That's the beauty of Senator Jennings.

I think Senator Webster has said it well—she saw far beyond her initial horizon—she saw far beyond what many of us thought was the future of Florida. She was way ahead of her time.

I'm convinced that God ordains some people to serve in the Senate. Danny Webster is certainly one of those people. I've gotten to know that through the years that I've worked with him. I don't think that anybody could even question for a minute the fact that Toni Jennings is one of those people. She is unselfish; she is brilliant; she has a sense of humor that is incredible; and she has the ability to talk to you as the teacher that she was, and have you appreciate the fact that she did so. I cannot tell the number of times that she stood up there as I was going on about one of my things and she corrected me for what direction I was going. The way she did it was always such that I would go up later on and say "Thank you Toni, I appreciate the rescue."

Toni, this State owes you a bunch. This Senate has paid you back just a little bit in recognition in naming the room in your honor. You will for evermore be some people's goals and some people's role model and you will always be mine.

**Senator Carlton:** The word that comes to mind when I think of Toni Jennings is the word "pioneer". Even though sometimes you think of a pioneer as someone really, really, really old, she is so young and she has so much energy. But yet she is a pioneer. We can say that because in 1976 she was the youngest woman to be elected at that time to the Florida House of Representatives. In 1986, she was the first female Republican to serve as a leader in the Republican House or the Republican Senate at the time. She was a leader and she was the first. She was also the first Republican female to be President of the Florida Senate.

You know, we normally just have to one-up the guys, but she did that twice. We should have two portraits on the wall. The best thing about Toni is that she sat right here at this desk, this was her desk, when I was elected to the House of Representatives and the Republicans were in the minority party. I had a bill that had already passed the House and was coming over to the Senate. It wasn't really going anywhere. I came over here and I talked to her about that bill. She really would have had no reason, I mean I was a freshman Republican in the House of Representatives and here she was on her way to becoming President of the Senate, and she helped me with that bill. You know, that's the kind of thing that makes the difference in your term here, when somebody helps you and they really don't have a reason for helping you. There would have been no reason for her to have helped me with that bill, but she did.

We were also subject to Senator Lieutenant Governor Jennings' grace and ability to say "No" when she needed to. We have all been subject to that. She always did it with a sense of grace. We also experienced her ability to say "Yes" with compassion when it was the right thing to do. She certainly had the fortitude to challenge you if she didn't believe that you did the right thing. Honestly, all of us that serve here, especially the women, are all here because we are standing on the shoulders of pioneers like Toni Jennings.

She has been a role model for us, in not only her political career, but also her personal life. I have spoken with her for many hours about her relationship with her mother. Your relationship with your mother, for all of us, is a very special thing. Toni's relationship, her care, her concern and her ability to put her relationship with her mother, over and above all of this is to be emulated by any of us who serve in the political process.

She also manages to own and run a company with some brothers. I have to tell you, although I have never seen them working professionally together, I have a feeling that I know who the real boss is in that company. She is a dedicated public servant, a true role model for all who follow her, and we are all more fortunate for having known her. This Senate and the State are blessed by her many years of service. It is with

honor that we have this resolution today for you, now Lieutenant Governor.

**Senator Margolis:** Thank you, Mr. President. Madam President, I remember walking down the street after you were appointed Lieutenant Governor by the Governor and you looked at me and you said, "Would you believe this?" I thought to myself today as I walked in, "Would I believe this?"

This is a fabulous honor. I can always say that in dealing with the presidency, and you and I are probably the only two that understand this, you are challenged more than men are challenged. It is very hard to keep a very stable point of view. You were so fortunate that you were so respected that the Senators, the "good ole boy" guys made you President twice and that's fabulous. You guided this body with a very strong hand. You did a very excellent job. You are really worthy of the honor.

**Senator Peaden:** I don't usually speak on these occasions for someone who has a special ceremony like this, but I am going to seize this opportunity and put some panhandle words on you.

Everybody in this room does not appreciate how this lady changed history. I didn't know her very well. Charlie Clary should be here today. He introduced me to the Lieutenant Governor. A few years ago, Senator King and I had a little old bill we were trying to get through the Legislature. Everybody wants to have a medical school now, but it wasn't fashionable back then. In about two days time, this lady, this lady that Senator King says is a great eloquent connector, I guess that is the best way to say it, she could get people together. We changed history and restored, Senator Joyner, I don't know whether you know it or not, but that law school that the legislature closed in 1967 by taking the funding away like we do things today. This lady over there put it back, put it in Orlando. Without her leadership, that would never have happened.

In that same two-day period of time, we developed an Hispanic law school which had never happened here, and by the way, we got a medical school for FSU. That seems to be popular today. But without her vision, that would have never happened in 2000, that late session. That was historical. That doesn't happen in a state very often, not in a one or two-day period of time. But this lady had the vision to do that.

My other occasion with her was sitting on stage all around the state looking at affordable health care. Let me tell you what. You don't ever challenge her knowledge. This lady is an encyclopedia. She would be asked questions that nobody on the stage could answer about statutes and legislation. She knew every law that had been passed since she had been here about health care. She knew the amendments, who was "for" and who was "against" it, and what they drank afterwards to celebrate the occasion. And nobody challenged her. I was in awe. She was an encyclopedia. She put everybody else to shame. She had some common sense, common sense ideas about health care which I had never heard before.

To get down to the panhandle, Mr. President, we were walking around after a couple of hurricanes and every time the wind quit blowing, she was there, by helicopter or I don't know how she got there, but she was always over there. Senator Clary or Senator Webster was going to tell us how to redo the roads and you know we were knee deep in debris, and all you had were skeletons of condominiums. Everybody's houses were blown away. We walked into Senator Baker down there guarding the bridge in Navarre. It was like one-tenth of the Senate was in West Florida that day and this lady, she was there with us. Thanks to her being there every day, we developed some infrastructure with Senator Webster's expertise, and got some roads back in place. What had been the sand dunes where only Humvees could navigate, became West Florida, Santa Rosa Island, and Okaloosa Island again.

I never will forget the personal thing. We were out there and I wasn't thinking about anything. She said, "You know, we are down here and Nancy would have asked you to go check on your property." I had forgotten about it. We stopped and checked on some property I had that was, fortunately, not damaged so much. My real knowledge of the type person she is came when she came to Okaloosa County to Senator Gaetz's classroom over there to one of those country schools that seems to do well on the FCAT or does better than everybody else. Those country kids can learn. She walked in a fifth-grade classroom. I introduced this lady as the Lieutenant Governor of Florida and those kids kept running around. I also said "She's a fifth-grade teacher." That got their attention. When I turned the microphone over to her, if you can remember being in the fifth-grade, Mr. President, it was like the decorum of the room changed. She acted like a teacher. She talked like a teacher. Everybody had a twinkle in his eye. I don't know if you remember being in the fifth grade or not, but I paid a lot of attention in the fifth grade, and I loved my teacher. Apparently, they knew that this lady loved them, understood education and was totally dedicated to their well-being in the education of Florida.

I can't say enough about this lady. She needs to be back in government. Mr. President, I volunteered to maybe create a little regency program or some kind of health care supervision program that she might need to be over one day, because it is a shame to waste her talent. Congratulations Madam President, Madam Lieutenant Governor. Thank you.

**Senator Constantine:** Thank you very much, Mr. President. Lieutenant Governor, I just want you to know, and many of the members to know, that the first time I met Toni Jennings, she was running for the State House in 1976 with signs that had a construction hat on them. She was the school teacher running for the Legislature. I think that was also the first time I met Senator Webster. I've had the privilege, in my political career from Central Florida, that the entire time I've served, Rep. Jennings, Senator Jennings, or Lt. Governor Jennings, was in office.

She was elected in the area where I was living. I think you were 22, 23, 24, whatever you were, you were young. You were a school teacher who said "I'm going to change my area." And yes, Senator Carlton, she has twin brothers she works with, and they are very respectful. But I can tell you when I saw that construction hat and I saw this beautiful young lady running for office with such grace at such an early age, that inspired me to run for City Commissioner two years later, at 23 years old, or 24 years old. Surprisingly, we both won. I think Senator Webster won two years later in the House of Representatives.

It's been an honor and a privilege to be serving with Toni Jennings all the way through my political career. Watching her and learning from her, as Senator King said earlier, she is such a concensus-builder. Being in her delegation has been an honor. When she had to leave, no one could ever replace her, but someone had to run for her seat. She actually came to me and offered her support. There were some other folks who were running and she offered them her support. And that was one of the greatest honors that I ever had.

I truly thank you very much for your confidence in me. No one can, and ever will, replace you. You are the greatest concensus-builder I've ever seen. I've enjoyed learning from you, watching your political career and working with you.

Ladies and gentlemen, it's not just in health care which she is a great leader. It's education; and it's education all the way from pre-K. Many of you remember that she chaired that particular advisory committee, that Senator Carlton and I worked so hard on. Then putting together the pre-K, all the way through the Central Florida exceptional education; the University of Central Florida and everything that she's done there. To the communities that I still serve and that she still represents with such eloquence. Back home she lends her support to community activities and is involved.

We are very proud of you in Central Florida. We're very proud of you in your home in College Park, and in Winter Park and Maitland and all the other areas that you represented over the years. I know that all the people that have ever worked with you, and for you, and you have served—because you have served with many of us—are all very proud that we've had the opportunity to be with you, to work with you and to share our time in the House and Senate and in the state government with individuals like you.

You are a Legislator's legislator. You have done things all of us aspire to do, and that is to inspire others to do the right thing. So for me, it has been a real honor to be the one to follow in your footsteps. I will continue to do everything I can to ensure that you are never disappointed in me. I think Senator Webster said that same thing to me, that many times he does things to make sure that you are never disappointed in him. So I will try to continue to do that throughout the last three years that I have here. Thank you for the privilege of following in your footsteps.

**Senator Atwater**: We often use the term "role model." I think that it may simply be defined in a way that you want to evoke an emotion,

a sense of confidence of belief that it can be done, just by the mention of that individual's name. This is one individual who has guided this body not once, but twice. I like the way Senator Peaden laid it out for us. You look around this room and you see a mix of characters. We can ask ourselves, "How might one do this?" I think that Senator Peaden said it so well. If this individual can guide a fifth-grade class she can guide the Florida Senate. I would just add that a role model in that sense of understanding, by the mention of a name, does not happen on one given occasion or in one given moment. It's that life's work, that tapestry over time when the cloth is woven and the lines are all manifest, that you see what it means.

This is a person who began as an educator to inspire the young minds and to say, you can. Coming into this body and the work that she was about, she was always thinking of the single mother, who wanted her children to have the best opportunity to begin learning and would dedicate herself to school readiness so that that young mind would not be left wanting. That family's opportunities in the future would be just as bold as the opportunity of anyone else. How about that same individual who in her life's challenges would find that it was time for a career change. This hasn't worked out. The world has turned up-side down. The workforce innovation ideas, come back and get a second crack at skill sets; take it on again, don't give up. It is that same dedication to your life's work that has inspired us from our very youngest days to our most challenging days in taking care of our families.

So what a wonderful moment today, because we know we're looking at tax reform and we know that we're looking at a challenging budget, but we're gathering each day to find that answer. We know as we stand here today that those who will follow us will be sitting in their offices knowing that it's time for conference to begin again, or it's time to go back and gather again, but this time when we gather, it is possible that we can break the log jam. It is possible that what we do today will find the creative answer. It is possible that what we do today will inspire the people who have sent us here to take this state farther into what it can become. They're going to wonder as they sit in their offices if it's possible and then someone's going to say, "I'll see you down there in 15 minutes, in the Jennings room." The mere mention of the name will bring the confidence that we can. What a wonderful tribute. Thank you, Mr. President.

**Senator Saunders:** Thank you, Mr. President. It certainly is an honor for me to be able to stand for just a few minutes to thank Senator, Lieutenant Governor, Toni Jennings for all that she has done for the State of Florida. This tribute is the least we could do.

There have been many speakers talking about how she has helped folks through the years. Listening to Dan Webster, Jim King and Lisa Carlton, and learning a little bit today about Lieutenant Governor Jennings has been very informative and great to hear those wonderful things. Toni Jennings has been a one-of-a-kind leader in this state. She has been a trailblazer.

As everyone has talked about, she was the sixteenth Lieutenant Governor of the State of Florida, the two-time Senate President, and awarded friend of the First Amendment twice. Those are honors that don't come easily and positions that don't come easily. It takes an incredible person to achieve those things.

My first involvement with Senator Jennings, and I'm going to always refer to her as Senator Jennings, was my first day in the Florida Senate, back in the 1999 session. As a freshman, I had asked Senator Jennings if she would permit me to file a very important bill for the restoration of the Florida Everglades. She had absolutely no reason to have me file that bill. She knew it was important to me and that made it important to her. She let me file that bill and run that bill. That was one of the most important things I have done in the Florida Senate. I mention that because Senator Jennings has the ability to get the best and most out of all of us.

When she was Senate President, we all wanted to strive to do the best we could. Not only for ourselves and our constituents, but for our beloved Senate President. I will never forget her kindness to all of us, especially the freshmen in the Senate. There are a lot of us that wish that Senator Jennings still had an office on the plaza level.

I know she will continue to serve the citizens of Florida because they are always in her thoughts and her heart. Senator Jennings, thank you for all that you have done for Florida, for Floridians, and for all that you have done for me.

**Senator Lynn:** Thank you, Mr. President. Senator Jennings, we've heard so many good things and congratulations on your accolades. You've had them from everywhere; men and women, Democrats and Republicans, they all respect you. The amazing thing is, you have indeed seen and had the vision for the entire state. That is so hard to retain up here because you come up here with the needs of your own area, then you begin to see a little larger area in the Senate. But seeing and having the strength and conviction to say "I have to look at the entire state" is quite amazing. That alone, as far as I'm concerned, makes you a role model.

I had the experience of having a bill pass in the last few minutes in the House when I was a freshman. I came running over and had the nerve to run to Toni Jennings. I had the nerve to do that. Last minute; "Please, please, please, I could pass this bill." She allowed me to get it passed on this side. I don't know what happened. Unfortunately, the Governor vetoed that bill. By the way. I have to say, let's look around our own chamber, and then I ask you to look around the House chamber and count those of us who are wearing skirts. I do ask you to consider the fact that we are smaller in numbers and every time we seem to gain a few, we lose a few. We never seem to gain really far ahead so that we get to that equal plane. But even if we did, the one thing that I know we all experience is that the men can get together and do things that we can't do. They go into a bathroom occasionally together and talk. We can't follow them in and say "Please hear my bill." The truth is that it's not exactly the same for us.

I went to a major meeting in Orlando one day while I was still in my first years. I saw all these important people that supposedly I was one of; but I remember going in by myself. I saw a big huddle of men. Toni Jennings was there holding her own with them. And I thought, "Huh!" Because our experience sometimes is that we don't get included in that huddle of men. We don't get included in that circle sometimes. That's not to say that we shouldn't; it's that maybe we don't know just quite how to do it. She knows how to do it. That's the amazing thing about Toni Jennings.

You have outstanding accomplishments. You have been recognized for your work for women's issues that are stereotyped women's issues. Stereotyped because that's another major issue. We're always recognized for our work with children and families, our work in education, but very rarely are we recognized for the fact that we are very staunch advocates for business. You have had that experience on both sides. But you have been recognized as an outstanding leader, and even now when you're not up here, you continue to run your business and serve on many important boards. That's something else that's extremely hard for us to do.

So I would only suggest not only that you receive all the accolades today, and I congratulate you, I hope you will write a book real soon. Because we need your help.

**Senator Dawson**: While most of you talk about our experiences with her here, I want to talk a little bit about the "after five" experiences and what happens. One of my most memorable experiences with Senator, President, Lieutenant Governor Jennings—and that's a mouthful—was when we were done, and the lights went down and we were back home in our respective areas. We voted for the budget, and we didn't have a greater commitment than that. Most people would think we were done. Let me just tell you about my experience when I got home and I reached out to the Lieutenant Governor.

There was an incident back home in my district that required a coming together of strong women. Senator Jennings didn't have to do so, but she was there when I reached out and asked her to help send "strong women messages" to an 8-year-old girl. She never flinched. In fact, I believe she actually called her, when all I had asked for was a letter. Each time, when I've needed a strong woman's approach to let young ladies know that they too can reach the stars, and they too can overcome any obstacles, she was there. She could have gone on vacation, or she could have said, "That's a South Florida issue," or "I'll send a note and leave it at that." But what she said was, "If I'm needed, don't hesitate to call."

Along the way, we didn't hesitate to call. There were myriad health issues with this young girl. After session was over, in the middle of her summer, Toni was always on the other end to let that little girl know that there are always challenges. Before talking with President Jennings, this little girl did not know the Lieutenant Governor could be a

woman. She thought "Toni" was a man. You made a really great impression on that little girl. She went on to receive rehabilitation at Jackson Memorial Hospital, because she was extremely damaged physically. She's a stronger little girl now because another strong woman reached out to her.

We appreciate you. I want to congratulate you for being a strong woman and for being there after five, and on weekends, when nobody was watching.

**Senator Bullard**: The first time I met President Jennings was when she attended a Women's Caucus meeting. When she walked in, she walked in with stature, but she also had this lovely expression that made you think, "It's okay." I listened, I didn't talk. She has a way of really capturing a person's ear. She was not just a consensus builder, she was a team builder and I called her the bipartisan team builder. I often wondered why there were no other Senate women in the caucus meeting. She was very busy, but she was there. She always tried to participate in the Women's Caucus meetings, and for that I will remember her. Yesterday, I saw her on the elevator. She's the same today as she was then, with that bright yellow jacket and that big yellow flower; and now today with her bright pink jacket and her bright pink flower, and her beautiful scarves. That is what she stands for.

I remember a very touching experience I had on this floor. Every one whispered, "Oh, oh, here comes the Lt. Governor. You'd better watch it, Larcenia. She's coming after you." There I was, sitting in my corner. I tensed up. She came to me and she comforted me. She said, "I know this is a tough one for you." The tears streamed down my face and she took me into her arms and said, "I'm here to tell you to do whatever your conscience tells you to do." I felt so relieved. That was a very tough issue, but you did not come with a hammer, you came with the message to do whatever your conscience tells you to do. I will remember that forever. Thank you.

**Senator Wilson:** I stand today to pay tribute to Toni Jennings as an educator, and as our Lieutenant Governor. You will remember quite succinctly, it wasn't too long ago that I was publicly fighting the third-grade retention due to the FCAT. In my advocacy, I left Miami with three busloads of third graders, stopped in Ft. Lauderdale, picked up some, came through Palm Beach and brought them here. These were all third-grade retainees who could read. I asked them to bring a book. We had parents, we had third graders who were eight years old and they all had books that they could read.

We were traveling to Tallahassee to prove to the Governor that even though you might not pass the FCAT, you can still read. These youngsters all had books. When we got to the Governor's Office, the Governor was not there, or the Governor would not come out. I'm not sure what the real deal was. However, as we stood there singing, "We Shall Overcome Some Day", with those third graders and their books, the door opened and out walked the most beautiful angel smiling at these youngsters. Like Senator Bullard said, with her big rose on and her scarf. She sat down on the sofa in the lobby of the Governor's Office and all the little eight year olds, third-grade children, gathered around her. Some were kneeling with their hands in her lap. They were reading to her. It was such a wonderful experience for these parents and for these children to have the Lieutenant Governor come out and listen to them read.

When we got back home, you were really a hero in South Florida—from West Palm Beach, Ft. Lauderdale, to Miami. Everyone was talking about how the Lieutenant Governor took time from her busy day to come out. We certainly appreciated that. I'm sure that as a result of that experience, there are now some alternatives that are in place for third graders. That includes the portfolio, which no one really understood, that you explained to the parents and all of us. These kids could use that as an alternative to move to the next level. All of these reading camps and all the tests they can take in lieu of the FCAT. We thank you. We thank you for your support. On behalf of all the third graders, across the state who take the FCAT, who are nervous, who are biting their little fingernails down to nubs. Thank you for helping us advocate for the alternatives. Madam Lieutenant Governor, thank you.

**Secretary Blanton:** Madam President, on behalf of the staff of the Florida Senate, I want to say that you are our President also. We'll never forget how you treated us with such fairness and respect. There was never a doubt that you appreciated us, nor was there ever a doubt as to where we stood with you on a given day. You worked us hard with no mercy, but we loved you for it. We had a wonderful four years.

There were a couple of things that we never told you, however, that we quickly learned after probably your first year as President. Don't report back too quickly because she'll just give you another project. Never tell her anything that we didn't want her to remember.

I am truly speaking for all of the staff. We sincerely had a wonderful four years under your leadership and those memories, and those laughs, and the fun times we had, as well as all the hard work, will be there for us all forever. On a personal note, I'd like to thank you for giving me the opportunity to serve in this position. I think of you every day, and appreciate the fact that you gave me this opportunity, and I just want to say thank you.

**President Pruitt:** Madame President: the attributes have been listed, the tributes have been made, and the marks that you have left on this great state will remain forever. When we talk about strength and humility, you are strong in your principles, but you are humble enough to be a true citizen-legislator, and no matter where you have gone, you were always just one of the people.

We appreciate and want to thank you very much for your service to this great state. I always think about the artists, some of the greatest artists of our time, don't sign their artwork because they don't want the artist to be remembered as much as they want the artwork to be admired. You are one of those artists. We admire the artwork that you have provided to every little boy and little girl in this state.

As a young Representative in the Florida House, I can remember going into your office. I was as nervous as I could be. Susan Miller, no matter how hard she tried, couldn't get me to calm down. There was never an award or any type of salutation about you except one. It was an education award. There was an eagle on the base of that award. When I think of that eagle, I think about the "wind beneath your wings."

You have been the wind beneath our wings and beneath the wings of every little boy and girl in this state. The ones who are no longer in poverty, the ones who can now read, and the ones who know that success in life is because somebody gave them a chance. They may not remember who gave them that chance, but they will think back in their lives and know that it was somebody very special that gave them that opportunity to succeed. Thank you, Toni Jennings, for being the "wind beneath our wings."

**SPECIAL GUESTS**

Senator Webster escorted former Lieutenant Governor Jennings to the podium for brief remarks.

**Former Lieutenant Governor Toni Jennings:** You all are in so much trouble. Some in this body will remember that I don't do this very well. Yeah, looks like old times, there she is!

I've loved every minute of my public service. Like all of you, we do it for what we get back. Interestingly enough, lots of these recognitions are done. You do them all the time on the Senate floor and you did them on the House floor. Those who served with me when I was Senate President remember that we did others but I wouldn't let them do me. I have a little trouble controlling myself when you start talking about me. I did today.

Your words are very special to me. At least I remembered that. Jimbo, I remember your coming. Doc, I remember when Charlie introduced me to you. Lee, I remember telling you to take good care of my seat; that I would come back and haunt you if you didn't. Mandy, I remember your coming and talking about that little girl. Evelyn, I don't remember that crowd of men but it sounded like it was fun. Burt, I remember your coming and talking about the Everglades. That's why Faye said, "Don't tell her anything you don't want her to remember."

I have been blessed with a relatively good memory of things. Mostly, I remember all the wonderful people that I have served with; the wonderful people that I have worked with. I share with you, because all of us owe our success to those who are around us; those who work with us and make us look good. The legislators know who I mean; those are the people in our offices; those are the front line people who take those phone calls; listen to those constituents. Every day, because they do a great job, they make us look good. That's the staff here at the Florida Senate that every day, make us look good. That's to each of your colleagues—when you work together as a team. Remember the old adage, there are no "R's"

or "D's" in the word "team." When you work together as a team for what's good for Florida, then we all make each other look good. So if I looked good, it was because I had wonderful people around me making me look good every single day.

Now, I will share with you the words of Senator Malcolm Beard, "You need to be very careful naming things for people who are still alive." Malcolm would stand up every time we had a road naming and say "Are they alive?" Sometimes they were. He would say, "Well, you know, that gives them the opportunity to mess up."

So I share with you what a great honor this is. I spent a lot of time in my 20 years in the Florida Senate in that committee room. Actually, it wasn't always a committee room, but I spent a lot of time in and around that area and once it became a committee room, I spent a lot of time in there. I promise you, I won't ever do anything to mess up; to make you sorry that you put my name on that room. To each and every one of you, I love you. Thank you for the work that you do.

The greatest joy in my life has been to serve the State of Florida. Thank you for what you do for the people of Florida. Mr. President, you have taken one precious hour out of the last two weeks of session. It will be hard to regain it. I will share with you that as you get to that Friday, a week from Friday, you will say, "I wish I had that hour back." As one of the last frames on the video showed, it can be over by about 5:00 or 6:00 o'clock on that last day. If you ever need any assistance figuring it out, Senator Webster and I will go put a table in the middle and we'll pour orange juice and we'll remind you how to do it. Good luck to each and every one of you. Thank you for all that you have done for me.

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On motion by Senator Oelrich—

By Senators Oelrich and Alexander—

**SR 586**—A resolution commending the University of Florida Football Team for winning its second NCAA Football Championship in school history.

WHEREAS, the University of Florida Gators have long been recognized for their tradition in all sports, and

WHEREAS, the University of Florida Football Team has continued this tradition of athletic excellence, achieved and maintained through their hard work, determination, unselfish play, and team-first attitude, and

WHEREAS, the Florida Gators, seven times the regular season Southeastern Conference Football Champions, won their last Southeastern Conference Championship in 2006 by defeating the University of Arkansas, and

WHEREAS, the Florida Gators won their first NCAA Football Championship on January 2, 1997, and

WHEREAS, under coach Urban Meyer and his coaching staff, the Florida Gator football players came together to form a championship team, and

WHEREAS, on January 8, 2007, the Florida Gators defeated Ohio State University 41 to 14 in Glendale, Arizona, in a game that showcased the team's combined talent for playing balanced and selfless football, and

WHEREAS, celebrating the 100th year of football at the University of Florida, the Florida Gators won their second NCAA Division I Football Championship for the University of Florida, NOW, THEREFORE,

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

That the Florida Senate salutes the University of Florida Football Team for winning the 2006 National Collegiate Athletic Association Football Championship, the second in the history of the University of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the University of Florida and to each member of the Florida Gators Football Team as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Oelrich, **SR 586** was read the second time in full and adopted.

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On motion by Senator Oelrich—

By Senator Oelrich—

**SR 3022**—A resolution commending the University of Florida Gators Men's Basketball Team for winning the second NCAA Men's Basketball Championship in the university's history.

WHEREAS, the University of Florida Gators have long been recognized for their tradition in all sports, and

WHEREAS, the University of Florida Gators Men's Basketball Team has continued this tradition of athletic excellence, achieved and maintained through their hard work, determination, unselfish play, and a team-first attitude, and

WHEREAS, the Florida Gators, four times the regular season Southeastern Conference Basketball Champions and three times the conference tournament champions, won their most recent Southeastern Conference Championship in 2007 by defeating the University of Arkansas on the way to their great success in the NCAA Men's Basketball Tournament, and

WHEREAS, the Florida Gators won their first NCAA Men's Basketball Championship on April 3, 2006, and

WHEREAS, inspired by Coach Billy Donovan and his coaching staff, Florida Gators Jack Berry, Corey Brewer, Taurean Green, Walter Hodge, Al Horford, Lee Humphrey, Jonathan Mitchell, Joakim Noah, Brandon Powell, Chris Richard, Marreese Speights, Brett Swanson, Garrett Tyler, and Dan Werner came together to form a championship team, and

WHEREAS, on April 2, 2007, the Florida Gators defeated the Ohio State University Buckeyes by a score of 84-75 in Atlanta, Georgia, in a game that showcased the team's combined talent for playing balanced and selfless basketball, and

WHEREAS, in this historic and record-making win, the Florida Gators won the second consecutive NCAA Division One Men's Basketball Championship for the University of Florida, NOW, THEREFORE,

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

That the Senate salutes the University of Florida Men's Basketball Team for winning the 2007 National Collegiate Athletic Association Men's Basketball Championship, the second such championship in the history of the University of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the University of Florida, to Coach Billy Donovan, and to each member of the Florida Gator Men's Basketball Team as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Oelrich, **SR 3022** was read the second time by title and adopted.

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At the request of Senator Jones—

By Senator Jones—

**SR 2982**—A resolution recognizing April 24 and 25, 2007, as "Massage Therapy Legislative Awareness Days."

WHEREAS, members of the Florida State Massage Therapy Association and the Florida Chapter of the American Massage Therapy Association are actively involved in public awareness and health programs throughout the state to improve the health and quality of life of Florida residents, and

WHEREAS, the Florida State Massage Therapy Association and the Florida Chapter of the American Massage Therapy Association have

been holding Massage Therapy Legislative Awareness Days at the Florida Capitol since 1988 for the purpose of educating the State Legislature and the public concerning the many health benefits of massage therapy, and

WHEREAS, licensed massage therapists have been licensed and regulated in the State of Florida since 1943, and there are more than 24,000 massage therapists licensed by the state, and

WHEREAS, the practice of massage therapy is regulated by the Board of Massage Therapy within the Department of Health under chapter 480, Florida Statutes, and

WHEREAS, massage therapy is a low-cost, high-quality means of enhancing and restoring health, and

WHEREAS, increased awareness of the benefits of massage therapy will lead to improved health and vitality of the residents of the State of Florida, and

WHEREAS, the Legislature recognizes the value of massage therapy for wellness and preventive health, NOW, THEREFORE,

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

That the Florida Senate recognizes April 24 and 25, 2007, as "Massage Therapy Legislative Awareness Days."

—**SR 2982** was introduced, read and adopted by publication.

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At the request of Senator Carlton—

By Senator Carlton—

**SR 3036**—A resolution commending New College of Florida in Sarasota for ranking first among the nation's public liberal arts baccalaureate institutions in 2007 and producing one of the highest percentages of Fulbright Scholars of any liberal arts school in the nation.

WHEREAS, 6 years ago the Legislature designated New College of Florida in Sarasota to serve a distinctive mission as the free-standing public residential 4-year liberal arts honors institution of this state, and

WHEREAS, New College of Florida has no football or basketball teams to bring glory to this state as do its sister institutions of higher learning, and

WHEREAS, New College of Florida attracts highly motivated, academically talented students, and

WHEREAS, New College of Florida maintains a student-faculty ratio of 11 to 1, offering its students close interaction with a distinguished faculty, 95 percent of whom are full-time teaching faculty and 97 percent of whom have earned a doctorate or the terminal degree in their field, and

WHEREAS, to graduate from New College of Florida a student must complete three month-long independent study projects and a year-long senior thesis, defended before a baccalaureate committee of three faculty members, and

WHEREAS, New College of Florida produced one of the highest per capita percentages of Fulbright Scholars of any liberal arts school in the nation as rated in the Chronicle of Higher Education, and

WHEREAS, New College of Florida was ranked first among the nation's public liberal arts baccalaureate institutions by U.S. News and World Report in its America's Best Colleges, 2007 Edition, NOW, THEREFORE,

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

That New College of Florida is commended for bringing national academic recognition and prominence to the state's institutions of higher education by being ranked as first among the nation's public liberal arts baccalaureate institutions by U.S. News and World Report in its America's Best Colleges, 2007 Edition, and producing one of the highest percentages of Fulbright Scholars of any liberal arts baccalaureate school in the nation.

—**SR 3036** was introduced, read and adopted by publication.

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At the request of Senator Geller—

By Senator Geller—

**SR 3048**—A resolution recognizing the accomplishments of Lauren Beeson and congratulating her on being named a recipient of the Points of Light Award by Governor Charlie Crist.

WHEREAS, Lauren Beeson was diagnosed at the age of 6 with scleroderma, a chronic, progressive autoimmune disease in which the body's immune system attacks its own tissues, and

WHEREAS, Lauren has linear scleroderma that affects half her body so that, looking at Lauren in profile, on one side she looks "normal" while her other profile shows the ravages of her illness, and

WHEREAS, when Lauren and her mother joined the Southeast Florida Chapter of the Scleroderma Foundation, she was asked if they could make her their Poster Child, and

WHEREAS, Lauren became much more than a face on a poster, she became a spokesperson for the National Scleroderma Foundation as both the Poster Child and, later, their Teen Ambassador, and

WHEREAS, Lauren and her mother traveled the country speaking about her illness and appearing on national and local TV shows; she testified before Congress asking for funding for research; and each year at school she spoke to groups of her peers explaining her illness and its effects on her body and face, and

WHEREAS, in spite of her illness and numerous surgeries, Lauren, now an 18-year-old high school senior, is an honor student, and

WHEREAS, Governor Charlie Crist has acknowledged Lauren's efforts by naming her a recipient of the Points of Light Award on April 23, 2007, NOW, THEREFORE,

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

That the Florida Senate proudly salutes Lauren Beeson and extends to her its congratulations on being a recipient of the Points of Light Award and for her work on behalf of those people suffering from scleroderma.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Lauren Beeson as a tangible token of the sentiments of the Florida Senate.

—**SR 3048** was introduced, read and adopted by publication.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Dockery, by two-thirds vote **CS for SB 474** and **CS for CS for SB 1604** were withdrawn from the Committee on Criminal and Civil Justice Appropriations; and **CS for SB 2040** was withdrawn from the Committee on Health and Human Services Appropriations.

On motion by Senator Saunders, by two-thirds vote **CS for SB 894** was withdrawn from the Committee on Criminal and Civil Justice Appropriations; **CS for SB 644** was withdrawn from the Committee on Education Facilities Appropriations; **CS for SB 162** was withdrawn from the Committee on Education Pre-K - 12 Appropriations; **CS for CS for SB 770** was withdrawn from the Committee on Health and Human Services Appropriations; **CS for SB 660** was withdrawn from the Committee on Health Policy; and **CS for SB 1034** was withdrawn from the Committee on Rules.

On motion by Senator Constantine, by two-thirds vote **CS for CS for SB 2134** was withdrawn from the Committee on General Government Appropriations; **SB 1760** was withdrawn from the Committee on Judiciary; **CS for SB 444** was withdrawn from the Committee on Regulated Industries; and **CS for SB 1472** was withdrawn from the Committee on Rules.

On motion by Senator King, by two-thirds vote **SB 2912** was withdrawn from the Committee on Community Affairs; **CS for SB 2084** was withdrawn from the Committee on Finance and Tax; **SB 134** was withdrawn from the Committee on General Government Appropriations; **SB 274** and **SB 1172** were withdrawn from the Committee on Health and Human Services Appropriations; **CS for SB 2094** was withdrawn from the Committee on Health Policy; and **CS for SB 2702** was withdrawn from the Committee on Regulated Industries.

## MOTIONS

On motion by Senator King, the rules were waived to allow the Senate Property Tax conferees latitude to deal with additional issues which may develop in conference.

## BILLS ON THIRD READING

**SENATOR ARGENZIANO PRESIDING**

Consideration of **CS for SB 464**, **CS for SB 1020**, **CS for SJR 3034**, **CS for SB 1022** and **CS for CS for SB 560** was deferred.

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**CS for CS for SB 1824**—A bill to be entitled An act relating to mortgage brokering and lending; amending s. 494.001, F.S.; revising definitions; amending s. 494.0014, F.S.; authorizing the Office of Financial Regulation to impose fines; amending s. 494.0029, F.S.; authorizing the office to take certain adverse actions on permits of certain mortgage business schools; providing additional requirements for such schools; amending s. 494.00295, F.S.; providing an additional professional continuing education requirement; authorizing the office to offer professional continuing education programs; specifying requirements for electronically transmitted and distance education courses; amending s. 494.0033, F.S.; revising mortgage broker license applicant requirements; authorizing an additional fee for reviewing mortgage broker's license tests; providing for review of the testing process; amending s. 494.0038, F.S.; providing additional disclosure requirements for mortgage brokerage businesses; amending s. 494.004, F.S.; specifying an additional notification requirement for mortgage broker licensees; authorizing a borrower to waive notification under certain circumstances; providing waiver requirements; amending s. 494.0041, F.S.; specifying additional acts constituting grounds for certain disciplinary actions; providing for fines and penalties; amending s. 494.0064, F.S.; providing additional requirements for renewals of mortgage lender's licenses; amending s. 494.0067, F.S.; providing additional requirements for mortgage lender licensees; providing disclosure and notification requirements; authorizing a borrower to waive notification under certain circumstances; providing waiver requirements; amending s. 494.0072, F.S.; specifying additional acts constituting grounds for certain disciplinary actions; providing fines and penalties; amending s. 494.0073, F.S.; providing for application of certain provisions to mortgage brokerage businesses; providing for adoption of rules by the Financial Services Commission; providing an effective date.

—was read the third time by title.

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

**Amendment 1 (392138)(with title amendment)**—On page 19, between lines 2 and 3, insert:

Section 13. Section 817.545, Florida Statutes, is created to read:

*817.545 Mortgage fraud.—*

*(1) For the purposes of the section, the term "mortgage lending process" means the process through which a person seeks or obtains a residential mortgage loan, including, but not limited to, the solicitation, application or origination, negotiation of terms, third-party provider services, underwriting, signing and closing, and funding of the loan. Documents involved in the mortgage lending process include, but are not limited to, mortgages, deeds, surveys, inspection reports, uniform residential loan applications, or other loan applications; appraisal reports; HUD-1 settlement statements; supporting personal documentation for loan applications such as W-2 forms, verifications of income and employment, credit reports, bank statements, tax returns, and payroll stubs; and any required disclosures.*

*(2) A person commits the offense of mortgage fraud if, with the intent to defraud, the person knowingly:*

*(a) Makes any material misstatement, misrepresentation, or omission during the mortgage lending process with the intention that the misstatement, misrepresentation, or omission will be relied on by a mortgage lender, borrower, or any other person or entity involved in the mortgage lending process; however, omissions on a loan application regarding employment, income, or assets for a loan which does not require this information are not considered a material omission for purposes of this subsection.*

*(b) Uses or facilitates the use of any material misstatement, misrepresentation, or omission during the mortgage lending process with the intention that the material misstatement, misrepresentation, or omission will be relied on by a mortgage lender, borrower, or any other person or entity involved in the mortgage lending process; however, omissions on a loan application regarding employment, income, or assets for a loan which does not require this information are not considered a material omission for purposes of this subsection.*

*(c) Receives any proceeds or any other funds in connection with the mortgage lending process that the person knew resulted from a violation of paragraph (a) or paragraph (b).*

*(d) Files or causes to be filed with the clerk of the circuit court for any county of this state a document involved in the mortgage lending process which contains a material misstatement, misrepresentation, or omission.*

*(3) An offense of mortgage fraud may not be predicated solely upon information lawfully disclosed under federal disclosure laws, regulations, or interpretations related to the mortgage lending process.*

*(4) For the purpose of venue under this section, any violation of this section is considered to have been committed:*

*(a) In the county in which the real property is located; or*

*(b) In any county in which a material act was performed in furtherance of the violation.*

*(5) Any person who violates subsection (2) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 2, line 16, after the semicolon (;) insert: creating s. 817.545, F.S.; defining the term "mortgage lending process"; specifying the elements of the offense of mortgage fraud; providing for venue with respect to the committed offense; providing that a person who commits the offense of mortgage fraud commits a felony of the third degree; providing criminal penalties;

On motion by Senator Fasano, **CS for CS for SB 1824** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

| | | |
|---|---|---|
| Mr. President | Diaz de la Portilla | Margolis |
| Alexander | Dockery | Oelrich |
| Argenziano | Fasano | Peaden |
| Aronberg | Gaetz | Posey |
| Atwater | Garcia | Rich |
| Baker | Haridopolos | Ring |
| Bennett | Hill | Saunders |
| Bullard | Jones | Siplin |
| Carlton | Joyner | Storms |
| Constantine | Justice | Villalobos |
| Crist | King | Webster |
| Dawson | Lawson | Wilson |
| Deutch | Lynn | Wise |

Nays—None

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**CS for SB 1376**—A bill to be entitled An act relating to the Department of the Lottery; amending s. 24.105, F.S.; authorizing the department to hold patents; requiring that the department notify the Department of State when the Department of the Lottery secures property rights by patent, copyright, or trademark; providing an effective date.

—was read the third time by title.

On motion by Senator Jones, **CS for SB 1376** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for SB 1848**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 717.117, F.S.; revising the public-records exemption for information held by the Department of Financial Services concerning unclaimed property; defining the term "property identifiers"; providing an exemption from public-records requirements for property identifiers held by the department in reports concerning unclaimed property; authorizing the release of certain information to persons registered with the department for the purpose of locating owners of abandoned or unclaimed property; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Posey, **CS for SB 1848** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for CS for CS for SB 1894**—A bill to be entitled An act relating to the Florida Workers' Compensation Joint Underwriting Association, Inc.; amending s. 627.311, F.S.; providing requirements for the joint underwriting plan of insurers which operates as the association; revising the membership of the board of governors that oversees operation of the joint underwriting plan; revising restrictions on who may serve on the board; providing for the continuous review of the plan; requiring that the market-assistance plan be periodically reviewed and updated; providing guidelines for procurement of goods and services, including legal services; authorizing the use of surplus funds of former plan C; requiring that excess funds received by the plan be returned to the state; providing for the applicability of specified statutes regulating ethical standards; requiring annual statements by plan employees certifying that they do not have conflicts of interest; prescribing limits on representing persons or entities before the plan by former senior managers or officers of the plan; prohibiting any part of the plan's income from inuring to the benefit of a private individual; prohibiting employees and board members from accepting expenditures from a person or an entity; providing applicability; requiring periodic comprehensive market examinations; prescribing the disposition of assets of the plan upon dissolution; requiring that the plan submit a request for an Internal Revenue Service letter concerning the plan's eligibility as a tax-exempt entity; providing an effective date.

—was read the third time by title.

On motion by Senator Posey, **CS for CS for CS for SB 1894** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for SB 1952**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6203, F.S.; revising requirements for obtaining a Class "MA," Class "M," or Class "C" license as a private investigator; revising the requirements for Class "CC" licensure as an intern; amending s. 493.6401, F.S.; requiring a person who conducts Internet-based training or correspondence training for repossessor licensees to have a Class "RS" license; amending s. 493.6406, F.S.; providing requirements for training conducted by a repossession services school or training facility; revising the information required on a licensure application relating to such a school or facility; amending s. 501.921, F.S.; revising the name of the organization that provides standards and test procedures used by the department in adopting rules governing the formulation of antifreeze; amending s. 525.07, F.S.; revising a requirement for testing the accuracy of devices used to measure petroleum fuel; amending s. 526.51, F.S.; revising requirements for registering a brand of brake fluid for sale in the state; requiring an applicant that does not own the brand name of a brake fluid to submit a notarized affidavit to the department in order to register that product; revising the amount of the sample of brake fluid required to be submitted to the department; amending s. 527.04, F.S.; revising provisions requiring proof of liability insurance coverage prior to licensure under ch. 527, F.S., relating to the sale of liquefied petroleum gas; amending s. 527.07, F.S.; prohibiting a person other than the owner or other authorized person from removing gas from a liquefied petroleum gas container or receptacle for any gas or compound; providing an appropriation; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **CS for SB 1952** was passed and certified to the House. The vote on passage was:

Yeas—40

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|---|---|---|
| Mr. President | Argenziano | Atwater |
| Alexander | Aronberg | Baker |

| | | |
|---|---|---|
| Bennett | Geller | Posey |
| Bullard | Haridopolos | Rich |
| Carlton | Hill | Ring |
| Constantine | Jones | Saunders |
| Crist | Joyner | Siplin |
| Dawson | Justice | Storms |
| Deutch | King | Villalobos |
| Diaz de la Portilla | Lawson | Webster |
| Dockery | Lynn | Wilson |
| Fasano | Margolis | Wise |
| Gaetz | Oelrich | |
| Garcia | Peaden | |

Nays—None

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**CS for SB 1884**—A bill to be entitled An act relating to insurance regulation; amending s. 627.0613, F.S.; clarifying and revising the authority of the consumer advocate within the Office of Insurance Regulation of the Department of Financial Services; requiring that the consumer advocate have access to certain hurricane loss-projection models; requiring the office to address recommendations submitted by the consumer advocate with respect to rate filings; requiring the consumer advocate to conduct certain investigations; authorizing the consumer advocate to subpoena witnesses and records; requiring the consumer advocate to seek review of certain agency action under ch. 120, F.S.; requiring the consumer advocate to research and analyze insurance issues and disseminate information; providing an effective date.

—was read the third time by title.

On motion by Senator Posey, **CS for SB 1884** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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On motion by Senator Posey, by two-thirds vote **HB 7163** was withdrawn from the Committees on Regulated Industries; Governmental Operations; and General Government Appropriations.

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

**HB 7163**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 455.213, F.S.; authorizing the department to contract with certain vendors or enter into interagency agreements to collect electronic fingerprints if fingerprints are required for purposes of certification or licensure; amending s. 455.2178, F.S.; requiring that information concerning continuing education be submitted electronically within a specified period beginning on the 30th day before the licensee's renewal date; amending s. 489.115, F.S.; requiring that at least 1 of the hours required for continuing education encompass laws and rules; authorizing the Construction Industry Licensing Board to adopt rules allowing applicants to demonstrate financial responsibility by providing minimum credit scores or bonds payable as prescribed for financially responsible officers; providing requirements relating to the submission of fingerprints by initial applicants; amending s. 450.31, F.S.; authorizing the department to revoke or refuse to issue or renew a person's certificate of registration as a farm labor contractor if the person has been convicted of certain felonies within any period; amending s. 475.182, F.S.; providing that the Florida Real Estate Commission may accept one legal agenda session of the commission as a substitute for 3 classroom hours toward license renewal; requiring the licensee to notify the division at least 7 days in advance of his or her intent to attend; amending s. 475.6175, F.S.; authorizing the Division of Real Estate, rather than the Florida Real Estate Appraisal Board, to extend the time within which certain registered trainee appraisers may complete the required postlicensure education; providing an effective date.

—a companion measure, was substituted for **CS for SB 2398** and by two-thirds vote read the second time by title. On motion by Senator Posey, by two-thirds vote **HB 7163** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**SB 1748**—A bill to be entitled An act relating to insurance contracts; creating s. 627.442, F.S.; prohibiting the rejection of workers' compensation insurance policies issued by certain self-insurance funds under certain circumstances; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **SB 1748** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**SB 1852**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 624.23, F.S., relating to consumer complaints and inquiries handled by the Department of Financial Services and the Office of Insurance Regulation; revising the exemption from public-records requirements which is provided for personal financial and health information of consumers; creating an exemption from public-records requirements for information concerning employees seeking assistance from the Employee Assistance and Ombudsman Office; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Posey, **SB 1852** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for CS for HB 275**—A bill to be entitled An act relating to motor vehicle, mobile home, and vessel registration; amending s. 320.01, F.S.; redefining the term "registration period"; defining the term "extended registration period"; amending s. 320.055, F.S.; establishing an extended registration period and renewal period for certain motor vehicles and mobile homes; amending s. 320.06, F.S.; extending the time period and revising the fee for replacement of registration license plates; extending the period of validity of license plates and validation stickers to provide for an extended registration period; amending s. 320.07, F.S.; providing for the semiannual, annual, or biennial renewal of motor vehicle and mobile home registrations; authorizing the biennial renewal of certain motor vehicle and mobile home registrations upon payment of the cumulative total of license taxes, service charges, surcharges, and other fees; amending s. 320.071, F.S.; specifying that the registration period for a motor vehicle or mobile home may not exceed a specified number of months; creating s. 320.203, F.S.; providing for the disposition of biennial registration revenues; amending s. 328.72, F.S.; providing for an extended registration period for certain vessel owners; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Bennett, **CS for CS for HB 275** as amended was passed and certified to the House. The vote on passage was:

Yeas—37

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Aronberg | Gaetz | Posey |
| Atwater | Geller | Rich |
| Baker | Haridopolos | Ring |
| Bennett | Hill | Saunders |
| Bullard | Jones | Siplin |
| Carlton | Joyner | Storms |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—3

| | | |
|---|---|---|
| Argenziano | Garcia | Villalobos |

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**CS for CS for SB 252**—A bill to be entitled An act relating to the Uniform Commercial Code; repealing s. 15.091, F.S., relating to processing fees for filings of financial statements and other written documents under the Uniform Commerical Code; amending s. 671.101, F.S.; providing scope of chapter and a short title; amending s. 671.102, F.S.; authorizing certain timeframes to be fixed by agreement; amending s. 671.106, F.S.; making editorial changes; amending s. 671.107, F.S.; providing for the discharge of a claim or right under certain circumstances; amending s. 671.201, F.S.; providing, revising, and deleting definitions; amending ss. 671.202 and 671.203, F.S.; making editorial changes; amending s. 671.204, F.S.; revising criteria determining when an action is taken within a reasonable time and seasonably; amending s. 671.205, F.S.; defining "course of performance"; revising the definition of "course of dealing"; providing that course of performance and course of dealing may be used for certain purposes; revising uses for express terms of an agreement; specifying when course of performance, course of dealing, or usage of trade prevails; providing that course of performance is relevant to show a waiver or modification in certain circumstances; repealing s. 671.206, F.S., relating to statute of frauds for kinds of personal property not otherwise covered; amending s. 671.208, F.S.; making editorial changes; creating s. 671.209, F.S.; providing definitions; specifying when notice, knowledge, or notification becomes effective with the exercise of due diligence; creating s. 671.21, F.S.; providing that whenever the code creates certain presumptions, the trier of fact must find the existence of the fact presumed unless evidence is introduced which supports a finding of its nonexistence; creating s. 671.211, F.S.; providing in what instances a person gives value for rights; creating s. 671.212, F.S.; providing that the code modifies, limits, and supersedes certain provisions of the federal Electronic Signatures in Global and National Commerce Act; creating s. 671.213, F.S.; authorizing the subordination of certain obligations; authorizing the registry to use the fees collected to fund its operations; amending s. 679.525, F.S.; deleting the filing fees for electronically filing a financing statement or an amendment thereto; amending ss. 559.9232, 563.022, 668.50, 670.106, 670.204, 675.102, 680.518, 680.519, 680.527, and 680.528, F.S.; conforming cross-references; amending s. 713.901, F.S.; specifying fees under the Florida Uniform Federal Lien Registration Act previously provided through cross-reference; deleting a cross-reference to conform to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Aronberg, **CS for CS for SB 252** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for SB 1644**—A bill to be entitled An act relating to retail theft; amending s. 812.014, F.S.; providing enhanced penalties for theft exceeding a specified amount for persons who individually, or in concert with others, coordinate the activities of one or more persons in committing the theft; amending s. 812.015, F.S.; providing enhanced penalties for retail theft exceeding a specified amount for persons who individually, or in concert with others, coordinate the activities of one or more persons in committing the offense; amending s. 921.0022, F.S.; conforming the Criminal Punishment Code offense severity ranking chart; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for SB 1644** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Argenziano | Atwater |
| Alexander | Aronberg | Baker |

Bennett
Bullard
Carlton
Constantine
Crist
Dawson
Deutch
Diaz de la Portilla
Dockery
Fasano
Gaetz
Garcia
Geller
Haridopolos
Hill
Jones
Joyner
Justice
King
Lawson
Lynn
Margolis
Oelrich
Peaden
Posey
Rich
Ring
Saunders
Siplin
Storms
Villalobos
Webster
Wilson
Wise

Nays—None

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**CS for SB 746**—A bill to be entitled An act relating to workers' compensation for first responders; creating s. 112.1815, F.S.; providing a definition of the term "first responder"; providing a standard of proof for first responders having an injury or disease caused by exposure to a toxic substance; providing that any adverse result or complication relating to smallpox vaccinations is an injury by accident arising out of employment for first responders; providing a standard of proof for first responders in cases involving occupational disease; providing for the continuation of permanent total supplemental benefits after the age of 62 for certain first responders; providing a definition of the term "occupational disease"; providing that the act fulfills an important state interest; providing an effective date.

—as amended April 20 was read the third time by title.

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

Yeas—40

Mr. President
Alexander
Argenziano
Aronberg
Atwater
Baker
Bennett
Bullard
Carlton
Constantine
Crist
Dawson
Deutch
Diaz de la Portilla
Dockery
Fasano
Gaetz
Garcia
Geller
Haridopolos
Hill
Jones
Joyner
Justice
King
Lawson
Lynn
Margolis
Oelrich
Peaden
Posey
Rich
Ring
Saunders
Siplin
Storms
Villalobos
Webster
Wilson
Wise

Nays—None

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**SB 160**—A bill to be entitled An act relating to Indian gaming activities; designating the Governor as the official to negotiate tribal-state compacts; providing for ratification of tribal-state compacts by the Legislature; providing for submission of the tribal-state compact to the Legislature and Secretary of State; providing for submission of the tribal-state compact to the Secretary of the Interior; providing an effective date.

—was read the third time by title.

On motion by Senator Geller, **SB 160** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President
Alexander
Argenziano
Aronberg
Atwater
Baker
Bennett
Bullard
Carlton
Constantine
Crist
Dawson
Deutch
Diaz de la Portilla
Dockery
Fasano
Gaetz
Garcia
Geller
Haridopolos
Hill
Jones
Joyner
Justice
King
Lawson
Lynn
Margolis
Oelrich
Peaden
Posey
Rich
Ring
Saunders
Siplin
Villalobos
Webster
Wilson
Wise

Nays—1

Storms

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**CS for CS for SB 1678**—A bill to be entitled An act relating to limited insurance licenses; amending s. 624.501, F.S.; providing appointment fees for motor vehicle rental insurance agents; amending s. 626.321, F.S.; providing for limited licenses to transact travel insurance; specifying authorized entities; specifying applicable coverage; providing limitations; providing entity training requirements; providing for limited licenses to transact motor vehicle rental insurance; specifying authorized entities; specifying applicable coverage; providing limitations; providing application requirements; providing responsibilities of licensees; providing an effective date.

—was read the third time by title.

An amendment was considered and adopted to conform **CS for CS for SB 1678** to **CS for HB 411**.

Pending further consideration of **CS for CS for SB 1678** as amended, on motion by Senator Haridopolos, by two-thirds vote **CS for HB 411** was withdrawn from the Committees on Banking and Insurance; Regulated Industries; and Commerce.

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

**CS for HB 411**—A bill to be entitled An act relating to limited insurance licenses; amending s. 624.501, F.S.; specifying fees for limited appointments as motor vehicle rental insurance agents; amending s. 626.321, F.S.; revising provisions relating to limited licenses to transact personal accident insurance to apply to travel insurance; providing criteria and requirements; specifying authorized entities; specifying applicable coverage; providing limitations; providing entity training requirements; revising provisions relating to limited licenses to transact baggage and motor vehicle excess liability insurance to apply to motor vehicle rental insurance; providing criteria and requirements; specifying authorized entities; specifying applicable coverage; providing limitations; providing application requirements; providing responsibilities of licensees; limiting sales of certain insurance policies or certificates for limited classes of business to certain insurers; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1678** as amended and by two-thirds vote read the second time by title. On motion by Senator Haridopolos, by two-thirds vote **CS for HB 411** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President
Alexander
Argenziano
Aronberg
Atwater
Baker
Bennett
Bullard
Carlton
Constantine
Crist
Dawson
Deutch
Diaz de la Portilla
Dockery
Fasano
Gaetz
Garcia
Geller
Haridopolos
Hill
Jones
Joyner
Justice
King
Lawson
Lynn
Margolis
Oelrich
Peaden
Posey
Rich
Ring
Saunders
Siplin
Storms
Villalobos
Webster
Wilson
Wise

Nays—None

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**SB 90**—A bill to be entitled An act relating to state taxes imposed on motor fuel; amending s. 206.41, F.S.; providing for refunds on taxes paid for motor fuel used for commercial aviation purposes; defining the term "commercial aviation purposes"; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator King, **SB 90** as amended was passed and certified to the House. The vote on passage was:

Yeas—40

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|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for CS for CS for SB 506**—A bill to be entitled An act relating to regional transportation facilities; creating part V of chapter 343, F.S., the Tampa Bay Area Regional Transportation Authority Act; creating s. 343.90, F.S.; creating s. 343.91, F.S.; providing definitions; creating s. 343.92, F.S.; creating the Tampa Bay Area Regional Transportation Authority, comprising Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties; providing for organization and membership; providing for reimbursement of travel expenses and per diem; requiring members to comply with specified financial disclosure provisions; providing for employees and advisory committees; creating s. 343.922, F.S.; specifying purposes of the authority; providing for rights, powers, and duties of the authority; authorizing the authority to construct, operate, and maintain certain multimodal transportation systems; authorizing the authority to collect fares and tolls on its transportation facilities; requiring the authority to develop and adopt a regional multimodal transportation master plan by a date certain; providing for content, updates, and use of the plan; authorizing the authority to request funding and technical assistance; authorizing the authority to borrow money, enter into partnerships and other agreements, enter into and make lease-purchase agreements, and make contracts for certain purposes; specifying that the authority does not have power to pledge the credit or taxing power of the state; creating s. 343.94, F.S.; providing legislative approval of bond financing by the authority for its projects; providing for issuance of the bonds by the authority or the Division of Bond Finance; providing for contract with bondholders; authorizing the authority to employ fiscal agents; authorizing the State Board of Administration to act as fiscal agent; creating s. 343.941, F.S.; providing that the authority's bonds are not debts or pledges of faith and credit of the state; creating s. 343.943, F.S.; providing a state covenant with bondholders; creating s. 343.944, F.S.; providing certain rights and remedies for bondholders; creating s. 343.945, F.S.; providing for enforcement by bondholders of pledges to the authority from the department; creating s. 343.946, F.S.; providing for lease-purchase agreements between the authority and the department; creating s. 343.947, F.S.; providing for the department to act as an agent for the authority for the purposes of constructing and completing the authority's projects; creating s. 343.95, F.S.; providing for the authority to purchase property and property rights; creating s. 343.96, F.S.; providing for the authority to enter into cooperative agreements with other entities and persons; creating s. 343.962, F.S.; providing for the authority to enter into certain public-private agreements under certain conditions; providing procedures for proposals for public-private multimodal transportation projects; authorizing the public-private entity to impose certain tolls or fares for use of the systems; providing criteria for the constructed systems; authorizing the authority to use certain powers to facilitate project development, construction, and operation; providing intent relating to governmental entities; authorizing the authority to adopt certain rules and establish an application fee; creating s. 343.97, F.S.; exempting the authority from certain taxation; creating s. 343.973, F.S.; specifying that bonds or other obligations issued by the authority are legal investments constituting securities for certain purposes; creating s. 343.975, F.S.; providing for application, effect, or supersession of specified provisions; providing an effective date.

—as amended April 20 was read the third time by title.

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

**Amendment 1 (530456)**—On page 4, line 7, after "*Bay*" insert: *Area*

On motion by Senator Fasano, **CS for CS for CS for SB 506** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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On motion by Senator Oelrich, by two-thirds vote **CS for HB 1003** was withdrawn from the Committees on Transportation; and Criminal Justice.

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

**CS for HB 1003**—A bill to be entitled An act relating to law enforcement vehicles; creating s. 316.21265, F.S.; authorizing law enforcement agencies to use specific off-road vehicles on the streets, roads, and highways of this state; providing requirements for such vehicles; providing an effective date.

—a companion measure, was substituted for **CS for SB 1676** and by two-thirds vote read the second time by title. On motion by Senator Oelrich, by two-thirds vote **CS for HB 1003** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**CS for CS for SB 500**—A bill to be entitled An act relating to bingo; providing a short title; amending s. 849.0931, F.S.; defining the terms

"deal," "flare," and "instant bingo"; exempting instant bingo from specified prohibitions; providing requirements for the operation of instant bingo games; providing requirements for the use of proceeds and prize payout; providing requirements for the manufacture and sale of instant bingo tickets; providing penalties; reenacting ss. 718.114 and 723.079(8), F.S., relating to powers and duties of condominium and homeowners' associations, to incorporate the amendment to s. 849.0931, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Saunders, **CS for CS for SB 500** was passed and certified to the House. The vote on passage was:

Yeas—38

| | | |
|---|---|---|
| Mr. President | Diaz de la Portilla | Margolis |
| Alexander | Dockery | Oelrich |
| Argenziano | Gaetz | Peaden |
| Aronberg | Garcia | Posey |
| Atwater | Geller | Rich |
| Baker | Haridopolos | Ring |
| Bennett | Hill | Saunders |
| Bullard | Jones | Siplin |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |

Nays—2

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|---|---|
| Fasano | Storms |

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On motion by Senator Alexander, by two-thirds vote **CS for HB 249** was withdrawn from the Committee on Banking and Insurance.

On motion by Senator Alexander, the rules were waived and by two-thirds vote—

**CS for HB 249**—A bill to be entitled An act relating to automated teller machine transactions; amending s. 655.966, F.S.; authorizing machine owners or operators to impose access fees or surcharges for machine use; providing fee or surcharge disclosure requirements; providing certain agreement prohibitions relating to machine access fees or surcharges; providing construction relating to certain fee-free or surcharge-free network agreements; providing an effective date.

—a companion measure, was substituted for **CS for SB 744** as amended and by two-thirds vote read the second time by title.

**MOTION**

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

Senator Alexander moved the following amendment which was adopted:

**Amendment 1 (821540)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Subsections (3) and (4) of section 551.121, Florida Statutes, are amended to read:

551.121 Prohibited activities and devices.—

(3) A slot machine licensee may not allow any automated teller machine or similar device designed to provide credit or dispense cash to be located within the *designated slot machine gaming areas of a facility of a* ~~facilities of the~~ slot machine licensee.

(4) A slot machine licensee may not accept or cash any personal, third-party, corporate, business, or government-issued check from any person *within the designated slot machine gaming areas of a facility of a slot machine licensee*.

Section 2. Section 655.966, Florida Statutes, is amended to read:

655.966 Automated teller machine; surcharge *disclosure*.—

*(1) The operator or owner of an automated teller machine in this state may charge an access fee or surcharge to a customer for the use of that machine. The fee or surcharge must be disclosed in compliance with 12 C.F.R., part 205, as amended.*

*(2)(a) Subject to the requirements of subsection (1), an agreement to operate or share an automated teller machine may not prohibit, limit, or restrict the right of* the operator *or owner* of an automated teller machine, as defined in s. 655.960(3), *to* ~~may~~ charge an access fee or surcharge, not otherwise prohibited under state or federal law, to a customer conducting a transaction using an account from a financial institution, as defined in s. 655.005(1)(h), which is located outside of the United States.

*(b) Notwithstanding paragraph (a), this section does not prohibit or otherwise limit the ability of an operator or owner of an automated teller machine from voluntarily entering into an agreement regarding participation in an access fee-free or surcharge-free network.*

Section 3. This act shall take effect July 1, 2007.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to cash transactions; amending s. 551.121, F.S.; prohibiting a slot machine licensee from allowing automatic teller machines to be located in certain areas of a pari-mutuel facility; prohibiting a slot machine licensee from accepting or cashing checks in the designated slot machine gaming areas; amending s. 655.966, F.S.; authorizing machine owners or operators to impose access fees or surcharges for machine use; providing fee or surcharge disclosure requirements; providing certain agreement prohibitions relating to machine access fees or surcharges; providing for construction relating to certain fee-free or surcharge-free network agreements; providing an effective date.

On motion by Senator Alexander, by two-thirds vote **CS for HB 249** as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---|---|---|
| Mr. President | Dockery | Oelrich |
| Alexander | Fasano | Peaden |
| Argenziano | Gaetz | Posey |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Ring |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Siplin |
| Bullard | Jones | Storms |
| Carlton | Joyner | Villalobos |
| Constantine | Justice | Webster |
| Crist | King | Wilson |
| Dawson | Lawson | Wise |
| Deutch | Lynn | |
| Diaz de la Portilla | Margolis | |

Nays—None

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**SB 672**—A bill to be entitled An act relating to financial institutions; creating s. 655.851, F.S.; providing that credit balances resulting from the performance of or participation in check-clearing functions are not subject to certain reporting requirements concerning unclaimed property; providing for application of the act; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **SB 672** was passed and certified to the House. The vote on passage was:

Yeas—39

| | | |
|---|---|---|
| Mr. President | Aronberg | Bennett |
| Alexander | Atwater | Bullard |
| Argenziano | Baker | Carlton |

| | | |
|---|---|---|
| Constantine | Haridopolos | Peaden |
| Crist | Hill | Posey |
| Dawson | Jones | Ring |
| Deutch | Joyner | Saunders |
| Diaz de la Portilla | Justice | Siplin |
| Dockery | King | Storms |
| Fasano | Lawson | Villalobos |
| Gaetz | Lynn | Webster |
| Garcia | Margolis | Wilson |
| Geller | Oelrich | Wise |

Nays—None

Vote after roll call:

Yea—Rich

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Consideration of **CS for SB's 2730 and 1596** was deferred.

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**CS for SB 2198**—A bill to be entitled An act relating to insurer financial statements; amending s. 626.89, F.S.; revising certain requirements for annual statements; amending s. 626.9913, F.S.; revising certain requirements for an annual audited financial statement; providing an effective date.

—was read the third time by title.

On motion by Senator Gaetz, **CS for SB 2198** was passed and certified to the House. The vote on passage was:

Yeas—33

| | | |
|---|---|---|
| Mr. President | Dockery | Margolis |
| Alexander | Fasano | Oelrich |
| Argenziano | Gaetz | Peaden |
| Aronberg | Garcia | Posey |
| Baker | Hill | Rich |
| Bennett | Jones | Ring |
| Bullard | Joyner | Saunders |
| Constantine | Justice | Siplin |
| Crist | King | Villalobos |
| Dawson | Lawson | Wilson |
| Diaz de la Portilla | Lynn | Wise |

Nays—None

Vote after roll call:

Yea—Atwater, Carlton, Haridopolos, Storms, Webster

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**CS for SB 138**—A bill to be entitled An act relating to highway designations; designating John F. Cosgrove Highway, Arnold M. Velazquez Boulevard, Marilyn Culp Way, Dr. Leonard Cherdack Memorial Highway, Athalie Range Boulevard, Sigmund Zilber Memorial Highway, and Jose' Abreu/Raul L. Martinez Memorial Highway in Miami-Dade County; designating the Rick Ricciardelli Bridge in the City of North Miami; designating Kevin John Fischer Memorial Highway in Volusia County; designating Curtis Golden Boulevard in Santa Rosa County; designating Judge William T. Swigert Bridge in Marion County; designating Carlin White Bridge in Palm Beach County; designating The David Bogan Bridge in Escambia County; designating Senator Richard H. Langley Memorial Interchange in Orange County; designating Ed Holt Boulevard, Moses Baker Boulevard, C.D. Kinsey Street, Lawrence Callahan Highway, Bernard Wilkes Highway, Sarah Hayes Rice Road, and the James Weldon Johnson Memorial Highway in Duval County; directing the Department of Transportation to erect suitable markers; designating Robert L. Blum Bridge in Miami-Dade County; designating George W. Harris, Jr. Boulevard in Polk County; designating Angel Manuel De La Portilla Way, Dennis Pastrana Avenue, Luis Conte Aguero Way, Estrella Rubio Way, Rafael Diaz Balart Road, Ambassador Armando Valladares Drive, Fred Havenick Way, and Isadore Hecht Street; erecting markers in memory of Aristides Sastre in Miami-Dade County; designating the Sheriff Chris Daniels fountain; and designating Victor Hernandez, Sr. Way in Miami-Dade County; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Bullard, **CS for SB 138** as amended was passed and certified to the House. The vote on passage was:

Yeas—31

| | | |
|---|---|---|
| Mr. President | Gaetz | Peaden |
| Alexander | Garcia | Posey |
| Argenziano | Hill | Rich |
| Baker | Jones | Ring |
| Bennett | Joyner | Saunders |
| Bullard | Justice | Siplin |
| Constantine | King | Villalobos |
| Crist | Lawson | Wilson |
| Dawson | Lynn | Wise |
| Dockery | Margolis | |
| Fasano | Oelrich | |

Nays—None

Vote after roll call:

Yea—Aronberg, Atwater, Carlton, Diaz de la Portilla, Haridopolos, Storms, Webster

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On motion by Senator Baker, by two-thirds vote **CS for HB 97** was withdrawn from the Committees on Banking and Insurance; and Health Policy.

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

**CS for HB 97**—A bill to be entitled An act relating to Medicare supplement policies; amending s. 627.672, F.S.; revising the definition of the term "Medicare supplement policy" to exclude a health insurance policy or other health benefit plan offered by one or more employers to employees or former employees; providing a limitation; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 266** and by two-thirds vote read the second time by title. On motion by Senator Baker, by two-thirds vote **CS for HB 97** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—16

| | | |
|---|---|---|
| Mr. President | Gaetz | Rich |
| Alexander | Joyner | Saunders |
| Baker | Justice | Siplin |
| Constantine | King | Wise |
| Crist | Oelrich | |
| Diaz de la Portilla | Posey | |

Nays—14

| | | |
|---|---|---|
| Aronberg | Fasano | Margolis |
| Bennett | Garcia | Ring |
| Bullard | Hill | Villalobos |
| Dawson | Jones | Wilson |
| Dockery | Lynn | |

Vote after roll call:

Yea—Haridopolos, Lawson, Peaden, Storms, Webster

Nay—Argenziano

Nay to Yea—Bennett

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**SB 1862**—A bill to be entitled An act relating to use of the term "chamber of commerce"; creating s. 501.973, F.S.; providing definitions; prohibiting certain business entities from using the term "chamber of commerce" under certain circumstances; providing exceptions; providing a penalty; specifying nonimposition of certain requirements; authorizing chambers of commerce to sue certain business entities to enjoin use of certain terms; providing an effective date.

—as amended April 20 was read the third time by title.

On motion by Senator Bennett, **SB 1862** as amended was passed and certified to the House. The vote on passage was:

Yeas—33

| | | |
|---|---|---|
| Mr. President | Dockery | Margolis |
| Alexander | Fasano | Oelrich |
| Argenziano | Gaetz | Peaden |
| Aronberg | Garcia | Posey |
| Baker | Hill | Rich |
| Bennett | Jones | Ring |
| Bullard | Joyner | Saunders |
| Constantine | Justice | Siplin |
| Crist | King | Villalobos |
| Dawson | Lawson | Wilson |
| Diaz de la Portilla | Lynn | Wise |

Nays—None

Vote after roll call:

Yea—Atwater, Carlton, Haridopolos, Storms, Webster

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Consideration of **CS for SB 1900** was deferred.

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**HB 121**—A bill to be entitled An act relating to the Florida Highway Patrol Auxiliary; amending s. 321.24, F.S.; incorporating a definition of "auxiliary law enforcement officer"; conforming text; authorizing the director of the Florida Highway Patrol to issue certain items to a retiring auxiliary officer; providing an effective date.

—was read the third time by title.

On motion by Senator Wise, **HB 121** was passed and certified to the House. The vote on passage was:

Yeas—33

| | | |
|---|---|---|
| Mr. President | Dockery | Margolis |
| Alexander | Fasano | Oelrich |
| Argenziano | Gaetz | Peaden |
| Aronberg | Garcia | Posey |
| Baker | Hill | Rich |
| Bennett | Jones | Ring |
| Bullard | Joyner | Saunders |
| Constantine | Justice | Siplin |
| Crist | King | Villalobos |
| Dawson | Lawson | Wilson |
| Diaz de la Portilla | Lynn | Wise |

Nays—None

Vote after roll call:

Yea—Atwater, Carlton, Haridopolos, Storms, Webster

---

**CS for CS for CS for SB 1638**—A bill to be entitled An act relating to gift certificates and similar credit items; creating s. 501.95, F.S.; defining the terms "credit memo" and "gift certificate"; prohibiting a gift certificate or credit memo sold or issued for consideration in this state from having an expiration date, expiration period, or any type of postsale charge or fee imposed on the gift certificate or credit memo; providing certain exceptions; creating s. 717.1045, F.S.; providing that the holder of an unredeemed gift certificate or credit memo is not required to report the unredeemed gift certificate or credit memo as unclaimed property to the Department of Financial Services; providing that the consideration paid for an unredeemed gift certificate or credit memo is the property of the issuer, subject only to any rights of a purchaser or owner, and is not subject to a claim made by any state acting on behalf of a purchaser or owner; requiring that a gift certificate or credit memo be reported as unclaimed property; providing legislative intent; providing the consideration paid for the gift certificate or credit memo is the property of the owner of the gift certificate or credit memo; providing an effective date.

—was read the third time by title.

On motion by Senator Constantine, **CS for CS for CS for SB 1638** was passed and certified to the House. The vote on passage was:

Yeas—33

| | | |
|---|---|---|
| Mr. President | Dockery | Margolis |
| Alexander | Fasano | Oelrich |
| Argenziano | Gaetz | Peaden |
| Aronberg | Garcia | Posey |
| Baker | Hill | Rich |
| Bennett | Jones | Ring |
| Bullard | Joyner | Saunders |
| Constantine | Justice | Siplin |
| Crist | King | Villalobos |
| Dawson | Lawson | Wilson |
| Diaz de la Portilla | Lynn | Wise |

Nays—None

Vote after roll call:

Yea—Atwater, Carlton, Haridopolos, Storms, Webster

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**CS for SB 464**—A bill to be entitled An act relating to Three Kings Day; creating s. 683.33, F.S.; designating January 6 as "Three Kings Day" and authorizing local governments to issue proclamations commemorating the occasion; 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 amendment to be considered:

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

**Amendment 1 (890226)**—In title, on page 1, line 27, after "Reyes" insert: Magos

On motion by Senator Siplin, **CS for SB 464** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

| | | |
|---|---|---|
| Mr. President | Fasano | Peaden |
| Alexander | Gaetz | Posey |
| Argenziano | Garcia | Rich |
| Aronberg | Hill | Ring |
| Baker | Jones | Saunders |
| Bennett | Joyner | Siplin |
| Bullard | Justice | Storms |
| Constantine | King | Villalobos |
| Crist | Lawson | Wilson |
| Dawson | Lynn | Wise |
| Diaz de la Portilla | Margolis | |
| Dockery | Oelrich | |

Nays—None

## RECESS

On motion by Senator King, the Senate recessed at 12:37 p.m. to reconvene at 2:00 p.m.

## AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—40:

| | | |
|---|---|---|
| Mr. President | Aronberg | Bennett |
| Alexander | Atwater | Bullard |
| Argenziano | Baker | Carlton |

| | | |
|---|---|---|
| Constantine | Hill | Rich |
| Crist | Jones | Ring |
| Dawson | Joyner | Saunders |
| Deutch | Justice | Siplin |
| Diaz de la Portilla | King | Storms |
| Dockery | Lawson | Villalobos |
| Fasano | Lynn | Webster |
| Gaetz | Margolis | Wilson |
| Garcia | Oelrich | Wise |
| Geller | Peaden | |
| Haridopolos | Posey | |

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has passed CS for CS for CS for SB 1372, with 1 amendment, and requests the concurrence of the Senate.

*William S. Pittman III,* Chief Clerk

**CS for CS for CS for SB 1372**—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 487.041, F.S.; revising the registration requirements for brands of pesticide distributed or sold in the state; providing for expiration on a specified date of requirements for annual registration; providing for future biennial registration; revising the registration fee; requiring that proceeds of the fee be deposited into the General Inspection Trust Fund and used by the department to administer ch. 487, F.S.; providing for a fee to be imposed for late registration; amending ss. 500.03 and 500.147, F.S., relating to the Florida Food Safety Act; updating references for purposes of provisions governing the sale of bottled water and the operation of bottled water plants; redefining the term "food establishment" to include tomato packinghouses; amending s. 502.012, F.S.; revising and clarifying definitions; amending s. 502.014, F.S.; revising the department's rulemaking authority concerning lowfat cottage cheese; conforming terminology; amending s. 502.053, F.S.; revising the permitting requirements for certain milk plants; deleting a provision authorizing the department to issue a temporary permit to milk haulers; amending s. 502.054, F.S.; conforming terminology; amending s. 502.091, F.S.; clarifying provisions governing the sale of milk and milk products; specifying the types of food establishments at which such products may be sold; providing requirements for the sale of cheese made from raw milk; repealing ss. 591.27-591.34, F.S., relating to the designation, marking, and cutting of seed trees; creating the Consumer Fireworks Task Force within the department for certain purposes; providing legislative findings; providing for task force membership and selection of chair and vice-chair; specifying serving without compensation; providing for per diem and travel expenses; requiring the department to staff the task force; requiring a report to the Legislature by a time certain; providing for abolition of the task force; prohibiting the opening or permitting of certain facilities for the retail sale of fireworks or the adoption of certain ordinances or other laws by local governments under specified conditions concerning the adoption of uniform fire prevention and safety standards; amending s. 570.07, F.S.; authorizing personnel within the various divisions of the department to perform regulatory and inspection services relating to agriculture; requiring that the department adopt requirements for enhancing food safety; amending s. 570.48, F.S.; authorizing the Division of Fruit and Vegetables to perform food safety inspections with respect to tomatoes; amending s. 570.481, F.S.; requiring that fees collected by the department to cover the costs of tomato-related inspections be deposited into the General Inspection Trust Fund and used for specified purposes; authorizing the Department of Agriculture and Consumer Services to conduct research projects on citrus diseases which are recommended by the Florida Citrus Production Research Advisory Council, within appropriations for such purpose; designating the E. H. "Gene" Downs Building in Palatka; authorizing the Department of Agriculture and Consumer Services to erect suitable markers; providing an effective date.

**Substitute House Amendment 1 (354077)(with title amendment)**—

On page 21, between line(s) 14 and 15, insert:

Section 16. Subsection (5) is added to section 581.091, Florida Statutes, to read:

581.091 Noxious weeds and infected plants or regulated articles; sale or distribution; receipt; information to department; withholding information.—

*(5)(a) Notwithstanding any other provision of state law or rule, a person may obtain a special permit from the department to plant Casuarina cunninghamiana* as a windbreak for a commercial citrus grove provided the plants are produced in an authorized registered nursery and certified by the department as being vegetatively propagated from male plants. A "commercial citrus grove" means a contiguous planting of 40 or more citrus trees where citrus fruit is produced for sale.

*(b) Special permits authorizing a person to plant Casuarina cunninghamiana* shall be issued only as part of a pilot program in areas where citrus canker is determined by the department to be widespread. Each application for a special permit shall be accompanied by a fee in an amount determined by the department, by rule, not to exceed $500. A special permit shall be required for each noncontiguous commercial citrus grove and shall be renewed every 5 years. The property owner is responsible for maintaining and producing for inspection the original nursery invoice with certification documentation. If ownership of the property is transferred, the seller must notify the department and provide the buyer with a copy of the special permit and copies of all invoices and certification documentation prior to the closing of the sale.

*(c) Nurseries authorized to produce Casuarina cunninghamiana* must obtain a special permit from the department certifying that the plants have been vegetatively propagated from sexually mature male source trees currently grown in the state. The importation of *Casuarina cunninghamiana* from any area outside the state to be used as a propagation source tree is prohibited. Each male source tree must be registered by the department as being a horticulturally true to type male plant and be labeled with a source tree registration number. Each nursery application for a special permit shall be accompanied by a fee in an amount determined by the department, by rule, not to exceed $200. Special permits shall be renewed annually. The department shall, by rule, set the amount of an annual fee, which shall not exceed $50, for each *Casuarina cunninghamiana* registered as a source tree. Nurseries may only sell *Casuarina cunninghamiana* to a person with a special permit as specified in paragraphs (a) and (b). The source tree registration numbers of the parent plants must be documented on each invoice or other certification documentation provided to the buyer.

*(d) All Casuarina cunninghamiana* must be destroyed by the property owner once the site is no longer used for commercial citrus production or if the department determines that the *Casuarina cunninghamiana* on the site has become invasive. The determination of the department shall be based on the recommendation of the Noxious Weed and Invasive Plant Review Committee, created by the department, in consultation with a representative of the citrus industry who has a *Casuarina cunninghamiana* windbreak. Destruction of all *Casuarina cunninghamiana* used in the windbreak must be completed within 6 months after the final harvest of fruit for commercial sale. If the owner or person in charge refuses or neglects to comply, the director or her or his authorized representative may, under authority of the department, proceed to destroy the plants. The expense of the destruction shall be assessed, collected, and enforced against the owner by the department. If the owner does not pay the assessed cost, the department may record a lien against the property.

*(e) The use of Casuarina cunninghamiana* for windbreaks shall not preclude the department from issuing permits for the research or release of biological control agents to control *Casuarina sp.* in accordance with s. 581.083. The department shall not consider potential adverse impacts to *Casuarina cunninghamiana* windbreaks when determining whether to approve or deny permits for the research or release of any biological control agent.

*(f) The use of Casuarina cunninghamiana* for windbreaks shall not restrict or interfere with any other agency or local government effort to manage or control noxious weeds or invasive plants, including *Casuarina cunninghamiana,* nor shall any other agency or local government remove any *Casuarina cunninghamiana* planted as a windbreak under special permit issued by the department.

And the title is amended as follows:

On page 3, remove line 14, and insert:

suitable markers; amending s. 581.091, F.S.; providing conditions for use of *Casuarina cunninghamiana* as a windbreak for commercial citrus groves; providing for permitting and permit fees; providing for destruction of *Casuarina cunninghamiana;* providing that use as windbreaks does not preclude research or release of agents to control *Casuarina sp.* not used as such by the department, any other agency, or any local government; prohibiting removal of *Casuarina cunninghamiana* planted as a windbreak under special permit; providing an effective date.

On motion by Senator Alexander, the Senate refused to concur in the House amendment to **CS for CS for CS for SB 1372** and the House was requested to recede. The action of the Senate was certified to the House.

## SPECIAL ORDER CALENDAR

Consideration of **CS for CS for SB 1792** and **CS for SB 988** was deferred.

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**SENATOR WILSON PRESIDING**

By Senator Oelrich—

**CS for SB 2312**—A bill to be entitled An act relating to false claims; amending s. 68.081, F.S.; providing that the purpose of the Florida False Claims Act is to prevent the state from paying false and fraudulent claims; amending s. 68.082, F.S.; redefining the term "claim" to include claims filed electronically; providing that a person is liable for a civil penalty if he or she files a false or fraudulent claim; amending s. 68.083, F.S.; reducing time limits for false claim proceedings; amending s. 68.084, F.S.; revising the period in which a stay to conduct discovery may be granted; amending s. 68.085, F.S.; providing an award to the agency injured by the false or fraudulent claim; amending s. 68.089, F.S.; revising the time periods in which a civil action may be filed under the False Claims Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 2312** was placed on the calendar of Bills on Third Reading.

---

On motion by Senator Aronberg—

**CS for SB 214**—A bill to be entitled An act relating to criminal acts committed during a state of emergency; amending s. 810.02, F.S.; providing enhanced penalties for specified burglaries that are committed during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; prohibiting the release of a person arrested for committing a burglary during such a state of emergency until that person appears before a magistrate at a first-appearance hearing; requiring that a felony burglary committed during a state of emergency declared by the Governor be reclassified one level above the current ranking of the offense committed; amending s. 812.014, F.S.; providing enhanced penalties for the theft of certain property stolen during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; requiring that a felony theft committed during such a state of emergency be reclassified one level above the current ranking of the offense committed; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **CS for SB 214** to **CS for HB 449**.

Pending further consideration of **CS for SB 214** as amended, on motion by Senator Aronberg, by two-thirds vote **CS for HB 449** was withdrawn from the Committees on Criminal Justice; Military Affairs and Domestic Security; and Criminal and Civil Justice Appropriations.

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

**CS for HB 449**—A bill to be entitled An act relating to criminal offenses; amending s. 810.02, F.S.; providing enhanced penalties for burglaries of authorized emergency vehicles; providing enhanced penalties for specified burglaries that are committed during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; prohibiting the release of a person arrested for committing a burglary during such a state of emergency until that person appears before a magistrate at a first-appearance hearing; requiring that a felony burglary committed during a state of emergency declared by the Governor be reclassified one level above the current ranking of the offense committed; amending s. 812.014, F.S.; providing enhanced penalties for the theft of certain law enforcement equipment taken from authorized emergency vehicles; providing enhanced penalties for the theft of certain property stolen during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; requiring that a felony theft committed during such a state of emergency be reclassified one level above the current ranking of the offense committed; amending s. 921.0022, F.S.; ranking newly created offenses in the offense severity ranking chart; providing an effective date.

—a companion measure, was substituted for **CS for SB 214** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 449** was placed on the calendar of Bills on Third Reading.

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By Senator Argenziano—

**CS for SB 1342**—A bill to be entitled An act relating to crimes that involve or may facilitate the false personation of a law enforcement officer or other person; amending s. 316.2397, F.S., relating to unlawfully showing or displaying certain lights; providing that the unlawful display of blue lights is a first-degree misdemeanor; amending s. 843.08, F.S., relating to falsely personating an officer; prohibiting impersonation of a federal law enforcement officer; subdividing penalty provisions for the purpose of referencing such provisions; amending s. 843.081, F.S.; providing that the unlawful use of flashing or rotating blue lights is a third-degree felony rather than a misdemeanor; amending s. 843.085, F.S., relating to the unlawful use of police badges or other indicia of authority; clarifying that the offender's intent to mislead another person is an element of such offense; providing penalties; amending s. 921.0022, F.S., relating to the offense severity ranking chart of the Criminal Punishment Code; ranking violations of ss. 843.08, 843.081, 843.085, and 843.0855, F.S., within the chart; providing an effective date.

—was read the second time by title.

**MOTION**

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

Senator Villalobos moved the following amendment which was adopted:

**Amendment 1 (661066)**—On page 7, delete line 21 and insert: ~~it~~. *It is insufficient to prove criminal intent under this subsection that a person wore or displayed such item without authorization from the agency displayed on such item. To evidence this intent, there must be an additional affirmative act by the person that indicates this intent, such as the person misrepresenting that he or she is employed by the agency displayed on such item or misrepresenting that he or she is authorized by that agency to wear or display such item. A violation of this subsection is a felony of the third*

Pursuant to Rule 4.19, **CS for SB 1342** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Crist—

**SB 614**—A bill to be entitled An act relating to assault or battery of a law enforcement officer; amending s. 784.07, F.S.; redefining the term "law enforcement officer" to include a federal law enforcement officer for purposes of certain enhanced penalties imposed for the offense of assault or battery of a law enforcement officer; reenacting ss. 435.04(3)(a), 901.15(15), 921.0022(3)(d), (f), and (g), 943.051(3)(b), and 985.11(1)(b),

F.S., relating to screening standards, arrest without warrant, the offense severity ranking chart, and the fingerprinting of minors, to incorporate the amendment to s. 784.07, F.S., in references thereto; providing an effective date.

—was read the second time by title.

An amendment was considered and adopted to conform **SB 614** to **CS for HB 339**.

Pending further consideration of **SB 614** as amended, on motion by Senator Crist, by two-thirds vote **CS for HB 339** was withdrawn from the Committees on Criminal Justice; and Criminal and Civil Justice Appropriations.

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

**CS for HB 339**—A bill to be entitled An act relating to federal law enforcement officers; amending s. 784.07, F.S.; redefining the term "law enforcement officer" to include a federal law enforcement officer for purposes of certain enhanced penalties imposed for the offense of assault or battery of a law enforcement officer; amending s. 843.08, F.S.; adding federal law enforcement officer to offense of false personation; reenacting ss. 435.04(3)(a), 901.15(15), 921.0022(3)(b), (d), (f), and (g), 943.051(3)(b), and 985.11(1)(b), F.S., relating to screening standards, arrest without warrant, the offense severity ranking chart, and the fingerprinting of minors, to incorporate the amendments to ss. 784.07 and 843.08, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **SB 614** as amended and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 339** was placed on the calendar of Bills on Third Reading.

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By Senator Joyner—

**CS for SB 1460**—A bill to be entitled An act relating to judicial and execution sales of property; creating s. 45.0321, F.S.; requiring that, before certain court-ordered sales of property, the lienholder serve notice on the property owner of the possibility of relief through the filing of a bankruptcy petition; specifying the content of the notice; providing for an affirmative defense for failing to provide notice; amending s. 56.021, F.S., relating to the required service of notice of potential relief through bankruptcy; conforming provisions to changes made by the act; amending s. 702.035, F.S.; clarifying that the number of days for publishing a notice relating to a foreclosure proceeding excludes legal holidays; providing an effective date.

—was read the second time by title.

Senator Joyner moved the following amendment which was adopted:

**Amendment 1 (104818)(with title amendment)**—Delete everything after the enacting clause and insert:

Section 1. Section 702.55, Florida Statutes, is created to read:

*702.55 Notice of bankruptcy alternative to judicial or sheriff's sale.—*

*(1) In any foreclosure of a mortgage lien or other lien against homestead property owned by a natural person or persons, the mortgagee or lienholder must serve a separate notice to the natural person property owner or owners containing the following statement in conspicuous type:*

*NOTICE OF PROPERTY SALE*

*If you are an individual owner of property that may be affected by this action, and if any portion of the property is your home or personal property, please read the following notice carefully: A judicial or sheriff's sale of your property that is subject to the lien of the plaintiff in this case may occur shortly. UNDER CERTAIN CIRCUMSTANCES, the United States Bankruptcy Code may provide a property owner the ability to retain the liened property and reorganize the claimed indebtedness if a bankruptcy petition is filed before the judicial or sheriff's sale occurs. In most cases, an individual will be required to complete a credit counseling briefing before being eligible to file a bankruptcy case.*

*(2) The notice required by this section shall be served together with the original process and in the manner permitted for service of the complaint, and, if so served, the fact of service of the notice shall be noted on the summons and the return of service so that the clerk of the court and the judicial officer may ascertain whether the notice has been served. In the case of service of process by publication, the notice need not be separate if the published service of process includes the statement set forth in subsection (1), and such publication of the statement shall constitute compliance with this section. If the foreclosing mortgagee or lienholder fails to serve the notice required by this section with the original process or with the original publication of service of process, the mortgagee or lienholder may cure such failure by subsequently serving the notice in the manner specified in this subsection at any time up to 5 business days before the natural person property owner's answer is due to be served. The notice need not be served on any defendant other than the natural person or persons who are the record owner of the property at the time the notice of lis pendens is recorded.*

*(3) The failure of the mortgagee or lienholder to serve the notice required by this section shall constitute an affirmative defense available to a natural person property owner in an action to foreclose the mortgage or other lien against homestead property, and a natural person property owner who raises the defense shall have the burden of proving that the property is the homestead of such property owner. If the defense is timely raised and proved by the natural person property owner, an in personam or deficiency judgment may not be entered against such property owner, but an in rem final judgment of foreclosure may be entered against such property owner. If the affirmative defense is not timely raised and proved, the failure of a mortgagee or lienholder to timely serve the notice required by this section shall be no bar to the entry of an in personam or deficiency judgment.*

*(4) Failure to serve the notice required by this section shall not affect the validity or finality of the judgment of foreclosure, nor affect the title or marketability of the real property subject to the judicial sale, nor affect the validity of the title conveyed by the judicial sale.*

Section 2. Section 56.021, Florida Statutes, is amended to read:

56.021 Executions; issuance and return, alias, etc.—When issued, an execution is valid and effective during the life of the judgment or decree on which it is issued. When fully paid, the officer executing it shall make his or her return and file it in the court which issued the execution. If the execution is lost or destroyed, the party entitled thereto may have an alias, pluries or other copies on making proof of such loss or destruction by affidavit and filing it in the court issuing the execution. *However, if the judgment debtor or property owner is a natural person, execution may not be issued before the judgment creditor has filed and served a notice upon such judgment debtor or property owner in the same form as required by s. 702.55.*

Section 3. Section 702.035, Florida Statutes, is amended to read:

702.035 Legal notice concerning foreclosure proceedings.—Whenever a legal advertisement, publication, or notice relating to a foreclosure proceeding is required to be placed in a newspaper, it is the responsibility of the petitioner or petitioner's attorney to place such advertisement, publication, or notice. For counties with more than 1 million total population as reflected in the *2000* ~~most recent~~ Official Decennial Census of the United States Census Bureau as shown on the official website of the United States Census Bureau, any notice of publication required by this section shall be deemed to have been published in accordance with the law if the notice is published in a newspaper that has been entered as a periodical matter at a post office in the county in which the newspaper is published, is published a minimum of 5 days a week, *exclusive of legal holidays,* and has been in existence and published a minimum of 5 days a week*, exclusive of legal holidays,* for 1 year or is a direct successor to a newspaper that has been in existence for 1 year that has been published a minimum of 5 days a week*, exclusive of legal holidays*. The advertisement, publication, or notice shall be placed directly by the attorney for the petitioner, by the petitioner if acting pro se, or by the clerk of the court. Only the actual costs charged by the newspaper for the advertisement, publication, or notice may be charged as costs in the action.

Section 4. This act shall take effect July 1, 2007, and shall apply only to foreclosure proceedings commenced, and to writs of execution issued, after that date.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to judicial and execution sales of property; creating s. 702.55, F.S.; requiring that, before certain court-ordered sales of property, the lienholder serve notice on the property owner of the possibility of relief through the filing of a bankruptcy petition; specifying the content of the notice; providing for an affirmative defense for failing to provide notice; amending s. 56.021, F.S., relating to the required service of notice of potential relief through bankruptcy; conforming provisions to changes made by the act; amending s. 702.035, F.S.; clarifying that the number of days for publishing a notice relating to a foreclosure proceeding excludes legal holidays; providing an effective date.

Pursuant to Rule 4.19, **CS for SB 1460** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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By Senator Dockery—

**SB 1448**—A bill to be entitled An act relating to assistance for dependents of service members on active duty; amending s. 250.5206, F.S.; providing that eligibility for the Family Readiness Program continues for a specified period following termination of a service member's orders and his or her return home; revising provisions requiring that the inspector general conduct reviews and audits of the program; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1448** was placed on the calendar of Bills on Third Reading.

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By Senator Villalobos—

**CS for SB 2196**—A bill to be entitled An act relating to the Legislature; providing a short title; amending s. 11.143, F.S.; eliminating authority for members of a legislative committee to administer certain oaths and affirmations to witnesses; eliminating penalties for false swearing before a legislative committee; conforming to the creation of new provisions relating to oaths and affirmations before a legislative committee; creating s. 11.1435, F.S.; requiring persons who address a legislative committee to take an oath or affirmation of truthfulness; providing exceptions; requiring a member of the legislative committee to administer the oath or affirmation; providing criminal penalties for certain false statements before a legislative committee; authorizing the use of a signed appearance card in lieu of an oral oath or affirmation; prescribing conditions related to the use of the card; providing for penalties for making a false statement after signing the card; providing an effective date.

—was read the second time by title.

**MOTION**

On motion by Senator Diaz de la Portilla, the rules were waived to allow the following amendment to be considered:

Senator Diaz de la Portilla moved the following amendment which was adopted:

**Amendment 1 (592964)**—On page 4, line 18 through page 5, line 21, delete those lines and insert:

*1. A member of the general public who is not a registered lobbyist and who is not being paid to appear before the committee on the issue he or she is addressing.*

*2. A minor, if the chair of the committee determines the minor understands the duty to tell the truth or the duty not to lie.*

*(c) The chair or any other member of the committee shall administer the oath or affirmation required under paragraph (a).*

*(2)(a) Except as provided in paragraph (b), whoever makes a false statement, which he or she does not believe to be true, under the oath or affirmation required by this section in regard to any material matter, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

*(b) Whoever is compelled by subpoena as a witness before a committee under s. 11.143(3) and who makes a false statement, which he or she does not believe to be true, under the oath or affirmation required by this section in regard to any material matter, commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

*(3) In lieu of the oral oath or affirmation required by this section, the Senate or the House of Representatives may by the rules of each respective house require any person, as prescribed in subsection (1), who addresses a committee to complete and sign an appearance form. The form must be signed before the person addresses the committee. Signing the form constitutes a written affirmation to speak the truth, the whole truth, and nothing but the truth, and subjects the person to the penalties as provided in this section. The form must include a statement notifying the person that signing the form constitutes an affirmation and notifying the person of the penalty provisions. Legislators and legislative staff shall sign a card complying with this section at the start of each regular or special session of the Legislature covering the duration of the session.*

Pursuant to Rule 4.19, **CS for SB 2196** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Crist, by two-thirds vote **HB 143** was withdrawn from the Committees on Criminal Justice; and Judiciary.

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

**HB 143**—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; creating s. 943.132, F.S.; requiring the Criminal Justice Standards and Training Commission to adopt rules for the implementation of the federal Law Enforcement Officers Safety Act of 2004; requiring the commission to develop and authorize the issuance of a uniform firearms proficiency verification card; authorizing the use of specified facilities operating firing ranges for testing of persons other than law enforcement officers; providing an effective date.

—a companion measure, was substituted for **SB 1774** and read the second time by title.

Pursuant to Rule 4.19, **HB 143** was placed on the calendar of Bills on Third Reading.

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By Senator Hill—

**CS for CS for SB 1630**—A bill to be entitled An act relating to the United States Marine Corps license plate; amending s. 320.08058, F.S.; revising authorized allocation of the annual use fee; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1630** was placed on the calendar of Bills on Third Reading.

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By Senator Posey—

**CS for SB 122**—A bill to be entitled An act relating to child custody; creating s. 61.13002, F.S.; prohibiting a court from modifying child custody during the time a parent is activated, deployed, or temporarily assigned to military service; providing a limited exception; requiring reinstatement upon parent's return from military service; limiting application of the prohibition; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 122** was placed on the calendar of Bills on Third Reading.

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By Senator Aronberg—

**SB 978**—A bill to be entitled An act relating to court-ordered nonbinding arbitration; amending s. 44.103, F.S.; revising provisions relating to the presentation of testimony and evidence in court-ordered nonbinding arbitration proceedings; revising provisions relating to an award of specified costs in a trial de novo following arbitration against the party requesting the trial when the trial judgment differs from the arbitration award by a certain amount; providing an effective date.

—was read the second time by title.

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

**Amendment 1 (232320)**—On page 2, line 2, delete "an" and insert: and

Pursuant to Rule 4.19, **SB 978** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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By Senator Wise—

**CS for SB 142**—A bill to be entitled An act relating to change of name; amending s. 68.07, F.S.; requiring that a person filing a petition for change of name submit fingerprints for a state and national criminal history records check before the court hearing on the petition; providing an exception to such requirement; providing procedures for the taking and submission of fingerprints; providing for the payment of costs associated with processing fingerprints and conducting criminal history checks; requiring the return of the results of a criminal history records check to the clerk of court; providing for the scheduling of a hearing on a petition to restore a former name when a criminal history records check is required; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 142** was placed on the calendar of Bills on Third Reading.

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On motion by Senator Haridopolos, by two-thirds vote **HB 723** was withdrawn from the Committees on Criminal Justice; and Governmental Operations.

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

**HB 723**—A bill to be entitled An act relating to correctional and law enforcement officer discipline; amending s. 112.533, F.S.; requiring that certain investigative reports include a statement relating to compliance with ss. 112.532 and 112.533, F.S., and that these reports be verified; requiring that certain statements be made under oath and subject to prosecution for perjury; providing an effective date.

—a companion measure, was substituted for **SB 690** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **HB 723** was placed on the calendar of Bills on Third Reading.

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By Senator King—

**CS for CS for SB 2038**—A bill to be entitled An act relating to real property electronic recording; creating s. 695.27, F.S.; providing a short title; providing definitions; providing for the validity of electronic documents relating to real property; providing for the recording of electronic documents by the county recorder; granting the Department of State rulemaking authority; creating the Electronic Recording Advisory Committee; providing the committee with certain powers and duties; providing for membership and meetings of the committee; providing that committee members shall serve without compensation and may not claim per diem and travel expenses from the Secretary of State; providing guidelines for the department, in consultation with the committee, to consider in adopting, amending, and repealing standards; providing for the termination of the committee; providing for uniformity of application and construction; specifying the relation to a federal act; amending s. 201.01, F.S.; providing that such electronic documents are subject to the same taxes as paper documents; amending s. 201.022, F.S.; providing for the electronic filing of certain required returns; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 2038** was placed on the calendar of Bills on Third Reading.

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By Senator Fasano—

**CS for CS for SB 448**—A bill to be entitled An act relating to county funding of additional court personnel; amending s. 29.0081, F.S.; specifying that the county be considered the employer; providing that employees funded by the county under this section and other county employees may be aggregated for purposes of a flexible benefits plan; prescribing supervisory duties of the judicial circuit; revising the status of positions funded under the section; providing an effective date.

—was read the second time by title.

Senator Fasano moved the following amendment which was adopted:

**Amendment 1 (501920)**—On page 2, lines 7-11, delete those lines and insert: *Act of 1964, Title I of the Americans with Disabilities Act, 42 U.S.C. s. 1983, the Family Medical Leave Act, the Fair Labor Standards Act, chapters 447 and 760, and ss. 112.3187, 440.105, and 440.205; and fully indemnify the county from any liability under such laws, as authorized by s. 768.28(19), to the extent such liability is the result of the acts or omissions of the judicial circuit or its agents or employees.*

Pursuant to Rule 4.19, **CS for CS for SB 448** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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On motion by Senator Joyner, by two-thirds vote **CS for HB 311** was withdrawn from the Committees on Judiciary; and Banking and Insurance.

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

**CS for HB 311**—A bill to be entitled An act relating to probate; amending s. 222.21, F.S.; specifying additional circumstances under which certain funds or accounts are not exempt from a surviving spouse's claims; amending s. 731.110, F.S.; providing a prerequisite to admitting a will to probate or appointing a personal representative under certain circumstances; amending s. 731.201, F.S.; defining the terms "collateral heir" and "descendant"; creating s. 731.401, F.S.; providing for enforceability of will or trust provisions requiring arbitration of certain disputes; amending ss. 732.102, 732.103, 732.104, 732.108, 732.401, and 732.507, F.S.; conforming provisions to new definitions; amending s. 732.2025, F.S.; revising the definition of "elective share trust"; amending ss. 732.2035 and 732.2075, F.S.; revising provisions relating to the elective estate and elective share; amending s. 732.4015, F.S.; revising a provision prohibiting devise of a homestead; creating s. 733.620, F.S.; providing for unenforceability and invalidity of certain will provisions exculpating personal representatives; amending s. 734.101, F.S.; increasing a time period for procedures relating to foreign personal representatives; amending s. 895.02, F.S.; correcting a cross-reference; providing an effective date.

—a companion measure, was substituted for **CS for SB 1936** and by two-thirds vote read the second time by title.

Pursuant to Rule 4.19, **CS for HB 311** was placed on the calendar of Bills on Third Reading.

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By Senator Argenziano—

**CS for CS for SB 1792**—A bill to be entitled An act relating to the Department of Corrections; amending s. 316.003, F.S.; including vehicles operated by the department within the definition of the term "authorized emergency vehicles" for purposes of the Florida Uniform Traffic Control Law; amending s. 316.2397, F.S.; authorizing the department to operate vehicles that have emergency lights and sirens; amending s. 945.215, F.S.; providing for the funds in the Employee Benefit Trust Fund to be used for certain additional purposes; limiting the types

of donations that the department may accept for deposit into the fund; requiring that the fund be subject to oversight by the Secretary of Corrections and an annual audit; requiring that the department provide an annual report concerning allocations from the trust fund at the request of the Legislature and Governor; requiring that the department adopt rules; amending s. 945.21501, F.S.; requiring that facilities constructed using funds from the Employee Benefit Trust Fund provide maximum benefit for all employees; requiring that the department adopt rules; amending s. 948.06, F.S.; authorizing the court to issue a notice to appear for certain violators; providing for service of notices to appear; providing for tolling of the probationary period; providing for the use of a notification letter of a technical violation of a term of probation or community control; authorizing the court to allow the submission of certain documents electronically or by facsimile; requiring the Department of Corrections to provide the court with recommendations as to disposition by the court; requiring the Department of Corrections to conduct a study and submit a report; providing an effective date.

—was read the second time by title.

Senator Argenziano moved the following amendment which was adopted:

**Amendment 1 (153674)**—On page 7, line 26, delete "*shall*" and insert: *may*

Pursuant to Rule 4.19, **CS for CS for SB 1792** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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By Senator Argenziano—

**CS for SB 988**—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; requiring sexual predators and sexual offenders to obtain an updated or renewed driver's license or identification card; 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.; revising background screening requirements for certain noninstructional school district employees and contractors; creating s. 1012.467, F.S.; adding noninstructional contractors to those who must meet the screening requirements; defining the terms "noninstructional contractor," "convicted," and "school grounds"; 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 penalties; 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 for rulemaking by the State Board of Education; 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; specifying that the act does not create a private cause of action or a new duty of care or basis of liability; creating s. 1012.321, F.S.; creating an exception for certain instructional personnel; providing criteria; providing effective dates.

—was read the second time by title.

The Committee on Education Pre-K - 12 recommended the following amendments which were moved by Senator Argenziano and adopted:

**Amendment 1 (500842)**—In title, on page 2, delete line 15 and insert: felony of the third degree; allowing

**Amendment 2 (115480)**—In title, on page 2, lines 23 and 24, delete those lines and insert: and conditions; providing that

The Committee on Governmental Operations recommended the following amendment which was moved by Senator Argenziano and adopted:

**Amendment 3 (420566)(with title amendment)**—On page 4, lines 2-25, delete those lines and insert: *license or identification card the following:*

*(a) For a person designated as a sexual predator under s. 775.21, the marking "775.21, F.S."*

*(b) For a person subject to registration as a sexual offender under s. 943.0435 or s. 944.607, the marking "943.0435, F.S."*

*(4) Unless previously secured or updated, each sexual offender and sexual predator shall report to the department during the month of his or her reregistration as required under s. 775.21(8), s. 943.0435(14), or s. 944.607(13) in order to obtain an updated or renewed driver's license or identification card as required by subsection (3).*

Section 2. Effective February 1, 2008, paragraph (c) is added to subsection (5) of section 322.212, Florida Statutes, to read:

322.212 Unauthorized possession of, and other unlawful acts in relation to, driver's license or identification card.—

(5)

*(c) It is unlawful for any person designated as a sexual predator or sexual offender to have in his or her possession a driver's license or identification card upon which the sexual predator or sexual offender markings required by s. 322.141 are not displayed or have been altered.*

And the title is amended as follows:

On page 1, lines 7-14, delete those lines and insert: registration as sexual offenders; requiring sexual predators and sexual offenders to obtain an updated or a renewed driver's license or identification card; 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.;

Pursuant to Rule 4.19, **CS for SB 988** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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By Senator Saunders—

**CS for CS for CS for SB 2054**—A bill to be entitled An act relating to the Department of Environmental Protection; amending s. 258.007, F.S.; deleting a penalty for a rule violation; creating s. 258.008, F.S.; creating penalties for the violation of rules adopted under ch. 258, F.S., and for specified activities within the boundaries of a state park; providing for fines to be deposited into the State Park Trust Fund; providing for court costs under certain circumstances; amending s. 316.212, F.S.; allowing the operation of golf carts on roads within the state park system under certain conditions; amending s. 373.4142, F.S.; providing statewide consistency for water quality standards in the Northwest Florida Water Management District; amending s. 373.414, F.S.; providing that certain variance provisions apply in the Northwest Florida Water Management District; amending s. 373.4211, F.S.; ratifying the wetland rule and amending it to include certain plant species approved by the Environmental Regulation Commission; providing for delay of the ratification until certain conditions are met; amending s. 403.031, F.S.; conforming the definition of the term "regulated air pollutant" to changes made in the federal Clean Air Act; amending s. 403.067, F.S.; providing for the trading of water quality credits in the total maximum daily load program in areas that have adopted a basin action plan; providing for rules and specifying what the rules must address; amending s. 403.0872, F.S.; conforming the requirements for air operation permits to changes made to Title V of the Clean Air Act to delete certain minor sources from the Title V permitting requirements; amending s. 403.088, F.S.; providing for the revision of water pollution operation permits; amending s.

403.50663, F.S.; clarifying certain notice requirements; amending s. 403.50665, F.S.; providing for a local government to issue a statement of inconsistency with existing land use plans and zoning ordinances due to incompleteness of information necessary for an evaluation; amending s. 403.508, F.S.; clarifying certain hearing requirements for land use and certification hearings; amending s. 403.509, F.S.; clarifying certain provisions relating to certifications issued by the Department of Environmental Protection; amending s. 403.5113, F.S.; providing technical corrections to provisions requiring postcertification amendments and review; amending s. 403.5115, F.S.; clarifying certain public-notice requirements; amending s. 403.5252, F.S.; clarifying provisions relating to the determination of completeness of an application for an electric transmission line; amending s. 403.527, F.S.; clarifying the time under which the department or the applicant may request the cancellation of a certification hearing for a proposed transmission line; amending s. 403.5271, F.S.; clarifying the responsibilities of reviewing agencies to review the completeness of an application; amending s. 403.5317, F.S.; clarifying the provisions relating to a change in the condition of a certification; amending s. 403.5363, F.S.; providing that notice of a cancellation of a certification hearing must be within a certain time; amending s. 376.30715, F.S.; defining the term "acquired" for purposes of transfers of certain property; repealing ch. 325, F.S., consisting of ss. 325.2055, 325.221, 325.222, and 325.223, F.S., relating to motor vehicle air conditioning refrigerants; repealing s. 403.0875, F.S., relating to citrus juice processing facilities; amending s. 373.459, F.S.; repealing a provision that repealed a subsection concerning financial match requirements and certain expenditure limitations for surface water protection programs; requiring the Department of Environmental Protection to conduct a salary study and submit a plan; requiring the Department of Environmental Protection to develop a project management plan to implement the remaining phases of an e-permitting program and submit a plan; prohibiting local governments from specifying the method or format of a determination by the Department of Environmental Protection or a water management district with respect to certain projects; amending s. 403.061, F.S.; authorizing the Department of Environmental Protection to maintain a list of projects and activities that applicants may consider in developing certain proposals; providing an effective date.

—was read the second time by title.

Senator Saunders moved the following amendments which were adopted:

**Amendment 1 (105520)**—On page 5, line 12, delete "*or harassing*"

**Amendment 2 (363724)(with title amendment)**—On page 11, lines 8-20, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 1, lines 25-28, delete those lines and insert: certain conditions are met; amending s.

**Amendment 3 (373376)(with title amendment)**—On page 23, line 21 through page 25, line 9, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 2, lines 3-7, delete those lines and insert: amending s. 403.088,

**Amendment 4 (052638)(with title amendment)**—On page 45, lines 17-21, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 3, lines 12-18, delete those lines and insert: F.S.; amending s.

**Amendment 5 (801706)(with title amendment)**—On page 46, line 25 through page 48, line 22, delete those lines and redesignate subsequent sections.

And the title is amended as follows:

On page 3, line 23 through page 4, line 7, delete those lines and insert: programs; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for CS for SB 2054** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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By Senator Lawson—

**CS for CS for SB 1974**—A bill to be entitled An act relating to state information technology; creating s. 14.204, F.S.; creating the Agency for Enterprise Information Technology within the Executive Office of the Governor; providing for the Governor and Cabinet to be the head of the agency; requiring that the agency be a separate budget entity that is not subject to the control of the Executive Office of the Governor; providing for an executive director of the agency to be subject to confirmation by the Senate; providing for the executive director to be the chief information officer of the state and the executive sponsor for all enterprise information technology projects; specifying the duties and responsibilities of the agency, which include defining architecture standards for information technology and developing a strategic enterprise information technology plan; requiring each state agency and the Agency Chief Information Officers Council to participate in the activities of the Agency for Enterprise Information Technology; amending s. 20.22, F.S.; removing the State Technology Office within the Department of Management Services; providing for a Technology Program within the department; amending s. 216.0446, F.S.; revising the duties of the Technology Review Workgroup within the Legislature to conform to the transfer of duties concerning the management of information technology for state agencies; amending s. 282.0041, F.S.; revising and providing definitions; creating s. 282.0055, F.S.; providing for the Agency for Enterprise Information Technology to oversee information technology services that are common to all executive branch agencies and for agency information technology services to be responsible for information technology within an individual state agency; creating s. 282.0056, F.S.; requiring the Agency for Enterprise Information Technology to develop a work plan; requiring that the work plan be approved by the Governor and Cabinet and submitted to the Legislature; requiring that certain specified policies be included in the initial work plan; requiring that the agency develop policy recommendations and strategies for consolidating computer rooms and data centers; requiring each state agency to provide assistance in the development of the work plan upon request; amending s. 282.20, F.S.; transferring management of the Technology Resource Center from the State Technology Office to the Department of Management Services; revising the duties of the center to conform to changes made by the act; requiring that the center submit its service rates and cost-allocation plan to the Agency for Enterprise Information Technology for review; amending s. 282.3055, F.S.; revising the duties of the agency chief information officers; amending s. 282.315, F.S.; revising the duties of the Agency Chief Information Officers Council; requiring that the council assist the Agency for Enterprise Information Technology in developing strategies for information technology services and projects and make policy recommendations; revising the membership of the council; providing for the appointment of a chair, vice chair, and secretary; amending s. 282.318, F.S.; providing duties of the Agency for Enterprise Information Technology with respect to the security of data and information technology resources; requiring state agencies to conduct a comprehensive risk analysis at specified intervals, develop and update internal policies and procedures, and ensure compliance with certain security requirements; requiring the Agency for Enterprise Information Technology to designate a chief information security officer, develop standards for risk analyses and security audits, and provide training for agency information security managers; providing rulemaking authority; deleting provisions specifying duties of the Department of Management Services to conform to changes made by the act; amending s. 282.322, F.S.; requiring that the Agency for Enterprise Information Technology perform contract monitoring duties formerly performed by the Enterprise Project Management Office of the State Technology Office; amending s. 216.023, F.S.; requiring that certain legislative budget requests include the statutory reference to the policy requiring a new information technology project; amending s. 943.0313, F.S., relating to the Domestic Security Oversight Council; conforming terminology to changes made by the act; providing for the transfer of specified duties from the State Technology Office to the Department of Management Services; repealing ss. 186.022, 282.005, 282.101, 282.102, 282.23, 282.3031, 282.3032, 282.3063, 282.310, and 287.057(24), F.S., relating to information technology strategic plans, duties of the State Technology Office, the State Strategic Information Technology Alliance, information resources management responsibilities, guiding principles, the Agency Annual Enterprise Resource Planning and Management Report, the State Annual

Report on Enterprise Resource Planning and Management, and state strategic information technology alliances; amending ss. 215.95, 215.96, 282.103, 282.107, 339.155, 381.90, 403.973, 408.05, 420.0003, 420.511, 943.08, and 1001.26, F.S., relating to the Financial Management Information Board and its coordination council, the SUNCOM Network, transportation planning, the Health Information Systems Council, expedited permitting, the Florida Center for Health Information and Policy Analysis, the state housing strategy and the Florida Housing Finance Corporation, the Criminal and Juvenile Justice Information System Council, and the public broadcasting program system; conforming cross-references and other references to provisions repealed by the act; providing appropriations and authorizing additional positions; providing an effective date.

—was read the second time by title.

Senator Lawson moved the following amendments which were adopted:

**Amendment 1 (055532)(with title amendment)**—On page 29, lines 2-6, delete those lines and insert: *in ss. 215.322(2), 282.102, 282.103, 282.104, 282.105, 282.106, 282.107, 282.1095, 282.111, 282.21, 282.22, 288.1092, 288.1093, 365.171, 365.172, and 365.173, Florida Statutes.*

Section 15. *Sections 186.022, 282.005, 282.101, 282.23, 282.3031, 282.3032, 282.3063, and 282.310,*

And the title is amended as follows:

On page 4, line 12, delete "282.102,"

**Amendment 2 (103766)(with title amendment)**—On page 30, between lines 7 and 8, insert:

Section 18. Section 282.102, Florida Statutes, is amended to read:

282.102 ~~Creation of the State Technology Office;~~ Powers and duties.~~—There is created a State Technology Office within the Department of Management Services. The office shall be a separate budget entity, and shall be headed by a Chief Information Officer who is appointed by the Governor and is in the Senior Management Service. The Chief Information Officer shall be an agency head for all purposes.~~ The Department of Management Services shall ~~provide administrative support and service to the office to the extent requested by the Chief Information Officer. The office may adopt policies and procedures regarding personnel, procurement, and transactions for State Technology Office personnel. The office shall~~ have the following powers, duties, and functions:

(1) To publish electronically the portfolio of services available from the *department* ~~office~~, including pricing information; the policies and procedures of the *state communications network* ~~office~~ governing usage of available services; and a forecast of the priorities and initiatives for the state communications system for the ensuing 2 years.

~~(2) To adopt rules implementing policies and procedures providing best practices to be followed by agencies in acquiring, using, upgrading, modifying, replacing, or disposing of information technology.~~

~~(3) To perform, in consultation with an agency, the enterprise resource planning and management for the agency.~~

~~(4) To advise and render aid to state agencies and political subdivisions of the state as to systems or methods to be used for organizing and meeting information technology requirements efficiently and effectively.~~

~~(5) To integrate the information technology systems and services of state agencies.~~

*(2)*~~(6)~~ To adopt technical standards for the state *communications network* ~~information technology system~~ which will *ensure* ~~assure~~ the interconnection of computer networks and information systems of agencies.

~~(7) To assume management responsibility for any integrated information technology system or service when determined by the office to be economically efficient or performance-effective.~~

*(3)*~~(8)~~ To enter into agreements related to information technology with state agencies and political subdivisions of the state.

~~(9) To use and acquire, with agency concurrence, information technology now owned or operated by any agency.~~

*(4)*~~(10)~~ To purchase from or contract with information technology providers for information technology, including private line services.

*(5)*~~(11)~~ To apply for, receive, and hold~~, and to assist agencies in applying for, receiving, or holding,~~ such authorizations, patents, copyrights, trademarks, service marks, licenses, and allocations or channels and frequencies to carry out the purposes of this part.

*(6)*~~(12)~~ To purchase, lease, or otherwise acquire and to hold, sell, transfer, license, or otherwise dispose of real, personal, and intellectual property, including, but not limited to, patents, trademarks, copyrights, and service marks.

*(7)*~~(13)~~ To cooperate with any federal, state, or local emergency management agency in providing for emergency communications services.

*(8)*~~(14)~~ ~~To delegate, as necessary, to state agencies the authority to purchase, lease, or otherwise acquire and to use information technology or, as necessary,~~ To control and approve the purchase, lease, or acquisition and the use of ~~all information technology, including, but not limited to,~~ communications services provided as part of any other total system to be used by the state or any of its agencies.

~~(15) To acquire ownership, possession, custody, and control of existing communications equipment and facilities, including all right, title, interest, and equity therein, as necessary, to carry out the purposes of this part. However, the provisions of this subsection shall in no way affect the rights, title, interest, or equity in any such equipment or facilities owned by, or leased to, the state or any state agency by any telecommunications company.~~

*(9)*~~(16)~~ To adopt rules pursuant to ss. 120.536(1) and 120.54 relating to *communications* ~~information technology~~ and to administer the provisions of this part.

~~(17) To provide a means whereby political subdivisions of the state may use state information technology systems upon such terms and under such conditions as the office may establish.~~

*(10)*~~(18)~~ To apply for and accept federal funds for any of the purposes of this part as well as gifts and donations from individuals, foundations, and private organizations.

*(11)*~~(19)~~ To monitor issues relating to communications facilities and services before the Florida Public Service Commission and, when necessary, prepare position papers, prepare testimony, appear as a witness, and retain witnesses on behalf of state agencies in proceedings before the commission.

*(12)*~~(20)~~ Unless delegated to the agencies by the *department* ~~Chief Information Officer~~, to manage and control, but not intercept or interpret, communications within the SUNCOM Network by:

(a) Establishing technical standards to physically interface with the SUNCOM Network.

(b) Specifying how communications are transmitted within the SUNCOM Network.

(c) Controlling the routing of communications within the SUNCOM Network.

(d) Establishing standards, policies, and procedures for access to the SUNCOM Network.

(e) Ensuring orderly and reliable communications services in accordance with the service level agreements executed with state agencies.

*(13)*~~(21)~~ To plan, design, and conduct experiments for *communications* ~~information technology~~ services, equipment, and technologies, and to implement enhancements in the state *communications network* ~~information technology system~~ when in the public interest and cost-effective. Funding for such experiments shall be derived from SUNCOM Network service revenues and shall not exceed 2 percent of the annual budget for the SUNCOM Network for any fiscal year or as provided in the General Appropriations Act. New services offered as a result of this subsection shall not affect existing rates for facilities or services.

*(14)*~~(22)~~ To enter into contracts or agreements, with or without competitive bidding or procurement, to make available, on a fair, reasonable, and nondiscriminatory basis, property and other structures under *departmental* ~~office~~ control for the placement of new facilities by any wireless provider of mobile service as defined in 47 U.S.C. s. 153(n) or s. 332(d) and any telecommunications company as defined in s. 364.02 when it is determined to be practical and feasible to make such property or other structures available. The *department* ~~office~~ may, without adopting a rule, charge a just, reasonable, and nondiscriminatory fee for the placement of the facilities, payable annually, based on the fair market value of space used by comparable communications facilities in the state. The *department* ~~office~~ and a wireless provider or telecommunications company may negotiate the reduction or elimination of a fee in consideration of services provided to the *department* ~~office~~ by the wireless provider or telecommunications company. All such fees collected by the *department* ~~office~~ shall be deposited directly into the Law Enforcement Radio Operating Trust Fund, and may be used by the *department* ~~office~~ to construct, maintain, or support the system.

~~(23) To provide an integrated electronic system for deploying government products, services, and information to individuals and businesses.~~

~~(a) The integrated electronic system shall reflect cost-effective deployment strategies in keeping with industry standards and practices, including protections and security of private information as well as maintenance of public records.~~

~~(b) The office shall provide a method for assessing fiscal accountability for the integrated electronic system and shall establish the organizational structure required to implement this system.~~

~~(24) To provide administrative support to the Agency Chief Information Officers Council and other workgroups created by the Chief Information Officer.~~

~~(25) To facilitate state information technology education and training for senior management and other agency staff.~~

~~(26) To prepare, on behalf of the Executive Office of the Governor, memoranda on recommended guidelines and best practices for information resources management, when requested.~~

~~(27) To prepare, publish, and disseminate the State Annual Report on Enterprise Resource Planning and Management under s. 282.310.~~

~~(28) To study and make a recommendation to the Governor and Legislature on the feasibility of implementing online voting in this state.~~

~~(29) To facilitate the development of a network access point in this state, as needed.~~

~~(30) To designate a State Chief Privacy Officer who shall be responsible for the continual review of policies, laws, rules, and practices of state agencies which may affect the privacy concerns of state residents.~~

(Redesignate subsequent sections.)

And the title is amended as follows:

On page 4, lines 24-28, delete those lines and insert: 215.95, 215.96, 282.102, 282.103, 282.107, 339.155, 381.90, 403.973, 408.05, 420.0003, 420.511, 943.08, and 1001.26, F.S., relating to the Financial Management Information Board and its coordination council, the State Technology Office, the SUNCOM Network,

**Amendment 3 (825700)**—On page 30, lines 18-31, delete those lines and insert: corporations pursuant to *ss. 282.102-282.111* ~~ss. 282.101-282.111~~. The SUNCOM Network shall be developed to transmit all types of communications signals, including, but not limited to, voice, data, video, image, and radio. State agencies shall cooperate and assist in the development and joint use of communications systems and services.

Section 19. Subsections (1) and (2) of section 282.107, Florida Statutes, are amended to read:

282.107 SUNCOM Network; criteria for usage.—

(1) The *Department of Management Services* ~~State Technology Office~~ shall periodically review the qualifications of subscribers using the state SUNCOM Network and shall terminate services provided to any facility not qualified pursuant to *ss. 282.102-282.111* ~~ss. 282.101-282.111~~ or rules

**Amendment 4 (292942)(with title amendment)**—On page 36, lines 1-8, delete those lines and renumber subsequent sections.

And the title is amended as follows:

On page 4, delete line 26 and insert: and 943.08, F.S., relating to the

Pursuant to Rule 4.19, **CS for CS for SB 1974** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

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Consideration of **SB 1202** was deferred.

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By Senator Posey—

**CS for SB 2766**—A bill to be entitled An act relating to wildlife; amending s. 372.86, F.S.; requiring the Fish and Wildlife Conservation Commission to establish a list of reptiles of concern subject to regulation; prohibiting the unlawful capturing, keeping, possessing, transporting, or exhibiting of venomous reptiles or reptiles of concern; authorizing the commission to inspect venomous reptiles or reptiles of concern held in captivity; requiring written reports of violations; authorizing the commission to revoke licenses and permits under certain circumstances; requiring the commission to adopt rules for the transportation of venomous reptiles or reptiles of concern; amending s. 372.87, F.S.; requiring licensure for the capturing, keeping, possessing, or exhibiting of venomous reptiles or reptiles of concern; providing for fees; authorizing the commission to reduce fees applicable to reptiles of concern under certain circumstances; requiring fee proceeds to be deposited into the State Game Trust Fund; specifying uses of the proceeds; amending s. 372.88, F.S.; providing for the bond required for the exhibition of venomous reptiles to be payable to the commission; providing for regulation of the capturing of venomous reptiles; providing for certain financial guarantees by Class I wildlife exhibitors; providing rulemaking authority; repealing s. 372.89, F.S., relating to the safe, secure, and proper housing of poisonous or venomous reptiles; repealing s. 372.90, F.S., relating to the transportation of poisonous or venomous reptiles; repealing s. 372.901, F.S., relating to the inspection of poisonous or venomous held in captivity; repealing s. 372.91, F.S., relating to who may open cages, pits, or other containers housing poisonous or venomous reptiles; renumbering s. 372.911, F.S., relating to rewards, to conform; amending s. 372.92, F.S.; providing criminal penalties for certain activities related to venomous reptiles or reptiles of concern; amending s. 372.935, F.S.; providing violation levels and applicable penalties relating to captive wildlife, including suspension or revocation of license; providing a definition; providing for commission limitations in certain administrative actions; providing an appropriation; providing effective dates.

—was read the second time by title.

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

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By Senator Haridopolos—

**CS for CS for SB 1818**—A bill to be entitled An act relating to annual reports on the telecommunications industry; amending s. 364.386, F.S.; revising the due date of a report to the Legislature by the Florida Public Service Commission on industry competition; providing for the commission to request data from providers of local exchange telecommunications services; requiring such providers to file certain information with the commission; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1818** was placed on the calendar of Bills on Third Reading.

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By Senator Aronberg—

**SB 1510**—A bill to be entitled An act relating to public records; creating s. 556.113, F.S.; creating an exemption from public-records requirements for proprietary confidential business information held by the Sunshine State One-Call of Florida, Inc.; defining the term "proprietary confidential business information"; providing for future legislative repeal and review under the Open Government Sunset Review Act; providing findings of public necessity; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1510** was placed on the calendar of Bills on Third Reading.

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By Senator Saunders—

**CS for SB 1764**—A bill to be entitled An act relating to the South Florida Water Management District; amending s. 373.073, F.S.; providing for two additional members to be appointed to the governing board of the South Florida Water Management District; revising the residence requirements for the members of the governing board; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1764** was placed on the calendar of Bills on Third Reading.

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**THE PRESIDENT PRESIDING**

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Villalobos, by two-thirds vote **SB 1572**, **SB 1574**, **SB 1576**, **SB 1578**, **SB 1580**, **SB 1582**, **SB 1584**, **SB 1586**, **SJR 1588** and **SB 1590** were withdrawn from the committees of reference and further consideration.

On motion by Senator Dockery, by two-thirds vote **SB 2922** was withdrawn from the committee of reference and further consideration.

On motion by Senator Carlton, by two-thirds vote **CS for SB 2482** was withdrawn from the Committee on General Government Appropriations.

**MOTION TO RECONSIDER BILL**

Senator Siplin moved that the Senate reconsider the vote by which—

**CS for HB 97**—A bill to be entitled An act relating to Medicare supplement policies; amending s. 627.672, F.S.; revising the definition of the term "Medicare supplement policy" to exclude a health insurance policy or other health benefit plan offered by one or more employers to employees or former employees; providing a limitation; providing an effective date.

—passed this day.

The motion was placed on the calendar.

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**MOTION**

On motion by Senator King, the rules were waived and by two-thirds vote all bills remaining on the Special Order Calendar this day were placed first on the Special Order Calendar for Thursday, April 26.

## REPORTS OF COMMITTEES

The Law and Justice Policy and Calendar Committee submits the following bills to be placed on the Special Order Calendar for Wednesday, April 25, 2007: CS for CS for SB 1792, CS for SB 988, CS for SB 2312, CS for SB 214, CS for SB 1342, SB 614, CS for SB 1460, SB 1448, CS for SB 2196, SB 1774, CS for CS for SB 1630, CS for SB 122, SB 978, CS for SB 142, SB 690, CS for CS for SB 2038, CS for CS for SB 448, CS for SB 1936

Respectfully submitted,
*Paula Dockery*, Chair

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The Responsible Regulation Policy and Calendar Committee submits the following bills to be placed on the Special Order Calendar for Wednesday, April 25, 2007: CS for CS for CS for SB 2054, CS for CS for SB 1974, SB 1202, CS for SB 2766, CS for CS for SB 1818, SB 1510, CS for SB 1764

Respectfully submitted,
*Lee Constantine*, Chair

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The Committee on Military Affairs and Domestic Security recommends the following pass: SB 854 with 1 amendment

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

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The Committee on Community Affairs recommends the following pass: SB 1418

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

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The Committee on Finance and Tax recommends the following pass: CS for CS for SB 1030

The Committee on Judiciary recommends the following pass: SB 566; CS for SB 642 with 1 amendment; SB 720; CS for SB 1794; SB 2408; CS for SB 2534

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

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The Committee on Commerce recommends the following pass: SB 322 with 2 amendments

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

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The Committee on Commerce recommends the following pass: CS for SB 1754; SB 2530

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

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The Committee on Community Affairs recommends the following pass: CS for SB 1856

The Committee on Criminal Justice recommends the following pass: SB 1224 with 1 amendment

The Committee on Finance and Tax recommends the following pass: SB 980 with 1 amendment; CS for SB 1744; CS for CS for SB 2134

The Committee on Governmental Operations recommends the following pass: SB 398; SB 838

The Committee on Judiciary recommends the following pass: CS for SB 2142

The Committee on Regulated Industries recommends the following pass: SB 2782

**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 Commerce recommends the following pass: SB 2304

The Committee on Regulated Industries recommends the following pass: CS for SB 926

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

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The Committee on Community Affairs recommends the following pass: CS for SB 2824

**The bill was referred to the Committee on Health and Human Services Appropriations under the original reference.**

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The Committee on General Government Appropriations recommends the following pass: CS for SB 1472

The Committee on Transportation recommends the following pass: SB 1622

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

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The Committee on Community Affairs recommends the following pass: CS for SB 1736

The Committee on Finance and Tax recommends the following pass: CS for SB 96 with 1 amendment

The Committee on Judiciary recommends the following pass: CS for SB 1174

**The bills 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 Commerce recommends the following pass: CS for SB 2118

The Committee on Community Affairs recommends the following pass: SB 2230

The Committee on Criminal and Civil Justice Appropriations recommends the following pass: CS for CS for SB 2162

The Committee on Criminal Justice recommends the following pass: SB 320

The Committee on Education Pre-K - 12 Appropriations recommends the following pass: CS for SB 2512

The Committee on Ethics and Elections recommends the following pass: SB 494 with 1 amendment

The Committee on Finance and Tax recommends the following pass: CS for SB 636; CS for SB 2848

The Committee on General Government Appropriations recommends the following pass: CS for SB 110; CS for SB 128; CS for CS for SB 188; CS for CS for SB 920; CS for SB 1036; SB 1416; CS for SB 2102; CS for SB 2142; CS for CS for SB 2250

The Committee on Governmental Operations recommends the following pass: SB 2224; CS for SB 2490

The Committee on Health and Human Services Appropriations recommends the following pass: CS for SB 1394

The Committee on Transportation and Economic Development Appropriations recommends the following pass: SB 882; CS for CS for SB 1350; CS for SB 1926; CS for SB 2188

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

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The Committee on Environmental Preservation and Conservation recommends the following not pass: SB 1930

**The bill was laid on the table.**

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The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1834

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 2824

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

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The Committee on Criminal Justice recommends a committee substitute for the following: SB 2464

The Committee on Judiciary recommends committee substitutes for the following: SB 1686; SB 1718

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

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The Committee on Banking and Insurance recommends a committee substitute for the following: CS for SB 2858

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

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

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The Committee on Finance and Tax recommends committee substitutes for the following: CS for SB 2380; SB 2382

**The bills with committee substitutes attached were referred to the Committee on Education Pre-K - 12 Appropriations under the original reference.**

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The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 2280

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

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The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1840; SB 2178; CS for SB 2754

The Committee on Finance and Tax recommends committee substitutes for the following: SB 158; CS for SB 752; CS for SB 2434; SB 2482

The Committee on Regulated Industries recommends a committee substitute for the following: SB 806

**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 Commerce recommends a committee substitute for the following: SB 2378

The Committee on Community Affairs recommends committee substitutes for the following: SB 800; SB 2772

The Committee on Criminal Justice recommends committee substitutes for the following: SB 492; SB 622

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

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The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 922

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 2400

**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 Higher Education recommends committee substitutes for the following: SB 848; SB 2140; SB 2862

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

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The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 2816

The Committee on Criminal Justice recommends committee substitutes for the following: SB 234; SB 1934; SB 2520; SB 2544; SB 2646

The Committee on Ethics and Elections recommends committee substitutes for the following: SB 1820; SB 2648

The Committee on Governmental Operations recommends committee substitutes for the following: SB 630; SB 632

**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 Environmental Preservation and Conservation recommends a committee substitute for the following: SB 2942

The Committee on Governmental Operations recommends committee substitutes for the following: SB 1182; SB 1468; CS for SB 1850; SB 2978

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

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The Committee on Finance and Tax recommends committee substitutes for the following: SB 606; CS for SB 780; SB 1778; SB 2700

The Committee on Judiciary recommends a committee substitute for the following: SB 1594

**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 Banking and Insurance recommends a committee substitute for the following: CS for SB 846

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: CS for SB 112

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

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 2346; CS for SB 2856

The Committee on Criminal and Civil Justice Appropriations recommends committee substitutes for the following: CS for SB 230; CS for SB 642; SB 2968

The Committee on Criminal Justice recommends a committee substitute for the following: SB 2036

The Committee on Education Pre-K - 12 Appropriations recommends committee substitutes for the following: CS for SB 2458; SB 2598

The Committee on General Government Appropriations recommends committee substitutes for the following: CS for SB 612; CS for CS for CS for SB 752 and CS for SB 1192; CS for CS for SB 998; SB 1152; CS for SB 1198; CS for SB 1200; CS for SB 1374; CS for SB 1624; CS for SB 1880; CS for CS for SB 1980; CS for SB 1982; CS for SB 2008; CS for CS for SB 2234; CS for CS for SB 2434

The Committee on Governmental Operations recommends a committee substitute for the following: CS for SB 2376

The Committee on Health and Human Services Appropriations recommends committee substitutes for the following: CS for SB 224; CS for SB 362; CS for SB 1388; SB 1732; SB 1828; CS for SB 1916; SB 2032; CS for SB 2114

The Committee on Health Regulation recommends a committee substitute for the following: SB 2354

The Committee on Higher Education Appropriations recommends committee substitutes for the following: SB 1710; SB 2404

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 1602; CS for SB 2218

The Committee on Transportation and Economic Development Appropriations recommends committee substitutes for the following: CS for SB 432; CS for SB's 960 and 1010; CS for CS for CS for SB 996 and CS for SB 2666; SB 1140; CS for CS for CS for SB 2420; CS for CS for SB 2488; CS for SB 2836; CS for CS for SB 2860

**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 Commerce recommends that the Senate confirm the following appointments made by the Governor:

| *Office and Appointment* | *For Term Ending* |
|---|---|
| Board of Directors, Enterprise Florida, Inc. | |
| Appointees: Bense, Allan G. | 07/01/2010 |
| Rodriguez, Henry | 07/01/2010 |

The Committee on Transportation recommends that the Senate confirm the following appointment made by the Governor:

| *Office and Appointment* | *For Term Ending* |
|---|---|
| Secretary of Transportation | |

| *Office and Appointment* | | *For Term Ending* |
|---|---|---|
| Appointee: | Kopelousos, Stephanie C. | Pleasure of Governor |

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

## INTRODUCTION AND REFERENCE OF BILLS

**FIRST READING**

By Senator Dockery—

**SB 1998**—A bill to be entitled An act relating to the Tohopekaliga Water Authority, Osceola County; amending chapter 2003-368, Laws of Florida; providing for additional board members to be appointed pursuant to an interlocal agreement with the authority; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**Senate Bills 2000-3000**—Previously referenced.

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**SR 3002**—Not referenced.

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By Senator Rich—

**SB 3004**—A bill to be entitled An act relating to the North Springs Improvement District, Broward County; amending chapter 2005-341, Laws of Florida; providing a definition; providing for popular election of the board of supervisors; increasing the amount of monthly compensation for members of the board of supervisors; increasing the minimum contract bid amount and providing additional requirements for procurement of goods or services; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Rich—

**SB 3006**—A bill to be entitled An act relating to the Coral Springs Improvement District, Broward County; amending chapter 2004-469, Laws of Florida; providing a definition; providing for popular election of the board of supervisors; increasing the amount of monthly compensation for members of the board of supervisors; increasing the minimum contract bid amount and providing additional requirements for procurement of goods or services; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Rich—

**SB 3008**—A bill to be entitled An act relating to the North Broward Hospital District, Broward County; amending chapter 2006-347; Laws of Florida; providing for a President/Chief Executive Officer and providing powers of such officer; providing legislative findings; providing for a noninterference clause; providing for malfeasance; providing for rules of procedures; providing for a code of conduct and ethics; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Rich—

**SB 3010**—A bill to be entitled An act relating to the South Broward Drainage District, Broward County; amending chapter 98-524, Laws of Florida, as amended; providing for changing designation of supervisors to commissioners; deleting reference to landowner meetings; providing for notice and call of emergency meetings of the board; amending the amount for which advertisement for bids is required for the procurement by the district of contractual services and the purchase of goods, supplies, and materials to comply with general law; clarifying the terms of office for commissioners; revising the events that will result in a revision of the boundaries of the commission zones; redesignating the office of president of the board to chairperson of the board; creating the office of vice chairperson of the board; providing for a designation of who shall preside at meetings of the board; providing for election of officers of the board; clarifying the commission zones that will be up for election for 2008, 2010, and subsequent years; revising inconsistent provisions; providing severability; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Rich—

**SB 3012**—A bill to be entitled An act relating to the Town of Lauderdale-By-The-Sea and the Village of Sea Ranch Lakes, Broward County; amending chapter 2004-446, Laws of Florida; clarifying and delineating the corporate limits of the Town of Lauderdale-By-The-Sea and the Village of Sea Ranch Lakes to include specified lands within said corporate limits; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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By Senator Rich—

**SB 3014**—A bill to be entitled An act relating to the City of Tamarac, Broward County; providing boundaries; extending and enlarging the corporate limits of the City of Tamarac to include specified unincorporated lands within said corporate limits; providing for an election; providing for an effective date of annexation; providing for an interlocal agreement; providing for land use and zoning designations; establishing residency for municipal office elections; providing for continuation of contracts in effect prior to annexation; providing for the transfer of public roads and rights-of-way; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

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**Senate Resolutions 3016-3030**—Not referenced.

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By Senator Haridopolos—

**SJR 3032**—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution to provide certain members of the military a credit against future ad valorem taxes owed on homestead property.

—was referred to the Committees on Community Affairs; Finance and Tax; General Government Appropriations; and Rules.

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**SJR 3034**—Previously referenced.

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**Senate Resolutions 3036-3040**—Not referenced.

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By Senator Baker—

**SJR 3042**—A joint resolution proposing an amendment to Section 3 of Article VII of the State Constitution to provide certain members of the military a credit for property taxes paid on homestead property.

—was referred to the Committees on Community Affairs; Finance and Tax; General Government Appropriations; and Rules.

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**Senate Resolutions 3044-3046**—Not referenced.

## COMMITTEE SUBSTITUTES

### FIRST READING

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

**CS for CS for SB 112**—A bill to be entitled An act relating to electroconvulsive therapy and psychosurgical procedures; requiring the Department of Health to compile data on the frequency and usage of electroconvulsive therapy and psychosurgery procedures on children; providing criteria for the data; requiring the department to report the data to the Legislature; providing an effective date.

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By the Committee on Finance and Tax; and Senators Geller, Haridopolos, Crist, Posey and Justice—

**CS for SB 158**—A bill to be entitled An act relating to the assessment of homestead property; amending s. 193.155, F.S.; providing that certain changes made to homestead property for purposes of disaster preparedness do not increase the assessed value of the property; providing for refunds of certain property taxes for residential property damaged or destroyed by a tornado during a specified period; requiring the filing of an application for such refund with the property appraiser before a specified deadline; providing requirements for such application; requiring the property appraiser to investigate the contents of applications received; requiring the property appraiser to provide an official written statement to the applicant under certain circumstances; requiring such written statement to contain certain information; requiring the tax collector to refund taxes under certain circumstances and notify the board of county commissioners and the Department of Revenue of the total reduction for all property tax for the preceding tax years; providing for the expiration of the provisions that provide for the refund; amending s. 193.1551, F.S.; providing for provisions governing the assessment of homestead property damaged in certain named storms to apply to properties in which repairs are commenced by January 1, 2008; providing effective dates.

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By the Committees on Health and Human Services Appropriations; Children, Families, and Elder Affairs; and Senators Lynn, King, Geller, Rich, Wilson and Oelrich—

**CS for CS for SB 224**—A bill to be entitled An act relating to suicide prevention; creating s. 14.2019, F.S.; creating the Statewide Office for Suicide Prevention as a unit of the Office of Drug Control in the Executive Office of the Governor; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office, contingent upon a specific appropriation; authorizing the Statewide Office for Suicide Prevention to seek and accept grants or funds from any source to support its operation; requiring that revenues from grants be deposited into the Grants and Donations Trust Fund within the Executive Office of the Governor; creating s. 14.20195, F.S.; creating the Suicide Prevention Coordinating Council within the Statewide Office for Suicide Prevention; providing the scope of activities for the coordinating council; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; providing for membership on the coordinating council; providing an effective date.

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By the Committees on Criminal and Civil Justice Appropriations; Education Pre-K - 12; and Senator Argenziano—

**CS for CS for SB 230**—A bill to be entitled An act relating to criminal justice; amending s. 921.0022, F.S.; ranking in the offense severity ranking chart of the Criminal Punishment Code several offenses relating to failure by a sexual predator or sexual offender to comply with certain reporting requirements; amending s. 943.043, F.S.; requiring that information on the Internet registry regarding sexual predators and sexual offenders include a link to conviction and case information, if available; requiring the Department of Law Enforcement to include notice to local law enforcement agencies of those sexual predators and sexual offenders who, upon release from state incarceration, have no registration activity or record within an anticipated timeframe; amending s. 943.0435, F.S.; requiring the Department of Law Enforcement to report violations of supervision and arrests related to reregistration requirements for sexual predators and sexual offenders; requiring reporting to the Legislature and Governor; amending s. 943.04351, F.S.; requiring a search of the National Sex Offender Public Website before a person may work or volunteer at a place where children regularly congregate; amending s. 948.30, F.S.; clarifying provisions requiring that the court order mandatory electronic monitoring as a condition of probation or community control supervision for certain sex offenders whose crimes involved young children; amending s. 947.1405, F.S.; expanding the eligibility criteria for the conditional release program; requiring the Department of Law Enforcement to research and report to the Governor and legislative leadership regarding the feasibility of establishing mapping capability to the sexual offender and sexual predator website; providing appropriations and authorizing a position; providing an effective date.

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By the Committee on Criminal Justice; and Senator Posey—

**CS for SB 234**—A bill to be entitled An act relating to offenses against unborn children; providing a short title; amending s. 782.09, F.S.; providing that certain offenses relating to the killing of an unborn child by injury to the mother do not require specified knowledge or intent; providing an effective date.

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By the Committees on Health and Human Services Appropriations; Children, Families, and Elder Affairs; and Senators Wilson and Lynn—

**CS for CS for SB 362**—A bill to be entitled An act relating to adoption benefits; creating s. 409.1663, F.S.; expanding a monetary benefit paid to employees who adopt special needs children and children in the custody of the state to include employees of state universities, community colleges, and school districts; clarifying that the availability of the monetary benefit is subject to an appropriation; authorizing the Department of Children and Family Services to administer the program; providing for rules; providing for parental leave; providing for application and eligibility procedures; providing for the transfer of funding from the department to nonstate public entities; providing that application for the monetary benefit will begin with the 2008 open enrollment period and the availability of the benefit will begin in the 2008-2009 fiscal year; repealing ss. 110.152, 110.15201, 215.32(2)(c)5., and 373.6065, F.S., relating to the present program that provides a monetary benefit only to state agency employees and employees of a water management district and that is administered by the Department of Management Services; requiring the Department of Management Services to transfer specified resources related to adoptions to the Department of Children and Family Services; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Commerce; and Senators King and Lynn—

**CS for CS for SB 432**—A bill to be entitled An act relating to transportation; amending s. 311.22, F.S.; revising funding for certain dredging projects; amending s. 320.20, F.S.; prescribing when certain funds will become subject to appropriation; revising the distribution of license tax moneys deposited in the State Transportation Trust Fund for the funding of the Florida Seaport Transportation and Economic Development Program and certain seaport intermodal access projects; requiring the Florida Seaport Transportation and Economic Development Council to submit a list of certain freight mobility projects to the Department of

Transportation; requiring that the council and the department agree upon the projects selected for funding; requiring the department to include the selected projects for funding in the tentative work program; providing that specified bonds shall be issued by the Division of Bond Finance at the request of the department; providing for funding the construction of wharves and docks; creating s. 311.23, F.S.; creating the Florida Seaport Finance Corporation; providing for membership of its board of directors; providing its powers and duties; authorizing the issuance and validation of bonds; exempting the corporation from taxation; declaring that the corporation is not a special district; authorizing interlocal agreements; exempting board members and employees of the corporation from liability for certain acts; providing that this act does not affect the validity of specified Florida Ports Financing Commission bonds; providing an effective date.

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By the Committee on Criminal Justice; and Senator Fasano—

**CS for SB 492**—A bill to be entitled An act relating to the investigations of law enforcement and correctional officers; amending s. 112.532, F.S.; requiring that all identifiable witnesses to a complaint against an officer be interviewed, whenever possible, prior to the investigative interview of the accused officer; requiring that the accused officer be furnished with the complaint and witness statements prior to the investigative interview; providing for waiver of the right to review witness statements and provide a statement by an officer; providing for tolling of the limitations period during an emergency or natural disaster; providing an effective date.

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By the Committee on Finance and Tax; and Senator Geller—

**CS for SB 606**—A bill to be entitled An act relating to the South Florida Regional Transportation Authority; amending s. 343.54, F.S.; revising provisions relating to powers and duties of the authority; deleting the term "commuter rail"; amending s. 343.55, F.S.; authorizing the authority to issue, reissue, or redeem certain bonds; requiring that the bonds of the authority be authorized by resolution under certain conditions; requiring certain officers to execute such bonds; requiring the authority to sell such bonds at public sale; authorizing the authority to negotiate the sale of the bonds under certain circumstances; authorizing the authority to provide findings in a resolution for the negotiation of a sale; providing that certain resolutions may have certain provisions with regard to a contract with holders of bonds; authorizing the authority to enter into trust indentures or other agreements and to assign and pledge revenues, fees, rentals, tolls, and other charges; providing that the bonds are negotiable instruments; amending s. 343.58, F.S.; revising provisions for funding of the authority; requiring counties served by the authority to annually transfer certain funds before a certain date; removing provisions for sources of that funding; removing authorization for a vehicle registration tax; providing for certain funding by the state to fund capital and operating and maintenance expenses; providing that the funding source be dedicated to the authority under certain conditions; providing for cessation of specified county funding contributions and providing for certain refunding of the contributions under certain circumstances; revising the timeframe for repeal of specified funding provisions under certain circumstances; providing a legislative purpose; providing an effective date.

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By the Committees on General Government Appropriations; Commerce; and Senators Crist and Lynn—

**CS for CS for SB 612**—A bill to be entitled An act relating to wrecker services; creating chapter 508, F.S.; providing for regulatory oversight of wrecker services by the Department of Agriculture and Consumer Services; creating s. 508.101, F.S.; providing definitions; creating s. 508.102, F.S.; creating the Wrecker Operator Advisory Council within the Department of Agriculture and Consumer Services; directing the council to prepare recommendations relating to education and training and present the recommendations to the Legislature and the Commissioner of Agriculture; providing for membership, terms, and organization; providing for meeting procedures and recordkeeping; providing for reimbursement for travel and per diem expenses; directing the department to provide support services for the council; directing the council to review rules adopted by the department and to advise the department on certain matters relating to the wrecker industry; creating s. 508.103, F.S.; authorizing the department to adopt rules; creating s. 508.105, F.S.; requiring wrecker companies to register annually with the department; providing for the registration application; providing for processing of fingerprints by the Department of Law Enforcement; requiring fees for processing; providing for issuance of registration certificate; requiring display of the certificate; providing requirements for advertisements; requiring notification of changes in registration information; requiring certain fees to be paid; requiring certain companies to obtain a local business tax receipt prior to registration renewal; requiring insurance coverage; requiring the department to notify the Department of Highway Safety and Motor Vehicles when a registration has been suspended or revoked; creating s. 508.106, F.S.; authorizing the Department of Agriculture and Consumer Services to deny, revoke, or refuse to renew the registration of a wrecker company under certain circumstances; creating s. 508.1061, F.S.; requiring a wrecker company to accept certain forms of payment; creating s. 508.107, F.S.; prohibiting certain acts; creating ss. 508.108 and 508.109, F.S.; providing administrative and civil penalties; creating s. 508.110, F.S.; providing for registration and renewal fees; creating s. 508.111, F.S.; providing for deposit and use of fees, penalties, and other funds; creating s. 508.112, F.S.; providing that the chapter does not apply to recovery agents; creating s. 508.113, F.S.; authorizing counties and municipalities to enact ordinances governing wrecker operators; providing for the department to enter into a cooperative agreement with a county or municipality for the referral, investigation, and prosecution of consumer complaints or enforcement of specified wrecker services provisions; creating s. 508.114, F.S.; requiring that a wrecker company maintain records of its services; creating s. 508.104, F.S.; prohibiting a person from owning, operating, or otherwise engaging in the business of a wrecker company without first registering with the department; requiring registration prior to issuance or renewal of local business tax receipt; excluding certain motor vehicle repair shops and dealers; creating s. 508.116, F.S.; providing criminal penalties; amending s. 120.80, F.S.; providing for appointment of a hearing officer by the director of the Division of the Florida Highway Patrol when a hearing is held to deny, suspend, or remove a wrecker company from participating in the wrecker allocation system; creating s. 205.1977, F.S.; prohibiting a county or municipality from issuing or renewing a business tax receipt for a wrecker company that is not registered with the Department of Agriculture and Consumer Services; amending s. 316.530, F.S., relating to towing requirements; conforming terminology; amending s. 320.01, F.S.; redefining the term "wrecker" for purposes of the Florida Statutes; amending s. 320.03, F.S., relating to withholding the motor vehicle registration plate or revalidation sticker; providing for application of provisions to wrecker companies rather than wrecker operators; amending s. 320.0706, F.S.; requiring a wrecker to display the registration license plate only on its front; amending s. 320.0821, F.S.; revising requirements for the issuance of wrecker license plates; requiring the license plate to be displayed on the front of the wrecker; amending s. 320.13, F.S., relating to dealer license plates; conforming terminology; reenacting ss. 316.550(4)(a) and (9) and 320.08(5)(d) and (e), F.S., relating to special wrecker permits and license taxes, to incorporate the amendment to s. 320.01, F.S., in references thereto; amending s. 321.051, F.S.; revising provisions for the Florida Highway Patrol wrecker operator system; changing the designation to "wrecker allocation system"; providing definitions; revising provisions that authorize the Division of the Florida Highway Patrol within the Department of Highway Safety and Motor Vehicles to establish the system; revising requirements for the system; limiting the system to using certain registered wrecker companies; revising wrecker eligibility requirements; revising provisions for procedures for appeal of final orders by the department denying, suspending, or revoking eligibility to participate; prohibiting an unauthorized wrecker company and wrecker operators dispatched by an unauthorized company from engaging in certain activities; requiring those operators to disclose certain information to the owner or operator of a wrecked or disabled vehicle prior to towing; providing penalties; providing for a law enforcement officer to dispatch an authorized wrecker company other than a company requested by the vehicle owner or operator or to dispatch a company out of rotation; amending s. 323.001, F.S.; revising procedures for placement of a hold on a vehicle at a storage facility; providing for placement of a hold by a law enforcement agency; providing definitions; revising provisions for payment of towing and storage charges; revising rate limitation provisions; amending s. 323.002, F.S.; revising provisions for county and municipal wrecker operator systems; changing the designation to "wrecker allocation systems"; providing definitions; limiting the systems to using certain registered wrecker companies; prohibiting an unauthorized wrecker company and wrecker operators dispatched by an unau-

thorized company from engaging in certain activities; requiring those operators to disclose certain information to the owner or operator of a wrecked or disabled vehicle prior to towing; providing penalties; providing for a law enforcement officer to dispatch an authorized wrecker company other than a company requested by the vehicle owner or operator or to dispatch a company out of rotation; amending s. 713.78, F.S.; providing for claim of lien by a wrecker company for recovering, removing, or storing a vehicle or vessel; conforming provisions to changes made by the act; providing definitions; requiring notification to the vehicle or vessel owners, insurers, and lienholders; providing for a law enforcement agency to obtain information from the Department of Highway Safety and Motor Vehicles and provide the information to the wrecker company; providing notice procedures; providing for content of the notice; providing for notice to the agency of jurisdiction if the vehicle or vessel owner or lienholder cannot be identified; revising procedures for complaint by the vehicle or vessel owner; providing for release of the vehicle or vessel; requiring damages, attorney's fees, and costs to be awarded by the court; requiring immediate payment of recovery, towing, and storage fees to be ordered by the court; providing for notice and sale of the vehicle or vessel by the wrecker company; providing for distribution of proceeds; providing for discharge of liens and issuance of certificate of title; providing immunity from liability for a wrecker company, its operators, and other employees or agents under certain conditions; providing for a presumption of the use of reasonable care; requiring wrecker company information to be printed on the wrecker; specifying that failure to make good faith, best efforts to comply with notice requirements precludes imposition of storage charges; requiring a wrecker company to provide access to the vehicle or vessel; requiring release of the vehicle, vessel, or personal property to the owner or agent of the owner; requiring the wrecker company to obtain a certificate of destruction in lieu of a certificate of title when the vehicle or vessel is to be dismantled, destroyed, or changed in such a manner that it is not the motor vehicle or vessel described in the certificate of title; providing for issuance of the certificate of destruction by the county tax collector; providing requirements for application for the certificate of destruction; providing for reassignment of the certificate of destruction; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; providing penalties for specified violations; authorizing the Department of Highway Safety and Motor Vehicles to inspect wrecker company records; directing the Department of Highway Safety and Motor Vehicles, upon notice of lien from a wrecker company, to place the name of the owner of the vehicle or vessel on the list of those persons who may not be issued a license plate or revalidation sticker for a motor vehicle; providing for forms for the notice of lien; providing for dispute by the owner; providing for the owner's name to be removed from the list of those persons who may not be issued a license plate or revalidation sticker for a motor vehicle; providing for lien expiration; requiring a certificate of discharge to be issued by the wrecker company; providing for certain fees and charges; providing for application and exceptions; clarifying that the amendments made by the act do not affect the validity of prior liens; amending s. 715.07, F.S., revising provisions for the towing and storage of vehicles and vessels parked on real property without permission; providing definitions; providing requirements for storage facility operation; providing requirements for a wrecker company, its operators, and other employees or agents; prohibiting a wrecker company, a wrecker operator, or another employee or agent of a wrecker company from paying or accepting payment for the privilege of removing vehicles or vessels from a particular location; revising requirements for tow-away signs to be posted by property owners; requiring a wrecker company to maintain rate schedules with the local law enforcement agency and to post rates and contracts at its storage facility; revising requirements for certain signage on a wrecker; providing immunity from liability for a wrecker company, its operators, and other employees or agents if entry into the vehicle or vessel is performed with reasonable care; revising provisions for release of the vehicle or vessel; providing that failure to comply with notice requirements precludes a wrecker company from imposing certain towing or storage charges; providing penalties; repealing s. 1.01(15), F.S., relating to the definition of the term "wrecker operator"; providing an appropriation and authorizing additional positions; providing effective dates.

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By the Committee on Criminal Justice; and Senator Aronberg—

**CS for SB 622**—A bill to be entitled An act relating to the Florida Retirement System; amending ss. 121.021 and 121.0515, F.S.; providing membership in the Special Risk Class for public safety dispatchers and 911 operators and their supervisors; providing a declaration of important state interest; providing an effective date.

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By the Committee on Governmental Operations; and Senator Lawson—

**CS for SB 630**—A bill to be entitled An act relating to a public-records exemption for Lifeline Assistance Plan participants; creating s. 364.107, F.S.; creating an exemption from public-records requirements for personal identifying information concerning a participant in a telecommunications carrier's Lifeline Assistance Plan held by the Public Service Commission; providing an exception; providing a penalty for the intentional disclosure of confidential and exempt information by an officer or employee of a telecommunications carrier; providing for review and repeal; providing a statement of public necessity; providing an effective date.

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By the Committee on Governmental Operations; and Senator Lawson—

**CS for SB 632**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public-records requirements for United States Census Bureau address information held by an agency; providing an exception to the exemption; authorizing access to other confidential or exempt information; providing for future review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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By the Committees on Criminal and Civil Justice Appropriations; Criminal Justice; and Senators Fasano and Crist—

**CS for CS for SB 642**—A bill to be entitled An act relating to victims of crime; amending s. 960.001, F.S.; providing that alleged victims of sexual offenses may not be asked or required to submit to a polygraph or other truth-telling examination as a condition of proceeding with the investigation of such an offense; providing that an alleged victim's refusal to submit to such examination does not preclude investigation, charging, or prosecution of the alleged offense; providing for the presence of victim advocates during forensic medical examinations; amending s. 960.003, F.S.; requiring the court to order HIV testing of certain defendants within a specified period after a request by the victim; amending s. 960.03, F.S.; redefining the term "crime" to include criminal acts committed outside the state in another jurisdiction; amending s. 960.28, F.S.; revising provisions concerning payment of initial forensic examinations of alleged victims of certain sexual offenses; providing an effective date.

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By the Committees on Finance and Tax; Regulated Industries; and Senator Geller—

**CS for CS for SB 752**—A bill to be entitled An act relating to cardrooms; amending s. 849.086, F.S.; defining the term "tournament"; revising the period during which a cardroom may operate; clarifying awards that a cardroom may give to certain players; authorizing tournaments; providing that tournaments must be played only with tournament chips; requiring that all players receive an equal number of tournament chips for the entry fee; specifying that tournament chips have no cash value and represent tournament points only; providing that tournament chips may not be redeemed for cash or any other thing of value; providing that the distribution of prizes and cash awards is determined by the cardroom operator before entry fees are accepted; deleting a provision providing for an apportionment of moneys received from admission tax and gross receipts tax between the Pari-mutuel Wagering Trust Fund and the General Revenue Fund; revising the portion of moneys deposited into the Pari-mutuel Wagering Trust Fund which is subsequently distributed to counties in which cardrooms are located; requiring that one-half of the moneys deposited into the Pari-mutuel Wagering Trust Fund be transferred to the Grants and Donations Trust Fund before a specified deadline for the purpose of funding programs established by the Transition Service Integration Model Grant Program; establishing the Transition Service Integration Model Project Grant Program within the

Department of Education; providing purposes of the program; specifying the type of student for whom the program is intended; defining the term "developmental disability"; providing for the administration of grants; requiring the project to fund staff development and an ongoing third-party evaluation of results; requiring that the Division of Vocational Rehabilitation and the Agency for Persons with Disabilities provide support to the program; requiring that grants be awarded through a competitive process; limiting the use of grants to certain contractual agreements; requiring that all applicants use the Transition Service Integration Model; providing requirements for eligibility for a grant; requiring that applicants provide a statement of how they plan to sustain or expand the program after the end of the grant period; specifying a grant period; specifying an approximate number of students to participate in the program; specifying a number of district pilot sites that will participate in the program; authorizing additional positions and providing an appropriation; providing for severability; providing an effective date.

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By the Committees on General Government Appropriations; Finance and Tax; Regulated Industries; and Senators Geller and Fasano—

**CS for CS for CS for SB 752 and CS for SB 1192**—A bill to be entitled An act relating to cardrooms; amending s. 849.086, F.S.; defining the term "tournament"; clarifying that provisions authorizing cardrooms do not authorize video poker or certain other games or machines; revising license fees; revising hours of operation; authorizing the award of certain prizes; revising betting limits; authorizing tournaments; providing tournament requirements; providing an appropriation and authorizing additional positions; providing an effective date.

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By the Committees on Finance and Tax; Community Affairs; and Senator Garcia—

**CS for CS for SB 780**—A bill to be entitled An act relating to affordable housing; amending s. 163.3177, F.S., relating to the housing element of a local government comprehensive plan; requiring certain counties to adopt a plan for ensuring affordable workforce housing; providing that a local government that fails to comply with such requirement is ineligible to receive state housing assistance grants; amending s. 163.3184, F.S.; authorizing certain local government comprehensive plan amendments to be expedited; providing requirements for amendment notices; requiring a public hearing; amending s. 163.3187, F.S.; authorizing certain local government comprehensive plan amendments to be made more than twice a year; creating ss. 197.307, 197.3071, 197.3072, 197.3073, 197.3074, 197.3075, 197.3076, 197.3077, 197.3078, and 197.3079, F.S.; authorizing a county commission or municipality to adopt an ordinance providing for the deferral of ad valorem taxes and non-ad valorem assessments for affordable rental housing property under certain conditions; requiring the tax collector to provide certain notices to taxpayers about deferrals; providing specifications for such ordinances; providing eligibility requirements; authorizing a property owner to defer payment of ad valorem taxes and certain assessments; providing circumstances in which taxes and assessments may not be deferred; specifying the rate for deferment; providing that the taxes, assessments, and interest deferred constitute a prior lien on the property; providing an application process; providing notice requirements for applications that are not approved for deferment; providing an appeals process; requiring applications for deferral to contain a list of outstanding liens; providing the date for calculating taxes due and payable; requiring that a property owner furnish proof of certain insurance coverage under certain conditions; requiring the tax collector and the property owner to notify the property appraiser of parcels for which taxes and assessments have been deferred; requiring the property appraiser to notify the tax collector of changes in ownership or use of tax-deferred properties; providing requirements for tax certificates for deferred payment; providing the rate of interest; providing circumstances in which deferrals cease; requiring the property appraiser to notify the tax collector of deferrals that have ceased; requiring the tax collector to collect taxes, assessments and interest due; requiring the tax collector to notify the property owner of due taxes on tax-deferred property under certain conditions; requiring the tax collector to sell a tax certificate under certain circumstances; specifying persons who may pay deferred taxes, assessments and accrued interest; requiring the tax collector to maintain a record of payment and to distribute payments; providing for construction of provisions authorizing the deferments; providing penalties; amending s. 380.06, F.S.; providing that all phase, buildout, and expiration dates for projects that are developments of regional impact and under active construction on a specified date are extended for 3 years; providing an exemption from further development-of-regional-impact review; amending s. 420.504, F.S.; providing that the corporation is a state agency for purposes of the state allocation pool; authorizing the corporation to provide notice of internal review committee meetings by publication on an Internet website; providing that the corporation is not governed by certain provisions relating to corporations not for profit; amending s. 420.506, F.S.; deleting a provision relating to lease of certain state employees; amending s. 420.5061, F.S.; deleting obsolete provisions; removing a provision requiring all assets and liabilities and rights and obligations of the Florida Housing Finance Agency to be transferred to the corporation; providing that the corporation is the legal successor to the agency; removing a provision requiring the corporation to make transfers to the General Revenue Fund; removing a provision requiring all state property in use by the agency to be transferred to and become the property of the corporation; amending s. 420.507, F.S.; requiring that an agreement financing affordable housing be recorded in the official records of the county where the real property is located; providing that such agreement is a state land use regulation; amending s. 420.5087, F.S.; authorizing the Florida Housing Finance Corporation to provide partially forgivable loans to nonprofit organizations that serve extremely-low-income elderly tenants; providing criteria; amending s. 420.5095, F.S.; specifying the content of rules for reviewing loan applications for workforce housing projects; requiring the corporation to establish a committee for reviewing loan applications; providing for membership; providing powers and duties of the committee; requiring the corporation's board of directors to make the final decisions concerning ranking and program participants; specifying areas where local governments may use program funds; expanding the types of projects that may receive priority funding; requiring that the processing of certain approvals of development orders or development permits be expedited; providing loan applicant requirements; revising reporting requirements; amending s. 420.511, F.S.; requiring that the corporation's annual report include information on the Community Workforce Housing Innovation Pilot Program; amending s. 420.513, F.S.; providing exemption from taxes for certain instruments issued in connection with the financing of certain housing; amending s. 420.526, F.S.; revising the cap on predevelopment loans; amending s. 420.9076, F.S.; increasing affordable housing advisory committee membership; revising membership criteria; authorizing the use of fewer members under certain circumstances; revising and providing duties of the advisory committee; providing an effective date.

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By the Committee on Community Affairs; and Senator Garcia—

**CS for SB 800**—A bill to be entitled An act relating to comprehensive planning; amending s. 163.3164, F.S.; redefining the terms "urban redevelopment" and "financial feasibility" for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 163.3177, F.S.; providing for application of requirements for financial feasibility with respect to the elements of a comprehensive plan; delaying the deadline for amendments conforming public facilities with the capital improvements element; specifying circumstances under which transportation and school facilities shall be deemed to be financially feasible and to have achieved level-of-service standards; amending s. 163.3180, F.S.; providing an additional exemption from concurrency requirements for an urban service area under specified circumstances; requiring that a local government consult with the state land planning agency regarding the designation of a concurrency exception area; revising provisions providing an exception from transportation concurrency requirements for a multiuse development of regional impact; providing requirements for proportionate-share mitigation and proportionate fair-share mitigation with respect to transportation improvements; amending s. 163.3191, F.S.; exempting from a prohibition on plan amendments certain amendments to local comprehensive plans concerning the integration of port master plans; amending s. 380.06, F.S.; extending the buildout and expiration dates for certain projects that are developments of regional impact; providing an effective date.

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By the Committee on Regulated Industries; and Senator Jones—

**CS for SB 806**—A bill to be entitled An act relating to elevator safety; amending s. 553.509, F.S.; extending the date for availability of an

alternative generation source for public elevators for multistory residential buildings; providing an effective date.

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By the Committees on Banking and Insurance; Transportation; and Senator Jones—

**CS for CS for SB 846**—A bill to be entitled An act relating to motor vehicle financial responsibility; creating s. 324.023, F.S.; requiring proof of increased financial responsibility for bodily injury or death caused by owners or operators found guilty of a DUI offense or who had a license or driving privilege revoked or suspended under a specified provision; amending ss. 316.646 and 320.02, F.S.; conforming provisions; amending s. 627.733, F.S.; providing an additional cross-reference concerning motor vehicle security following motor vehicle license or registration suspension; amending s. 627.7261, F.S.; prohibiting an insurer from taking certain actions solely because an insured or specified person serves as a volunteer driver for a nonprofit agency or charitable organization; providing an effective date.

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By the Committee on Higher Education; and Senator Lawson—

**CS for SB 848**—A bill to be entitled An act relating to First Generation Matching Grant Programs; amending s. 1009.701, F.S., relating to the First Generation Matching Grant Program for state universities; clarifying provisions relating to eligibility for receipt of a grant; revising provisions relating to allocation and reallocation of funds; authorizing the award of grants for summer-term enrollment if funds are available; providing duties and reporting requirements of institutions participating in the program; providing for the use of balance of funds; creating ss. 1009.702 and 1009.703, F.S.; creating the First Generation Matching Grant Program for community colleges and the First Generation Matching Grant Program for colleges and universities eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program; providing for financial aid to eligible undergraduate students who demonstrate financial need and whose parents have not earned a baccalaureate or higher degree; providing for the appropriation, allocation, and distribution of funds; providing eligibility criteria; providing an effective date.

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By the Committees on Children, Families, and Elder Affairs; Health Policy; and Senator Wise—

**CS for CS for SB 922**—A bill to be entitled An act relating to the personal care attendant program; amending s. 413.402, F.S.; revising provisions governing a program to provide personal care attendants for persons who have disabilities; requiring the Florida Endowment Foundation for Vocational Rehabilitation to enter into an agreement with the Florida Association of Centers for Independent Living to administer a program to provide such attendants to persons who have severe and chronic disabilities; naming the program the "James Patrick Memorial Work Incentive Personal Attendant Services Program"; providing for payment for the administration of the program; removing a provision requiring interagency memoranda of agreement; revising eligibility requirements for participation in the personal care attendant program; removing provisions concerning the training, selection, and recruitment of personal care attendants; providing for training of program participants concerning hiring and managing an attendant; providing for the adoption and revision of program policies and procedures by the association in cooperation with an oversight group; providing for membership in the oversight group; amending s. 413.4021, F.S.; increasing the percentage of revenues collected from persons who fail to remit sales tax which is deposited in the operating account of the Florida Endowment Foundation for Vocational Rehabilitation to administer the program; deleting a provision requiring that the Florida Endowment Foundation for Vocational Rehabilitation select an entity to administer the program; providing for automatic enrollment in the program for certain persons; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Ethics and Elections; and Senators Constantine and Ring—

**CS for CS for SB's 960 and 1010**—A bill to be entitled An act relating to elections; amending s. 97.021, F.S.; redefining the term "third-party registration organization"; amending s. 97.0575, F.S.; revising fines applicable to violations of requirements relating to third-party voter registrations; amending s. 103.121, F.S.; revising the dates relating to the presidential preference primary; amending s. 101.75, F.S.; authorizing municipalities to move their election date by ordinance to coincide with the presidential preference primary; amending s. 101.151, F.S.; authorizing the use of ballot-on-demand technology to produce certain marksense ballots; creating s. 101.56075, F.S.; requiring all voting to be by marksense ballot; providing an exemption for voters with disabilities; requiring voter interface devices for individuals with disabilities by a specified date; amending s. 101.5612, F.S.; requiring the use of certain marksense ballots for pre-election testing; amending s. 101.591, F.S.; requiring post-election, random audits of voting systems; providing general audit procedures; mandating that audit results be reported to the Department of State; prescribing requirements for audit reports; granting rulemaking authority to the department to adopt detailed, uniform audit procedures and a standard audit reporting form; providing procedures for the purchase of new voting systems and ballot equipment and the disposition of existing touchscreen voting systems for certain counties; authorizing the Department of State to purchase optical scan voting equipment and ballot-on-demand equipment for certain counties; appropriating funds for such purpose; amending s. 97.041, F.S.; authorizing qualified persons to preregister to vote on or after receipt of a valid driver's license; amending s. 97.053, F.S.; requiring an applicant for voter registration to be notified when the application cannot be verified; providing for registration upon presentation of evidence of a driver's license number, identification card number, or the last four digits of the applicant's social security number; changing the time within which a person casting a provisional ballot may present evidence of eligibility to vote; changing the time for voter registrations to be entered into the statewide voter registration system; amending s. 99.021, F.S.; prescribing form of oath for candidates for federal office; amending s. 99.061, F.S.; prescribing times for qualifying for nomination or election; prescribing specific procedures for qualifying for special district office; providing that the filing fee of a candidate for a special district election need not be drawn on a campaign account; amending s. 99.095, F.S.; prescribing the number of signatures required for a candidate for special district office to qualify by petition; prescribing the time for certification to the Division of Elections of certain candidates qualifying by petition; amending s. 99.096, F.S.; changing manner of candidate selection by minor political parties; repealing s. 99.0965, F.S., relating to the selection of minor party candidates; amending s. 100.041, F.S.; prescribing the time when a county commissioner is deemed elected; amending s. 100.051, F.S.; revising requirements relating to candidates' whose names must be printed on general election ballots; amending s. 100.061, F.S.; changing the date of the primary election; amending s. 100.111, F.S.; revising provisions relating to choosing political party nominees for a special election; amending s. 100.191, F.S.; revising the time for canvassing special election returns; amending s. 100.371, F.S.; requiring initiative petition forms to be signed by the constitutionally required distribution of electors; amending timeframes for verifying petition signatures; prescribing information that must be on a petition initiative form, and conditions with which the elector signing it must comply, before the form may be verified; providing procedures for revocation of a signature on a petition form; amending s. 101.043, F.S.; revising forms of identification accepted at the polls; amending s. 101.048, F.S.; changing the time within which a person casting a provisional ballot may present evidence of eligibility to vote; amending s. 101.573, F.S.; changing the time for filing precinct-level election results; requiring such results to be filed with respect to special elections; prescribing requirements for such data; amending s. 101.6103, F.S.; changing the time to begin canvassing mail ballots; amending s. 101.62, F.S.; revising the period of effectiveness of a request for an absentee ballot; revising the time for sending an absentee ballot to an overseas elector; revising time period for providing absentee ballots; amending s. 101.68, F.S.; changing the time to begin canvassing absentee ballots; amending s. 102.112, F.S.; changing the deadline for submitting county returns to the Department of State; amending s. 102.141, F.S.; requiring submission of preliminary returns in certain format by election night to the Department of State; changing the time to submit unofficial returns; amending s. 102.166, F.S.; conforming a cross-reference; amending s. 103.081, F.S.; allowing political parties to file with the Department of State names of groups

associated with a party; prescribing conditions on the use of those filed names; amending s. 103.091, F.S.; revising the number of and the qualifications for state committeemen and committeewomen; changing the times for qualifying for election to a political party executive committee; amending s. 103.141, F.S.; providing that officers and members of a county executive committee may be removed from office pursuant to s. 103.161; repealing s. 103.151, F.S., relating to the removal of a state executive committee member for violation of the member's oath of office; creating s. 103.161, F.S.; providing for the removal or suspension of officers and members of a state or county executive committee for violation of the officer's or member's oath of office; prescribing procedures for such removal and restrictions after removal; amending s. 105.031, F.S.; changing the times for qualifying for school board candidates; amending s. 106.021, F.S.; revising qualifications for a campaign treasurer and deputy treasurer for a candidate or political committee; amending s. 106.04, F.S.; authorizing certain entities to collect and forward membership dues to committees of continuous existence; amending s. 106.055, F.S.; prescribing valuation method for travel on a private aircraft; amending s. 106.08, F.S.; prescribing procedures for receiving and transferring contributions made to political committees and committees of continuous existence; amending s. 106.09, F.S.; revising prohibition on making or accepting a cash contribution; amending s. 106.143, F.S.; providing disclosure requirements for political advertisements made pursuant to s. 106.021(3)(d), F.S.; amending s. 106.17, F.S.; revising who may authorize or conduct polls or surveys relating to candidates; amending s. 106.25, F.S.; revising requirements for complaints filed alleging violations of chapters 106 and 104, F.S.; revising procedures after certain complaints are filed; providing for the withdrawal of certain complaints; providing for the Florida Elections Commission to maintain a searchable database of all final orders and agency actions and providing requirements for such database; amending s. 106.35, F.S.; revising the time for the Division of Elections to distribute funds to candidates; amending s. 112.51, F.S.; providing for filling vacancies created when a municipal officer has been removed from office; repealing s. 106.37, F.S., relating to willful violations of campaign finance laws; amending s. 189.405, F.S.; revising qualification procedures for candidates for special district office; amending s. 191.005, F.S.; revising qualification procedures for candidates for independent special fire control district boards of commissioners; amending s. 582.18, F.S.; revising qualification procedures for candidates for soil and water conservation district supervisors; amending s. 876.05, F.S.; exempting candidates for federal office from taking the public employees' oath; providing effective dates.

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By the Committees on Transportation and Economic Development Appropriations; Environmental Preservation and Conservation; Communications and Public Utilities; and Senators Bennett, Constantine, Lynn, Fasano and Atwater—

**CS for CS for CS for SB 996 and CS for SB 2666**—A bill to be entitled An act relating to energy; specifying a limited period during which the sale of energy-efficient products for noncommercial or personal use is exempt from sales tax; providing a limitation; providing a definition; prohibiting the purchase of products by certain payment methods; providing that certain purchases or attempts to purchase are unfair methods of competition and punishable as such; authorizing the Department of Revenue to adopt rules; providing an effective date.

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By the Committees on General Government Appropriations; Community Affairs; Communications and Public Utilities; and Senator Bennett—

**CS for CS for CS for SB 998**—A bill to be entitled An act relating to communications; providing a short title; amending s. 202.11, F.S.; providing a definition; amending s. 202.24, F.S.; prohibiting counties and municipalities from negotiating terms and conditions relating to cable and video services; deleting authorization to negotiate; revising application to existing ordinances or franchise agreements; amending s. 337.401, F.S.; deleting authorization for counties and municipalities to award cable service franchises and a restriction that cable service companies not operate without such a franchise; amending s. 337.4061, F.S.; revising definitions; creating ss. 610.102, 610.103, 610.104, 610.105, 610.106, 610.107, 610.108, 610.109, 610.112, 610.113, 610.114, 610.115, 610.116, 610.117, and 610.118, F.S.; designating the Department of State as the authorizing authority; providing definitions; requiring state authorization to provide cable and video services; providing requirements and procedures; providing for fees; providing duties and responsibilities of the Department of State; providing application procedures and requirements; providing for issuing certificates of franchise authority; providing eligibility requirements and criteria for a certificate; providing for amending a certificate; providing for transferability of certificates; providing for termination of certificates under certain circumstances; providing for challenging a department rejection of an application; providing that the department shall function in a ministerial capacity for certain purposes; providing for an application form; providing for an application fee; requiring certain information updates; providing for a processing fee; providing for cancellation upon notice that information updates and processing fees are not received; providing for an opportunity to cure; providing for transfer of such fees to the Department of Agriculture and Consumer Services; requiring the department to maintain a separate account for cable franchise revenues; providing for fees to the Department of State for certain activities; prohibiting the department from imposing additional taxes, fees, or charges on a cable or video service provider to issue a certificate; prohibiting imposing buildout, construction, and deployment requirements on a certificateholder; imposing certain customer service requirements on cable service providers; requiring the Department of Agriculture and Consumer Services to receive customer service complaints; requiring provision of public, educational, and governmental access channels or capacity equivalent; providing criteria, requirements, and procedures; providing responsibilities of municipalities and counties relating to such channels; providing for enforcement; providing for future repeal; prohibiting counties and municipalities from imposing additional requirements on certificateholders; prohibiting discrimination among cable and video service subscribers; providing for enforcement; providing for a period of time to cure certain noncompliance; providing for the use of alternative technology; clarifying local government and department authority over communications services; providing requirements for cable service providers under certain court orders; providing for payment by certificateholders of certain amounts to municipalities and counties under certain circumstances; providing procedures for payment of such amounts; providing service requirements for certificateholders; authorizing separate statement of certain fees on a customer bill; preserving certain rights of certificateholders; authorizing certificateholders to intervene in certain court actions; requiring the Office of Program Policy Analysis and Government Accountability to report to the Legislature on the status of competition in the cable and video service industry; providing report requirements; requiring the Department of Agriculture and Consumer Services to make recommendations to the Legislature; providing duties of the Department of State; providing severability; amending ss. 350.81 and 364.0361, F.S.; conforming cross-references; amending s. 364.051, F.S.; deleting provisions under which certain telecommunications companies may elect alternative regulation; amending s. 364.10, F.S.; requiring each state agency that determines that a person is eligible for Lifeline service to act immediately to ensure that the person is enrolled in the Lifeline service program; requiring a state agency to include an option for not subscribing to the program; requiring that the Public Service Commission and the Department of Children and Family Services adopt rules by a specified date; requiring the Public Service Commission, the Department of Children and Family Services, and the Office of Public Counsel to enter into a memorandum of understanding regarding their respective duties under the Lifeline service program; amending s. 364.163, F.S.; providing for a cap on certain switched network access service rates; deleting a time period in which intrastate access rates are capped; prohibiting interexchange telecommunications companies from instituting any intrastate connection fee; deleting provisions for regulatory oversight of intrastate access rates; amending s. 364.385, F.S.; providing for continuing effect of certain rates and charges approved by the Public Service Commission; providing for an exception; repealing s. 166.046, F.S., relating to definitions and minimum standards for cable television franchises imposed upon counties and municipalities; repealing s. 364.164, F.S, relating to competitive market enhancement; providing an effective date.

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By the Committee on Transportation and Economic Development Appropriations; and Senator Fasano—

**CS for SB 1140**—A bill to be entitled An act relating to driver improvement; amending s. 322.025, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to distribute safety awareness materials that do not include advertisements; providing that such materi-

als include Official Florida Driver Handbooks; requiring that other governmental entities, including public schools, use the books provided by the department; providing an effective date.

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

**CS for SB 1152**—A bill to be entitled An act relating to the Florida Government Accountability Act; amending s. 11.902, F.S.; redefining the term "committee" and defining the term "joint committee" for purposes of the act; amending s. 11.903, F.S.; providing for the Senate and the House of Representatives to jointly appoint a Legislative Sunset Advisory Committee to oversee the review process required under the act; providing terms of office for commission members; amending s. 11.904, F.S.; providing for staff of a committee; requiring the Auditor General to assist review committees and a joint committee upon request; amending s. 11.905, F.S.; revising the schedule for reviewing state agencies and advisory committees; amending s. 11.9055, F.S.; providing duties of an agency or advisory committee if the Legislature fails to take action to continue the agency or committee by the required date; amending s. 11.906, F.S.; revising the date before a review by which the agency is required to provide a report; revising the requirements for the report; amending ss. 11.907 and 11.908, F.S.; revising the procedures for a review of an agency; revising the duties of the Office of Program Policy Analysis and Government Accountability; requiring the Legislative Sunset Review Committee to propose legislation if necessary; amending s. 11.910, F.S.; revising certain criteria for the review of an agency and its advisory committees; amending s. 11.911, F.S.; requiring that the Legislative Sunset Review Committee provide proposed legislation; amending s. 11.918, F.S.; authorizing the committee to exercise any powers vested in a standing committee of the Legislature; amending s. 11.919, F.S.; authorizing the committee to access and request information from state agencies and officers; providing an effective date.

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By the Committees on Governmental Operations; and Commerce—

**CS for SB 1182**—A bill to be entitled An act relating to public records; amending s. 288.075, F.S.; defining the terms "proprietary confidential business information" and "trade secret"; extending the period of confidentiality for trade secrets; extending the period of confidentiality for a business's federal employment identification number, unemployment compensation account number, and Florida sales tax registration number; providing for the confidentiality of information that would identify wages, taxes, and other employment information; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; repealing s. 288.1067, F.S., relating to the confidentiality of records held by the Office of Tourism, Trade, and Economic Development, Enterprise Florida, Inc., or county or municipal governmental entities, and their employees or agents; providing an effective date.

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By the Committees on General Government Appropriations; Communications and Public Utilities; and Senator Bennett—

**CS for CS for SB 1198**—A bill to be entitled An act relating to emergency communications systems; amending s. 365.171, F.S.; redesignating the Florida Emergency Telephone Act as the "Florida Emergency Communications Number E911 State Plan Act"; providing legislative intent; redefining the term "office" to mean the Technology Program designated by the Secretary of Management Services; revising the duties of the office regarding the state E911 system plan; revising provisions for content of the plan; designating the secretary as the director of the statewide emergency communications number E911 system; removing a provision authorizing the director to employ certain persons; directing the Public Service Commission to adopt rules relating to coin-free 911 calls to be followed by the telecommunications industry; requiring approval of the office for establishing or expanding an emergency communications number E911 system; removing a provision for existing emergency telephone service; authorizing the secretary of the department to apply for and accept federal funding assistance; removing provisions relating to imposition and collection of the 911 fee and to the indemnification of local telephone companies; removing a penalty for reporting false information that may result in an emergency response; amending s. 365.172, F.S.; redesignating the Wireless Emergency Communications Act as the "Emergency Communications Number E911 Act"; providing legislative intent; revising definitions; providing for administration of the fees collected; redesignating the Wireless 911 Board as the E911 Board; revising membership, powers, duties, and responsibilities of the board; redesignating the Wireless E911 Fee as the E911 Fee; requiring a study relating to collecting the fee on the sale of prepaid wireless service; revising provisions for use of revenue collected; providing for certain disbursements; providing for rates and collection from consumers of voice communication services; providing for the authorized use of the fees collected; providing for indemnification and limitation of liability for local exchange carriers; providing penalties for the misuse of the E911 system; exempting certain prepaid phone cards from provisions limiting expiration dates; authorizing additional positions and providing appropriations; providing an effective date.

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By the Committees on General Government Appropriations; Communications and Public Utilities; and Senator Bennett—

**CS for CS for SB 1200**—A bill to be entitled An act relating to wireless communications funds; amending s. 365.173, F.S.; redesignating the Wireless Emergency Telephone System Fund as the "Emergency Communications Number E911 System Fund"; requiring that all revenues derived from a fee levied by a county on local exchange subscribers be paid into the State Treasury by a specified date and that the moneys be accounted for in a special fund; providing a methodology for the distribution of the funds; requiring counties to return money to the fund under certain circumstances; requiring a wireless provider to submit sworn invoices in order to support claims for reimbursement of allowable costs; requiring that funds in the E911 system fund on a specified date be returned to wireless providers for costs incurred before a specified date; providing procedures for reimbursement; requiring the Auditor General to annually audit the fund; providing an effective date.

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By the Committees on General Government Appropriations; Regulated Industries; and Senator Jones—

**CS for CS for SB 1374**—A bill to be entitled An act relating to vacation and timeshare plans; amending s. 721.03, F.S.; revising the formula for funding reserve accounts for conversions; authorizing a seller to offer timeshare interests in a timeshare plan located outside of this state without filing a public offering statement for such out-of-state timeshare plan; providing criteria for such offers; requiring certain notice; providing for a fee; conforming cross-references and terminology; amending s. 721.05, F.S.; revising the definition of the term "one-to-one purchaser to accommodation ratio"; providing definitions for the terms "lead dealer," "personal contact information," and "resale service provider"; amending s. 721.07, F.S.; revising information required to be contained in filed public offering statements for certain timeshare plans; authorizing the Division of Florida Land Sales, Condominiums, and Mobile Homes to accept alternate forms of timeshare disclosure statements; conforming cross-references; amending s. 721.075, F.S.; conforming terminology; amending s. 721.11, F.S.; revising provisions relating to advertising and oral statements to include those made by resale service providers; providing that a seller or resale service provider may not misrepresent or falsely imply that the resale service provider is affiliated with, or obtained personal contact information from, a developer, managing entity, or exchange company; creating s. 721.121, F.S.; providing recordkeeping requirements for resale service providers and lead dealers; providing that the failure to produce such records in any civil or criminal action relating to the wrongful possession or wrongful use of personal contact information shall lead to a presumption that the personal contact information was wrongfully obtained; providing what constitutes wrongful use of such personal contact information; providing for recovery of certain damages and attorney's fees and costs; amending s. 721.13, F.S.; providing that failure to obtain and maintain required insurance coverage constitutes a breach of the managing entity's fiduciary duty; authorizing funding of reserve accounts to be waived or reduced; providing the managing entity with certain rights and powers; providing language to be included in public offering statements; providing recordkeeping requirements; requiring the managing entity to make certain records available to the division under certain circumstances; conforming cross-references; amending s. 721.15, F.S.; providing that amounts expended for any insurance coverage required by law or by the

timeshare instrument to be maintained by the owners' association shall be exempt from assessment of common expenses; providing that any determination by a timeshare association of whether assessments exceed 115 percent of assessments for the prior fiscal year shall exclude anticipated expenses for required insurance coverage; amending s. 721.165, F.S.; revising provisions relating to insurance; requiring managing entities to use due diligence to obtain certain types of insurance; providing factors that a managing entity must take into account in determining whether the insurance obtained is adequate; providing that insurance coverage may be subject to certain requirements; authorizing the managing entity to apply any existing reserves for certain purposes; amending s. 721.52, F.S.; providing application with respect to use of the term "vacation club"; amending ss. 721.55 and 721.552, F.S.; conforming cross-references and terminology; amending s. 721.97, F.S.; authorizing the Governor to appoint commissioners of deeds to take acknowledgments, proofs of execution, or oaths in international waters; providing an effective date.

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By the Committees on Health and Human Services Appropriations; Children, Families, and Elder Affairs; and Senators Storms, Fasano, Baker, Joyner and Gaetz—

**CS for CS for SB 1388**—A bill to be entitled An act relating to adoption and child protection; amending s. 39.001, F.S.; redesignating the Office of Child Abuse Prevention as the Office of Adoption and Child Protection; revising the purpose of the office; redesignating the director of the office as the Chief Child Advocate; providing for the promotion of adoption and support of adoptive families in the state plan of the office; revising the content requirement of an annual report; establishing the Child Abuse Prevention and Permanency Advisory Council and providing for its composition; providing additional purposes for district plans of action; creating s. 39.0011, F.S.; authorizing the office to establish a direct-support organization; providing purposes, requirements, and objectives; providing for members of a board of directors of the direct-support organization; requiring the organization to operate under contract with the office; providing guidelines for the use of funds; amending ss. 39.0014 and 39.01, F.S.; conforming references to changes made by the act; providing an effective date.

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By the Committee on Governmental Operations—

**CS for SB 1468**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act regarding social security numbers and financial account numbers; amending s. 119.071, F.S., which provides a general exemption from inspection or copying of public records for social security numbers and bank account, debit, charge, and credit card numbers; reorganizing the exemption for social security numbers; providing definitions; revising reporting requirements; clarifying penalty provisions; making editorial changes; removing the scheduled repeal of the exemption under the Open Government Sunset Review Act; creating s. 119.0714, F.S., and renumbering and amending s. 119.07(6), F.S.; consolidating and revising current public-records exemptions applicable to court files, court records, and official records; revising the date on which automatic redaction of social security numbers and financial account numbers by court clerks is required; amending s. 215.322, F.S.; eliminating a public-records exemption for credit card account numbers in the possession of a state agency, a unit of local government, or the judicial branch; amending s. 119.07, F.S., to conform; providing an effective date.

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By the Committee on Judiciary; and Senator Bennett—

**CS for SB 1594**—A bill to be entitled An act relating to rules and rulemaking; amending s. 120.52, F.S.; redefining the term "invalid exercise of delegated legislative authority"; defining the terms "law implemented" and "rulemaking authority"; amending s. 120.536, F.S.; revising guidelines for the construction of statutory language granting rulemaking authority; amending s. 120.54, F.S.; prescribing limits and guidelines with respect to incorporation of material by reference; prescribing requirements for materials being incorporated by reference; providing for rules; revising information to be included in notices of proposed actions; requiring that specified rulemaking responsibilities of an agency head, including those relating to conducting a public hearing, may not be delegated or transferred; amending s. 120.545, F.S.; authorizing the Administrative Procedures Committee to request from agencies information to examine unadopted agency statements; amending s. 120.55, F.S.; requiring electronic publication of the Florida Administrative Code; prescribing requirements with respect to content of such electronic publication; providing for filing information incorporated by reference in electronic form; amending s. 120.569, F.S.; requiring that certain administrative proceedings be terminated and subsequently reinstated under different provisions of state law if a disputed issue of material fact arises during such a proceeding; providing for the waiver of such termination; revising a cross-reference; amending s. 120.595, F.S.; providing for attorney's fees and costs in certain circumstances; amending s. 120.74, F.S.; revising reporting requirements for agency heads; providing effective dates.

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By the Committees on Judiciary; Health Regulation; and Senators Storms and Gaetz—

**CS for CS for SB 1602**—A bill to be entitled An act relating to parental notice of abortion; amending s. 390.01114, F.S.; providing that in a hearing relating to waiving the requirement for parental notice, the court consider certain additional factors, including whether the minor's decision to terminate her pregnancy was due to intimidation or undue influence; providing for severability; providing an effective date.

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By the Committees on General Government Appropriations; Banking and Insurance; and Senator Bennett—

**CS for CS for SB 1624**—A bill to be entitled An act relating to owner-controlled insurance programs for public construction projects; amending s. 255.0517, F.S.; redefining the term "specified contracted work site"; defining the term "capital infrastructure improvement program"; requiring purchase of owner-controlled insurance in connection with a public construction project if the program maintains completed operations insurance coverage for no less than 10 years; exempting contractors and subcontractors working under a construction project insured by an owner-controlled insurance program from individually satisfying eligibility requirements for large deductible workers' compensation rating plans; authorizing such contractors and subcontractors to combine their payrolls under the owner-controlled insurance program for workers' compensation coverage as long as the minimum deductible for the project is $100,000 or more and the standard estimated premium is $500,000 or more; providing for a capital infrastructure improvement program; providing limitations concerning when the construction of a single public agency service, system, facility, or other public work may be combined with the construction of another public agency service, system, facility, or other public work to satisfy the amount specified for the purchase requirements; providing an exemption for any project of a public agency which is committed to an ongoing owner-controlled insurance program issued before October 1, 2007; providing an effective date.

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By the Committee on Judiciary; and Senator Rich—

**CS for SB 1686**—A bill to be entitled An act relating to court actions involving families; amending ss. 39.001, 61.001, 63.022, 68.07, 741.2902, 984.01, and 985.02, F.S., and creating ss. 88.1041, 742.016, 743.001, and 1003.269, F.S.; providing legislative intent with respect to implementing a unified family court program; amending s. 61.402, F.S.; revising qualifications for guardians ad litem; providing an effective date.

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By the Committee on Higher Education Appropriations; and Senators Oelrich, Rich and Dockery—

**CS for SB 1710**—A bill to be entitled An act relating to academic fees; amending s. 1009.01, F.S.; defining the term "tuition differential"; amending s. 1009.24, F.S.; authorizing a university to transfer revenues from certain fees to a university direct-support organization; limiting the purposes for which such revenues may be used; limiting the amount that may be transferred; authorizing the Board of Governors of the State University System to establish uniform undergraduate tuition differentials; providing certain conditions for the tuition differentials; amending

s. 1009.98, F.S.; authorizing the Florida Prepaid College Board to provide advance payment contracts for tuition differentials for a specified number of undergraduate semester hours; providing an effective date.

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By the Committee on Judiciary; and Senator Crist—

**CS for SB 1718**—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; including Salvinorin A on the list of controlled substances in Schedule I; amending s. 893.147, F.S.; providing that the use or possession of drug paraphernalia with intent to undertake certain activities concerning the production of methamphetamine is a felony of the second degree; amending s. 921.0022, F.S.; classifying the offense of using or possessing drug paraphernalia related to the production of methamphetamine under the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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By the Committee on Health and Human Services Appropriations; and Senators Webster, Fasano and Crist—

**CS for SB 1732**—A bill to be entitled An act relating to the Primary Care Access Network; creating two pilot programs to provide extended operating hours for the purpose of offering health care services at overcrowded clinics in the Primary Care Access Network in Orange, Pasco, Manatee, Sarasota, and DeSoto Counties; directing the Agency for Health Care Administration to establish a pilot program in Orange and Pasco Counties and a pilot program in Manatee, Sarasota, and DeSoto Counties; requiring the agency to develop procedures for operating the pilot programs; requiring the agency to submit a report with recommendations to the Governor and the Legislature by a specified date; providing an appropriation; providing an effective date.

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By the Committee on Finance and Tax; and Senator Alexander—

**CS for SB 1778**—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; renaming the charter county transit system surtax; expanding eligibility to levy the transit surtax to all charter counties; removing all specific county government sales surtax caps; providing for one cap to apply to all of a county government's surtaxes combined; providing an effective date.

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By the Committee on Ethics and Elections; and Senator Aronberg—

**CS for SB 1820**—A bill to be entitled An act relating to election procedures for write-in candidates; amending s. 99.021, F.S.; requiring any person seeking election as a write-in candidate to state in writing his or her party affiliation; requiring a write-in candidate to state in writing that he or she has not been a registered member of any other political party during a specified period preceding the date on which the candidate subscribes to the required oath; amending ss. 99.061 and 99.095, F.S.; requiring write-in candidates to pay a filing fee, an election assessment, and a party assessment before a certain deadline; requiring the deposit of filing fees paid to the Department of State and the supervisor of elections into the state and county general revenue funds, respectively; requiring write-in candidates to submit, before a specified deadline, petitions containing a specified number of signatures of voters registered in the geographical area represented by the office sought; amending s. 99.092, F.S.; specifying an amount for the filing fee, election assessment, and party assessment that must be paid by a write-in candidate; amending s. 103.121, F.S.; specifying an amount for the party assessment that must be paid by a write-in candidate who is registered as a member of a political party; providing an effective date.

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

**CS for SB 1828**—A bill to be entitled An act relating to the Medicaid managed care pilot program; amending s. 409.91211, F.S.; requiring the Agency for Health Care Administration to develop a methodology for calculating risk-adjusted capitation rates based on comprehensive encounter data; requiring that specified criteria be met prior to implementation of the methodology; providing for use of an interim risk-adjusted methodology; providing a phase-in schedule for the risk-adjusted methodology for participating managed care plans; providing a payment rate for noncontracted providers; providing an effective date.

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

**CS for SB 1834**—A bill to be entitled An act relating to optional coverage for health-related disorders; amending s. 627.42395, F.S.; including certain amino-acid-based formulas within requirements concerning optional coverage for formulas; amending s. 627.668, F.S.; revising requirements for optional coverage for mental and nervous disorders; revising certain benefits limitations; providing an options application requirement; providing effective dates.

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By the Committees on Community Affairs; Regulated Industries; and Senators Justice, Bullard, King, Lawson, Jones, Ring, Rich, Hill, Dawson, Fasano, Wilson and Deutch—

**CS for CS for SB 1840**—A bill to be entitled An act relating to carbon monoxide safety; amending s. 509.211, F.S.; requiring certain public lodging establishments to be equipped with carbon monoxide sensor devices; providing an effective date.

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By the Committees on Governmental Operations; and Banking and Insurance—

**CS for CS for SB 1850**—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 624.319, F.S.; revising an exemption from the public-records law which is provided for work papers held by the Department of Financial Services or the Office of Insurance Regulation of the Financial Services Commission; defining the term "work papers"; saving the exemption from repeal under the Open Government Sunset Review Act; deleting provisions providing for repeal of the exemption; providing an effective date.

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By the Committees on General Government Appropriations; Banking and Insurance; and Senators Posey and Jones—

**CS for CS for SB 1880**—A bill to be entitled An act relating to motor vehicle insurance; requiring the Department of Financial Services and the Office of Insurance Regulation to conduct a comprehensive review of the Florida Motor Vehicle No-Fault Law; requiring a report to the Governor and the Legislature; repealing s. 19 of chapter 2003-411, Laws of Florida; abrogating the repeal of the Florida Motor Vehicle No-Fault Law as provided for in that section; reenacting ss. 627.730, 627.731, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., the Florida Motor Vehicle No-Fault Law, and providing for future review and repeal; providing appropriations and authorizing additional positions; providing an effective date.

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

**CS for CS for SB 1916**—A bill to be entitled An act relating to assisted living facilities and adult day care centers; amending s. 429.52, F.S.; requiring the Department of Elderly Affairs to develop a staff training curriculum; requiring trainers to be registered with the department; requiring trainers to document experience and credentials; requiring the adoption of rules; amending s. 429.907, F.S.; providing for operation of adult day care centers in temporary locations in the event of disaster or emergency; providing notification requirements when adult day care centers relocate; providing an effective date.

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By the Committee on Commerce; and Senator Fasano—

**CS for SB 1920**—A bill to be entitled An act relating to ballot initiatives; amending s. 100.371, F.S.; authorizing private property owners and others to prohibit or regulate activity on their property which opposes or supports ballot initiatives; providing an effective date.

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By the Committee on Criminal Justice; and Senator Oelrich—

**CS for SB 1934**—A bill to be entitled An act relating to victims of crime; creating s. 843.21, F.S.; providing a short title; prohibiting the deprivation of medical care to a person injured as a result of criminal activity with the intent to avoid, delay, hinder, or obstruct any investigation of the criminal activity leading to the injury; providing penalties; amending s. 960.03, F.S.; redefining the term "crime" to include the offense of vehicular homicide in the second degree as an eligible offense for which an innocent victim may collect compensation; amending s. 960.065, F.S.; providing that a person who offers testimony of other crimes is eligible to receive a compensation award; amending s. 960.07, F.S.; revising the timeframe to file certain claims for compensation; providing effective dates.

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By the Committees on General Government Appropriations; Governmental Operations; and Environmental Preservation and Conservation—

**CS for CS for CS for SB 1980**—A bill to be entitled An act relating to the management of wildlife and saltwater fisheries; amending s. 320.08056, F.S.; increasing the annual use fee for the Sea Turtle specialty license plate; amending s. 320.08058, F.S.; authorizing the use of certain annual fees for specialty license plates to promote and market the plates; incorporating the amendments made to s. 370.12, F.S., in a reference thereto; amending s. 370.0603, F.S.; authorizing the deposit of certain funds into the Marine Resources Conservation Trust Fund; providing purposes for which funds may be used; amending s. 370.1105, F.S.; correcting a reference; amending s. 370.12, F.S.; authorizing use of certain annual use fees for specialty license plates to promote and market the plates; authorizing the Fish and Wildlife Conservation Commission to use certain annual use fees to buy back certain specialty license plates; amending s. 370.13, F.S.; authorizing the waiver of replacement tag fees for stone crab traps under certain conditions; providing for legislative approval of commission rules establishing equitable rent; deleting the suspension of stone crab endorsements for first violations; amending s. 370.135, F.S.; establishing certain endorsement fees for the taking of blue crabs; establishing an annual trap tag fee; authorizing the commission to establish an amount of equitable rent by rule; providing for legislative approval of the rule; authorizing the commission to waive endorsement and trap tag fees for a 1-year period; authorizing the waiver of blue crab trap replacement tag fees under certain conditions; requiring the deposit of certain proceeds into the Marine Resources Conservation Trust Fund; specifying the use of such proceeds; providing for the adoption of rules; providing administrative penalties for certain violations; prohibiting the unauthorized possession of blue crab trap gear or removal of blue crab trap contents and providing penalties therefor; providing penalties for certain other prohibited activities relating to blue crab traps, lines, buoys, and trap tags; providing penalties for fraudulent reports related to endorsement transfers; prohibiting certain activities during endorsement suspension and revocation; preserving state jurisdiction for certain convictions; providing requirements for certain license renewal; providing for the expiration of certain provisions unless reenacted by the Legislature; appropriating certain fee revenues to the commission for blue crab effort management program costs; amending ss. 370.14, 370.1405, and 370.142, F.S.; clarifying provisions regulating spiny lobsters; providing for legislative approval of rules establishing equitable rent; authorizing the waiver of spiny lobster trap replacement fees under certain conditions; providing administrative penalties for certain violations concerning spiny lobsters; prohibiting transfer of spiny lobster certificates under certain conditions; amending s. 861.021, F.S.; clarifying provisions regulating spiny lobsters; amending s. 370.143, F.S.; revising provisions for certain trap retrieval programs and fees; authorizing the waiver of trap retrieval fees under certain conditions; amending s. 372.09, F.S.; authorizing the use of certain annual use fees for specialty license plates to promote and market the plates; amending s. 372.672, F.S.; authorizing use of certain annual use fees for specialty license plates to promote and market the plates; amending s. 372.83, F.S.; correcting cross-references; reenacting s. 380.511(1)(c), F.S., relating to deposit of proceeds from sale of certain specialty license plates, to incorporate the amendments made to s. 320.08058, F.S., in a reference thereto; amending s. 20.331, F.S.; requiring the Fish and Wildlife Conservation Commission to adopt and publish a rule establishing due process procedures; providing an effective date.

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

**CS for CS for SB 1982**—A bill to be entitled An act relating to recreational licenses and permits issued by the Fish and Wildlife Conservation Commission; amending s. 372.561, F.S.; authorizing the commission, tax collectors, and certain subagents to request and collect donations when selling a recreational license or permit; requiring the transfer of such donations to the Wildlife Foundation of Florida, Inc., to be used for specified purposes; amending s. 372.562, F.S.; revising the exemption under which a resident need not possess a license in order to fish in salt water from land or from a structure fixed to land; amending s. 372.57, F.S.; increasing the fees charged to residents and nonresidents for certain hunting and fishing licenses; requiring the commission to provide to the Governor and Legislature a report on activities funded from the sale of snook permits; creating a 3-day freshwater fishing license for nonresidents; correcting a reference to spiny lobster; authorizing the commission to increase license and permit fees every 5 years by rule; amending ss. 372.571 and 372.661, F.S.; conforming cross-references; reenacting ss. 372.5712(1), 372.5715(1), and 372.573, F.S., relating to revenues from the waterfowl permit, the wild turkey permit, and management area permits, to incorporate the amendment to s. 372.57, F.S., in references thereto; providing an effective date.

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

**CS for CS for SB 2008**—A bill to be entitled An act relating to beaches and shores; amending s. 161.021, F.S.; amending a definition; amending s. 161.141, F.S.; providing additional legislative intent; creating s. 161.144, F.S.; providing for the development and maintenance of an inventory of identified offshore sand sources by the Department of Environmental Protection as part of its comprehensive long-term beach management plan; providing for public review of maps of offshore sand sources; providing for boards of county commissioners of coastal counties adjacent to sand sources proposed for use outside of the region or subregion to be notified and given adequate opportunity to comment during a project's planning and permitting stages; providing for the inclusion of certain information in the department's annual funding request; providing an effective date.

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

**CS for SB 2032**—A bill to be entitled An act relating to immigrant survivors of human trafficking and other serious crimes; requiring the Department of Children and Family Services to provide services to immigrant survivors of human trafficking, domestic violence, and other serious crimes; providing for the same state and local benefits that refugees receive; ensuring that immigrant survivors of serious crimes have access to state-funded services for refugees; providing survivors of serious crimes with supportive services; creating a state-funded component of the cash, medical, and social services programs for refugees to serve victims during a temporary waiting period; providing that a sworn statement by a victim is sufficient evidence for the purposes of determining eligibility for services if supported by at least one piece of additional evidence; providing for a public-awareness program for employers and other organizations that may come into contact with immigrant survivors of human trafficking; providing an effective date.

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By the Committee on Criminal Justice; and Senator Lawson—

**CS for SB 2036**—A bill to be entitled An act relating to inmate death notification; amending s. 944.09, F.S.; requiring the Department of Corrections to adopt procedures for providing notice of the death of an inmate in the state correctional system; prescribing written information to be provided to the person designated by the inmate to receive notice of the inmate's death; providing an effective date.

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By the Committee on Regulated Industries; and Senator Gaetz—

**CS for SB 2068**—A bill to be entitled An act relating to the certification of tower cranes and tower crane operators; creating s. 489.1138, F.S.; providing definitions; requiring a tower crane to be certified in order to be operated; requiring a person to be certified in order to operate a tower crane on construction projects; providing for certification organizations and standards; prohibiting certain contractors from employing or contracting for the services of tower crane operators without certification; providing penalties; authorizing persons in training for certification to operate tower cranes under direct supervision of a certified tower crane operator; providing rulemaking authority for the Department of Business and Professional Regulation; creating s. 489.1139, F.S.; preempting the regulation of tower cranes and tower crane operators to the state; providing effective dates.

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By the Committees on Health and Human Services Appropriations; Judiciary; and Senators Rich, Storms, Lynn, Margolis and Baker—

**CS for CS for SB 2114**—A bill to be entitled An act relating to independent living transition services; amending s. 322.09, F.S.; limiting liability of a caseworker who signs an application for a driver's license for a minor who is in foster care; requiring a caseworker to provide notice of intent to sign the application to specified persons; amending s. 409.1451, F.S.; revising eligibility criteria for independent living transition services; exempting foster parents and caregivers from responsibility for the actions of certain children engaged in activities specified in a written plan; requiring certain children eligible for subsidized independent living services to be formally evaluated under certain circumstances; revising eligibility criteria for the Road-to-Independence Program; amending s. 409.903, F.S.; increasing the age limit for eligibility for certain persons to qualify for medical assistance payments; creating s. 743.044, F.S.; providing for the removal of disabilities of certain minors for purposes of securing depository financial services; providing an appropriation; providing an effective date.

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By the Committee on Higher Education; and Senator Deutch—

**CS for SB 2140**—A bill to be entitled An act relating to First Generation Matching Grant Programs; amending s. 1009.701, F.S., relating to the First Generation Matching Grant Program for state universities; clarifying provisions relating to eligibility for receipt of a grant; revising provisions relating to allocation and reallocation of funds; authorizing the award of grants for summer-term enrollment if funds are available; providing duties and reporting requirements of institutions participating in the program; providing for the use of balance of funds; creating ss. 1009.702 and 1009.703, F.S.; creating the First Generation Matching Grant Program for community colleges and the First Generation Matching Grant Program for colleges and universities eligible to participate in the William L. Boyd, IV, Florida Resident Access Grant Program; providing for financial aid to eligible undergraduate students who demonstrate financial need and whose parents have not earned a baccalaureate or higher degree; providing for the appropriation, allocation, and distribution of funds; providing eligibility criteria; providing an effective date.

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By the Committee on Community Affairs; and Senator Bennett—

**CS for SB 2178**—A bill to be entitled An act relating to the protection and restoration of seagrass beds; creating a pilot program for the restoration of seagrass beds within specified counties and related natural resources; providing definitions; providing legislative findings and purposes; requiring that damages recovered for injury to, and the destruction of, seagrass beds in certain counties, and related natural resources be deposited into the Ecosystem Management and Restoration Trust Fund; requiring the Department of Environmental Protection to expend the funds for restoration, assessment, or rehabilitation of seagrass beds and natural resources; providing criteria governing such expenditures by the department; providing for auditing and reporting by a private recipient of funds; prohibiting any reduction of certain appropriations to a state agency that receives funds under the act; requiring that the department report to the Legislature whether the pilot program should be expanded; authorizing rulemaking by the department; amending s. 253.04, F.S.; providing that careless operation of a vessel outside a marked channel which causes propeller scarring in an acquatic preserve is a civil infraction; defining the terms "propeller scarring" and "seagrasses"; providing that refusal to post bond or sign a boating citation is a second-degree misdemeanor; requiring that civil penalties collected for the careless operation of a vessel be deposited into the Internal Improvement Trust Fund and used for specified purposes; amending s. 327.73, F.S.; providing civil penalties; requiring the Office of Program Policy Analysis and Government Accountability to evaluate the recreational marine industry and report to the Legislature; amending s. 327.803, F.S.; increasing the number of members of the Boating Advisory Council; adding a representative of the recreational airboating community; amending s. 403.1651, F.S., relating to the Ecosystem Management and Restoration Trust Fund; conforming provisions to changes made by the act; providing effective dates.

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

**CS for CS for SB 2218**—A bill to be entitled An act relating to trusts; amending s. 660.417, F.S.; revising criteria for investments in certain investment instruments; creating s. 736.04117, F.S.; providing criteria, requirements, and limitations on a trustee's power to invade the principal of a trust; specifying conditions under which discretionary distributions may be made in further trust; amending s. 736.0802, F.S.; specifying additional trust property transactions not voidable by a beneficiary; revising certain disclosure and applicability requirements; broadening authority for investing in certain investment instruments; revising definitions; excusing trustees from certain compliance requirements under certain circumstances; amending s. 736.0816, F.S.; defining the term "mutual fund" for certain purposes; amending s. 736.1008, F.S.; revising effective dates relating to limitations on proceedings against trustees; amending s. 736.1011, F.S.; providing construction relating to trustee drafts of exculpatory terms in a trust instrument; amending s. 689.071, F.S.; limiting the definition of the term "land trust" to an arrangement in which title to real property is vested in a trustee by a recorded instrument that confers certain authority as prescribed by state law; providing that such a recorded instrument does not itself create an entity; providing that a recorded instrument is effective regardless of whether it refers to beneficiaries of the trust; providing that a recorded instrument vests both legal and equitable title to real property or the interest therein in the trustee; conforming cross-references; amending s. 731.201, F.S.; revising a definition; amending s. 731.303, F.S.; excluding trusts from guidelines regarding administration and judicial proceedings; amending s. 736.0102, F.S.; conforming a cross-reference; amending s. 736.0501, F.S.; limiting the ability of creditors or assignees of a beneficiary to reach the beneficiary's interest in a trust; amending s. 736.0502, F.S.; clarifying the application of restrictions on transferring a beneficiary's interest under a spendthrift provision; amending s. 736.0503, F.S.; providing an exception to a provision authorizing the attachment of trust distributions; amending s. 736.0504, F.S.; defining the term "discretionary distribution"; prohibiting certain creditors from compelling distributions or attaching a beneficiary's interest or expectancy; amending s. 736.0813, F.S.; conforming a date of applicability of the accounting provision and corresponding limitations to the effective date of the code; amending s. 736.1106, F.S.; providing that certain antilapse provisions continue to apply to irrevocable trusts created between June 12, 2003, and July 1, 2007; amending s. 736.1204, F.S.; clarifying the use of income interest of a trust; amending ss. 736.1209 and 736.1001, F.S., relating to the release of power by a trustee and removal of a trustee; conforming cross-references; providing an effective date.

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By the Committees on General Government Appropriations; Criminal Justice; Regulated Industries; and Senators Wise and Lynn—

**CS for CS for CS for SB 2234**—A bill to be entitled An act relating to regulation of building inspection professionals; creating pt. XV of ch. 468, F.S., relating to regulation of home inspectors; providing a purpose; providing exemptions; providing definitions; authorizing the Department of Business and Professional Regulation to establish fees; limiting fee amounts; providing for a home inspector licensure examination; providing qualifications to take the licensure examination; providing requirements for the department to certify and license home inspectors; providing for licensure by endorsement; requiring continuing education for license renewal; providing criteria for continuing education; providing for inactivation of licenses; requiring the department to establish fees for the reactivation and renewal of inactive licenses; providing for certification of partnerships and corporations offering home inspection services; requiring a certificate of authorization for certain persons and entities practicing home inspection services; providing for prohibitions and penalties; providing grounds for disciplinary proceedings; authorizing the department to impose specified penalties; requiring home inspectors to provide a specified disclosure to consumers; requiring home inspectors to maintain a specified insurance policy; requiring home inspectors to provide a written report to homeowners upon completion of each home inspection; providing content requirements for home inspection reports; authorizing certain persons to qualify for home inspection licensure notwithstanding the requirements of this part; creating pt. XVI of ch. 468, F.S., relating to regulation of mold remediators and mold assessors; providing a purpose; providing exemptions; providing definitions; authorizing the department to establish fees; limiting fee amounts; providing for a mold assessor and mold remediator licensure examination; providing qualifications to take the licensure examinations; providing requirements for the department to certify and license home inspectors; providing for licensure by endorsement; requiring continuing education for license renewal; providing criteria for continuing education; providing for inactivation of licenses; requiring the department to establish fees for the reactivation and renewal of inactive licenses; providing for certification of partnerships and corporations offering mold assessment or mold remediation services; requiring a certificate of authorization for certain persons and entities practicing home inspection services; providing for prohibitions and penalties; providing grounds for disciplinary proceedings; authorizing the department to impose specified penalties; requiring mold assessors and mold remediators to maintain specified insurance policies; providing requirements for contracts to perform mold assessment or mold remediation; authorizing certain persons to qualify for mold assessment and mold remediation licensure notwithstanding the requirements of this part; authorizing additional positions and providing appropriations; providing an effective date.

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By the Committees on Community Affairs; Commerce; and Senators Bennett and Lynn—

**CS for CS for SB 2280**—A bill to be entitled An act relating to corporate income tax credits; creating part XII of ch. 288, F.S., consisting of ss. 288.991 and 288.992, F.S.; providing for the qualification and sale of investments that provide tax credits; providing definitions; providing that a taxpayer who holds a qualified equity investment in a qualified low-income business on the credit allowance date of the investment is entitled to a nonrefundable, nontransferable tax credit for the taxable year in which the credit allowance date falls; providing for calculating the amount of the tax credit; limiting the amount of the tax credit that may be redeemed in a fiscal year; authorizing a taxpayer to carry over any amount of the tax credit that the taxpayer is prohibited from redeeming in a taxable year to any subsequent taxable year; providing for the redemption of tax credits earned by certain business entities and by the partners, members, or shareholders of those entities; authorizing the Office of Tourism, Trade, and Economic Development to qualify equity investments as eligible for tax credits; providing an application process; requiring a fee; providing for the certification of the investment; providing for notice to the applicant and the Department of Revenue; providing for a limit on the amount of investments the office may certify; requiring the certified equity investments to be issued within a certain time frame; requiring the taxpayer to elect how the credit will be applied; providing how the amount of tax credits available will be calculated; requiring the calculations to be certified and accompanied by audited financial statements and notarized affidavits; requiring the department to recapture tax credits from certain taxpayers under certain circumstances; requiring notice; requiring community development entities that have certified investments to report certain information to the department; requiring the department to file annual reports on low-income community investments made in this state; authorizing the department to conduct examinations to verify receipt and application of tax credits; authorizing the department to pursue recovery of certain funds; authorizing the department to revoke or modify certain decisions relating to eligibility for tax credits under certain circumstances; providing for applicant liability for costs and fees relating to investigations of fraudulent claims; providing for taxpayer liability for reimbursement of fraudulently claimed tax credits; providing a penalty; providing for rules; providing for future repeal; amending s. 220.02, F.S.; revising legislative intent with respect to the order of tax credits to conform; amending s. 220.13, F.S.; revising a definition; amending s. 213.053, F.S.; authorizing the Department of Revenue to share confidential taxpayer information with the Office of Tourism, Trade, and Economic Development; providing an effective date.

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By the Committees on Community Affairs; Environmental Preservation and Conservation; and Senator Bennett—

**CS for CS for SB 2346**—A bill to be entitled An act relating to the Myakka River; amending s. 258.501, F.S.; requiring the Myakka River Management Coordinating Council to prepare a report; providing report requirements; requiring public hearings; requiring the council to submit the report to the Governor and the Legislature; providing an effective date.

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By the Committee on Health Regulation; and Senators Lawson and Posey—

**CS for SB 2354**—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; specifying certain types of sole proprietorships, group practices, partnerships, corporations, and other legal entities that are not subject to the licensure requirements of the act; amending s. 400.991, F.S.; requiring certain persons having a financial interest in a clinic, or having control over certain activities relating to the operations of a clinic, to undergo background screening; authorizing the Agency for Health Care Administration to adopt rules; authorizing the agency to deny or revoke a license if an applicant, licensee, or person having an interest in a clinic has been excluded, suspended, or terminated from the Medicare or Medicaid programs or has committed certain offenses prohibited under level 2 screening standards; providing additional requirements for background screening with respect to offenses committed within the past 10 years; providing that failure to provide such information is a material omission; authorizing the agency to deny, revoke, or suspend a license or assess an administrative penalty if a person fails to comply with the requirements for background screening; authorizing the agency to declare a loss of exempt status under certain conditions; requiring an applicant that performs magnetic resonance imaging, static radiographs, computed tomography, or positron emission tomography to provide certain information to the agency; providing that the submission of fraudulent or misleading information on an application for licensure is a third-degree felony; amending s. 400.9935, F.S.; specifying additional duties of a medical director or clinic director; limiting the number of clinics and employees for which a medical or clinic director may be responsible; requiring that multiple clinics under the control of the same medical or clinic director must be within a specified proximity; authorizing the agency to waive such limitations upon a showing of good cause; creating s. 400.9936, F.S.; providing for the regulation of diagnostic testing facilities; providing a definition; providing for the background screening of certain persons; providing limitations and guidelines for the medical director or clinic director of such facilities; providing for the waiver of certain requirements and providing for past waivers or variances; amending s. 456.072, F.S.; providing that intentionally providing false information on an application for a certificate of exemption from clinic licensure is grounds for discipline under provisions regulating medical professionals; providing an effective date.

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By the Committees on Governmental Operations; Regulated Industries; and Senator Saunders—

**CS for CS for SB 2376**—A bill to be entitled An act relating to public project construction bonds; amending s. 255.05, F.S.; providing that the amount of a bond shall equal the contract price except under certain conditions; providing that a bond may not be conditioned on the performance of design or nonconstruction services if such services are not included in the bond amount; creating s. 255.103, F.S.; providing a definition; authorizing local governments to select construction-management or program-management entities to be responsible for certain construction project activities; providing requirements and authority for such entities; amending s. 287.055, F.S.; revising provisions relating to the award of design-build contracts for surveying or mapping services by certain governmental entities; providing an effective date.

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By the Committee on Commerce; and Senators Saunders and Lynn—

**CS for SB 2378**—A bill to be entitled An act relating to the Florida Research Commercialization Matching Grant Program; creating s. 288.9552, F.S.; providing legislative findings and intent; creating the program; providing definitions; creating a statewide advisory committee for certain purposes; providing for the members of the committee to be reimbursed for per diem and travel expenses; requiring reports; designating a fiduciary actor; providing for program administrative costs, award disbursement, and carry forward of program funding; providing for a program administrator; providing responsibilities; creating a grant selection committee; providing responsibilities; providing applicant eligibility guidelines; providing an effective date.

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By the Committees on Finance and Tax; Education Pre-K - 12; and Senator Webster—

**CS for CS for SB 2380**—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.; providing legislative findings; revising program purposes; providing for eligibility of siblings of certain students; revising provisions relating to authorized uses of scholarship funds and expenditure of contributions received during the fiscal year; revising scholarship amounts and payments; 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 2006-2007 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; providing for the preservation of credits under certain circumstances; creating s. 220.1875, F.S.; providing a purpose; defining terms; prescribing obligations of school districts to inform parents about failing schools; requiring nonprofit scholarship-funding organizations to meet certain requirements; 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 and grounds for ineligibility to participate in the program; providing for administration by the Department of Revenue and the Department of Education; providing for rules; providing obligations of the Department of Education, including requirements for the verification of eligibility of program participants, establishment of a process for notification of violations, subsequent inquiry or investigation, certification of compliance by private schools, making site visits, and providing information relating to the research organization's analysis of student performance data; providing authority and obligations of the Commissioner of Education, including the denial, suspension, or revocation of a private school's participation in the scholarship program and procedures and timelines; authorizing the Department of Education's Office of the Inspector General to release student records under certain circumstances; 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.; redefining 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; providing for unencumbered trust fund balances to be transferred into the General Revenue Fund; prescribing how transferred funds may be expended; 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; amending ss. 1001.42 and 1002.20, F.S.; conforming provisions to the repeal of the Opportunity Scholarship Program and the creation of the tax credit program for families of students attending schools failing to make adequate progress; 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; amending s .1002.421, F.S.; providing additional requirements for schools participating in the program under s. 220.1875, F.S.; providing an effective date.

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By the Committee on Finance and Tax; and Senator Webster—

**CS for SB 2382**—A bill to be entitled An act relating to trust funds; creating s. 220.7015, F.S.; creating the Corporate Income Tax Trust Fund within the Department of Revenue; providing for use and purposes of the fund; providing for sources of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

**CS for CS for SB 2400**—A bill to be entitled An act relating to public child care; amending s. 402.301, F.S.; providing legislative intent that children meeting certain requirements be given first priority for placement into the Gold Seal Quality Care Program; providing an effective date.

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By the Committee on Higher Education Appropriations; and Senator King—

**CS for SB 2404**—A bill to be entitled An act relating to historic preservation; creating s. 267.1735, F.S.; providing goals for contracting with the University of Florida for management of certain state-owned properties; requiring agreement of all parties to contracts for management of such properties and the University of Florida; rescinding existing contracts upon execution of contract between the University of Florida and the Board of Trustees of the Internal Improvement Trust Fund; specifying use of proceeds derived from the management of such properties; authorizing transfer and ownership of certain artifacts, documents, and properties to the university; providing for transfer of records, property, and funds to the university; specifying certain powers and duties of the University of Florida; providing that the university may contract with its direct-support organization to perform all acts necessary to assist the university in carrying out its historic preservation and historic education responsibilities; delineating certain powers; authorizing contracting without competitive bidding under certain circumstances; providing eligibility to match state funds in the University Major Gifts Program; creating s. 267.1736, F.S.; requiring the authorization of a direct-support organization to assist the university in historic preservation and historic preservation education purposes and responsibilities;

providing purposes and duties of the direct-support organization; providing for a board of directors; providing membership requirements; delineating contract and other governance requirements; repealing s. 267.171, F.S., relating to contract with the City of St. Augustine for the management of certain state-owned properties, contingent on execution of a specified contract; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Finance and Tax; Governmental Operations; Commerce; and Senator Ring—

**CS for CS for CS for CS for SB 2420**—A bill to be entitled An act relating to venture capital investment; amending s. 1004.226, F.S.; amending the 21st Century Technology, Research, and Scholarship Enhancement Act to include the commercialization of products and services developed from the research and development conducted at state universities; requiring the Florida Technology, Research, and Scholarship Board to review and approve State University Research Commercialization Assistance Grants; requiring board members to refrain from having any direct interest or derive any benefit from a project receiving a grant under the program created by the act; providing guidelines for a state university to receive funding through the program; requiring private matching funds; requiring the board to periodically solicit proposals of state universities; requiring that the board submit an annual report to the Governor and the Legislature; creating s. 288.9625, F.S.; creating the Institute for the Commercialization of Public Research; providing that the institute is a not-for-profit corporation; providing that the purpose of the institute is to commercialize the products of public research; providing for membership of the board of directors; requiring the institute to provide data to certain entities; providing responsibilities of the institute; prohibiting the institute from having any interest in any product supported by the institute; creating s. 288.9621, F.S.; providing a short title; creating s. 288.9622, F.S.; providing legislative findings and intent; creating s. 288.9623, F.S.; providing definitions; creating s. 288.9624, F.S.; requiring Enterprise Florida, Inc., to facilitate creation of the Florida Opportunity Fund; specifying criteria of the fund; providing for appointment of an appointment committee; providing for selection of a board of directors of the fund by Enterprise Florida, Inc.; specifying criteria; providing for terms and requirements of the directors; providing purposes of the fund; providing duties and responsibilities of the fund; authorizing the fund to negotiate all contract terms; providing for reimbursement for travel and other direct expenses; providing for powers of the fund; providing investment requirements for the fund; requiring the board of directors to issue an annual report on the activities of the fund; providing report requirements; requiring a review by the Office of Program Policy Analysis and Government Accountability; providing appropriations; providing an effective date.

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By the Committees on Finance and Tax; Regulated Industries; and Senator Geller—

**CS for CS for SB 2434**—A bill to be entitled An act relating to video lotteries; amending s. 24.103, F.S.; providing definitions; amending s. 24.105, F.S.; providing powers and duties of the Department of the Lottery pertaining to video lottery games; creating s. 24.125, F.S.; providing for the adoption of rules; creating s. 24.126, F.S.; prohibiting certain persons from playing video lottery games; creating s. 24.127, F.S.; providing requirements for the operation of video lottery games; providing for fines and orders of suspension; providing a payout percentage; providing for the distribution of income; providing for weekly allocations; providing penalties; creating s. 24.128, F.S.; providing for the licensure of video lottery terminal vendors; providing for emergency rules; creating s. 24.129, F.S.; prohibiting certain local zoning ordinances; creating s. 24.130, F.S.; providing requirements for video lottery terminals; creating s. 24.131, F.S.; requiring video lottery terminal vendors to establish training programs for employees who service such terminals; requiring departmental approval of such programs; providing certification requirements for such employees; providing for the adoption of rules; creating s. 24.132, F.S.; requiring video lottery retailers to execute certain agreements governing the payment of purses and special thoroughbred racing awards; requiring the remittance of funds pursuant to such agreements; authorizing the department to sanction certain breeders; prohibiting the operation of video lottery games in the absence of agreements; requiring arbitration if agreements are not in place; requiring the video lottery retailer to make certain payments for the promotion of the racing industry; creating s. 24.133, F.S.; requiring operators of facilities where video lottery games are conducted to post certain signs regarding compulsive gambling; creating s. 24.134, F.S.; establishing programs for compulsive gambling within the Department of Children and Family Services; creating s. 24.136, F.S.; authorizing a caterer's license for video lottery retailers; creating s. 24.137, F.S.; prohibiting video lottery retailers from engaging in certain activities; creating s. 24.138, F.S.; providing for the exclusion of certain persons from a retailer's premises; creating s. 24.139, F.S.; requiring retailers to provide office space for department employees; amending s. 212.02, F.S.; excluding video lottery terminals from the definition of the term "coin-operated amusement machine" for purposes of the sales and use tax; providing an effective date.

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By the Committees on General Government Appropriations; Finance and Tax; Regulated Industries; and Senator Geller—

**CS for CS for CS for SB 2434**—A bill to be entitled An act relating to electronic gaming machines; amending s. 24.103, F.S.; providing definitions; amending s. 24.105, F.S.; providing powers and duties of the Department of the Lottery pertaining to video lottery games; creating s. 24.125, F.S.; providing for the adoption of rules; creating s. 24.126, F.S.; prohibiting certain persons from playing video lottery games; creating s. 24.127, F.S.; providing requirements for the operation of video lottery games; providing for fines and orders of suspension; providing a payout percentage; providing for a license fee; providing for the distribution of income; providing for weekly allocations; providing penalties; creating s. 24.128, F.S.; providing for the licensure of video lottery terminal vendors; providing for emergency rules; creating s. 24.129, F.S.; prohibiting certain local zoning ordinances; creating s. 24.130, F.S.; providing requirements for video lottery terminals; creating s. 24.131, F.S.; requiring video lottery terminal vendors to establish training programs for employees who service such terminals; requiring departmental approval of such programs; providing certification requirements for such employees; providing for the adoption of rules; creating s. 24.132, F.S.; requiring video lottery retailers to execute certain agreements governing the payment of purses and special thoroughbred racing awards; requiring the remittance of funds pursuant to such agreements; authorizing the department to sanction certain breeders; prohibiting the operation of video lottery games in the absence of agreements; requiring arbitration if agreements are not in place; requiring the video lottery retailer to make certain payments for the promotion of the racing industry; creating s. 24.133, F.S.; requiring operators of facilities where video lottery games are conducted to post certain signs regarding compulsive gambling; creating s. 24.134, F.S.; providing compulsive gambling programs; creating s. 24.136, F.S.; authorizing a caterer's license for video lottery retailers; creating s. 24.137, F.S.; prohibiting video lottery retailers from engaging in certain activities; creating s. 24.138, F.S.; providing for the exclusion of certain persons from a retailer's premises; creating s. 24.139, F.S.; requiring retailers to provide office space for department employees; amending s. 212.02, F.S.; excluding video lottery terminals from the definition of the term "coin-operated amusement machine" for purposes of the sales and use tax; amending s. 551.102, F.S.; defining the term "nonredeemable credits"; redefining the term "slot machine revenues"; amending s. 551.103, F.S.; deleting a requirement that the Division of Pari-mutuel Wagering annually adjust the amount of the bond supplied by a slot machine licensee; establishing the annual amount of bond required; providing for procedures for drug testing; amending s. 551.104, F.S.; providing for implementation of a drug-testing program; amending s. 551.1045, F.S.; providing procedures for temporary occupational licenses; deleting provisions for temporary licensees to be adopted within 180 days; amending s. 551.106, F.S.; establishing when payment of the annual slot machine license fee must be made by a licensee; providing for tax credits on slot machine revenues; amending s. 551.107, F.S.; authorizing the division to adopt rules to create a single occupational license; providing for validity; providing for additional disciplinary actions; amending s. 551.109, F.S.; exempting slot machine manufacturers and distributors, certain educational facilities, the division, and the Department of Law Enforcement from certain prohibitions against possessing slot machines at a place other than the licensee's facility under certain circumstances; authorizing agency rulemaking; amending s. 551.114, F.S.; increasing the number of slot machines a licensee may make available for play; amending s. 551.116, F.S.; increasing the hours that slot machine gaming areas may be open upon local government

approval; amending s. 551.121, F.S.; authorizing automatic teller machines in certain areas of a pari-mutuel facility; excluding check cashing in the designated slot machine gaming areas; amending s. 849.15, F.S.; clarifying the authority to legally ship slot machines into the state under certain circumstances; providing an appropriation and authorizing additional positions; providing an effective date.

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By the Committees on Education Pre-K - 12 Appropriations; Education Pre-K - 12; and Senators Crist and Deutch—

**CS for CS for SB 2458**—A bill to be entitled An act relating to high school work experience; creating s. 1003.496, F.S.; authorizing each district school board to adopt policies and procedures for a High School to Business Career Enhancement Program through which student internships shall be offered in each school district; providing internship requirements; providing for the number of internships employers may offer; requiring the screening of the background of employees and contracted personnel of employers participating in the program; clarifying that the employment of a student intern is not employment for purposes of unemployment compensation; authorizing the State Board of Education to adopt rules; providing an effective date.

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By the Committee on Criminal Justice; and Senators Joyner and Ring—

**CS for SB 2464**—A bill to be entitled An act relating to compensation for wrongful incarceration; providing that a person who has been wrongfully convicted of a felony offense and incarcerated within the Department of Corrections as a result of that conviction may be financially compensated if determined to be actually innocent; defining the term "actually innocent"; providing a condition which constitutes ineligibility for compensation under the act; requiring that the claimant submit specified documents to the Department of Legal Affairs as proof of eligibility for compensation; providing procedures and requirements of the department with respect to the examination and review of a claim; providing criteria for payment of a claim by the Chief Financial Officer; requiring the department to make a legislative budget request; providing for legislative redress of disputes; requiring an executed release and waiver as a condition precedent to tender of payment; providing requirements with respect to the processing and payment of a claim; requiring that payment be made pursuant to specific appropriation to the Department of Legal Affairs; providing for waiver of specified tuition and fees for claimants compensated under the act; providing requirements with respect to educational benefits; providing that the Legislature is not deemed to have waived any defense of sovereign immunity nor increased the limits of liability as a result of the act or the payment of a claim thereunder; providing legislative intent with respect to amounts awarded under the act; authorizing the Legislature to make an official apology; providing an effective date.

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

**CS for SB 2482**—A bill to be entitled An act relating to tax administration; amending s. 45.032, F.S.; including a tax warrant as a subordinate lienholder for purposes of the disbursement of surplus funds after a judicial sale; amending s. 193.1551, F.S.; providing for provisions governing the assessment of homestead property damaged in certain named storms to apply to properties in which repairs are commenced by January 1, 2008; amending s. 196.192, F.S.; specifying that ownership of property by a tax-exempt organization's sole member limited liability company has the same status for property tax purposes as direct ownership by the tax-exempt organization; amending s. 196.193, F.S.; requiring the property appraiser to explain to a nonprofit organization the legal and factual basis for denying a property tax exemption to the nonprofit organization; amending s. 196.196, F.S.; providing that property owned by an exempt entity shall be deemed to be used for religious purposes if the institution has taken affirmative steps to prepare the property for use as a public house of worship; providing definitions; amending s. 197.572, F.S.; providing for easements for conservation purposes; amending s. 198.13, F.S.; exempting certain representatives of an estate from the requirement to file certain returns if there is no tax on estates of decedents or no tax on generation-skipping transfers; amending s. 202.16, F.S.; requiring dealers to document exempt sales for resale; providing requirements and procedures; providing a definition; providing construction; providing for dealer provision of evidence of the exempt status of certain sales through an informal protest process; requiring the Department of Revenue to accept certain evidence during the protest period; providing limitations; requiring the department to establish a toll-free telephone number for the purpose of verifying registration numbers and resale certificates; requiring the department to establish a system for receiving information from dealers regarding certificate numbers; amending s. 220.18, F.S.; providing for adjustments in communications services tax distributions to correct for misallocations between jurisdictions; amending s. 202.20, F.S.; limiting local governmental authority to make certain rate adjustments in the tax under certain circumstances; providing for a determination of completeness of certain data; amending s. 202.28, F.S.; providing requirements for the Department of Revenue with respect to distributing proceeds of the communications services tax and allocating certain penalties; amending s. 202.30, F.S.; reducing the threshold tax amount over a specified period under which a dealer of communications services is required to remit taxes electronically; amending ss. 206.02 and 206.021, F.S.; authorizing the Department of Revenue to issue temporary fuel licenses during a declared state of emergency or a declared disaster; amending s. 206.9943, F.S.; authorizing the department to issue a temporary pollutant tax license during a declared state of emergency or a declared disaster; amending s. 211.3103, F.S.; providing for the annual producer price index to apply to the tax on the severance of phosphate rock; amending s. 212.02, F.S.; adding leases of certain aircraft to the definition of the term "qualified aircraft"; amending ss. 212.05 and 212.0515, F.S.; authorizing the department to adopt additional divisors for calculating the sales tax on vending machines when a county imposes a sales surtax rate that is not listed in statute; amending s. 212.0506, F.S.; clarifying that the definition of the term "service warranty" excludes certain contracts; amending s. 212.08, F.S., relating to exemptions from the sales tax; deleting provisions exempting certain building materials and business property from application of certain requirements for refunds; providing a sales tax exemption for certain delivery charges; repealing s. 212.095, F.S., relating to a sales tax refund permit for certain organizations; amending s. 212.10, F.S.; authorizing the Department of Revenue to transfer tax liability to certain entities upon the transfer of a dealer's assets or liabilities; authorizing the department to require that the liability be paid or a bond be posted; providing that transfer of the liability does not extinguish the liability of the seller or former owner; providing a penalty; providing circumstances under which an unrelated entity is not responsible for the tax liability; amending s. 212.12, F.S.; providing that a person is liable for failure to register a business or collect the required taxes; providing penalties; providing exceptions to certain penalties; amending s. 212.14, F.S.; providing for the department to require a bond or other security as a condition of obtaining a tax certificate or registration at its discretion; amending s. 212.18, F.S., relating to dealer registrations; deleting obsolete provisions governing informal conferences; authorizing the Department of Revenue, in conjunction with financial institutions, to design a pilot program for identifying certain account holders against whose property the department has a tax warrant; authorizing the department to enter into agreements with financial institutions for developing and operating a data match system; requiring the department to pay a fee to participating financial institutions; requiring the department to submit a report to the Legislature; amending s. 213.053, F.S.; authorizing the department to provide information to certain financial institutions and to the child support enforcement program; amending s. 213.21, F.S.; providing for a taxpayer's liability for a service fee to be waived due to unintentional error; creating s. 213.32, F.S.; providing legislative intent with respect to the integration of the enforcement authority of the Department of Revenue; authorizing the department to issue warrants and file judgment lien certificates evidencing a taxpayer's total liability for all taxes, fees, or surcharges; providing procedures for the department in revoking a certificate of registration, permit, or license; authorizing the department to require cash deposits, surety bonds, or irrevocable letters of credit as a condition to a taxpayer obtaining, renewing, or retaining a certificate of registration, permit, or license; providing definitions; prohibiting the amount of required security from exceeding the taxpayer's estimated liability; requiring that a taxpayer be given prior notice; providing for the department to require additional security under certain circumstances; providing for a release or refund of security; authorizing the department to request that the Department of Legal Affairs obtain an injunction to prevent the taxpayer from engaging in business activity under certain circumstances; authorizing the department to sell any security to recover taxes, fees, or surcharges that are due; providing for

garnishment proceedings; authorizing the department to transfer liabilities to responsible corporate officers; providing for jeopardy assessments; authorizing the department to adopt rules; amending s. 213.755, F.S.; reducing the threshold tax amount over a specified period under which a taxpayer may be required to remit taxes electronically; amending s. 220.21, F.S.; requiring a taxpayer that is required to file its federal income tax return electronically to also file its state corporate income tax electronically; providing a penalty for failure to do so; authorizing the department to adopt rules; providing for applicability; amending s. 220.803, F.S., relating to the determination of certain tax deficiencies; deleting provisions imposing a penalty for tax deficiencies due to negligence or intentional disregard of rules and regulations; amending s. 443.1216, F.S.; authorizing the Agency for Workforce Innovation and the agency that collects unemployment taxes to adopt rules; clarifying that certain senior management positions are excluded from unemployment compensation provisions; amending s. 443.1316, F.S.; providing for certain provisions of ch. 213, F.S., relating to taxpayers rights, to apply to the collection of unemployment taxes; deleting a limitation on the amount the department may charge for the costs of collection services; amending s. 443.141, F.S.; authorizing the department to impose a penalty for erroneous, incomplete, or insufficient reports with respect to unemployment contributions and reimbursements; requiring that the penalties be paid into the Special Employment Security Administration Trust Fund; amending s. 443.163, F.S.; revising the threshold number of employees for which an employer must report and remit contributions and reimbursements electronically; amending s. 624.511, F.S.; authorizing the Department of Revenue to refund an overpayment of insurance premium tax under certain circumstances; amending s. 832.062, F.S.; providing for prima facie evidence of intent to defraud or knowledge of insufficient funds with respect to an electronic transfer to the Department of Revenue which is not honored or refused; providing requirements for notice; providing for the department to recover court costs and attorney's fees; providing procedures for establishing prima facie evidence; providing for refunds of certain property taxes for residential property damaged or destroyed by a tornado during a specified period; providing effective dates.

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By the Committees on Transportation and Economic Development Appropriations; Commerce; Transportation; and Senators Haridopolos and Crist—

**CS for CS for CS for SB 2488**—A bill to be entitled An act relating to recreational vehicle manufacturers, distributors, dealers, and importers; creating s. 320.3201, F.S.; providing legislative intent; creating s. 320.3202, F.S.; providing definitions; creating s. 320.3203, F.S.; providing requirements for a manufacturer/dealer agreement; requiring designation of the area of sales responsibility; providing conditions for sales outside the dealer's area of sales responsibility; creating s. 320.3205, F.S.; providing requirements and procedures for termination, cancellation, or nonrenewal of a manufacturer/dealer agreement by a manufacturer or a dealer; providing for the repurchase by the manufacturer of vehicles, accessories, parts and equipment, tools, signage, and machinery; requiring notification of a manufacturer when a dealer takes on an additional line-make; creating s. 320.3206, F.S.; providing for change in ownership by a dealer; requiring notice to the manufacturer; providing requirements for objection by the manufacturer; providing for a dealer to name a family member as a successor in case of retirement, incapacitation, or death of the dealer; providing requirements for objection to the successor by the manufacturer; creating s. 320.3207, F.S.; providing requirements for warrantors, manufacturers, and dealers with respect to warranty obligations; providing requirements for compensation of the dealer; authorizing warranty audits by the warrantor; requiring cause for denial of compensation; providing for disposition of warranty claims; prohibiting certain acts by the warrantor and the dealer; requiring notice of certain pending suits; creating s. 320.3208, F.S.; providing for inspection and rejection of a recreational vehicle upon delivery to a dealer; creating s. 320.3209, F.S.; prohibiting a manufacturer or distributor from coercing a dealer to perform certain acts; creating s. 320.3210, F.S.; providing for resolution when a dealer, manufacturer, distributor, or warrantor is injured by another party's violation; authorizing civil action; providing for mediation; providing for remedies; creating s. 320.3211, F.S.; providing administrative and criminal penalties for violations; providing for an administrative hearing to contest a penalty imposed by the department; amending s. 320.8225, F.S.; providing licensure requirements for distributors and importers; providing for severability; providing an effective date.

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By the Committee on Criminal Justice; and Senator Dockery—

**CS for SB 2520**—A bill to be entitled An act relating to behavioral health; creating the Behavioral Health Community Solutions Pilot Program in the Tenth Judicial Circuit; providing definitions; providing purposes of the program; providing for cooperative efforts; providing goals; expanding the current crisis response team; creating two forensic teams; expanding the mental health court; providing for a step-down residential facility; providing for a central receiving facility; providing an effective date.

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By the Committee on Criminal Justice; and Senator Storms—

**CS for SB 2544**—A bill to be entitled An act relating to sexual offenses; amending s. 775.082, F.S.; requiring life sentences for certain third or subsequent offenders; providing an effective date.

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By the Committee on Education Pre-K - 12 Appropriations; and Senator Wise—

**CS for SB 2598**—A bill to be entitled An act relating to the Governor's School for Science and Technology; creating s. 1002.371, F.S.; establishing the school within the Florida K-20 public education system and the Department of Education; providing for the Governor's School for Science and Technology to offer intensive instruction for students in grades 9 through 12 and summer programs for teachers; providing for the school to be located in Brevard County; providing for a board of trustees to be appointed by the Governor and subject to confirmation by the Senate; providing for terms of office; providing for members of the board of trustees to be reimbursed for travel expenses; authorizing the board of trustees to adopt rules, subject to approval by the State Board of Education; providing powers and duties of the board of trustees; requiring the board of trustees to submit a progress report; providing requirements for legislative budget requests; providing for funding the Governor's School for Science and Technology in the General Appropriations Act; requiring that students enrolled in the school be recorded as enrolled in their home school district for purposes of funding; amending ss. 1000.04, 1002.20, and 1003.02, F.S., relating to the components for the delivery of public education, the rights of students and parents concerning public school choice, and parental notice of acceleration mechanisms by district school boards; conforming provisions to changes made by the act; providing an effective date.

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By the Committee on Criminal Justice; and Senator Aronberg—

**CS for SB 2646**—A bill to be entitled An act relating to public safety; amending s. 775.21, F.S.; revising provisions relating to reimbursement of specified costs by sexual predators; revising provisions relating to the residence of sexual predators; providing penalties; creating s. 775.215, F.S.; specifying requirements for complying with state and local government residency exclusions for sexual offenders or sexual predators; clarifying that third parties are not prohibited from voluntarily paying the costs of the monitoring for a sexual offender or a sexual predator; providing immunity from prosecution if the sexual predator or sexual offender complies with the applicable residency exclusion; amending s. 775.24, F.S.; revising provisions relating to residency exclusions for sexual predators and sexual offenders; amending s. 794.065, F.S.; providing additional residency restrictions on certain offenders; providing penalties; amending s. 947.1405, F.S.; providing additional conditional release restrictions for certain offenders; amending s. 947.141, F.S.; revising provisions relating to hearings alleging a violation of community release by specified releasees for failure to comply with specified residency exclusions; amending s. 948.06, F.S.; revising provisions relating to probation or community control for sexual predators and sexual offenders; amending s. 948.063, F.S.; providing that failure of a sexual predator or sexual offender to obtain a residence in compliance with certain requirements is not a defense in certain proceedings; amending s. 948.30, F.S.; revising provisions relating to terms and conditions of probation or community control for certain sex offenses; requiring the Department of Law Enforcement and other specified agencies to consider eliminating or modifying two dates on or after which a person must be classified as a sexual offender or a sexual predator; directing the department to determine the effect the elimination or modification of these dates will have on the

department and other agencies; directing the department to present a report of its findings to the President of the Senate and the Speaker of the House of Representatives by a specified date; authorizing bail bond agents to provide electronic monitoring equipment for certain persons released under bond; providing for fees and recordkeeping; providing an effective date.

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By the Committee on Ethics and Elections; and Senator Deutch—

**CS for SB 2648**—A bill to be entitled An act relating to political advertisements; creating s. 106.142, F.S.; creating the Florida Campaign Sunshine website; defining the term "targeted political advertisement"; requiring any person or organization responsible for creating or publishing a targeted political advertisement or electioneering communication to submit a copy of the advertisement or communication and certain specified materials and information to the Division of Elections; providing a separate deadline for advertisements and communications published during the final week of a campaign; requiring the division to post all advertisements, communications, and supporting documentation on the website within a specified period; requiring that the name and contact information of the person or organization paying for a political advertisement or electioneering communication be submitted with the advertisement; requiring the division to include a link on the website to the appropriate section of the department's homepage regarding campaign finance for the person paying for each advertisement or communication; providing an effective date.

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

**CS for SB 2700**—A bill to be entitled An act relating to community development districts; amending s. 190.003, F.S.; revising definitions relating to community development districts; amending s. 190.005, F.S.; specifying petition and filing fee requirements for the establishment of districts; specifying requirements for the adoption of certain rules by the Florida Land and Water Adjudicatory Commission; providing requirements for the establishment of districts located in multiple municipalities; amending s. 190.006, F.S.; revising provisions for determining certain voting units for landowners within a district; requiring districts to publish notice of qualifying periods for elections; providing procedures for filling district board vacancies; authorizing the board to appoint qualified electors to the board under certain circumstances; amending s. 190.007, F.S.; specifying that certain affiliations are not a conflict of interest for district board members, managers, and employees; amending s. 190.008, F.S.; revising timeframes and requirements for the preparation of proposed district budgets; amending s. 190.009, F.S.; requiring the district to file disclosure documents and amendments relating to the public financing and maintenance of certain property in the property records of each county in which the district is located; amending s. 190.011, F.S.; revising statutory authorization for the enforcement of district assessments; amending s. 190.012, F.S.; revising district regulatory jurisdiction and permitting authority for certain public improvements and community facilities; authorizing the district to convey certain activities to utility providers; authorizing the district to adopt rules for enforcement of deed restrictions outside the district pursuant to an interlocal agreement; revising the requirements for the adoption of such rules; amending s. 190.014, F.S.; specifying that non-ad valorem assessments levied to pay interest on bond anticipation notes do not qualify as assessment installments; amending s. 190.021, F.S.; authorizing the use of combined notice of proposed assessments under certain circumstances; providing that assessments authorized under ch. 170, F.S., constitute liens and are subject to certain collection procedures; amending s. 190.026, F.S.; providing that foreclosure proceedings authorized under ch. 170, F.S., apply to certain district proceedings; amending s. 190.033, F.S.; providing for competitive solicitation; authorizing the district to proceed with purchasing under certain circumstances; amending s. 190.046, F.S.; revising provisions for termination, contraction, or expansion of districts; specifying payment of certain fees to counties and municipalities; providing limitations for the amendment of certain district boundaries; requiring the written consent of certain landowners; amending s. 190.047, F.S.; specifying the determination of population standards by the Department of Community Affairs for the purposes of incorporation or annexation of districts; requiring unincorporated areas to meet certain criteria for incorporation; requiring certain referenda to be held at general elections; providing effective dates.

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By the Committees on Community Affairs; Agriculture; and Senators Haridopolos and Crist—

**CS for CS for SB 2754**—A bill to be entitled An act relating to agriculture; creating ss. 570.96-570.962, F.S., relating to agritourism; directing the Department of Agriculture and Consumer Services to assist specified entities in agritourism promotion and marketing initiatives; providing definitions; specifying the impact of agritourism participation on certain classifications; requiring local governments and agricultural representatives to meet and discuss specific issues related to agritourism; prescribing duties of the department with respect to the purchase and sale of horses; authorizing rules; providing an effective date.

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By the Committee on Community Affairs; and Senator Bullard—

**CS for SB 2772**—A bill to be entitled An act relating to public records; creating s. 267.076, F.S.; creating an exemption from public-records requirements for information that identifies a donor or prospective donor information involving any publicly owned house museum that is designated by the United States Department of the Interior as a National Historic Landmark; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a finding of public necessity; providing an effective date.

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

**CS for CS for SB 2816**—A bill to be entitled An act relating to community associations; amending s. 718.104, F.S.; revising required contents of a condominium declaration; amending s. 718.110, F.S.; requiring that notice of proposed amendments be provided to unit owners; amending s. 718.111, F.S.; providing authorization for condominium associations to access units for specified purposes; requiring that official records of the association be made available at certain locations; providing that certain records may not be accessible to unit owners; removing the requirement that the association's annual financial report be provided only to unit owners providing a written request for the report; restricting a condominium association from waiving a financial report for more than 2 years; providing duties for condominium boards of administration in the event of certain casualties; providing that certain assessments may be made against unit owners under certain conditions; amending s. 718.112, F.S.; authorizing the board or membership to determine the composition of the board of administration under certain circumstances; requiring members of the board of administration to be unit owners, absent provisions indicating board member requirements; requiring the board to respond to certain inquiries by certified mail, return receipt requested; authorizing a condominium association to respond only twice every 30 days to unit owner inquiries; providing board of administration and unit owners' meeting requirements; requiring the board to address certain agenda items proposed by a petition of 20 percent of the unit owners; revising notice procedures; revising the terms of office and reelection of the members of a condominium association board; providing that certain persons providing notice of a meeting must provide an affidavit affirming that the notices were delivered; authorizing the association's representative to provide certain notices; providing for the securing of ballots; revising procedures relating to the filling of a vacancy on the board; removing a provision allowing an association to provide for different voting and election procedures in its bylaws; providing unit owners with the right to have items placed on the agenda of the annual meeting and voted upon under certain conditions; requiring the association to prepare an annual budget of estimated revenues and expenses; requiring the budget to include reserve accounts for certain purposes; requiring that certain ballot statements contain certain statements; requiring a vote to provide for no reserves or percentage of reserves to be made at certain times; authorizing the association to use reserve funds for nonscheduled purposes under certain conditions; prohibiting the board from applying for or accepting certain loans or lines of credit; requiring that common expenses be paid by the developer during a specified time; requiring that assessments be made against units on a quarter-annual or more frequent basis; providing that certain provisions may not preclude the right of an association to accelerate assessments of certain owners delinquent in payment of common expenses; providing that accelerated assessments are due and payable

after the claim of lien is filed; revising assessment requirements; deleting the requirement that the bylaws include an element for mandatory nonbinding arbitration; amending s. 718.113, F.S.; requiring boards of administration to adopt or restate hurricane shutter specifications yearly at the annual meeting; authorizing the board to install hurricane protection that complies with the applicable building code; requiring the board to have the condominium buildings periodically inspected for structural and electrical soundness by a professional engineer or professional architect registered in the state; requiring the inspector to provide a report to the association and unit owners; prohibiting the board from prohibiting the display of certain religious items on the front-door area of a unit; creating s. 718.1224, F.S.; prohibiting certain lawsuits arising from unit owners' appearances and presentations before a governmental entity; providing a definition; providing for award of damages and attorney's fees; amending s. 718.1255, F.S.; requiring the division to promptly refer certain cases to mediation; creating s. 718.1257, F.S.; providing that condominium unit owners and renters have the right to own a companion animal and to have that animal live with them under specified conditions; amending s. 718.302, F.S.; conforming provisions; amending s. 718.3025, F.S.; providing requirements for certain contracts between a party contracting to provide maintenance or management services and an association; amending s. 718.3026, F.S.; providing that certain contracts between a service provider and an association may not be for a term in excess of 3 years and may not contain an automatic renewal clause; requiring that certain contracts for construction occur under the advisement of an attorney; amending s. 718.303, F.S.; requiring hearings to levy fines to be held before a committee of unit owners who are not members of the board; requiring that persons subject to certain actions be notified of their violations in a certain manner; providing a timeframe within which a person must respond; authorizing the budget to include reserve accounts for capital expenditures and deferred maintenance; providing a formula for calculating the amount to be reserved; authorizing the association to adjust replacement reserve assessments annually; authorizing the developer to vote to waive the reserves or reduce the funding of reserves for a certain period; revising provisions relating to financial reporting; revising time periods in which the association must complete its reporting; amending s. 718.404, F.S.; providing for retroactive application of certain provisions; amending s. 718.501, F.S.; requiring the division to prepare and disseminate a prospectus and other information for use by owners, purchasers, lessees, and developers of residential condominiums; providing that the board member training provided by the division shall be provided in conjunction with recommendations by the ombudsman; providing powers and duties of the division with respect to association violations; requiring associations to provide certain notice and to participate in certain educational training; amending s. 718.5011, F.S.; restricting location of the Office of the Condominium Ombudsman; providing that the ombudsman shall exercise his or her policymaking and other functions independently of the Department of Business and Professional Regulation and without approval or control of the department; requiring the department to render administrative support for certain matters; requiring that revenues collected by the department for the Office of the Condominium Ombudsman be deposited in a separate fund or account under specified conditions; amending s. 718.5012, F.S.; removing requirements that the ombudsman develop certain policies and procedures; providing additional powers and duties of the ombudsman; amending s. 718.504,F.S.; revising and providing information to be contained in the condominium prospectus or offering circular; amending s. 720.303, F.S.; revising procedures used in preparing the association's annual financial report; amending s. 720.307, F.S., relating to transition of association control in a community; revising criteria with respect to election of members to the board of directors; requiring certain developers and owners to convey title to all common areas prior to turnover; revising requirements for turnover of documents; requiring that certain information be included in the records and that the records be prepared in a specified manner; revising application to include certain associations; amending s. 720.3075, F.S.; prohibiting associations from restricting the use of hurricane shutters in certain circumstances; requiring a developer who rents or leases any unsold units in a condominium to pay all monthly maintenance fees on those units to the association as if the units were owned by individual owners; providing an effective date.

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

**CS for SB 2824**—A bill to be entitled An act relating to homelessness; amending s. 420.507, F.S.; conforming a cross-reference; amending s. 420.621, F.S.; conforming a cross-reference; revising, providing, and deleting definitions; amending s. 420.622, F.S.; increasing and revising membership on the Council on Homelessness; removing a member from an obsolete organization; correcting the name of a member organization on the council; revising the date of an annual report; creating s. 420.6275, F.S.; creating the Housing First program; providing legislative findings and intent; providing methodology; providing components of the program; creating s. 420.628, F.S.; providing legislative findings and intent; creating a 3-year Youth Housing First Continuum Pilot Program; providing eligibility requirements for the pilot program; providing for the design of the pilot program; requiring Connected by 25 in Hillsborough County to provide administrative support; providing Connected by 25 with specified duties; providing reporting requirements; amending s. 1003.01, F.S.; revising a definition; amending ss. 1003.21 and 1003.22, F.S.; conforming terminology; providing an appropriation; providing an effective date.

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By the Committees on Transportation and Economic Development Appropriations; Community Affairs; and Senator Constantine—

**CS for CS for SB 2836**—A bill to be entitled An act relating to the Florida Building Commission; requiring the commission to review the requirements in the National Electrical Code which relate to bonding and grounding systems for swimming pools; authorizing the commission to adopt a rule for bonding and grounding which is an alterative to that of the National Electrical Code; providing legislative intent relating to retrofitting buildings to prevent hurricane and storm damage; directing the commission to consider the costs and benefits of any mitigation techniques before adoption of a rule; requiring the commission to develop and adopt within the Florida Building Code appropriate mitigation techniques to use to retrofit buildings constructed before the code was implemented; requiring the commission to make certain determinations before eliminating gravel and stone roofing systems; amending s. 468.609, F.S.; increasing the number of days a newly employed person can be a plan examiner or building inspector without certification; amending s. 553.73, F.S.; authorizing the commission to approve certain amendments to the code; amending s. 553.775, F.S.; providing that, upon written application by substantially affected persons, the Florida Building Commission must issue, or cause to be issued, a formal interpretation of the code; amending s. 553.791, F.S.; defining terms; requiring that certain forms be signed at the completion of a required inspection; requiring that a deficiency notice be posted at the job site whenever an element is found to be not in conformance with the building code or the permitting documents; providing for corrective actions; prohibiting the charging of certain fees; amending s. 553.841, F.S.; providing legislative intent regarding education and outreach for understanding the Florida Building Code; requiring the Department of Community Affairs to administer an education and outreach program; requiring that the education and outreach program be provided by a private, nonprofit corporation under contract with the department; requiring the department to consider certain criteria when selecting the corporation; requiring the commission to provide certain courses to accredit persons subject to the building code; authorizing the commission to adopt rules; amending s. 553.842, F.S.; providing for certification of products; authorizing the commission to impose penalties for violation of the product validation process; amending s. 633.081, F.S.; deleting the requirement that a certified firesafety inspector be a resident of Florida; requiring that a firesafety inspector be 18 years of age or older; establishing grounds under which an inspector's license may be suspended or revoked; amending s. 633.521, F.S.; providing for provisional permits for inspectors of certain fire protection systems; providing a time limitation for such permits; amending s. 633.537, F.S.; revising continuing education requirements; requiring the commission to review certain modifications recommended by the commission's technical advisory committee; authorizing the commission to adopt or modify the modifications in response to public comments; contingent upon appropriations, directing the commission to conduct a study to evaluate certain specified activities related to mitigation of property loss; requiring the commission to deliver a report to the Governor and others by a specified date; providing for the content of the report; authorizing the commission to adopt provisions preserving the use of gravel roof systems; directing the commission to

work with others to review the Florida Energy Code and to compare that code to other energy efficiency codes; requiring the commission to deliver a report to the Legislature by a specified date; providing appropriations; providing an effective date.

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

**CS for CS for SB 2856**—A bill to be entitled An act relating to funeral and cemetery industry regulation; amending s. 497.101, F.S.; conforming a reference; amending s. 497.141, F.S.; prohibiting certain persons from conducting, maintaining, managing, owning, or operating licensees under ch. 479; providing an exception; amending s. 497.143, F.S.; revising regulation and practice of limited licensees; amending s. 497.162, F.S.; authorizing the use of Internet courses for continuing education; amending s. 497.260, F.S.; requiring that a provision relating to the installation of monuments applies to all cemeteries in the state; amending s. 497.271, F.S.; requiring that certain mausoleums contain pressure relief ventilation; amending s. 497.273, F.S.; providing for internment or entombment of a decedent with the remains of the decedent's pet; amending s. 497.367, F.S.; revising the frequency with which licensed funeral directors and embalmers are required to complete a continuing education course on HIV and AIDS; amending s. 497.374, F.S.; revising qualifications for licensure by endorsement for funeral directors; amending s. 497.550, F.S.; replacing the term "monument dealer" with "monument retailer"; creating s. 497.609, F.S.; providing freedom from liability for direct disposers, direct disposal establishments, funeral directors, funeral establishments, and cinerator facilities performing cremation under certain circumstances; amending s. 553.36, F.S.; providing definitions; amending s. 553.73, F.S.; providing exceptions to the Florida Building Code relating to columbaria and mausoleums; amending ss. 316.515 and 627.702, F.S.; conforming cross-references; providing an effective date.

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

**CS for CS for SB 2858**—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.406, F.S.; providing that the Board of Chiropractic Medicine may require certain applicants to take the National Board of Chiropractic Examiners Special Purposes Examination for Chiropractic or its equivalent; providing requirements for students relating to licensure as a chiropractic physician by examination; amending s. 460.4062, F.S.; revising provisions relating to chiropractic medicine faculty certificates; amending s. 460.4165, F.S.; revising conditions under which a certified chiropractic physician's assistant may perform services; revising provisions relating to certified chiropractic physician's assistant licensure application; restricting the place of practice of certified chiropractic physician's assistants performing services under indirect supervision; creating s. 460.4167, F.S.; providing requirements for proprietorships owned by persons other than licensed chiropractic physicians; providing prohibitions; providing penalties; providing a purpose; amending s. 460.408, F.S.; requiring a specified number of contact classroom hours of continuing education; providing effective dates.

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By the Committees on Transportation and Economic Development Appropriations; Governmental Operations; Commerce; and Senators Joyner and Wilson—

**CS for CS for CS for SB 2860**—A bill to be entitled An act relating to black business investment; amending s. 14.2015, F.S.; requiring the Office of Tourism, Trade, and Economic Development to administer the Black Business Loan Program; providing purposes; amending s. 288.702, F.S.; revising a short title; amending s. 288.703, F.S.; revising the definition of "minority person"; amending s. 288.706, F.S.; deleting references to the Florida Black Business Investment Board, Inc., and black business investment corporations from a list of certain financial institutions maintained by the Department of Management Services; requiring the Department of Management Services to collaborate with the Florida Black Business Investment Board, Inc., and the Office of Tourism, Trade, and Economic Development for certain purposes; creating s. 288.7065, F.S.; providing a short title; amending s. 288.707, F.S.; revising provisions creating the Florida Black Business Investment Board, Inc.; revising legislative findings; creating the board; requiring the board to contract with the Office of Tourism, Trade, and Economic Development for certain purposes; specifying application of public records and public meetings requirements; providing for appointment of a board of directors; specifying terms of office and experience requirements of board members; providing for filling of board vacancies; requiring the Governor to appoint a chair; providing for meetings; requiring members to serve without compensation; providing for reimbursement of expenses; requiring members to file a statement of financial interests; amending s. 288.708, F.S.; providing for appointment and duties of the president of the board; deleting a provision specifying prudent use of certain funds and requiring use of funds according to applicable laws, bylaws, or contracts; applying certain salary limitation provisions to employees of the board; requiring the Department of Management Services to establish a lease-agreement program for board employees; amending s. 288.709, F.S.; revising the powers of the board; amending s. 288.7091, F.S.; revising the duties of the board; creating s. 288.7094, F.S.; providing a definition; specifying eligibility of certain black business investment corporations to participate in the Black Business Loan Program; requiring the Office of Tourism, Trade, and Economic Development to give priority consideration to such corporations for participation in the program; creating s. 288.7102, F.S.; establishing the Black Business Loan Program in the Office of Tourism, Trade, and Economic Development; requiring the office to disburse funds appropriated by the Legislature, through certified eligible recipients, to certain black business enterprises; providing duties and responsibilities of the office and the board in administering the program; establishing a competitive application and annual certification process for eligible recipients for funds to provide loans, loan guarantees, and investments to black business enterprises; requiring an allocation policy for equitable distribution throughout the state; providing eligibility requirements for recipients to receive funds and to provide loans, loan guarantees, or investments; requiring annual certification of eligibility; providing for award agreements and reimbursement of funds under certain circumstances; requiring the office to adopt rules; requiring the board to adopt policies and procedures; providing restrictions for the use of funds by black business investment corporations; providing legislative intent if an investment mechanism is held invalid; providing for reasonable profit for a black business investment corporation; creating s. 288.71025, F.S.; providing a prohibited act; providing for filing of a civil complaint, imposition of a fine, and the payment of court costs and reasonable attorney's fees; creating s. 288.7103, F.S.; providing black business enterprise eligibility requirements for receiving loans, loan guarantees, or investments; amending s. 288.712, F.S.; revising provisions relating to guarantor funds to assist qualified black business enterprises in obtaining surety bonds and other credit instruments; authorizing the board to contract with regulated surety companies; revising uses of the Black Contractors Bond Trust Fund; eliminating the Black Business Loan Guaranty Trust Fund and the Black Contractors Bond Program Administrative and Loss Reserve Fund; revising board exceptions to laws and rules related to a guaranty company; requiring board adoption of policies and procedures relating to board guarantee of loss and to required payment of premiums; authorizing contracting with a private entity to administer a black contractors bonding program; delineating board use of a surety bond company; delineating board requirements for implementing the black contractors bonding program; amending s. 288.714, F.S.; requiring recipients to provide quarterly and annual reports; specifying report requirements; requiring the board to provide a summary of such reports to the office; requiring the board to submit an annual program report to the Governor and Legislature; specifying report requirements; amending s. 288.9015, F.S.; requiring Enterprise Florida, Inc., to collaborate with the Florida Black Business Investment Board, Inc., and the Office of Tourism, Trade, and Economic Development for certain purposes; requiring the Office of Program Policy Analysis and Government Accountability to submit a status report to the Governor and the Legislature on the implementation of the Florida Black Business Investment Act by the Office of Tourism, Trade, and Economic Development, the Florida Black Business Investment Board, Inc., and program fund recipients; requiring the Office of Program Policy Analysis and Government Accountability to conduct a program review of the performance of the Office of Tourism, Trade, and Economic Development, the Florida Black Business Investment Board, Inc., and program fund recipients in meeting goals of the Florida Black Business Investment Act and to submit a program review report to the Governor and the Legislature; amending ss. 17.11, 287.055, 288.90151, 625.3255, 657.042, and 658.67, F.S.; conforming references to changes made by the act; repealing s. 288.7092, F.S., relating to return on investment from activities of the corporation; repealing s.

288.7095, F.S., relating to duties of black business investment corporations; repealing s. 288.71, F.S., relating to conditions for board action; repealing s. 288.7101, F.S., relating to the state employee leasing program of the Department of Management Services for employees of the Florida Black Business Investment Board, Inc.; repealing s. 288.711, F.S., relating to the Florida Investment Incentive Trust Fund; repealing s. 288.713, F.S., relating to capital participation instruments; providing a legislative finding regarding use of state funds received by the board through fiscal year 2005-2006; providing an effective date.

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By the Committee on Higher Education; and Senator Constantine—

**CS for SB 2862**—A bill to be entitled An act relating to tuition rates at state colleges and universities; creating s. 1009.286, F.S.; providing legislative intent; requiring students to pay 50 percent more than the actual cost per credit hour for credit hours in excess of a specified number for community college credits and for overall credits applied to a baccalaureate degree; excluding certain credit hours from the calculation of hours required to complete a degree; providing for notification of students by the postsecondary institution; requiring the Office of Program Policy Analysis and Government Accountability to provide a report to the Governor and Legislature; providing an effective date.

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By the Committee on Environmental Preservation and Conservation; and Senator Fasano—

**CS for SB 2942**—A bill to be entitled An act relating to the City of Clearwater, Pinellas County; ratifying certain uses of property granted to the city by the state; providing that certain uses of such property are consistent with a grant made by the state; providing for limited private use of certain undeveloped submerged portions of the property if the city received an application on or before December 31, 2006, and determines that the use is consistent with the laws governing the management of sovereignty submerged lands by the Board of Trustees of the Internal Improvement Trust Fund; providing for a referendum for certain changes in use; requiring the city to use revenues from any such limited private use to fund certain water-related activities; providing for a right of reverter in the Board of Trustees of the Internal Improvement Trust Fund; providing that the city's charter referendum requirement for use of waterfront property owned by the city is not modified or superseded; providing an effective date.

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By the Committee on Criminal and Civil Justice Appropriations; and Senators Hill, Wilson, Siplin, Joyner, Bullard, Lawson and Dawson—

**CS for SB 2968**—A bill to be entitled An act relating to the Department of Juvenile Justice; providing an appropriation to compensate Gina Jones and Robert Anderson, parents and natural guardians of Martin Lee Anderson, jointly, for the wrongful death of Martin Lee Anderson, which was due to the negligence of the Bay County Sheriff's Office; providing conditions for payment; providing for attorney's fees and lobbying fees; providing an effective date.

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By the Committee on Governmental Operations; and Senator Saunders—

**CS for SB 2978**—A bill to be entitled An act relating to Lee County; amending ch. 74-522, Laws of Florida, as amended; redesignating the Lee County Sheriff's Department as the Lee County Sheriff's Office; revising qualifications for membership on the civil service board; revising the date for electing board members; deleting certain limitations for classification as members of the civil service; revising requirements for demotions in rank following the election of a new sheriff; deleting provisions authorizing a specified amount of annual leave for certain employees; deleting certain restrictions on the age at which an applicant may be employed as a deputy sheriff; deleting certain restrictions on the employment of persons with a medical discharge; revising requirements for the posting of notices of employment; clarifying provisions authorizing political activities during off-duty hours; providing an effective date.

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**REFERENCE CHANGES PURSUANT TO RULE 4.7(2)**

By the Committee on Health Regulation; and Senator Atwater—

**CS for SB 760**—A bill to be entitled An act relating to hospitals; amending s. 395.003, F.S.; revising provisions designating classes of disease; exempting certain cancer center hospitals from licensure restrictions; amending s. 408.0361, F.S.; revising provisions relating to licensing standards for adult cardiovascular services; revising the period of validity for certain licenses authorized under a grandfather provision; revising the criteria for the adoption of rules by the Agency for Health Care Administration; requiring certain hospitals to participate in clinical outcome-reporting systems operated by the American College of Cardiology and the Society for Thoracic Surgeons for purposes of such rule criteria; removing a requirement that the agency include specified data in rules; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By the Committee on Community Affairs; and Senator Garcia—

**CS for SB 800**—A bill to be entitled An act relating to comprehensive planning; amending s. 163.3164, F.S.; redefining the terms "urban redevelopment" and "financial feasibility" for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; amending s. 163.3177, F.S.; providing for application of requirements for financial feasibility with respect to the elements of a comprehensive plan; delaying the deadline for amendments conforming public facilities with the capital improvements element; specifying circumstances under which transportation and school facilities shall be deemed to be financially feasible and to have achieved level-of-service standards; amending s. 163.3180, F.S.; providing an additional exemption from concurrency requirements for an urban service area under specified circumstances; requiring that a local government consult with the state land planning agency regarding the designation of a concurrency exception area; revising provisions providing an exception from transportation concurrency requirements for a multiuse development of regional impact; providing requirements for proportionate-share mitigation and proportionate fair-share mitigation with respect to transportation improvements; amending s. 163.3191, F.S.; exempting from a prohibition on plan amendments certain amendments to local comprehensive plans concerning the integration of port master plans; amending s. 380.06, F.S.; extending the buildout and expiration dates for certain projects that are developments of regional impact; providing an effective date.

—was referred to the Committees on Governmental Operations; and Transportation and Economic Development Appropriations.

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By the Committee on Regulated Industries; and Senator Jones—

**CS for SB 806**—A bill to be entitled An act relating to elevator safety; amending s. 553.509, F.S.; extending the date for availability of an alternative generation source for public elevators for multistory residential buildings; providing an effective date.

—was referred to the Committee on General Government Appropriations.

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By the Committee on Health Regulation; and Senator Lawson—

**CS for SB 2354**—A bill to be entitled An act relating to the Health Care Clinic Act; amending s. 400.9905, F.S.; specifying certain types of sole proprietorships, group practices, partnerships, corporations, and other legal entities that are not subject to the licensure requirements of the act; amending s. 400.991, F.S.; requiring certain persons having a financial interest in a clinic, or having control over certain activities relating to the operations of a clinic, to undergo background screening; authorizing the Agency for Health Care Administration to adopt rules; authorizing the agency to deny or revoke a license if an applicant, licensee, or person having an interest in a clinic has been excluded, suspended, or terminated from the Medicare or Medicaid programs or has

committed certain offenses prohibited under level 2 screening standards; providing additional requirements for background screening with respect to offenses committed within the past 10 years; providing that failure to provide such information is a material omission; authorizing the agency to deny, revoke, or suspend a license or assess an administrative penalty if a person fails to comply with the requirements for background screening; authorizing the agency to declare a loss of exempt status under certain conditions; requiring an applicant that performs magnetic resonance imaging, static radiographs, computed tomography, or positron emission tomography to provide certain information to the agency; providing that the submission of fraudulent or misleading information on an application for licensure is a third-degree felony; amending s. 400.9935, F.S.; specifying additional duties of a medical director or clinic director; limiting the number of clinics and employees for which a medical or clinic director may be responsible; requiring that multiple clinics under the control of the same medical or clinic director must be within a specified proximity; authorizing the agency to waive such limitations upon a showing of good cause; creating s. 400.9936, F.S.; providing for the regulation of diagnostic testing facilities; providing a definition; providing for the background screening of certain persons; providing limitations and guidelines for the medical director or clinic director of such facilities; providing for the waiver of certain requirements and providing for past waivers or variances; amending s. 456.072, F.S.; providing that intentionally providing false information on an application for a certificate of exemption from clinic licensure is grounds for discipline under provisions regulating medical professionals; providing an effective date.

—was referred to the Committee on Health and Human Services Appropriations.

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By the Committee on Governmental Operations; and Senator King—

**CS for SB 2406**—A bill to be entitled An act relating to public records; amending s. 267.1736, F.S.; providing an exemption from public-records requirements for certain donor and prospective donor information involving state-owned properties in a historic district in the City of St. Augustine; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Calendar.

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By the Committee on Governmental Operations; and Senator Ring—

**CS for SB 2416**—A bill to be entitled An act relating to public records and meetings; amending s. 1004.226, F.S.; creating an exemption from public-records requirements for certain information held by the Florida Technology, Research, and Scholarship Board; creating an exemption from public-meetings requirements for portions of meetings of the board of directors of the Florida Technology, Research, and Scholarship Board at which confidential and exempt records are discussed; providing exceptions to the exemption; providing penalties; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Calendar.

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By the Committees on Governmental Operations; Commerce; and Senator Ring—

**CS for CS for SB 2422**—A bill to be entitled An act relating to public records and meetings; creating s. 288.9630, F.S.; creating definitions; creating an exemption from public-records requirements for certain information held by the SURE Venture Capital Fund or the Institute for the Commercialization of Public Research; providing exceptions to the exemption; creating an exemption from public-meetings requirements for portions of meetings of the board of directors of the SURE Venture Capital Fund or the Institute for the Commercialization of Public Research at which confidential and exempt records are discussed; providing penalties; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Calendar.

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By the Committee on Governmental Operations; and Senator Ring—

**CS for SB 2612**—A bill to be entitled An act relating to public records; creating s. 288.96275, F.S.; providing definitions; defining "proprietary confidential business information" and specifying information that does not constitute proprietary confidential business information; creating an exemption from public-records requirements for proprietary confidential business information held by the Florida Opportunity Fund regarding alternative investments; providing for limited duration of the exemption; authorizing the inspection and copying of confidential and exempt records if the proprietor of the information fails to verify that a record contains certain information within a specified period of time; authorizing a court to order the release of confidential and exempt records upon making certain findings; providing for future review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Calendar.

## MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

**EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

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

| *Office and Appointment* | *For Term Ending* |
|---|---|
| Interim Secretary, Department of Community Affairs | |
| Appointee: Browning, Janice, Tallahassee | Pleasure of Governor |
| Board of Trustees of Brevard Community College | |
| Appointee: Sansom, Dixie N., Rockledge | 05/31/2010 |
| Board of Trustees of Edison College | |
| Appointee: Gorvine, Enid S., Punta Gorda | 05/31/2010 |
| Board of Medicine | |
| Appointee: Patrowicz, Tully C., Eustis | 10/31/2010 |
| Board of Trustees, Florida A & M University | |
| Appointee: Parks, Daryl D., Tallahassee | 01/06/2011 |

**[Referred to the Committee on Ethics and Elections.]**

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| Secretary of Transportation | |
| Appointee: Kopelousos, Stephanie C., Tallahassee | Pleasure of Governor |

**[Referred to the Committees on Transportation; and Ethics and Elections.]**

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

**FIRST READING**

The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 139, HB 143, CS for HB 229, CS for HB 249, CS for HB 339, CS for HB 449, CS for CS for HB 455, HB 515, CS for CS for HB 529, CS for HB 707, HB 723, CS for HB 1003, CS for HB 1007, CS for HB 1305, HB 7111, HB 7163, HB 7167; has passed as amended CS for HB 97, CS for HB 311, CS for HB 411, CS for HB 509, HB 851, CS for HB 7147; has passed by the required constitutional two-thirds vote of the membership HB 853 and requests the concurrence of the Senate.

*William S. Pittman III,* Chief Clerk

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By the Healthcare Council; and Representative H. Gibson and others—

**CS for HB 139**—A bill to be entitled An act relating to suicide prevention; creating s. 14.2019, F.S.; creating the Statewide Office for Suicide Prevention as a unit of the Office of Drug Control in the Executive Office of the Governor; providing the goals and objectives of the office; creating the position of statewide coordinator for the statewide office, contingent upon a specific appropriation; authorizing the Statewide Office for Suicide Prevention to seek and accept grants or funds from any source to support its operation; requiring that revenues from grants be deposited into the Grants and Donations Trust Fund within the Executive Office of the Governor; creating s. 14.20195, F.S.; creating the Suicide Prevention Coordinating Council within the Statewide Office for Suicide Prevention; providing the scope of activities for the coordinating council; authorizing the coordinating council to assemble an ad hoc committee to advise the coordinating council; providing for membership on the coordinating council; providing an appropriation and authorizing additional positions; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Operations; and Health and Human Services Appropriations.

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By Representative Dean and others—

**HB 143**—A bill to be entitled An act relating to the Criminal Justice Standards and Training Commission; creating s. 943.132, F.S.; requiring the Criminal Justice Standards and Training Commission to adopt rules for the implementation of the federal Law Enforcement Officers Safety Act of 2004; requiring the commission to develop and authorize the issuance of a uniform firearms proficiency verification card; authorizing the use of specified facilities operating firing ranges for testing of persons other than law enforcement officers; providing an effective date.

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

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By the Safety and Security Council; and Representative Mahon and others—

**CS for HB 229**—A bill to be entitled An act relating to the Guardian Ad Litem Program; creating s. 39.8298, F.S.; creating a direct-support organization for the Guardian Ad Litem Program; providing for the organization and operation of the organization for the Statewide Guardian Ad Litem Office; providing for a contract; providing for a board of directors; providing for the use of property, facilities, and personal services of the Statewide Guardian Ad Litem Office by the direct-support organization; providing restrictions; providing for the deposit of moneys; providing for an annual audit; providing limits on the direct-support organization; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Judiciary; and Criminal and Civil Justice Appropriations.

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By the Jobs and Entrepreneurship Council; and Representative Carroll and others—

**CS for HB 249**—A bill to be entitled An act relating to automated teller machine transactions; amending s. 655.966, F.S.; authorizing machine owners or operators to impose access fees or surcharges for machine use; providing fee or surcharge disclosure requirements; providing certain agreement prohibitions relating to machine access fees or surcharges; providing construction relating to certain fee-free or surcharge-free network agreements; providing an effective date.

—was referred to the Committee on Banking and Insurance.

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By the Safety and Security Council; and Representative Scionti and others—

**CS for HB 339**—A bill to be entitled An act relating to federal law enforcement officers; amending s. 784.07, F.S.; redefining the term "law enforcement officer" to include a federal law enforcement officer for purposes of certain enhanced penalties imposed for the offense of assault or battery of a law enforcement officer; amending s. 843.08, F.S.; adding federal law enforcement officer to offense of false personation; reenacting ss. 435.04(3)(a), 901.15(15), 921.0022(3)(b), (d), (f), and (g), 943.051(3)(b), and 985.11(1)(b), F.S., relating to screening standards, arrest without warrant, the offense severity ranking chart, and the fingerprinting of minors, to incorporate the amendments to ss. 784.07 and 843.08, F.S., in references thereto; providing an effective date.

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

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By the Safety and Security Council; and Representative Snyder and others—

**CS for HB 449**—A bill to be entitled An act relating to criminal offenses; amending s. 810.02, F.S.; providing enhanced penalties for burglaries of authorized emergency vehicles; providing enhanced penalties for specified burglaries that are committed during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; prohibiting the release of a person arrested for committing a burglary during such a state of emergency until that person appears before a magistrate at a first-appearance hearing; requiring that a felony burglary committed during a state of emergency declared by the Governor be reclassified one level above the current ranking of the offense committed; amending s. 812.014, F.S.; providing enhanced penalties for the theft of certain law enforcement equipment taken from authorized emergency vehicles; providing enhanced penalties for the theft of certain property stolen during a state of emergency declared by the Governor and facilitated by conditions arising from the emergency; requiring that a felony theft committed during such a state of emergency be reclassified one level above the current ranking of the offense committed; amending s. 921.0022, F.S.; ranking newly created offenses in the offense severity ranking chart; providing an effective date.

—was referred to the Committees on Criminal Justice; Military Affairs and Domestic Security; and Criminal and Civil Justice Appropriations.

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By the Policy and Budget Council; Healthcare Council; and Representative Cretul and others—

**CS for CS for HB 455**—A bill to be entitled An act relating to organ and tissue donation; providing findings and intent; amending s. 765.511, F.S.; providing a definition; amending s. 765.512, F.S.; providing for donation by joining a donor registry; conforming provisions; amending s. 765.514, F.S.; providing for authorization of anatomical donations by notations on a driver's license or identification card; providing for effect on authorization of license revocation, suspension, expiration, or cancellation; providing for authorization of anatomical donation by inclusion on a donor registry; providing for authorization of donation through online access to registry; providing for rulemaking; specifying the effects of an online authorization; revising the uniform donor card; amending s. 765.515, F.S.; revising provisions relating to communication of specified information to the donor registry; providing for administration of the donor registry by a specified nonprofit corporation rather than by a state agency; revising provisions relating to registry administration; requiring an annual report; providing for verification of certain online entries; providing for voluntary contributions to the registry; revising provisions relating to payment of costs of the registry; providing for provision of current registry information to the Florida Coalition on Donation; designating the Joshua Abbott Organ and Tissue Donor Registry; providing for expiration of specified transitional provisions; amending s. 765.516, F.S.; authorizing revocation of anatomical gift by a donor through removal of his or her name from the donor registry; amending s. 765.517, F.S.; revising provisions relating to verification of a donor's consent at death; creating s. 765.5201, F.S.; providing for application of public records and meetings requirements to the Florida

Coalition on Donation; amending s. 765.521, F.S.; revising provisions relating to authorization of donations as a part of the driver license or identification card process; amending s. 765.5215, F.S.; revising provisions relating to anatomical gift education programs; amending s. 765.52155, F.S.; redesignating the Florida Organ and Tissue Donor Education and Procurement Trust Fund as the Florida Organ and Tissue Procurement Trust Fund; repealing s. 765.5216, F.S., relating to the organ and tissue donor education panel; amending s. 765.522, F.S.; revising duties of hospital administrators at or near the time of death of persons who are suitable candidates for organ or tissue donation; providing specified immunity to the Florida Coalition on Donation; revising authority for designation of organ procurement organizations; amending s. 765.544, F.S.; revising provisions relating to the use of the Florida Organ and Tissue Procurement Trust Fund; providing for use of specified funds for certain transitional and notification purposes; revising disposition of certain fees, penalties, and surcharges; providing for expiration of specified provisions; amending s. 215.20, F.S.; deleting a specified trust fund from provisions relating to a trust fund surcharge; amending ss. 320.08047 and 322.08, F.S.; revising distribution of specified voluntary contributions for organ and tissue donor education; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Policy; Transportation; and Transportation and Economic Development Appropriations.

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By Representative Evers and others—

**HB 515**—A bill to be entitled An act relating to the University of West Florida; creating s. 1004.386, F.S.; authorizing master of science degree programs in nursing and social work; providing an effective date.

—was referred to the Committees on Higher Education; Health Policy; and Higher Education Appropriations.

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By the Policy and Budget Council; Jobs and Entrepreneurship Council; and Representative Traviesa and others—

**CS for CS for HB 529**—A bill to be entitled An act relating to regulation of communications media technology services; providing a short title; amending s. 202.11, F.S.; providing a definition; amending s. 202.24, F.S.; prohibiting counties and municipalities from negotiating terms and conditions relating to cable and video services; deleting authorization to negotiate; revising application to existing ordinances or franchise agreements; amending s. 337.401, F.S.; deleting authorization for counties and municipalities to award cable service franchises and a restriction that cable service companies not operate without such a franchise; amending s. 337.4061, F.S.; revising definitions; creating ss. 610.102, 610.103, 610.104, 610.105, 610.106, 610.107, 610.108, 610.109, 610.112, 610.113, 610.114, 610.115, 610.116, 610.117, and 620.118, F.S.; designating the Department of State as the authorizing authority; providing definitions; requiring state authorization to provide cable and video services; providing requirements and procedures; providing for fees; providing duties and responsibilities of the Department of State; providing application procedures and requirements; providing for issuing certificates of franchise authority; providing eligibility requirements and criteria for a certificate; providing for amending a certificate; providing for transferability of certificates; providing for termination of certificates under certain circumstances; providing for challenging a department rejection of an application; providing that the department shall function in a ministerial capacity for certain purposes; providing for an application form; providing for an application fee; requiring certain information updates; providing for a processing fee; providing for cancellation upon notice that information updates and processing fees are not received; providing for an opportunity to cure; providing for transfer of such fees to the Department of Agriculture and Consumer Services; requiring the department to maintain a separate account for cable franchise revenues; providing for fees to the Department of State for certain activities; prohibiting the department from imposing additional taxes, fees, or charges on a cable or video service provider to issue a certificate; prohibiting imposing buildout, construction, and deployment requirements on a certificateholder; requiring certificateholders to make cable and video service available at certain public buildings under certain circumstances; imposing certain customer service requirements on cable service providers; requiring the Department of Agriculture and Consumer Services to receive customer service complaints; requiring provision of public, educational, and governmental access channels or capacity equivalent; providing criteria, requirements, and procedures; providing exceptions; providing responsibilities of municipalities and counties relating to such channels; providing for enforcement; providing requirements for and limitations on counties and municipalities relating to access to public right-of-way; prohibiting counties and municipalities from imposing additional requirements on certificateholders; authorizing counties and municipalities to require permits of certificateholders relating to public right-of-way; providing permit criteria and requirements; prohibiting discrimination among cable and video service subscribers; providing for enforcement; providing requirements for a request for enforcement; requiring the department to engage certain parties in nonbinding mediation under certain circumstances; providing for filing a complaint in court; providing for a period of time to cure certain noncompliance; providing for an award of costs and attorney's fees; providing for determinations of violations; providing for enforcement of compliance by certificateholders; providing requirements for cable service providers under certain court orders; providing for payment by nonincumbent certificateholders of certain amounts to municipalities and counties under certain circumstances; providing procedures for payment of such amounts; providing service requirements for nonincumbent certificateholders; authorizing separate statement of certain fees on a customer bill; preserving certain rights of nonincumbent service providers; authorizing certificateholders to intervene in certain court actions; requiring the Office of Program Policy Analysis and Government Accountability to report to the Legislature on the status of competition in the cable and video service industry; providing report requirements; requiring the Department of Agriculture and Consumer Services to make recommendations to the Legislature; providing duties of the Department of State; providing severability; amending ss. 350.81 and 364.0361, F.S.; conforming cross-references; amending s. 364.051, F.S.; deleting provisions under which certain telecommunications companies may elect alternative regulation; amending s. 364.10, F.S.; providing requirements for enrolling certain persons in the Lifeline service program; requiring the Public Service Commission to adopt rules by a specified date; requiring the commission, the Department of Children and Family Services, and the Office of Public Counsel to enter into a memorandum of understanding of respective duties under the Lifeline service program; amending s. 364.163, F.S.; providing for a cap on certain switched network access service rates; deleting a time period in which intrastate access rates are capped; prohibiting interexchange telecommunications companies from instituting any intrastate connection fee; deleting provisions for regulatory oversight of intrastate access rates; amending s. 364.385, F.S.; providing for continuing effect of certain rates and charges approved by the Public Service Commission; providing for an exception; repealing s. 166.046, F.S., relating to definitions and minimum standards for cable television franchises imposed upon counties and municipalities; repealing s. 364.164, F.S, relating to competitive market enhancement; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Community Affairs; and General Government Appropriations.

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By the Economic Expansion and Infrastructure Council; and Representative Taylor—

**CS for HB 707**—A bill to be entitled An act relating to lights on motor vehicles; amending s. 316.2397, F.S.; revising provisions restricting the use of certain colored lights; providing for lights on vehicles owned or leased by private security agencies; removing reference to watch, guard, and patrol agencies licensed under specified provisions; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By Representative N. Thompson and others—

**HB 723**—A bill to be entitled An act relating to correctional and law enforcement officer discipline; amending s. 112.533, F.S.; requiring that certain investigative reports include a statement relating to compliance with ss. 112.532 and 112.533, F.S., and that these reports be verified;

requiring that certain statements be made under oath and subject to prosecution for perjury; providing an effective date.

—was referred to the Committees on Criminal Justice; and Governmental Operations.

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By the Economic Expansion and Infrastructure Council; and Representative Pickens and others—

**CS for HB 1003**—A bill to be entitled An act relating to law enforcement vehicles; creating s. 316.21265, F.S.; authorizing law enforcement agencies to use specific off-road vehicles on the streets, roads, and highways of this state; providing requirements for such vehicles; providing an effective date.

—was referred to the Committees on Transportation; and Criminal Justice.

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By the Healthcare Council; and Representative Baxley—

**CS for HB 1007**—A bill to be entitled An act relating to physician assistants; amending ss. 458.347 and 459.022, F.S.; requiring that a prescription be filled in a pharmacy unless it is a drug dispensed by a physician assistant; providing that authority to dispense may be delegated only by supervisory physicians registered as dispensing practitioners; providing an effective date.

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

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By the Economic Expansion and Infrastructure Council; and Representative N. Thompson and others—

**CS for HB 1305**—A bill to be entitled An act relating to notaries public; creating s. 117.021, F.S.; authorizing electronic notarization; requiring electronic signatures to include certain information; providing requirements for the use of a notary public seal with electronic signatures; providing that failure to comply with such requirements may result in specified sanctions against the notary public; authorizing the Department of State to adopt rules to ensure the security, reliability, and uniformity of the signatures and seals; providing an effective date.

—was referred to the Committees on Judiciary; and Governmental Operations.

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By the Healthcare Council; and Representative H. Gibson and others—

**HB 7111**—A bill to be entitled An act relating to guardianship; amending s. 744.3135, F.S.; revising provisions relating to criminal history record checks for professional and nonprofessional guardians; granting rulemaking authority to the Statewide Public Guardianship Office; revising terminology; deleting obsolete language; revising language concerning investigations of credit histories of professional guardians and certain of their employees; providing an effective date.

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

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By the Jobs and Entrepreneurship Council; and Representative Lopez-Cantera—

**HB 7163**—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 455.213, F.S.; authorizing the department to contract with certain vendors or enter into interagency agreements to collect electronic fingerprints if fingerprints are required for purposes of certification or licensure; amending s. 455.2178, F.S.; requiring that information concerning continuing education be submitted electronically within a specified period beginning on the 30th day before the licensee's renewal date; amending s. 489.115, F.S.; requiring that at least 1 of the hours required for continuing education encompass laws and rules; authorizing the Construction Industry Licensing Board to adopt rules allowing applicants to demonstrate financial responsibility by providing minimum credit scores or bonds payable as prescribed for financially responsible officers; providing requirements relating to the submission of fingerprints by initial applicants; amending s. 450.31, F.S.; authorizing the department to revoke or refuse to issue or renew a person's certificate of registration as a farm labor contractor if the person has been convicted of certain felonies within any period; amending s. 475.182, F.S.; providing that the Florida Real Estate Commission may accept one legal agenda session of the commission as a substitute for 3 classroom hours toward license renewal; requiring the licensee to notify the division at least 7 days in advance of his or her intent to attend; amending s. 475.6175, F.S.; authorizing the Division of Real Estate, rather than the Florida Real Estate Appraisal Board, to extend the time within which certain registered trainee appraisers may complete the required postlicensure education; providing an effective date.

—was referred to the Committees on Regulated Industries; Governmental Operations; and General Government Appropriations.

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By the Government Efficiency and Accountability Council; and Representative Robaina—

**HB 7167**—A bill to be entitled An act relating to municipal incorporation; prohibiting counties from requiring certain municipalities to pay charges, assessments, taxes, fees, or other considerations for certain residents' actions; providing that the provisions of the act are not preempted; providing an effective date.

—was referred to the Committees on Community Affairs; and Finance and Tax.

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By the Healthcare Council; and Representative Hays—

**CS for HB 97**—A bill to be entitled An act relating to Medicare supplement policies; amending s. 627.672, F.S.; revising the definition of the term "Medicare supplement policy" to exclude a health insurance policy or other health benefit plan offered by one or more employers to employees or former employees; providing a limitation; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health Policy.

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By the Safety and Security Council; and Representative Hukill and others—

**CS for HB 311**—A bill to be entitled An act relating to probate; amending s. 222.21, F.S.; specifying additional circumstances under which certain funds or accounts are not exempt from a surviving spouse's claims; amending s. 731.110, F.S.; providing a prerequisite to admitting a will to probate or appointing a personal representative under certain circumstances; amending s. 731.201, F.S.; defining the terms "collateral heir" and "descendant"; creating s. 731.401, F.S.; providing for enforceability of will or trust provisions requiring arbitration of certain disputes; amending ss. 732.102, 732.103, 732.104, 732.108, 732.401, and 732.507, F.S.; conforming provisions to new definitions; amending s. 732.2025, F.S.; revising the definition of "elective share trust"; amending ss. 732.2035 and 732.2075, F.S.; revising provisions relating to the elective estate and elective share; amending s. 732.4015, F.S.; revising a provision prohibiting devise of a homestead; creating s. 733.620, F.S.; providing for unenforceability and invalidity of certain will provisions exculpating personal representatives; amending s. 734.101, F.S.; increasing a time period for procedures relating to foreign personal representatives; amending s. 895.02, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committees on Judiciary; and Banking and Insurance.

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By the Jobs and Entrepreneurship Council; and Representative Precourt and others—

**CS for HB 411**—A bill to be entitled An act relating to limited insurance licenses; amending s. 624.501, F.S.; specifying fees for limited appointments as motor vehicle rental insurance agents; amending s. 626.321, F.S.; revising provisions relating to limited licenses to transact personal accident insurance to apply to travel insurance; providing criteria and requirements; specifying authorized entities; specifying applicable coverage; providing limitations; providing entity training requirements; revising provisions relating to limited licenses to transact baggage and motor vehicle excess liability insurance to apply to motor vehicle rental insurance; providing criteria and requirements; specifying authorized entities; specifying applicable coverage; providing limitations; providing application requirements; providing responsibilities of licensees; limiting sales of certain insurance policies or certificates for limited classes of business to certain insurers; providing an effective date.

—was referred to the Committees on Banking and Insurance; Regulated Industries; and Commerce.

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By the Healthcare Council; and Representative Ausley and others—

**CS for HB 509**—A bill to be entitled An act relating to children's services; creating the Children and Youth Cabinet; providing a short title; providing legislative intent; providing organization, membership, and duties and responsibilities of the cabinet; providing for an advisory board; requiring the cabinet to prepare an annual report; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Operations; and Health and Human Services Appropriations.

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By Representative Proctor and others—

**HB 851**—A bill to be entitled An act relating to historic preservation; creating s. 267.1735, F.S.; providing goals for contracting with the University of Florida for management of certain state-owned properties; requiring agreement of all parties to contracts for management of such properties and the University of Florida; rescinding existing contracts upon execution of contract between the University of Florida and the Board of Trustees of the Internal Improvement Trust Fund; specifying use of proceeds derived from the management of such properties; authorizing transfer and ownership of certain artifacts, documents, and properties to the university; providing for transfer of records, property, and funds to the university; specifying certain powers and duties of the University of Florida; providing that the university may contract with its direct-support organization to perform all acts necessary to assist the university in carrying out its historic preservation and historic education responsibilities; delineating certain powers; authorizing contracting without competitive bidding under certain circumstances; providing eligibility to match state funds in the University Major Gifts Program; creating s. 267.1736, F.S.; requiring the authorization of a direct-support organization to assist the university in historic preservation and historic preservation education purposes and responsibilities; providing purposes and duties of the direct-support organization; providing for a board of directors; providing membership requirements; delineating contract and other governance requirements; repealing s. 267.171, F.S., relating to contract with the City of St. Augustine for the management of certain state-owned properties, contingent on execution of a specified contract; providing an effective date.

—was referred to the Committees on Higher Education; Governmental Operations; and Higher Education Appropriations.

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By the Policy and Public Learning Council; Schools and Learning Council; and Representative Pickens and others—

**CS for HB 7147**—A bill to be entitled An act relating to postsecondary education enhancements; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of certain enrollment forecasting models; requiring a final report; requiring the Department of Education to conduct a review of certain courses in the statewide course numbering system and update the system as appropriate; requiring a report; requiring nonpublic postsecondary institutions that participate in statewide course numbering to provide certain information in their catalogs; requiring the department's website to include certain information; requiring the department to review certain examinations and recommend articulated acceleration mechanisms; amending s. 1007.33, F.S.; identifying the areas in which community colleges may propose to deliver baccalaureate degree programs; removing requirement that proposal be submitted to the Council for Education Policy Research and Improvement for review; amending s. 1009.25, F.S.; revising provisions relating to the number of and qualifications for community college fee exemptions; amending s. 1011.83, F.S.; providing a residency requirement for funding baccalaureate degree programs at community colleges; providing requirements for funding nonrecurring and recurring costs associated with such programs; limiting per-student funding to a specified percentage of costs associated with state university baccalaureate degree programs; providing certain reporting and funding requirements; amending s. 1009.23, F.S.; providing guidelines and restrictions for setting tuition and out-of-state fees for community college upper-division courses; providing an effective date.

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

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By Representative Proctor and others—

**HB 853**—A bill to be entitled An act relating to public records; amending s. 267.1736, F.S.; providing an exemption from public records requirements for certain donor and prospective donor information involving state-owned properties in a historic district in the City of St. Augustine; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Higher Education; and Governmental Operations.

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**RETURNING MESSAGES—FINAL ACTION**

The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has passed CS for SB 412, CS for SB 426, SB 562, CS for CS for SB 668, CS for CS for SB 1270, CS for SB 1456 and SB 1700.

*William S. Pittman III*, Chief Clerk

The bills contained in the foregoing messages were ordered enrolled.

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The Honorable Ken Pruitt, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment(s) and passed CS for HB 1039 as amended.

*William S. Pittman III*, Chief Clerk

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 20 was corrected and approved.

## CO-INTRODUCERS

Senators Aronberg—CS for SB 1764, SB 2224; Atwater—CS for SB 926, SB 2224; Baker—CS for SB 128, CS for CS for SB 560, CS for SJR 3034; Crist—SB 1006, CS for CS for CS for SB 1638, CS for CS for SB 1864, CS for SB 2188; Dawson—SR 3068; Deutch—CS for CS for SB 1822; Fasano—CS for SB 2534; Gaetz—CS for SB 2312; Garcia—CS for SB 2848; Justice—CS for SB 746; Lawson—CS for SB 128; Lynn—SB 322, CS for SB 412, CS for SB 486, CS for CS for SB 1270, CS for SB 1460, CS for CS for SB 1678, SB 1748, CS for CS for SB 1974, CS for SB 1976, CS for SB 2026, CS for SB 2512

## VOTES RECORDED

Senator Storms was recorded as voting "yea" on the following bills which were considered April 19: **SB 236**, **SB 2480**, **Cs for CS for SB 656**, **CS for CS for SB 668**, **SB 1160**, **CS for SB 1178**, **CS for CS for SB 1270**, **SB 1452**, **SB 1488**, **SB 1950**, **SB 1972**, **CS for CS for SB 1976**, **CS for CS for SB 2052**, **SB 2092**, **SB 2100**, **SB 2634**, **SB 2866**, **HB 77**, **HB 261**, **HB 547**, **HB 1483**, **HB 7001**, **HB 7085** and **HB 7089**.

## RECESS

On motion by Senator King, the Senate recessed at 3:36 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 26 or upon call of the President.

## SENATE PAGES

April 23-27, 2007

Rachel Baker, Venice; Kareema Brown, Tallahassee; Crystal Chadwell, Panacea; Kameron Dennis, Tallahassee; Michael Ellis, Tallahassee; Grace Flores, Maitland; Mary Franqui, Longwood; Aixsia Gonzalez, Tallahassee; Roderick Henderson Jr., Plant City; Joseph "Joe" Humphrey, Palmetto; Daphne "Nicole" Lara, Valrico; Brittany Ann Laxton, Live Oak; Ashley Morrow, Valrico; Deandre Parks, Tallahassee; Ashlee Parson, Ponce de Leon; Desirray Peters, Tallahassee; Angela Petrizzo, Tallahassee; Elizabeth Romig, Tallahassee; Kathleen Schield, Coral Gables; Kallie Waters, Winter Garden

## BILL ACTION SUMMARY

### WEDNESDAY, APRIL 25, 2007

| | | |
|---|---|---|
| S | 90 | Read 3rd time; Passed as amended 40-0 |
| S | 122 | Read 2nd time |
| S | 138 | Read 3rd time; CS passed as amended 31-0 |
| S | 142 | Read 2nd time |
| S | 160 | Read 3rd time; Passed 39-1 |
| S | 214 | Read 2nd time; Substituted CS for HB 449; Laid on Table, refer to CS for HB 449 |
| S | 252 | Read 3rd time; CS passed 40-0 |
| S | 266 | Substituted CS for HB 97; Laid on Table, refer to CS for HB 97 |
| S | 448 | Read 2nd time |
| S | 464 | Read 3rd time; CS passed as amended 34-0 (890226) |
| S | 500 | Read 3rd time; CS passed 38-2 |
| S | 506 | Read 3rd time; CS passed as amended 40-0 (530456) |
| S | 586 | Read 2nd time; Adopted |
| S | 614 | Read 2nd time; Substituted CS for HB 339; Laid on Table, refer to CS for HB 339 |
| S | 672 | Read 3rd time; Passed 39-0 |
| S | 690 | Substituted HB 723; Laid on Table, refer to HB 723 |
| S | 744 | Substituted CS for HB 249; Laid on Table, refer to CS for HB 249 |
| S | 746 | Read 3rd time; CS passed as amended 40-0 |
| S | 978 | Read 2nd time |
| S | 988 | Read 2nd time |
| S | 1342 | Read 2nd time |
| S | 1372 | Refused to concur, requested House to recede |
| S | 1376 | Read 3rd time; CS passed 40-0 |
| S | 1448 | Read 2nd time |
| S | 1460 | Read 2nd time |
| S | 1510 | Read 2nd time |
| S | 1572 | Withdrawn from further consideration |
| S | 1574 | Withdrawn from further consideration |
| S | 1576 | Withdrawn from further consideration |
| S | 1578 | Withdrawn from further consideration |
| S | 1580 | Withdrawn from further consideration |
| S | 1582 | Withdrawn from further consideration |
| S | 1584 | Withdrawn from further consideration |
| S | 1586 | Withdrawn from further consideration |
| S | 1588 | Withdrawn from further consideration |
| S | 1590 | Withdrawn from further consideration |
| S | 1630 | Read 2nd time |
| S | 1638 | Read 3rd time; CS passed 33-0 |
| S | 1644 | Read 3rd time; CS passed 40-0 |
| S | 1676 | Substituted CS for HB 1003; Laid on Table, refer to CS for HB 1003 |
| S | 1678 | Read 3rd time; Substituted CS for HB 411; Laid on Table, refer to CS for HB 411 |
| S | 1748 | Read 3rd time; Passed 40-0 |
| S | 1764 | Read 2nd time |
| S | 1774 | Substituted HB 143; Laid on Table, refer to HB 143 |
| S | 1792 | Read 2nd time |
| S | 1818 | Read 2nd time |
| S | 1824 | Read 3rd time; CS passed as amended 39-0 (392138) |
| S | 1848 | Read 3rd time; CS passed 40-0 |
| S | 1852 | Read 3rd time; Passed 40-0 |
| S | 1862 | Read 3rd time; Passed as amended 33-0 |
| S | 1884 | Read 3rd time; CS passed 40-0 |
| S | 1894 | Read 3rd time; CS passed 40-0 |
| S | 1936 | Substituted CS for HB 311; Laid on Table, refer to CS for HB 311 |
| S | 1952 | Read 3rd time; CS passed 40-0 |
| S | 1974 | Read 2nd time |
| S | 2038 | Read 2nd time |
| S | 2054 | Read 2nd time |
| S | 2196 | Read 2nd time |
| S | 2198 | Read 3rd time; CS passed 33-0 |
| S | 2312 | Read 2nd time |
| S | 2398 | Substituted HB 7163; Laid on Table, refer to HB 7163 |
| S | 2766 | Read 2nd time |
| S | 2922 | Withdrawn from further consideration |
| S | 2982 | Read 2nd time; Adopted |
| S | 3022 | Read 2nd time; Adopted |
| S | 3036 | Read 2nd time; Adopted |
| S | 3048 | Read 2nd time; Adopted |
| S | 3066 | Read 2nd time; Adopted |
| H | 97 | Substituted for CS for CS for SB 266; Read 2nd time; Read 3rd time; CS passed 16-14; Motion to reconsider pending |
| H | 121 | Read 3rd time; Passed 33-0 |
| H | 143 | Substituted for SB 1774; Read 2nd time |
| H | 249 | Substituted for CS for SB 744; Read 2nd time; Read 3rd time; CS passed as amended 40-0 (821540) |
| H | 275 | Read 3rd time; CS passed as amended 37-3 |
| H | 311 | Substituted for CS for SB 1936; Read 2nd time |
| H | 339 | Substituted for SB 614; Read 2nd time |
| H | 411 | Substituted for CS for CS for SB 1678; Read 2nd time; Read 3rd time; CS passed 40-0 |
| H | 449 | Substituted for CS for SB 214; Read 2nd time |
| H | 723 | Substituted for SB 690; Read 2nd time |
| H | 1003 | Substituted for CS for SB 1676; Read 2nd time; Read 3rd time; CS passed 40-0 |
| H | 7163 | Substituted for CS for SB 2398; Read 2nd time; Read 3rd time; Passed 40-0 |

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## April 25, 2007

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BP — Bill Passed
CO — Co-Introducers
CR — Committee Report
CS — Committee Substitute, First Reading
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